

ONE HUNDREDTH DAY

St. Paul, Minnesota, Monday, May 2, 2022

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Jeff Hansen.

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

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

Abeler	Draheim	Isaacson	Mathews	Rosen
Anderson	Duckworth	Jasinski	McEwen	Ruud
Bakk	Dziedzic	Johnson	Miller	Senjem
Benson	Eaton	Johnson Stewart	Murphy	Tomassoni
Bigham	Eichorn	Kent	Nelson	Torres Ray
Carlson	Eken	Kiffmeyer	Newman	Utke
Chamberlain	Frentz	Klein	Newton	Weber
Champion	Gazelka	Koran	Osmek	Westrom
Clausen	Goggin	Kunesh	Pappas	Wiger
Coleman	Hawj	Lang	Port	Wiklund
Cwodzinski	Hoffman	Latz	Pratt	
Dahms	Housley	Limmer	Putnam	
Dibble	Howe	López Franzen	Rarick	
Dornink	Ingebrigtsen	Marty	Rest	

Pursuant to Rule 14.1, the President announced the following members intend to vote under Rule 40.7: Anderson, Coleman, Draheim, Eaton, Gazelka, Goggin, Kent, Limmer, López Franzen, Marty, and Tomassoni.

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

April 5, 2022

The Honorable David J. Osmek
President of the Senate

Dear Senator Osmek:

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

BOARD OF JUDICIAL STANDARDS

Scott Fischer, 318 - 70th St., Mahtomedi, in the county of Washington, effective April 5, 2022, for a term expiring on January 5, 2026.

Theresa Harris, 3237 Irving Ave. S., Minneapolis, in the county of Hennepin, effective April 5, 2022, for a term expiring on January 5, 2026.

Sincerely,
Tim Walz, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 2677, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 2677: A bill for an act relating to unemployment insurance; repaying unemployment insurance trust fund loans; replenishing the unemployment insurance trust fund; freezing the base tax rate for employers; eliminating the additional assessment for calendar years 2022 and 2023; establishing a zero percent special assessment rate for calendar year 2022; eliminating a revenue replacement transfer; appropriating money; repealing Laws 2021, First Special Session chapter 12, article 5, section 3.

Senate File No. 2677 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned April 29, 2022

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 4062: A bill for an act relating to state government; appropriating money for environment and natural resources and tourism; modifying previous appropriations; establishing

new programs and modifying existing programs; modifying fees; creating accounts; authorizing sales and conveyances of certain land; modifying environmental laws; modifying game and fish laws; modifying water laws; modifying natural resource and environment laws; modifying mining laws; allowing expansion in West Newton Special Use District; requiring reports; making technical corrections; amending Minnesota Statutes 2020, sections 84.027, subdivision 14a, by adding a subdivision; 84.632; 84.788, subdivision 5; 84.82, subdivision 2, by adding a subdivision; 84.821, subdivision 2; 84.84; 84.86, subdivision 1; 84.87, subdivision 1; 84.922, subdivision 4; 85.015, subdivision 10; 90.181, subdivision 2; 97A.015, subdivisions 29, 51; 97A.126, as amended; 97A.137, subdivisions 3, 5; 97A.405, subdivision 5; 97B.031, subdivision 1; 97B.071; 97B.311; 97B.318, subdivision 1; 97B.415; 97B.668; 97C.211, subdivision 2a; 97C.315, subdivision 1; 97C.515, subdivision 2; 103G.201; 103G.211; 103G.223; 103G.271, subdivision 7, by adding a subdivision; 103G.285, by adding a subdivision; 103G.287, subdivisions 4, 5, by adding subdivisions; 103G.289; 115.03, subdivision 1; 115.455; 115.55, by adding a subdivision; 115.77, subdivision 1; 115.84, subdivisions 2, 3; 115A.03, subdivision 35, by adding subdivisions; 115B.52, subdivision 4; 116.03, subdivision 2b; 116.07, subdivision 4d, by adding a subdivision; 116B.03, subdivision 1; 116B.10, by adding a subdivision; 116D.04, subdivision 2a; 116U.55, by adding a subdivision; 127A.353, subdivision 2; 282.04, subdivision 1, by adding a subdivision; 282.08; 297A.94; Minnesota Statutes 2021 Supplement, sections 84.63; 84.631; 84.92, subdivision 8; 85.052, subdivision 6; 92.502; 103G.271, subdivision 4a; 127A.353, subdivision 4; Laws 2015, First Special Session chapter 4, article 4, section 136, as amended; Laws 2021, First Special Session chapter 6, article 1, section 2, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 93; 115A; repealing Minnesota Statutes 2020, section 97C.515, subdivisions 4, 5; Laws 2012, chapter 236, section 28, subdivision 9, as amended; Laws 2013, chapter 121, section 53; Minnesota Rules, parts 6100.5000, subparts 3, 4, 5; 6100.5700, subpart 4; 6232.0350.

Senate File No. 4062 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned April 28, 2022

Senator Ingebrigtsen moved that the Senate do not concur in the amendments by the House to S.F. No. 4062, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 2673: A bill for an act relating to public safety; amending certain statutes regarding public safety, criminal justice, and corrections; establishing new crimes and expanding existing ones; modifying sentencing provisions; modifying fees; requiring reporting; authorizing pilot projects; providing for grant programs; appropriating money for the judiciary, public safety, public defenders, sentencing guidelines, and corrections; amending Minnesota Statutes 2020, sections 13A.02, subdivisions 1, 2; 144.6586, subdivision 2; 152.01, by adding a subdivision; 152.021, subdivisions

1, 2; 152.022, subdivisions 1, 2; 152.023, subdivision 2; 152.025, subdivision 4; 169A.44; 169A.51, subdivisions 3, 4, by adding a subdivision; 171.174; 171.177, subdivisions 1, 3, 4, 5, 8, 12, 14; 171.306, by adding a subdivision; 244.01, subdivision 8; 244.05, subdivisions 4, 5; 244.09, subdivisions 2, 11, by adding subdivisions; 244.101, subdivision 1; 244.14, subdivision 3; 244.171, subdivision 4; 299A.41, subdivisions 3, 4, by adding a subdivision; 357.021, subdivision 2; 517.08, subdivision 1c; 609.035, subdivision 1, by adding a subdivision; 609.106, subdivision 2; 609.1095, subdivisions 2, 3, 4, by adding a subdivision; 609.11, subdivision 8, by adding a subdivision; 609.115, subdivision 2a; 609.2231, subdivisions 2, 3; 609.35; 609.487, subdivision 5, by adding a subdivision; 609.52, subdivisions 3, 3a; 609.527, subdivision 1, by adding a subdivision; 609.582, subdivisions 3, 4; 609B.205; 626.15; 626.8452, by adding subdivisions; Minnesota Statutes 2021 Supplement, sections 357.021, subdivision 1a; 609.135, subdivision 2; 609.2325, subdivision 1; 609.5151; proposing coding for new law in Minnesota Statutes, chapters 299A; 388; 609; 617; 626.

Senate File No. 2673 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned April 29, 2022

Senator Miller, for Senator Limmer, moved that the Senate do not concur in the amendments by the House to S.F. No. 2673, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 3872.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted April 29, 2022

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 3872: A bill for an act relating to higher education; providing for funding and policy changes for the Office of Higher Education, the University of Minnesota, and the Minnesota State Colleges and Universities system; creating and modifying certain student aid programs; creating and modifying certain grants to institutions; modifying certain institutional licensure provisions; creating the Inclusive Higher Education Technical Assistance Center; modifying Board of Regents provisions; requiring reports; appropriating money; amending Minnesota Statutes 2020, sections 135A.15, subdivision 8, by adding a subdivision; 136A.121, subdivisions 5, 18; 136A.1701, subdivision 11; 136A.833; 137.023; 137.024; 137.0245, subdivisions 2, 3; 137.0246; Minnesota Statutes 2021 Supplement, sections 135A.137, subdivision 3; 136A.126, subdivisions 1, 4; 136A.1791, subdivision 5; 136A.91, subdivisions 1, 2; 136F.20, subdivision 4; 136F.202, subdivision 1; Laws 2021, First Special Session chapter 2, article 1, section 2, subdivisions 35, 36; article 2, section 45,

by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A; 137; repealing Minnesota Rules, part 4880.2500.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3510, now on General Orders.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Gazelka introduced--

S.F. No. 4561: A bill for an act relating to taxation; sales and use; modifying the authorization for the Little Falls local sales tax; amending Laws 2021, First Special Session chapter 14, article 8, section 11, subdivisions 2, 3.

Referred to the Committee on Taxes.

Senators Dornink and Draheim introduced--

S.F. No. 4562: A bill for an act relating to state government; establishing immunity for violations of certain executive orders.

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

Senator Weber introduced--

S.F. No. 4563: A bill for an act relating to capital investment; appropriating money for an expansion of the Lewis & Clark Regional Water System.

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

Senator Johnson introduced--

S.F. No. 4564: A bill for an act relating to capital investment; appropriating money for Marshall County law enforcement and government facilities in the city of Warren; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Mathews introduced--

S.F. No. 4565: A bill for an act relating to human services; modifying electronic visit verification requirements; amending Minnesota Statutes 2020, section 256B.073, subdivisions 3, 4, by adding a subdivision.

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

MOTIONS AND RESOLUTIONS

Senator Rosen moved that the name of Senator Weber be added as a co-author to S.F. No. 2918. The motion prevailed.

Senator Murphy moved that the names of Senators Clausen and Kunesh be added as co-authors to S.F. No. 3886. The motion prevailed.

Senator Goggin introduced --

Senate Resolution No. 129: A Senate resolution congratulating Adam Schumacher of Plainview, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senators Pratt and Draheim introduced --

Senate Resolution No. 130: A Senate resolution congratulating Anders Brovold of New Prague, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senators Pratt and Draheim introduced --

Senate Resolution No. 131: A Senate resolution congratulating Brayden Schultz of New Prague, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senators Pratt and Draheim introduced --

Senate Resolution No. 132: A Senate resolution congratulating Michael O'Rourke of New Prague, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senators Pratt and Draheim introduced --

Senate Resolution No. 133: A Senate resolution congratulating Noah Redfearn of New Prague, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senator Wiger moved that S.F. No. 4547 be withdrawn from the Committee on Education Finance and Policy, given a second reading, and placed on General Orders.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hoffman	Latz	Pappas
Bigham	Dziedzic	Isaacson	López Franzen	Putnam
Carlson	Eaton	Johnson Stewart	Marty	Rest
Champion	Eken	Kent	McEwen	Torres Ray
Clausen	Frentz	Klein	Murphy	Wiger
Cwodzinski	Hawj	Kunesh	Newton	Wiklund

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Eaton, Kent, López Franzen, and Marty.

Those who voted in the negative were:

Anderson	Draheim	Ingebrigtsen	Mathews	Rosen
Bakk	Duckworth	Jasinski	Miller	Ruud
Benson	Eichorn	Johnson	Nelson	Senjem
Chamberlain	Gazelka	Kiffmeyer	Newman	Tomassoni
Coleman	Goggin	Koran	Osmek	Utke
Dahms	Housley	Lang	Pratt	Weber
Dornink	Howe	Limmer	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Gazelka, Goggin, Limmer, Rosen, and Tomassoni.

The motion did not prevail.

MOTIONS AND RESOLUTIONS - CONTINUED

SPECIAL ORDERS

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

H.F. No. 4293.

SPECIAL ORDER

H.F. No. 4293: A bill for an act relating to state government; appropriating money for certain government agencies and pension plans; allowing certain contracts; determining acceptance of certain collateral by the executive council; designating Juneteenth; defining certain terms; specifying emergency management provisions; modifying data practices provisions; amending provisions of the Legislative Salary Council; changing the revolving fund for services rate and statewide systems services; providing changes to state budget and finance sections; moving the Office of Collaborations and Dispute Resolution under the Department of Administration; establishing the Office of Enterprise Translations; creating the language access service account; changing provisions for grant administration, solicitation process, affirmative action measures, technology accessibility standards, hiring processes, salary differential benefits, supported work practices, deposit and investment of local public funds, Minnesota State Colleges and Universities, burial grounds, manufactured homes, managed natural landscapes, military salary differential, Mississippi River Parkway Commission, campaign finance and elections, barbering, and cosmetology; permitting certain local licenses; creating certain separation and retention incentive programs; requiring an Office of Small Agency study; establishing State Emblems Redesign Commission, Legislative Task Force on Aging, and Advisory Committee on Service Worker Standards; making policy and technical changes to various

military and veterans affairs provisions, including provisions related to veterans housing, veteran benefits, veterans services, veterans bonus program, and Veterans Service Office grant program; creating a Veterans Service Office grant program; determining actuarial assumption for investment rate of return and direct state aid; providing for allocation of federal transportation-related funds; providing various policy changes to transportation-related provisions; establishing a working group and a task force; authorizing the sale and issuance of state bonds; requiring reports; setting certain fees; amending Minnesota Statutes 2020, sections 3.303, subdivision 6; 4.075, by adding subdivisions; 5B.06; 9.031, subdivision 3; 10.55; 10A.273, subdivision 1; 12.03, by adding subdivisions; 12.21, subdivision 2; 12.31, subdivision 2; 12.35, subdivision 4; 12.36; 13.04, subdivision 4; 13.072, subdivision 1; 15A.0825, subdivisions 1, 2, 3; 16A.126, subdivision 1; 16A.1286, subdivision 2; 16A.15, subdivision 3; 16B.33, subdivisions 1, 3, 3a, by adding a subdivision; 16B.98, by adding a subdivision; 16C.10, subdivision 2; 16C.32, subdivision 1; 43A.01, subdivision 2; 43A.02, by adding subdivisions; 43A.04, subdivisions 1a, 4, 7; 43A.09; 43A.10, subdivisions 2a, 7; 43A.14; 43A.15, subdivision 14, by adding a subdivision; 43A.183, subdivisions 1, 2; 43A.19, subdivision 1; 43A.191; 43A.21, subdivisions 1, 2, 3, by adding a subdivision; 43A.36, subdivision 1; 43A.421; 82.75, subdivision 8; 118A.09, subdivisions 1, 2; 136F.02, subdivision 1; 138.081, subdivision 3; 138.665, subdivision 2; 154.001, subdivision 2; 154.003; 154.01; 154.02, subdivisions 1, 4, 5, by adding subdivisions; 154.05; 154.07, subdivision 1; 154.08; 154.09; 154.11, subdivision 1, by adding a subdivision; 155A.20; 155A.23, subdivisions 8, 11, 18, by adding a subdivision; 155A.25, subdivision 1a; 155A.27, subdivisions 1, 5a, 6, 10, by adding a subdivision; 155A.271, subdivision 1; 155A.29, subdivision 1; 155A.30, subdivisions 2, 3, 4, 11; 160.08, subdivision 7; 160.266, by adding a subdivision; 161.088, subdivisions 1, 2, 4, 5, as amended, by adding a subdivision; 161.115, by adding a subdivision; 161.14, by adding subdivisions; 161.1419, subdivision 2; 162.07, subdivision 2; 162.13, subdivisions 2, 3; 168.002, by adding a subdivision; 168.1235, subdivision 1; 168.1253, subdivision 3; 168.27, subdivision 11; 168.327, subdivisions 2, 3; 168.33, subdivision 7; 168.345; 168A.01, subdivision 17b, by adding a subdivision; 168A.04, subdivisions 1, 4; 168A.05, subdivision 3; 168A.11, subdivision 3; 168A.151, subdivision 1; 168A.152, subdivisions 1, 1a; 168B.07, subdivision 3, by adding subdivisions; 169.14, by adding a subdivision; 169.18, subdivision 3; 169.8261; 171.01, by adding a subdivision; 171.06, subdivision 2, by adding a subdivision; 171.061, subdivision 4; 171.0705, by adding a subdivision; 171.12, subdivision 1a; 171.13, subdivision 1a; 174.52, subdivision 3; 197.608, subdivisions 4, 6; 197.79, subdivisions 1, 2, 3, 5, 10; 201.061, subdivision 3; 201.071, subdivisions 1, 3, 8; 201.091, subdivision 2; 201.12, subdivision 2; 201.13, subdivision 3; 201.1611, subdivision 1; 202A.16, subdivision 1; 203B.01, by adding a subdivision; 203B.02, by adding a subdivision; 203B.07, subdivisions 1, 2, 3; 203B.081, subdivisions 1, 2, 3; 203B.11, subdivision 1; 203B.121, subdivision 3; 203B.16, subdivision 2; 203B.21, subdivisions 1, 3; 203B.23, subdivision 2; 203B.28; 204B.06, subdivision 4a; 204B.09, subdivision 1; 204B.13, by adding a subdivision; 204B.19, subdivision 6; 204B.21, subdivision 2; 204B.45, subdivisions 1, 2; 204B.46; 204C.15, subdivision 1; 204C.33, subdivision 3; 204D.19, subdivision 2; 204D.22, subdivision 3; 204D.23, subdivision 2; 205.13, subdivision 5; 205A.10, subdivision 5; 205A.12, subdivision 5; 207A.12; 209.021, subdivision 2; 211B.04, subdivisions 2, 3, by adding a subdivision; 211B.11, subdivision 1; 211B.32, subdivision 1; 216D.03, by adding a subdivision; 219.1651; 221.025; 299A.41, subdivision 3; 299A.705, by adding a subdivision; 299D.03, subdivision 5; 299F.60, subdivision 1; 299J.16, subdivision 1; 307.08, as amended; 325F.662, subdivision 3; 325F.6641; 325F.6642; 325F.665, subdivision 14; 327C.095, subdivisions 12, 13, 16; 353.65, subdivision 3b; 354A.12, subdivisions 3a, 3c; 356.215, subdivision 8; 367.03, subdivision 6; 447.32, subdivision 4; 473.375, by adding a subdivision; 490.123, subdivision 5; 609.855, subdivisions 1, 7; 645.44, subdivision 5; Minnesota Statutes 2021 Supplement, sections 10A.01, subdivision 16a; 168.327, subdivision 1; 169.09, subdivision 13; 169.222, subdivision 4; 169A.60, subdivision 13; 171.0605, subdivision 5; 171.13, subdivision 1; 171.306, subdivision 4; 196.081; 201.225, subdivision 2; 203B.082, subdivision 2, by adding a subdivision; 203B.121, subdivisions 2, 4; 203B.24, subdivision 1; 204B.09, subdivision 3; 204B.16, subdivision 1; 207A.13, subdivision 2; 360.55, subdivision 9; 360.59, subdivision 10; Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 3; article 2, section 2, subdivision 1; Laws 2021, First Special Session chapter 12,

article 1, sections 11, subdivision 4; 37, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 16B; 16E; 43A; 118A; 154; 160; 161; 169; 171; 174; 197; 211B; 412; 471; 473; repealing Minnesota Statutes 2020, sections 1.135; 1.141; 12.03, subdivision 5d; 136F.03; 168A.01, subdivision 17a; 179.90; 179.91; 325F.6644; Minnesota Rules, parts 2100.2500; 2100.2600; 2100.2900; 2100.3000; 2100.3200; 8835.0350, subpart 2.

President Osmek called Senator Mathews to preside.

Senator Kiffmeyer moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 52, line 17, delete "2024" and insert "2023"

Page 53, line 8, delete "2024" and insert "2023"

Page 55, lines 9 and 15, delete "2024" and insert "2023"

Page 55, delete lines 21 and 22, and insert:

"**EFFECTIVE DATE.** The addition of "hair technician" to the list of temporary licenses is effective January 1, 2023. The setting of the temporary license for a four-year license cycle and the preclusion on issuing more than one temporary license to an applicant is effective January 1, 2024."

Page 56, delete section 34

Page 57, after line 6, insert:

"Sec. 35. Minnesota Statutes 2020, section 155A.27, is amended by adding a subdivision to read:

Subd. 12. **Licenses issued by other United States jurisdictions.** The board shall issue a practitioner license in cosmetology, nail technology, or esthology to a person upon application if the applicant meets the following criteria:

(1) the applicant holds a current and valid occupational license in cosmetology, nail technology, or esthology issued by another state or territory of the United States;

(2) the applicant has held the occupational license for at least one year;

(3) the applicant affirms:

(i) the board in the other state or territory holds the applicant in good standing;

(ii) the applicant does not have a disqualifying criminal record under the laws of the state of Minnesota;

(iii) the board in no other state or territory revoked the applicant's occupational license because of negligence or intentional misconduct related to the applicant's work in the occupation;

(iv) the applicant did not surrender an occupational license because of negligence or intentional misconduct related to the applicant's work in the occupation in another state or territory; and

(v) the applicant does not have a complaint, allegation, or investigation pending before a regulatory board in another state or territory which relates to unprofessional conduct or an alleged crime. If the applicant has a complaint, allegation, or investigation pending, the board in Minnesota shall not issue or deny an occupational license to the applicant until the complaint, allegation, or investigation is resolved or the applicant otherwise meets the criteria for an occupational license in Minnesota to the satisfaction of the board in Minnesota; and

(4) the applicant pays all applicable fees.

Sec. 36. Minnesota Statutes 2020, section 155A.27, is amended by adding a subdivision to read:

Subd. 13. **Notice of decision on application.** The board will provide an applicant with a written decision on an application for a practitioner license within 30 days after receiving a complete application.

Sec. 37. Minnesota Statutes 2020, section 155A.27, is amended by adding a subdivision to read:

Subd. 14. **False statements.** The board may reject an application for a practitioner license or revoke a practitioner license for a false statement in an application.

Sec. 38. Minnesota Statutes 2020, section 155A.27, is amended by adding a subdivision to read:

Subd. 15. **Other licenses allowed.** Nothing in this section shall be construed to prohibit an applicant from applying for an occupational license under another statute.

Sec. 39. **[155A.2705] HAIR TECHNICIAN REQUIREMENTS.**

Subdivision 1. **Application.** A complete application for a hair technician license must include the following:

(1) a completed application form;

(2) payment of the fees required by section 155A.25;

(3) passing test results no more than one year before submission of the application of the following board-approved tests for the license for a hair technician:

(i) general theory test;

(ii) written practical test; and

(iii) test on Minnesota Laws and Rules related to providing hair technician services; and

(4) proof of completion of training, as required under subdivision 2.

Subd. 2. **Training.** (a) Training required for a hair technician license must be completed at a Minnesota-licensed cosmetology school including an original course completion certificate with

the notarized signatures of the school manager or owner documenting the successful completion of the curriculum of 600 hours of training as a hair technician.

(b) Training in general theory must consist of 100 hours of preclinical instruction in the theory of sciences of anatomy, trichology, and chemistry as related to services provided by hair technicians; electricity and light; infection control; and safety procedures related to services provided by hair technicians. Additional training may include clinical instruction and experience in the applied sciences, as determined by each provider.

EFFECTIVE DATE. This section is effective January 1, 2023."

Page 58, delete lines 8 and 9 and insert:

"EFFECTIVE DATE. The addition of "hair technician" to the list of practitioners requiring continuing education credits is effective January 1, 2023. The change to the period of validity for credit hours earned and the period in which the credits must have been earned from three to four years is effective January 1, 2024."

Page 58, line 25, delete "hair technician,"

Page 64, after line 21, insert:

"Sec. 55. **[415.20] MUNICIPAL IDS; LIMITATION.**

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

(b) "Municipal ID" means a photographic identification card in physical or electronic form created and provided by a municipality to a resident of the municipality that includes the individual's name, date of birth, residential address, and any other identifying information as required or authorized by the municipal ordinance.

(c) "Municipality" means a statutory or home rule charter city.

(d) "Resident" means a person who resides within the municipality's corporate boundaries for a minimum of 30 continuous days immediately prior to application for a municipal ID and who submits documentation demonstrating identity and residency as required in this section.

Subd. 2. **Municipal ID; acceptance limited.** Notwithstanding any law or rule to the contrary, a municipal ID does not qualify as proof of identification required for the receipt of one or more services provided by the state or through a federal program administered by the state or a political subdivision thereof.

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

Page 65, line 4, delete "eleven" and insert "13"

Page 65, after line 5, insert:

"(2) the executive director of the Minnesota Board of Cosmetologist Examiners;"

Page 65, line 6, delete "(2)" and insert "(3)" and delete everything after "by" and insert "the Salon and Spa Professional Association;"

Page 65, delete line 7

Page 65, line 8, delete "(3)" and insert "(4)" and delete everything after "by" and insert "Education Exchange of Minnesota;"

Page 65, delete line 9

Page 65, line 10, delete "(4)" and insert "(5)" and delete everything after "of" and insert "practitioners regulated by the Board of Cosmetologist Examiners, appointed by the Beauty Certified Educator Association;"

Page 65, delete line 11

Page 65, line 12, delete "(5)" and insert "(6)"

Page 65, line 14, delete "(6)" and insert "(7)"

Page 65, after line 14, insert:

"(8) one member of the public who is a stakeholder with respect to cosmetology services;"

Page 65, line 15, delete "(7)" and insert "(9)"

Page 65, line 17, delete "(8)" and insert "(10)"

Page 65, delete line 19

Page 68, after line 30, insert:

"(c) The revisor of statutes is directed to change all cross-references to Minnesota Statutes, section 155A.27, subdivision 10, to Minnesota Statutes, section 155A.28, subdivision 12."

Page 69, delete section 60 and insert:

"Sec. 65. **REPEALER.**

(a) Minnesota Statutes 2020, sections 136F.03; and 326A.04, subdivision 11, are repealed.

(b) Minnesota Rules, parts 7023.0150; 7023.0200; 7023.0250; and 7023.0300, are repealed.

(c) Minnesota Statutes 2020, section 645.071, is repealed.

(d) Minnesota Statutes 2020, section 155A.27, subdivision 10, is repealed.

(e) Minnesota Rules, part 2105.0183, is repealed.

EFFECTIVE DATE. Paragraph (c) is effective January 1, 2030, if an amendment to United States Code, title 15, section 260a, or other applicable law that authorizes states to observe advance standard time year-round is not enacted before that date. This section expires the day after an

amendment to the United States Code, title 15, section 260a, or other applicable law is enacted that authorizes states to observe advance standard time year-round."

Page 76, after line 2, insert:

"Sec. 13. Minnesota Statutes 2020, section 201.171, is amended to read:

**201.171 POSTING VOTING HISTORY; FAILURE TO VOTE; REGISTRATION
REMOVED.**

~~Within six weeks after every~~ Prior to the canvass of an election, the county auditor ~~shall~~ must post the voting history for every person who voted in the election. After the close of the calendar year, the secretary of state ~~shall~~ must determine if any registrants have not voted during the preceding four years. The secretary of state ~~shall~~ must perform list maintenance by changing the status of those registrants to "inactive" in the statewide registration system. The list maintenance performed must be conducted in a manner that ensures that the name of each registered voter appears in the official list of eligible voters in the statewide registration system. A voter must not be removed from the official list of eligible voters unless the voter is not eligible or is not registered to vote. List maintenance must include procedures for eliminating duplicate names from the official list of eligible voters.

The secretary of state shall also prepare a report to the county auditor containing the names of all registrants whose status was changed to "inactive."

Registrants whose status was changed to "inactive" must register in the manner specified in section 201.054 before voting in any primary, special primary, general, school district, or special election, as required by section 201.018.

Although not counted in an election, a late or rejected absentee or mail ballot must be considered a vote for the purpose of continuing registration under this section, but is not considered voting history for the purpose of public information lists available under section 201.091, subdivision 4.

EFFECTIVE DATE. This section is effective September 1, 2022, and applies to elections on or after that date."

Page 89, after line 16, insert:

"Sec. 30. Minnesota Statutes 2020, section 204B.19, is amended by adding a subdivision to read:

Subd. 4a. Vaccine requirements prohibited. No appointing authority may adopt or enforce a law, rule, policy, order, resolution, ordinance, charter provision, or other regulation requiring an individual appointed as an election judge to be vaccinated against a communicable disease or to show proof of vaccination against a communicable disease. For the purposes of this subdivision, "communicable disease" has the meaning given in section 144.419, subdivision 1, clause (2).

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

Renumber the sections in sequence

Amend the title accordingly

Senator Kiffmeyer moved to amend the Kiffmeyer amendment to H.F. No. 4293 as follows:

Page 6, line 17, after "judge" insert "or a member of a ballot board"

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the adoption of the Kiffmeyer amendment, as amended.

The roll was called, and there were yeas 36 and nays 29, as follows:

Those who voted in the affirmative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Gazelka, Goggin, Limmer, Nelson, and Tomassoni.

Those who voted in the negative were:

Bigham	Dziedzic	Isaacson	López Franzen	Putnam
Carlson	Eaton	Johnson Stewart	Marty	Rest
Champion	Eken	Kent	McEwen	Torres Ray
Clausen	Frentz	Klein	Murphy	Wiger
Cwodzinski	Hawj	Kunesh	Newton	Wiklund
Dibble	Hoffman	Latz	Pappas	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Eaton, Kent, López Franzen, and Marty.

The motion prevailed. So the Kiffmeyer amendment, as amended, was adopted.

Senator Champion moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 2, delete section 2

Page 3, delete section 3

Page 72, delete sections 7 and 8

Page 73, delete section 9

Page 74, delete sections 10 and 12

Page 78, delete sections 17 and 18

Page 81, delete section 20

Page 83, delete section 22

Page 84, delete section 23

Page 85, delete section 24

Page 89, delete sections 29 and 30

Page 91, delete section 33

Page 94, delete sections 36 and 37

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Senator Kiffmeyer imposed a call of the Senate for the balance of the proceedings on H.F. No. 4293. The Sergeant at Arms was instructed to bring in the absent members.

President Osmek resumed the Chair.

The question was taken on the adoption of the Champion amendment.

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

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Putnam
Carlson	Eaton	Johnson Stewart	Marty	Rest
Champion	Eken	Kent	McEwen	Tomassoni
Clausen	Frentz	Klein	Murphy	Torres Ray
Cwodzinski	Hawj	Kunesh	Newton	Wiger
Dibble	Hoffman	Latz	Pappas	Wiklund

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Eaton, Hoffman, Kent, López Franzen, and Marty.

Those who voted in the negative were:

Abeler	Dornink	Howe	Limmer	Rarick
Anderson	Draheim	Ingebrigtsen	Mathews	Rosen
Bakk	Duckworth	Jasinski	Miller	Ruud
Benson	Eichorn	Johnson	Nelson	Senjem
Chamberlain	Gazelka	Kiffmeyer	Newman	Utke
Coleman	Goggin	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Gazelka, Goggin, and Limmer.

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

Senator Benson moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 44, line 3, after "grant" insert "or aid" and after the period, insert "This section does not apply to:"

Page 44, after line 3, insert:

"(1) grants or aid to hospitals under chapter 144, nursing facilities under chapter 144A, or assisted living facilities under chapter 144G;

(2) medical assistance and MinnesotaCare payments; or

(3) grants of general obligation proceeds for capital projects subject to section 16A.695, and capital project grants to political subdivisions subject to section 16A.86."

Page 44, delete subdivisions 2 and 3 and insert:

"Subd. 2. **Requirements for eligibility.** For an organization to be eligible to receive a grant, the organization that received more than 50 percent of revenue from state funds in the fiscal year preceding the organization's grant application to be eligible to receive a grant must meet the following criteria:

(1) the organization must submit to the fiscal agent the relevant series Internal Revenue Service Form 990 in each of the two years preceding the execution of a grant agreement;

(2) the organization must not have on its governing board a voting member who is an employee of a state agency;

(3) the organization must submit to the fiscal agent certified financial audits of the most recent two fiscal years preceding the grant application;

(4) officers and members of the governing board of the organization must not have been convicted of any offense involving theft, fraud, embezzlement, or other misuse or misappropriation of funds or property. The organization must submit to the agency results of completed background checks on officers and members of the governing body of the organization before an agency may enter into a grant agreement with the organization; and

(5) the organization must not compensate an officer or employee in an amount greater than the governor's annual compensation in a 12-month period during the first fiscal year beginning, during, or after the 12-month period or in the following fiscal year. Compensation for purposes of this section includes salary, bonuses, the present value of stock options, the value of employment benefits,

employer contributions to retirement or deferred compensation plans on behalf of the officer or employee, and any other compensation or benefit of value.

Subd. 3. **Notice to legislature of ineligibility.** If a grant has been awarded by law to a specified organization that the commissioner determines is ineligible to receive the grant under subdivision 2, the commissioner must promptly report that determination to the chair of the committee on finance in the senate and the chair of the committee on ways and means in the house of representatives."

Page 45, line 7, before "Organizations" insert "(a)"

Page 45, after line 17, insert:

"(b) The fiscal agent for a grant to an organization must submit a report containing the information provided by the grant recipients to the chairs and ranking minority members of the legislative committees and budget divisions with jurisdiction over the agency serving as fiscal agent for the grant. The report submitted under this section must also include the commissioner's summary of the use of grant proceeds and an analysis of the grant recipients' success in meeting the goals, priorities, and measurable outcomes specified for the grant. An updated version of this report must be submitted on January 15 of each succeeding year until January 15 in the year following the date when all of the grant funds have been spent."

The motion prevailed. So the amendment was adopted.

President Osmek called Senator Mathews to preside.

Senator Isaacson moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 73, line 20, after the period, insert "Data on applicants submitted pursuant to section 201.061, subdivision 1b, are not part of the public information list until the voter is registered or has a voting history."

Page 77, delete section 15

Page 78, delete section 18

Page 80, line 31, after "ballots" insert "or to administer early voting"

Page 81, line 18, strike "seventh day before" and insert "day prior to the beginning of the early voting period as provided in section 203B.31"

Page 81, line 19, strike "the election"

Page 81, line 31, after "absentee" insert "and early voting" and after the second "absentee" insert "and early voting"

Page 82, line 3, after "voters" insert "who cast early votes and"

Page 92, line 6, strike "Within 14" and insert "At least 37"

Page 94, after line 22, insert:

"ARTICLE 7

STRENGTHENING VOTER REGISTRATION

Section 1. Minnesota Statutes 2020, section 13.607, is amended by adding a subdivision to read:

Subd. 9. Data derived from driver's license, Minnesota identification card, or learner's permit applications. Data on an application for a driver's license, a Minnesota identification card, or a learner's permit transferred to the secretary of state that are provided by a person whom the secretary of state determines is not eligible to vote are governed by section 201.161.

Sec. 2. Minnesota Statutes 2020, section 135A.17, subdivision 2, is amended to read:

Subd. 2. Residential housing list. All postsecondary institutions that enroll students accepting ~~state or~~ federal financial aid may prepare a current list of students enrolled in the institution and residing in the institution's housing or within ten miles of the institution's campus. All postsecondary institutions that enroll students accepting state financial aid must prepare a current list of students enrolled in the institution and residing in the institution's housing or within ten miles of the institution's campus. The list shall include each student's current address. The list shall be certified and sent to the appropriate county auditor or auditors for use in election day registration as provided under section 201.061, subdivision 3. A residential housing list provided under this subdivision may not be used or disseminated by a county auditor or the secretary of state for any other purpose.

Sec. 3. Minnesota Statutes 2020, section 201.054, subdivision 1, is amended to read:

Subdivision 1. **Registration.** (a) An individual may register to vote:

(1) at any time before the 20th day preceding any election as provided in section 201.061, subdivision 1;

(2) on the day of an election as provided in section 201.061, subdivision 3; or

(3) when submitting an absentee ballot, by enclosing a completed registration application as provided in section 203B.04, subdivision 4.

(b) An individual who is under the age of 18, but who is at least 16 years of age and otherwise eligible, may submit a voter registration application as provided in section 201.061, subdivisions 1 and 1b.

Sec. 4. Minnesota Statutes 2020, section 201.054, subdivision 2, is amended to read:

Subd. 2. **Prohibitions; penalty.** No individual shall intentionally:

(1) cause or attempt to cause the individual's name to be registered in any precinct if the individual is not eligible to vote, except as permitted by section 201.061, subdivision 1b;

(2) cause or attempt to cause the individual's name to be registered for the purpose of voting in more than one precinct;

(3) misrepresent the individual's identity when attempting to register to vote; or

(4) aid, abet, counsel, or procure any other individual to violate this subdivision.

A violation of this subdivision is a felony.

Sec. 5. Minnesota Statutes 2020, section 201.061, subdivision 1, is amended to read:

Subdivision 1. **Prior to election day.** (a) At any time except during the 20 days immediately preceding any regularly scheduled election, an eligible voter or any individual who will be an eligible voter at the time of the next election may register to vote in the precinct in which the voter maintains residence by completing a voter registration application as described in section 201.071, subdivision 1. A completed application may be submitted:

(1) in person or by mail to the county auditor of that county or to the Secretary of State's Office; or

(2) electronically through a secure website that shall be maintained by the secretary of state for this purpose, if the applicant has an e-mail address and provides the applicant's verifiable Minnesota driver's license number, Minnesota state identification card number, or the last four digits of the applicant's Social Security number.

(b) A registration that is received in person or by mail no later than 5:00 p.m. on the 21st day preceding any election, or a registration received electronically through the secretary of state's secure website no later than 11:59 p.m. on the 21st day preceding any election, shall be accepted. An improperly addressed or delivered registration application shall be forwarded within two working days after receipt to the county auditor of the county where the voter maintains residence. A state or local agency or an individual that accepts completed voter registration applications from a voter must submit the completed applications to the secretary of state or the appropriate county auditor within ten calendar days after the applications are dated by the voter.

~~(b)~~ (c) An application submitted electronically under paragraph (a), clause (2), may only be transmitted to the county auditor for processing if the secretary of state has verified the application information matches the information in a government database associated with the applicant's driver's license number, state identification card number, or Social Security number. The secretary of state must review all unverifiable voter registration applications submitted electronically for evidence of suspicious activity and must forward any such application to an appropriate law enforcement agency for investigation.

(d) An individual may not electronically submit a voter registration application on behalf of any other individual, except that the secretary of state may provide features on the secure website established under paragraph (a), clause (2), that allow third parties to connect application programming interfaces that facilitate an individual's submission of voter registration information while interacting with the third party.

~~(e)~~ (e) For purposes of this section, mail registration is defined as a voter registration application delivered to the secretary of state, county auditor, or municipal clerk by the United States Postal Service or a commercial carrier.

Sec. 6. Minnesota Statutes 2020, section 201.061, is amended by adding a subdivision to read:

Subd. 1b. **Preregistration.** An individual who is under the age of 18, but who is at least 16 years of age and meets all requirements for eligibility in section 201.014, except for age, may submit a voter registration application or be automatically registered under section 201.161 at the address in which the voter maintains residence pursuant to subdivision 1. Nothing in this section shall be construed to entitle an individual to appear on a polling place roster or cast a ballot at an election if the individual does not meet all eligibility requirements for voting, including age.

Sec. 7. Minnesota Statutes 2020, section 201.061, subdivision 3, is amended to read:

Subd. 3. **Election day registration.** (a) An individual who is eligible to vote may register on election day by appearing in person at the polling place for the precinct in which the individual maintains residence, by completing a registration application, making an oath in the form prescribed by the secretary of state and providing proof of residence. An individual may prove residence for purposes of registering by:

(1) presenting a driver's license, learner's permit, or Minnesota identification card issued pursuant to section 171.07, or a receipt for one of these documents that contains the voter's valid address in the precinct;

(2) presenting any document approved by the secretary of state as proper identification;

(3) having a valid registration in the same precinct;

(4) presenting a notice of late registration mailed by the county auditor or municipal clerk;

(5) presenting one of the following:

(i) a current valid student identification card from a postsecondary educational institution in Minnesota, if a list of students from that institution has been prepared under section 135A.17 and certified to the county auditor in the manner provided in rules of the secretary of state; or

(ii) a current student fee statement that contains the student's valid address in the precinct together with a picture identification card; or

~~(4)~~ (6) having a voter who is registered to vote in the precinct, or an employee employed by and working in a residential facility in the precinct and vouching for a resident in the facility, sign an oath in the presence of the election judge vouching that the voter or employee personally knows that the individual is a resident of the precinct. A voter who has been vouched for on election day may not sign a proof of residence oath vouching for any other individual on that election day. A voter who is registered to vote in the precinct may sign up to eight proof-of-residence oaths on any election day. This limitation does not apply to an employee of a residential facility described in this clause. The secretary of state shall provide a form for election judges to use in recording the number of individuals for whom a voter signs proof-of-residence oaths on election day. The form must

include space for the maximum number of individuals for whom a voter may sign proof-of-residence oaths. For each proof-of-residence oath, the form must include a statement that the individual: (i) is registered to vote in the precinct or is an employee of a residential facility in the precinct, (ii) personally knows that the voter is a resident of the precinct, and (iii) is making the statement on oath. The form must include a space for the voter's printed name, signature, telephone number, and address.

~~(b)~~ (b) The oath required by this subdivision and Minnesota Rules, part 8200.9939, must be attached to the voter registration application.

~~(b)~~ (c) The operator of a residential facility shall prepare a list of the names of its employees currently working in the residential facility and the address of the residential facility. The operator shall certify the list and provide it to the appropriate county auditor no less than 20 days before each election for use in election day registration.

~~(c)~~ (d) "Residential facility" means transitional housing as defined in section 256E.33, subdivision 1; a supervised living facility licensed by the commissioner of health under section 144.50, subdivision 6; a nursing home as defined in section 144A.01, subdivision 5; a residence registered with the commissioner of health as a housing with services establishment as defined in section 144D.01, subdivision 4; a veterans home operated by the board of directors of the Minnesota Veterans Homes under chapter 198; a residence licensed by the commissioner of human services to provide a residential program as defined in section 245A.02, subdivision 14; a residential facility for persons with a developmental disability licensed by the commissioner of human services under section 252.28; setting authorized to provide housing support as defined in section 256I.03, subdivision 3; a shelter for battered women as defined in section 611A.37, subdivision 4; or a supervised publicly or privately operated shelter or dwelling designed to provide temporary living accommodations for the homeless.

~~(d)~~ (e) For tribal band members, an individual may prove residence for purposes of registering by:

(1) presenting an identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs, United States Department of the Interior, that contains the name, address, signature, and picture of the individual; or

(2) presenting an identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs, United States Department of the Interior, that contains the name, signature, and picture of the individual and also presenting one of the documents listed in ~~Minnesota Rules, part 8200.5100, subpart 2, item B~~ subdivision 3a, paragraph (c).

(f) An eligible voter who resides on a reservation but does not have a residential address recognized by the United States Postal Service may register to vote using, as the voter's residential address, the address of the tribal council headquarters or any other address approved by the secretary of the tribal council.

~~(e)~~ (g) A county, school district, or municipality may require that an election judge responsible for election day registration initial each completed registration application.

Sec. 8. Minnesota Statutes 2020, section 201.061, is amended by adding a subdivision to read:

Subd. 3a. **Additional proofs of residence permitted with photo identification.** (a) An eligible voter may prove residence under this subdivision by presenting one of the photo identification cards listed in paragraph (b) and one of the additional proofs of residence listed in paragraph (c).

(b) The following documents are acceptable photo identification cards under this subdivision if the documents contain the voter's name and photograph:

(1) a driver's license, a learner's permit, or identification card, issued by the state of Minnesota or any other state of the United States as defined in Minnesota Statutes, section 645.44, subdivision 11;

(2) a United States passport;

(3) a United States military or veteran identification card;

(4) a student identification card issued by a Minnesota secondary or postsecondary educational institution; or

(5) a tribal identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs, United States Department of the Interior, that contains the individual's signature.

(c) The following documents are acceptable additional proofs of residence under this subdivision if the documents show the voter's name and current address in the precinct:

(1) an original bill, including account statements and start-of-service notification, for telephone, television, or Internet provider services, regardless of how those telephone, television, or Internet provider services are delivered; gas, electric, solid waste, water, or sewer services; credit card or banking services; or rent or mortgage payments. The due date on the bill must be within 30 days before or after election day or, for bills without a due date, dated within 30 days before election day. For bills delivered electronically, "original" means a printed copy of the electronic bill or a display of the bill on the voter's portable electronic device;

(2) a current student fee statement that contains the student's valid address in the precinct; or

(3) a residential lease or residential rental agreement if the lease or rental agreement is valid through election day.

Sec. 9. Minnesota Statutes 2020, section 201.061, is amended by adding a subdivision to read:

Subd. 3b. **Additional proofs of residence permitted for students.** (a) An eligible voter may prove residence by presenting a current valid photo identification issued by a postsecondary educational institution in Minnesota if the voter's name; student identification number, if available; and address within the precinct appear on a current residential housing list under section 135A.17, certified to the county auditor by the postsecondary educational institution.

(b) This additional proof of residence for students must not be allowed unless the postsecondary educational institution submits to the county auditor no later than 60 days prior to the election a written agreement that the postsecondary educational institution will certify for use at the election accurate updated residential housing lists under section 135A.17. A written agreement is effective

for the election and all subsequent elections held in that calendar year, including the November general election.

(c) The additional proof of residence for students must be allowed on an equal basis for voters who reside in housing meeting the requirements of section 135A.17, if the residential housing lists certified by the postsecondary educational institution meet the requirements of this subdivision.

(d) An updated residential housing list must be certified to the county auditor no earlier than 20 days prior to each election. The certification must be dated and signed by the chief officer or designee of the postsecondary educational institution and must state that the list is current and accurate and includes only the names of persons residing as of the date of the certification.

(e) The county auditor shall instruct the election judges of the precinct in procedures for use of the list in conjunction with photo identification. The auditor shall supply a list to the election judges with the election supplies for the precinct.

(f) The county auditor shall notify all postsecondary educational institutions in the county of the provisions of this subdivision.

Sec. 10. Minnesota Statutes 2020, section 201.071, subdivision 1, is amended to read:

Subdivision 1. **Form.** Both paper and electronic voter registration applications must contain the same information unless otherwise provided by law. A voter registration application must contain spaces for the following required information: voter's first name, middle name, and last name; voter's previous name, if any; voter's current address; voter's previous address, if any; voter's date of birth; voter's municipality and county of residence; voter's telephone number, if provided by the voter; date of registration; current and valid Minnesota driver's license number or Minnesota state identification number, or if the voter has no current and valid Minnesota driver's license or Minnesota state identification, the last four digits of the voter's Social Security number; a box to indicate a voter's preference to join the permanent absentee voter list; and voter's signature. The paper registration application may include the voter's e-mail address, if provided by the voter. The electronic voter registration application must include the voter's e-mail address. The registration application may include the voter's interest in serving as an election judge, if indicated by the voter. The application must also contain the following certification of voter eligibility:

"I certify that I:

(1) ~~will be at least 18 years old on election day~~ am at least 16 years old and understand that I must be at least 18 years old to be eligible to vote;

(2) am a citizen of the United States;

(3) will have resided in Minnesota for 20 days immediately preceding election day;

(4) maintain residence at the address given on the registration form;

(5) am not under court-ordered guardianship in which the court order revokes my right to vote;

(6) have not been found by a court to be legally incompetent to vote;

(7) have the right to vote because, if I have been convicted of a felony, my felony sentence has expired (been completed) or I have been discharged from my sentence; and

(8) have read and understand the following statement: that giving false information is a felony punishable by not more than five years imprisonment or a fine of not more than \$10,000, or both."

The certification must include boxes for the voter to respond to the following questions:

"(1) Are you a citizen of the United States?" and

"(2) ~~Will you be 18 years old on or before election day~~ Are you at least 16 years old and will you be at least 18 years old on or before the day of the election in which you intend to vote?"

And the instruction:

"If you checked 'no' to either of these questions, do not complete this form."

The form of the voter registration application and the certification of voter eligibility must be as provided in this subdivision and approved by the secretary of state. Voter registration forms authorized by the National Voter Registration Act must also be accepted as valid. The federal postcard application form must also be accepted as valid if it is not deficient and the voter is eligible to register in Minnesota.

An individual may use a voter registration application to apply to register to vote in Minnesota or to change information on an existing registration.

Sec. 11. Minnesota Statutes 2020, section 201.161, is amended to read:

**201.161 DRIVER'S LICENSE AND IDENTIFICATION CARD APPLICATIONS
AUTOMATIC VOTER REGISTRATION.**

Subdivision 1. **Automatic registration.** Except as otherwise provided in this section, an individual must be registered to vote if the individual is eligible to vote under section 201.014 and properly completes and submits one of the following applications, if the application otherwise requires documentation of citizenship:

(1) an application for a new or renewed Minnesota driver's license, instruction permit, or identification card;

(2) an initial or renewal application for medical assistance under chapter 256B or MinnesotaCare under chapter 256C; or

(3) an application for benefits or services to a state agency participating under subdivision 4.

Subd. 2. **Option to decline registration.** After an individual submits an application qualifying for registration under this section, the individual must be provided, by mail, a notice of the option and the procedures necessary to decline to be registered to vote. The secretary of state may prescribe the form and content of this notice. An individual must not be registered to vote if the individual declines to be registered within 20 days of submitting the application. The individual must continue to be offered an opportunity to be registered upon completion or submission of a qualifying

application unless the individual has presented documentation demonstrating a lack of citizenship or a failure to meet other eligibility criteria.

Subd. 3. **Department of Public Safety.** (a) The ~~Department~~ commissioner of public safety shall, in consultation with the secretary of state, must change ~~its~~ the applications for an original, duplicate, or change of address driver's license, instruction permit, or identification card so that the forms may also serve as voter registration applications, if the application otherwise includes verification of the applicant's citizenship. The forms must contain spaces for all information ~~collected by voter registration applications~~ required to register to vote, as prescribed by the secretary of state. Applicants for driver's licenses or identification cards must be asked if they want to register to vote at the same time and that Unless the applicant has provided an address other than the applicant's address of residence under section 171.12, subdivision 7, paragraph (d), the commissioner must transmit the information ~~must be transmitted at least weekly~~ daily by electronic means to the secretary of state. Pursuant to the Help America Vote Act of 2002, Public Law 107-252, the computerized driver's license record containing the voter's name, address, date of birth, citizenship, driver's license number or state identification number, signature image, county, ~~town~~, and city or town must be made available for access by the secretary of state and interaction with the statewide voter registration system. At least monthly, the commissioner must submit data to the secretary of state identifying the total number of people applying for services in a manner that qualifies for voter registration under this section and the total number of individuals whose records were actually transferred for registration.

(b) Information on an applicant for a form of an original, duplicate, or change of address driver's license, instruction permit, or identification card that does not include verification of citizenship must not be transmitted to the secretary of state. The commissioner must provide these applicants with information on the voting eligibility and the requirements for registering to vote at the time of the transaction.

(c) An applicant must not be registered to vote under this subdivision until the commissioner of public safety has certified that the department's systems have been tested and can accurately provide the required data, and the secretary of state has certified that the system for automatic registration of those applicants has been tested and is capable of properly determining whether an applicant is eligible to vote. The department's systems must be tested and accurately provide the necessary date no later than June 1, 2022.

Subd. 4. **Department of Human Services.** (a) The commissioner of human services, in consultation with the secretary of state, must ensure the applications described in subdivision 1, clause (2), may also serve as voter registration applications for any individual whose name appears on the application and for whom United States citizenship can be verified. The applications must contain spaces for all information required to register to vote, as prescribed by the secretary of state. The commissioner must transmit information daily by electronic means to the secretary of state on any individual whose United States citizenship has been verified. At least monthly, the commissioner must submit data to the secretary of state identifying the total number of people applying for services in a manner that qualifies for voter registration under this section and the total number of individuals whose records were actually transferred for registration.

(b) An applicant must not be registered to vote under this subdivision until the commissioner of human services has certified that the department's systems have been tested and can accurately

provide the required data, and the secretary of state has certified that the system for automatic registration of those applicants has been tested and is capable of properly determining whether an applicant is eligible to vote. The department's systems must be tested and accurately provide the necessary data no later than June 1, 2022.

Subd. 5. Other agencies and units of government. (a) The commissioner of any state agency, and the administrative head of any local government or the government of a federally recognized Indian tribe within the state, in consultation with the secretary of state, may cause any form or application within its jurisdiction to serve as a voter registration application, if the form or application already provides verification of an applicant's United States citizenship. The form or application must contain spaces for all information required to register to vote, as prescribed by the secretary of state. The commissioner or administrative head must transmit information daily by electronic means to the secretary of state on any individual whose United States citizenship has been verified. At least monthly, the commissioner must submit data to the secretary of state identifying the total number of people applying for services in a manner that qualifies for voter registration under this section, and the total number of individuals whose records were actually transferred for registration.

(b) The commissioner or administrative head, in consultation with the secretary of state, may cause any form or application within its jurisdiction to serve as an update to the address on an applicant's existing voter registration record. The commissioner or administrative head must transmit these information daily by electronic means to the secretary of state. At least monthly, the commissioner or administrative head must submit data to the secretary of state identifying the total number of people applying for services in a manner that qualifies for a voter registration address update under this paragraph, and the total number of individuals whose records were actually transferred for updates.

(c) An applicant must not be registered to vote under this subdivision until the agency's commissioner, or the administrative head of the local or tribal government, has certified that the necessary systems have been tested and can accurately provide the required data, and the secretary of state has certified that the system for automatic registration of those applicants has been tested and is capable of properly determining whether an applicant is eligible to vote.

Subd. 6. Registration. (a) The secretary of state must determine whether an applicant whose information is submitted under this section is currently registered in the statewide voter registration system. For each currently registered voter whose registration is not changed, the secretary of state must update the voter's registration date in the statewide voter registration system. For each currently registered voter whose registration is changed, the secretary of state must transmit the registration daily by electronic means to the county auditor of the county where the voter resides.

(b) If the applicant is not currently registered in the statewide voter registration system, the secretary of state must determine whether the applicant is 18 years of age or older and a citizen of the United States. The secretary of state must also compare the voter registration information received under section 201.145 to determine whether the applicant is eligible to vote. If an applicant is less than 18 years of age, the secretary of state must wait until the applicant has turned 18 years of age to determine whether the applicant is eligible to vote. For each applicant the secretary of state determines is an eligible voter, the secretary of state must transmit the registration daily by electronic means to the county auditor of the county where the voter resides.

(c) Any data on applicants who the secretary determines are not eligible to vote are private data on individuals, as defined in section 13.02, subdivision 12.

(d) The county auditor must delete the voter's record from the statewide voter registration system upon receipt of a written request, signed by the voter, that the registration be removed.

Subd. 7. **Notice.** (a) Upon receipt of the registration information, the county auditor must provide to the voter the notice of registration required by section 201.121, subdivision 2. A notice mailed under this subdivision must include information on declining the registration within the period authorized by subdivision 2, if the voter does not wish to be registered to vote. The secretary of state may adopt rules prescribing the notice required by this subdivision.

Subd. 8. **Prosecution of registration violations; voluntary action required.** Unless an individual knows of the individual's ineligibility to vote and intentionally takes voluntary action to become registered, the transfer of the individual's record under this section does not constitute completion or submission of a voter registration application by that individual. If an application is processed and the individual is registered by the state under this section, the application and registration is presumed to have been officially authorized by the state and the individual is not subject to penalty under this section or other applicable law if the individual is subsequently determined to be ineligible.

Subd. 9. **Effective date.** A registration application completed pursuant to this section that is dated during the 20 days before an election is not effective until the day after the election. This subdivision does not limit the ability of a person to register to vote on election day as provided in section 201.061, subdivision 3. Any person who submits an application under this section that is dated during the 20 days before an election shall be provided at the time of application with a notice advising the applicant of the procedures to register to vote on election day.

Sec. 12. Minnesota Statutes 2020, section 201.162, is amended to read:

201.162 DUTIES OF STATE AGENCIES.

The commissioner or chief administrative officer of each state agency or community-based public agency or nonprofit corporation that contracts with the state agency to carry out obligations of the state agency shall provide voter registration services for employees and the public, including as applicable, automatic voter registration or information on voter eligibility and registration procedures as required under section 201.161. A person may complete a voter registration application or apply to change a voter registration name or address if the person has the proper qualifications on the date of application. Nonpartisan voter registration assistance, including routinely asking members of the public served by the agency whether they would like to register to vote and, if necessary, assisting them in preparing the registration forms must be part of the job of appropriate agency employees.

Sec. 13. TRANSITION TO NEW VOTER REGISTRATION APPLICATION FORMS.

After the effective date of this act, an election official may use existing voter registration forms that do not comply with this act's requirements for applicants who are 18 years of age or older at the time of registration. Applicants who are 16 years of age at the time of registration must use an application form that meets the requirements in this act. Beginning on the effective date of this act,

an election official must not print or copy voter registration applications that do not meet the requirements of this act.

ARTICLE 8

PROMOTING VOTER ACCESS

Section 1. Minnesota Statutes 2020, section 201.014, is amended by adding a subdivision to read:

Subd. 2a. **Felony conviction; restoration of civil right to vote.** An individual convicted of a felony has the civil right to vote restored when the individual completes any incarceration imposed and executed by the court for the offense, or upon sentencing if no incarceration is imposed. If the individual is later incarcerated for the same offense, the individual's civil right to vote is lost only during the period of incarceration.

Sec. 2. Minnesota Statutes 2020, section 201.022, subdivision 1, is amended to read:

Subdivision 1. **Establishment.** The secretary of state shall maintain a statewide voter registration system to facilitate voter registration and to provide a central database containing voter registration information from around the state. The system must be accessible to the county auditor of each county in the state. The system must also:

(1) provide for voters to submit their voter registration applications to any county auditor, the secretary of state, or the Department of Public Safety;

(2) provide for the definition, establishment, and maintenance of a central database for all voter registration information;

(3) provide for entering data into the statewide registration system;

(4) provide for electronic transfer of completed voter registration applications from the Department of Public Safety to the secretary of state or the county auditor;

(5) assign a unique identifier to each legally registered voter in the state;

(6) provide for the acceptance of the Minnesota driver's license number, Minnesota state identification number, and last four digits of the Social Security number for each voter record;

(7) coordinate with other agency databases within the state;

(8) allow county auditors and the secretary of state to add or modify information in the system to provide for accurate and up-to-date records;

(9) allow county auditors, municipal and school district clerks, and the secretary of state to have electronic access to the statewide registration system for review and search capabilities;

(10) provide security and protection of all information in the statewide registration system and ensure that unauthorized access is not allowed;

(11) provide access to municipal clerks to use the system;

(12) provide a system for each county to identify the precinct to which a voter should be assigned for voting purposes;

(13) provide daily reports accessible by county auditors on the driver's license numbers, state identification numbers, or last four digits of the Social Security numbers submitted on voter registration applications that have been verified as accurate by the secretary of state; ~~and~~

(14) provide reports on the number of absentee ballots transmitted to and returned and cast by voters under section 203B.16-; and

(15) provide reports necessary for early voting.

The appropriate state or local official shall provide security measures to prevent unauthorized access to the computerized list established under section 201.021.

Sec. 3. Minnesota Statutes 2020, section 201.071, subdivision 1, is amended to read:

Subdivision 1. **Form.** Both paper and electronic voter registration applications must contain the same information unless otherwise provided by law. A voter registration application must contain spaces for the following required information: voter's first name, middle name, and last name; voter's previous name, if any; voter's current address; voter's previous address, if any; voter's date of birth; voter's municipality and county of residence; voter's telephone number, if provided by the voter; date of registration; current and valid Minnesota driver's license number or Minnesota state identification number, or if the voter has no current and valid Minnesota driver's license or Minnesota state identification, the last four digits of the voter's Social Security number; and voter's signature. The paper registration application may include the voter's e-mail address, if provided by the voter. The electronic voter registration application must include the voter's e-mail address. The registration application may include the voter's interest in serving as an election judge, if indicated by the voter. The application must also contain the following certification of voter eligibility:

"I certify that I:

(1) will be at least 18 years old on election day;

(2) am a citizen of the United States;

(3) will have resided in Minnesota for 20 days immediately preceding election day;

(4) maintain residence at the address given on the registration form;

(5) am not under court-ordered guardianship in which the court order revokes my right to vote;

(6) have not been found by a court to be legally incompetent to vote;

(7) ~~have the right to vote because, if I have been convicted of a felony, my felony sentence has expired (been completed) or I have been discharged from my sentence~~ am not currently incarcerated for a felony offense; and

(8) have read and understand the following statement: that giving false information is a felony punishable by not more than five years imprisonment or a fine of not more than \$10,000, or both."

The certification must include boxes for the voter to respond to the following questions:

"(1) Are you a citizen of the United States?" and

"(2) Will you be 18 years old on or before election day?"

And the instruction:

"If you checked 'no' to either of these questions, do not complete this form."

The form of the voter registration application and the certification of voter eligibility must be as provided in this subdivision and approved by the secretary of state. Voter registration forms authorized by the National Voter Registration Act must also be accepted as valid. The federal postcard application form must also be accepted as valid if it is not deficient and the voter is eligible to register in Minnesota.

An individual may use a voter registration application to apply to register to vote in Minnesota or to change information on an existing registration.

Sec. 4. [201.276] DUTIES OF SECRETARY OF STATE; INFORMATION ABOUT VOTING RIGHTS.

The secretary of state shall develop accurate and complete information in a single publication about the voting rights of people who have been charged with or convicted of a crime. This publication must be made available electronically to the state court administrator for distribution to judges, court personnel, probation officers, and the commissioner of corrections for distribution to corrections officials, parole and supervised release agents, and the public.

Sec. 5. Minnesota Statutes 2020, section 203B.001, is amended to read:

203B.001 ELECTION LAW APPLICABILITY.

The Minnesota Election Law is applicable to voting by absentee ballot and early voting unless otherwise provided in this chapter.

Sec. 6. Minnesota Statutes 2020, section 203B.01, is amended by adding a subdivision to read:

Subd. 5. **Early voting.** "Early voting" means voting in person before election day at the office of the county auditor or designated municipal clerk, or at any other location designated under section 203B.33, within the time period provided in section 203B.31.

Sec. 7. Minnesota Statutes 2020, section 203B.03, subdivision 1, is amended to read:

Subdivision 1. **Violation.** (a) No individual shall intentionally:

(1) make or sign any false certificate required by this chapter;

(2) make any false or untrue statement in any application for absentee ballots;

- (3) apply for absentee ballots more than once in any election with the intent to cast an illegal ballot;
 - (4) exhibit a ballot marked by that individual to any other individual;
 - (5) do any act in violation of the provisions of this chapter for the purpose of casting an illegal vote in any precinct or for the purpose of aiding another to cast an illegal vote;
 - (6) use information from absentee ballot or early voting materials or records for purposes unrelated to elections, political activities, or law enforcement;
 - (7) provide assistance to an absentee or early voter except in the manner provided by section 204C.15, subdivision 1;
 - (8) solicit the vote of an absentee or early voter while in the immediate presence of the voter during the time the individual knows the absentee or early voter is voting; or
 - (9) alter an absentee ballot application after it has been signed by the voter, except by an election official for administrative purposes.
- (b) Before inspecting information from absentee ballot or early voting materials or records, an individual shall provide identification to the public official having custody of the material or information.

Sec. 8. Minnesota Statutes 2020, section 203B.04, subdivision 5, is amended to read:

Subd. 5. **Permanent absentee voter status.** (a) An eligible voter may apply to a county auditor or municipal clerk to automatically receive an absentee ballot ~~application~~ before each election, other than an election by mail conducted under section 204B.45, and to have the status as a permanent absentee voter indicated on the voter's registration record. An eligible voter listed as an ongoing absentee voter as of July 31, 2013, pursuant to laws in effect on that date, shall be treated as if the voter applied for status as a permanent absentee voter pursuant to this subdivision.

(b) A voter who applies under paragraph (a) must automatically be provided an absentee ballot ~~application~~ for each eligible election. A voter's permanent absentee status ends and automatic ballot ~~application~~ delivery must be terminated on:

- (1) the voter's written request;
 - (2) the voter's death;
 - (3) return of an absentee ballot as undeliverable; or
 - (4) a change in the voter's status to "challenged" or "inactive" in the statewide voter registration system.
- (c) The secretary of state shall adopt rules governing procedures under this subdivision.
- (d) This subdivision does not apply to a voter residing in a jurisdiction that conducts elections entirely by mail under section 204B.45.

Sec. 9. Minnesota Statutes 2020, section 203B.05, subdivision 1, is amended to read:

Subdivision 1. **Generally.** The full-time clerk of any city or town shall administer the provisions of sections 203B.04 to 203B.15 if:

- (1) the county auditor of that county has designated the clerk to administer them; or
- (2) the clerk has given the county auditor of that county notice of intention to administer them.

The designation or notice must specify whether the clerk will be responsible for the administration of a ballot board as provided in section 203B.121.

A clerk of a city that is located in more than one county may only administer the provisions of sections 203B.04 to 203B.15 and 203B.30 to 203B.35 if the clerk has been designated by each of the county auditors or has provided notice to each of the county auditors that the city will administer absentee voting. A clerk may only administer the provisions of sections 203B.04 to 203B.15 if the clerk has technical capacity to access the statewide voter registration system in the secure manner prescribed by the secretary of state. The secretary of state must identify hardware, software, security, or other technical prerequisites necessary to ensure the security, access controls, and performance of the statewide voter registration system. A clerk must receive training approved by the secretary of state on the use of the statewide voter registration system before administering this section. A clerk may not use the statewide voter registration system until the clerk has received the required training. The county auditor must notify the secretary of state of any municipal clerk who will be administering the provisions of this section and the duties that the clerk will administer.

Sec. 10. Minnesota Statutes 2020, section 203B.06, subdivision 1, is amended to read:

Subdivision 1. **Printing and delivery of forms.** Each county auditor and municipal clerk shall prepare and print a sufficient number of blank application forms for absentee ballots. The county auditor or municipal clerk shall deliver a blank application form to any voter who requests one pursuant to section 203B.04. ~~Blank application forms must be mailed to eligible voters who have requested an application pursuant to section 203B.04, subdivision 5, at least 60 days before:~~

- ~~(1) each regularly scheduled primary for federal, state, county, city, or school board office;~~
- ~~(2) each regularly scheduled general election for city or school board office for which a primary is not held; and~~
- ~~(3) a special primary to fill a federal or county office vacancy or special election to fill a federal or county office vacancy, if a primary is not required to be held pursuant to section 204D.03, subdivision 3, or 204D.07, subdivision 3; and~~
- ~~(4) any election held in conjunction with an election described in clauses (1) to (3);~~

~~or at least 45 days before any other primary or other election for which a primary is not held.~~

Sec. 11. Minnesota Statutes 2020, section 203B.06, subdivision 3, is amended to read:

Subd. 3. **Delivery of ballots.** (a) The county auditor or municipal clerk, or full-time clerk of any city or town administering an election pursuant to section 203B.05, shall mail absentee ballots

to voters on the permanent absentee ballot list pursuant to section 203B.04, subdivision 5, at least 46 days before:

(1) each regularly scheduled primary or general election for federal, state, county, city, or school board office;

(2) each special primary or special election to fill a federal, state, county, city, or school board vacancy; except

(3) town clerks administering absentee ballots for a town general election held in March shall deliver absentee ballots at least 30 days before the election.

(b) The commissioner of corrections must provide the secretary of state with a list of the names and mailing addresses of state adult correctional facilities. An application for an absentee ballot that provides an address included on the list provided by the commissioner of corrections must not be accepted and an absentee ballot must not be provided to the applicant. The county auditor or municipal clerk must promptly transmit a copy of the application to the county attorney. The Department of Corrections must implement procedures to ensure that absentee ballots issued under this chapter are not received or mailed by offenders incarcerated at state adult correctional facilities.

~~(b)~~ (c) If an application for absentee ballots is accepted at a time when absentee ballots are not yet available for distribution, the county auditor, or municipal clerk accepting the application shall file it and as soon as absentee ballots are available for distribution shall mail them to the address specified in the application. If an application for absentee ballots is accepted when absentee ballots are available for distribution, the county auditor or municipal clerk accepting the application shall promptly:

(1) mail the ballots to the voter whose signature appears on the application if the application is submitted by mail and does not request commercial shipping under clause (2);

(2) ship the ballots to the voter using a commercial shipper requested by the voter at the voter's expense;

(3) deliver the absentee ballots directly to the voter if the application is submitted in person; or

(4) deliver the absentee ballots in a sealed transmittal envelope to an agent who has been designated to bring the ballots, as provided in section 203B.11, subdivision 4, to a voter who would have difficulty getting to the polls because of incapacitating health reasons, or who is disabled, or who is a patient in a health care facility, a resident of a facility providing assisted living services governed by chapter 144G, a participant in a residential program for adults licensed under section 245A.02, subdivision 14, or a resident of a shelter for battered women as defined in section 611A.37, subdivision 4.

~~(c)~~ (d) If an application does not indicate the election for which absentee ballots are sought, the county auditor or municipal clerk shall mail or deliver only the ballots for the next election occurring after receipt of the application. Only one set of ballots may be mailed, shipped, or delivered to an applicant for any election, except as provided in section 203B.121, subdivision 2, or when a replacement ballot has been requested by the voter for a ballot that has been spoiled or lost in transit.

Sec. 12. Minnesota Statutes 2020, section 203B.07, subdivision 3, is amended to read:

Subd. 3. **Eligibility certificate.** A certificate of eligibility to vote by absentee ballot shall be printed on the back of the ~~return~~ signature envelope. The certificate shall contain space for the voter's Minnesota driver's license number, state identification number, or the last four digits of the voter's Social Security number, or to indicate that the voter does not have one of these numbers. The space must be designed to ensure that the voter provides the same type of identification as provided on the voter's absentee ballot application for purposes of comparison. The certificate must also contain a statement to be signed and sworn by the voter indicating that the voter meets all of the requirements established by law for voting by absentee ballot ~~and space for a statement signed by a person who is registered to vote in Minnesota or by a notary public or other individual authorized to administer oaths stating that:~~

~~(1) the ballots were displayed to that individual unmarked;~~

~~(2) the voter marked the ballots in that individual's presence without showing how they were marked, or, if the voter was physically unable to mark them, that the voter directed another individual to mark them; and~~

~~(3) if the voter was not previously registered, the voter has provided proof of residence as required by section 201.061, subdivision 3.~~

Sec. 13. Minnesota Statutes 2021 Supplement, section 203B.08, subdivision 3, is amended to read:

Subd. 3. **Procedures on receipt of ballots.** When absentee ballots are returned to a county auditor or municipal clerk, that official shall stamp or initial and date the return envelope and place it in a locked ballot container or other secured and locked space with other return envelopes received by that office. Within five days after receipt, the county auditor or municipal clerk shall deliver to the ballot board all ballots received, except that during the 14 days immediately preceding an election, the county auditor or municipal clerk shall deliver all ballots received to the ballot board within three days. Ballots received on election day ~~either (1) after 3:00 p.m., if delivered in person; or (2) after 8:00 p.m., if delivered in person; ballots postmarked after election day; and ballots postmarked on or before election day but delivered more than seven days after election day, if delivered by mail or a package delivery service, shall be marked as received late by the county auditor or municipal clerk, and must not be delivered to the ballot board. As used in this subdivision, "postmark" means any type of imprint applied by the United States Postal Service to indicate the location and date the United States Postal Service accepted custody of a piece of mail, including a bar code, circular stamp, or other tracking marks.~~

Sec. 14. Minnesota Statutes 2020, section 203B.081, subdivision 2, is amended to read:

Subd. 2. **Town elections.** Voters casting absentee ballots in person for a town election, except that an eligible voter may not vote by absentee ballot in person during the period designated for early voting, as provided in section 203B.31 held in March may do so during the 30 days before the election. The county auditor shall make such designations at least 14 weeks before the election. At least one voting booth in each polling place must be made available by the county auditor for this purpose. The county auditor must also make available at least one electronic ballot marker in each

polling place that has implemented a voting system that is accessible for individuals with disabilities pursuant to section 206.57, subdivision 5.

Sec. 15. **[203B.0825] ABSENTEE BALLOT DROP BOXES.**

Subdivision 1. Definition. As used in this section, "drop box" means a secure receptacle or container established to receive completed absentee ballots 24 hours per day. Drop box does not include a receptacle or container maintained by the United States Postal Service, a location at which a voter or an agent may return a completed absentee ballot by providing it directly to an employee of the county auditor or municipal clerk, or a receptacle or container located inside a government building for this purpose.

Subd. 2. Minimum standards. The county auditor or municipal clerk must provide locations at which a voter may deposit a completed absentee ballot in a secure drop box, consistent with the following:

(1) at least one location must be provided for every 20,000 registered voters in the jurisdiction. If there are fewer than 20,000 registered voters in the jurisdiction, the county auditor or municipal clerk must provide at least one location;

(2) if more than one location is required, locations must be distributed in a manner that ensures equitable access to the drop boxes among all voters in the jurisdiction;

(3) locations must be continually monitored by county or municipal staff, including through the use of video surveillance or other systems meeting standards prescribed by the secretary of state;

(4) the drop box must contain signage or markings that clearly identifies it as an official absentee ballot return location, consistent with standards prescribed by the secretary of state; and

(5) deposited ballots must be retrieved by the county auditor or municipal clerk on a regular basis and at least once per day during the absentee voting period.

Subd. 3. Publication of locations required. (a) The county auditor or municipal clerk must provide a preliminary list of designated absentee ballot drop box locations to the secretary of state no later than 40 days prior to the start of the absentee voting period at every regularly scheduled primary or general election. The preliminary list must be published on the website of the county or municipality and on the website of the secretary of state at least 35 days prior to the start of the absentee voting period.

(b) The county auditor or municipal clerk must provide a final list of designated absentee ballot drop box locations to the secretary of state no later than 20 days prior to the start of the absentee voting period at every regularly scheduled primary or general election. The list must be published on the website of the county or municipality and on the website of the secretary of state at least 15 days prior to the start of the absentee voting period.

Subd. 4. Electioneering prohibited. Section 211B.11 applies to conduct within 100 feet of an absentee ballot drop box established under this section.

Subd. 5. **Rules.** The secretary of state must adopt rules establishing the standards required by subdivision 1 and any other procedures necessary to implement this section.

Sec. 16. [203B.095] ABSENTEE VOTING INSTRUCTIONS IN LANGUAGES OTHER THAN ENGLISH.

The secretary of state must prepare voting instructions in languages other than English for use by voters casting a ballot under this chapter. At a minimum, the instructions must be prepared and made available in print, electronic, and audio-visual formats in the Spanish, Hmong, and Somali languages.

Sec. 17. Minnesota Statutes 2020, section 203B.12, subdivision 7, is amended to read:

Subd. 7. Names of persons requesting an absentee ballot; rejected absentee ballots. (a) The names of voters who have applied for an absentee ballot are public. The names of voters who have submitted an absentee ballot to the county auditor or municipal clerk that has not been accepted may not be made available for public inspection until the close of voting on election day.

(b) The secretary of state must release a public report at least weekly during the absentee voting period on the aggregate number of received absentee ballots that were rejected and the reasons for the rejections.

Sec. 18. Minnesota Statutes 2020, section 203B.121, subdivision 2, is amended to read:

Subd. 2. Duties of ballot board; absentee ballots. (a) The members of the ballot board shall take possession of all return envelopes delivered to them in accordance with section 203B.08. Upon receipt from the county auditor, municipal clerk, or school district clerk, two or more members of the ballot board shall examine each return envelope and shall mark it accepted or rejected in the manner provided in this subdivision. Election judges performing the duties in this section must be of different major political parties, unless they are exempt from that requirement under section 205.075, subdivision 4, or section 205A.10, subdivision 2.

(b) The members of the ballot board shall mark the return envelope "Accepted" and initial or sign the return envelope below the word "Accepted" if a majority of the members of the ballot board examining the envelope are satisfied that:

(1) the voter's name and address on the return envelope are the same as the information provided on the absentee ballot application or voter record;

(2) the voter signed the certification on the envelope;

(3) the voter's Minnesota driver's license, state identification number, or the last four digits of the voter's Social Security number are the same as a number on the voter's absentee ballot application or voter record. If the number does not match, the election judges must compare the signature provided by the applicant to determine whether the ballots were returned by the same person to whom they were transmitted;

(4) the voter is registered and eligible to vote in the precinct or has included a properly completed voter registration application in the return envelope;

(5) the certificate has been completed as prescribed in the directions for casting an absentee ballot; and

(6) the voter has not already voted at that election, either in person or, if it is after the close of business on the seventh day before the election, by absentee ballot.

The return envelope from accepted ballots must be preserved and returned to the county auditor.

(c)(1) If a majority of the members of the ballot board examining a return envelope find that an absentee voter has failed to meet one of the requirements provided in paragraph (b), they shall mark the return envelope "Rejected," initial or sign it below the word "Rejected," list the reason for the rejection on the envelope, and return it to the county auditor. There is no other reason for rejecting an absentee ballot beyond those permitted by this section. Failure to place the ballot within the security envelope before placing it in the outer white envelope is not a reason to reject an absentee ballot.

(2) If an envelope has been rejected at least five days before the election, the envelope must remain sealed and the official in charge of the ballot board shall provide the voter with a replacement absentee ballot and return envelope in place of the rejected ballot.

(3) If an envelope is rejected within five days of the election, the envelope must remain sealed and the official in charge of the ballot board must attempt to contact the voter by telephone or e-mail to notify the voter that the voter's ballot has been rejected. The official must document the attempts made to contact the voter.

(d) The official in charge of the absentee ballot board must mail the voter a written notice of absentee ballot rejection between six and ten weeks following the election. If the official determines that the voter has otherwise cast a ballot in the election, no notice is required. If an absentee ballot arrives after the deadline for submission provided by this chapter, the notice must be provided between six to ten weeks after receipt of the ballot. A notice of absentee ballot rejection must contain the following information:

(1) the date on which the absentee ballot was rejected or, if the ballot was received after the required deadline for submission, the date on which the ballot was received;

(2) the reason for rejection; and

(3) the name of the appropriate election official to whom the voter may direct further questions, along with appropriate contact information.

(e) An absentee ballot return envelope marked "Rejected" may not be opened or subject to further review except in an election contest filed pursuant to chapter 209.

Sec. 19. Minnesota Statutes 2020, section 203B.121, is amended by adding a subdivision to read:

Subd. 2a. Duties of ballot board; early voting. The members of the ballot board shall administer the process of early voting as prescribed in section 203B.35 and shall make a record of voters who cast ballots early and count those ballots as provided in subdivisions 4 and 5.

Sec. 20. Minnesota Statutes 2020, section 203B.121, subdivision 3, is amended to read:

Subd. 3. **Record of voting.** (a) When applicable, the county auditor or municipal clerk must immediately record that a voter's absentee ballot has been accepted or that the voter has cast a ballot pursuant to the early voting procedures provided in this chapter. A voter whose record indicates that the voter has cast an early ballot must not be permitted to cast another ballot in that election. After the close of business on the ~~seventh day before the election~~ day prior to the beginning of the early voting period as provided in section 203B.31, a voter whose record indicates that an absentee ballot has been accepted must not be permitted to cast another ballot at that election. In a state primary, general, or state special election for federal ~~or~~ state, or county office, the auditor or clerk must also record this information in the statewide voter registration system.

(b) The roster must be marked, and a supplemental report of absentee and early voters who submitted a voter registration application with their ballot must be created, no later than the start of voting on election day to indicate the voters that have already cast a ballot at the election. The roster may be marked either:

- (1) by the county auditor or municipal clerk before election day;
- (2) by the ballot board before election day; or
- (3) by the election judges at the polling place on election day.

The record of a voter whose absentee ballot was received after the close of business on the seventh day before the election is not required to be marked on the roster or contained in a supplemental report as required by this paragraph.

Sec. 21. **[203B.30] EARLY VOTING; APPLICABILITY.**

(a) Any eligible voter may vote in person in a federal, state, or county election prior to the date of the election, in the manner provided in sections 203B.31 to 203B.35.

(b)(1) Subject to clause (2), for city elections not held in conjunction with a federal, state, or county election, the city may authorize eligible voters to vote in the manner provided in sections 203B.31 to 203B.35 upon resolution of the governing body of the city, adopted prior to the first day for filing affidavits of candidacy for the election. In the case of a home rule charter city, authorization may alternatively be made by amendment to the city's charter for this purpose.

(2) A city may only authorize voting under sections 203B.31 to 203B.35 if the municipal clerk has the technical capacity to access the statewide voter registration system in the secure manner prescribed by the secretary of state. The secretary of state must identify hardware, software, security, or other technical prerequisites necessary to ensure the security, access controls, and performance of the statewide voter registration system. The clerk must receive training approved by the secretary of state on the use of the statewide voter registration system before administering voting authorized under this paragraph. The clerk may not use the statewide voter registration system until the clerk has received the required training. The secretary of state may adopt rules using the exempt rulemaking procedure in section 14.386 as necessary to implement these requirements.

Sec. 22. **[203B.31] TIME PERIOD FOR EARLY VOTING.**

Early voting must be available to any eligible voter as provided in section 203B.32 for every primary, general, and special election subject to early voting under section 203B.30 from 30 days before the election through 5:00 p.m. on the day before the election. All voters in line at 5:00 p.m. on the day before the election must be allowed to vote in the same manner as provided in section 204C.05, subdivision 2.

Sec. 23. **[203B.32] HOURS FOR EARLY VOTING.**

Early voting must be available between the hours of 8:00 a.m. and 4:30 p.m. on each weekday during the time period provided in section 203B.31, from 8:00 a.m. to 8:00 p.m. on at least one weekday, and from 10:00 a.m. to 5:00 p.m. on the two Saturdays before the election.

Sec. 24. **[203B.33] LOCATIONS FOR EARLY VOTING.**

(a) Early voting must be made available at polling places designated in the county auditor's offices in county-owned or operated buildings, at the municipal clerk's office in every municipality that has been delegated the responsibility to administer absentee voting as provided in section 203B.05 or which is conducting an election that includes early voting as authorized in section 203B.30, and at any other county or city-owned or operated buildings designated by the county auditor or municipal clerk. The county auditor or municipal clerk must designate a sufficient number of locations to ensure that one polling place exists for every XXX people in the county and that locations are geographically distributed to ensure a reasonable opportunity for all eligible voters in the county to vote early. If a sufficient number of county or city-owned buildings are not suitable for use as early voting locations, the county auditor or municipal clerk may contract for the use of other suitable locations that meet the standards required by law for operation of a polling place. At least one voting station and one ballot marking device for disabled voters must be made available in each polling place.

(b) The county auditor or municipal clerk must make an electronic ballot counter available in each polling place.

(c) This section does not prohibit the county auditor from establishing additional polling places, other than those required by paragraph (a), that are open for fewer than 46 days. If a polling place is open fewer than 46 days before the election, the county auditor or municipal clerk must post the polling place location and hours of operation on the jurisdiction's website and must inform the secretary of state of the polling place's location and hours.

Sec. 25. **[203B.34] NOTICE TO VOTERS.**

The county auditor or municipal clerk must prepare a notice to the voters of the days, times, and locations for early voting. This notice must be posted on the county's website, if applicable, and the website for each municipality in the county where an early voting location is designated for the election at least 14 days before the first day for early voting. If a county or municipality does not have a website, the county auditor or municipal clerk must publish the notice at least once in the jurisdiction's official newspaper at least seven days and not more than 14 days before the first day for early voting.

Sec. 26. **[203B.35] PROCEDURES FOR EARLY VOTING.**

Subdivision 1. **Voting procedure.** (a) Each voter shall sign the certification provided in section 204C.10. An individual who is not registered to vote must register in the manner provided in section 201.061, subdivision 3.

(b) After the voter has signed the certification, a member of the ballot board must provide a ballot to the voter. Ballots must be prepared and distributed by members of the ballot board in the manner provided in section 204C.09. The voter must mark the ballot and deposit it in either a precinct voting system or a sealed ballot box. A voter may not leave the polling place with the ballot.

Subd. 2. **Processing of ballots.** Ballots cast pursuant to sections 203B.30 to 203B.35 must be processed and counted by a ballot board.

Sec. 27. Minnesota Statutes 2020, section 204B.28, subdivision 2, is amended to read:

Subd. 2. **Election supplies; duties of county auditors and clerks.** (a) Except as otherwise provided for absentee ballots in this section and in section 204B.35, subdivision 4, the county auditor shall complete the preparation of the election materials for which the auditor is responsible at least four days before every state primary and state general election. At any time after all election materials are available from the county auditor but not later than four days before the election each municipal clerk shall secure from the county auditor:

~~(a)~~ (1) the forms that are required for the conduct of the election;

~~(b)~~ (2) any printed voter instruction materials furnished by the secretary of state;

~~(c)~~ (3) any other instructions for election officers; and

~~(d)~~ (4) a sufficient quantity of the official ballots, registration files, envelopes for ballot returns, and other supplies and materials required for each precinct in order to comply with the provisions of the Minnesota Election Law. The county auditor may furnish the election supplies to the municipal clerks in the same manner as the supplies are furnished to precincts in unorganized territory pursuant to section 204B.29, subdivision 1.

(b) The county auditor must prepare and make available election materials for early voting to city clerks designated to administer early voting under section 203B.05 at least one day prior to the beginning of the early voting period as provided in section 203B.31.

Sec. 28. Minnesota Statutes 2020, section 204C.10, is amended to read:

204C.10 POLLING PLACE ROSTER; VOTER SIGNATURE CERTIFICATE; VOTER RECEIPT.

(a) An individual seeking to vote shall sign a polling place roster or voter signature certificate which states that the individual:

(1) is at least 18 years of age;₂

(2) a citizen of the United States;₂

(3) has resided in Minnesota for 20 days immediately preceding the election;₂

(4) maintains residence at the address shown;

(5) is not under a guardianship in which the court order revokes the individual's right to vote;

(6) has not been found by a court of law to be legally incompetent to vote or;

(7) has the right to vote because, if the individual was convicted of a felony, ~~the felony sentence has expired or been completed or the individual has been discharged from the sentence,~~ completed the term of incarceration, if any, for the felony offense;

(8) is registered; and

(9) has not already voted in the election.

The roster must also state: "I understand that deliberately providing false information is a felony punishable by not more than five years imprisonment and a fine of not more than \$10,000, or both."

(b) At the presidential nomination primary, the polling place roster must also state: "I am in general agreement with the principles of the party for whose candidate I intend to vote." This statement must appear separately from the statements required in paragraph (a). The felony penalty provided for in paragraph (a) does not apply to this paragraph.

(c) A judge may, before the applicant signs the roster or voter signature certificate, confirm the applicant's name, address, and date of birth.

(d) After the applicant signs the roster or voter signature certificate, the judge shall give the applicant a voter's receipt. The voter shall deliver the voter's receipt to the judge in charge of ballots as proof of the voter's right to vote, and thereupon the judge shall hand to the voter the ballot. The voters' receipts must be maintained during the time for notice of filing an election contest.

(e) Whenever a challenged status appears on the polling place roster, an election judge must ensure that the challenge is concealed or hidden from the view of any voter other than the voter whose status is challenged.

Sec. 29. Minnesota Statutes 2020, section 204C.15, subdivision 1, is amended to read:

Subdivision 1. **Physical assistance in marking ballots.** A voter who claims a need for assistance because of inability to read English or physical inability to mark a ballot may obtain the aid of two election judges who are members of different major political parties. The election judges shall mark the ballots as directed by the voter and in as secret a manner as circumstances permit. A voter in need of assistance may alternatively obtain the assistance of any individual the voter chooses. Only the following persons may not provide assistance to a voter: the voter's employer, an agent of the voter's employer, an officer or agent of the voter's union, or a candidate for election. The person who assists the voter shall, unaccompanied by an election judge, retire with that voter to a booth and mark the ballot as directed by the voter. ~~No person who assists another voter as provided in the preceding sentence shall mark the ballots of more than three voters at one election.~~ Before the ballots are deposited, the voter may show them privately to an election judge to ascertain that they are marked as the voter directed. An election judge or other individual assisting a voter shall not in any manner request, persuade, induce, or attempt to persuade or induce the voter to vote for any particular

political party or candidate. The election judges or other individuals who assist the voter shall not reveal to anyone the name of any candidate for whom the voter has voted or anything that took place while assisting the voter.

Sec. 30. Minnesota Statutes 2020, section 206.82, subdivision 1, is amended to read:

Subdivision 1. **Program.** A program or programs for use in an election conducted by means of an electronic voting system or using an electronic ballot marker shall be prepared at the direction of the county auditor or municipal clerk who is responsible for the conduct of the election and shall be independently verified by a competent person designated by that official. The term "competent person" as used in this section means a person who can demonstrate knowledge as a computer programmer and who is other than and wholly independent of any person operating or employed by the counting center or the corporation or other preparer of the program. A test deck prepared by a competent person shall be used for independent verification of the program; it shall test the maximum digits used in totaling the returns and shall be usable by insertion during the tabulation process as well as prior to tabulation. A test deck must also be prepared using the electronic ballot marker program and must also be used to verify that all valid votes counted by the vote tabulator may be selected using the electronic ballot marker. The computer program for any election and an exact duplicate of the program for use as backup must be completed and delivered to the election jurisdiction or the county auditor in charge of a common central counting center at least 40 days prior to the election. The secretary of state shall adopt rules further specifying test procedures.

Sec. 31. [243.205] NOTICE OF RESTORATION OF RIGHT TO VOTE.

Subdivision 1. **Correctional facilities; designation of official.** The chief executive officer of each state and local correctional facility shall designate an official within the facility to provide the notice and application required under this section to a person to whom the civil right to vote is restored by reason of the person's release from actual incarceration. The official shall maintain an adequate supply of voter registration applications and informational materials for this purpose.

Subd. 2. **Notice requirement.** A notice of restoration of the civil right to vote and a voter registration application must be provided as follows:

(1) the chief executive officer of each state and local correctional facility shall provide the notice and application to a person being released from the facility following incarceration for a felony-level offense; and

(2) a probation officer or supervised release agent shall provide the notice and application to all individuals under correctional supervision for a felony-level offense.

Subd. 3. **Form of notice.** The notice required by subdivision 2 must appear substantially as follows:

"NOTICE OF RESTORATION OF YOUR RIGHT TO VOTE.

Your receipt of this notice today means that your right to vote in Minnesota has been restored. Before you can vote on election day, you still need to register to vote. To register, you may complete a voter registration application and return it to the Office of the Minnesota Secretary of State. You may also register to vote in your polling place on election day. You will not be permitted to cast a

ballot until you register to vote. The first time you appear at your polling place to cast a ballot, you may be required to provide proof of your current residence."

Subd. 4. **Failure to provide notice.** A failure to provide proper notice as required by this section does not prevent the restoration of the person's civil right to vote.

Sec. 32. Minnesota Statutes 2020, section 609.165, subdivision 1, is amended to read:

Subdivision 1. **Restoration.** When a person has been deprived of civil rights by reason of conviction of a crime and is thereafter discharged, such discharge shall restore the person to all civil rights and to full citizenship, ~~with full right to vote and hold office~~, the same as if such conviction had not taken place, and the order of discharge shall so provide.

Sec. 33. **REPEALER.**

Minnesota Statutes 2020, section 203B.081, subdivision 3, is repealed.

Minnesota Statutes 2021 Supplement, section 203B.082, is repealed.

Sec. 34. **EFFECTIVE DATE; APPLICABILITY.**

Except where otherwise provided, this article is effective and applies to elections held on or after August 1, 2021. The provisions of this act related to early voting are effective when the secretary of state has certified that:

(1) the statewide voter registration system has been tested and shown to properly allow for the tracking of the information required to conduct early voting and can handle the expected volume of use; and

(2) precinct voting equipment that can tabulate at least 30 different ballot styles has been certified for use in this state. Upon certification pursuant to this section, the provisions of this act related to early voting apply to all federal, state, and county elections held on August 1, 2021, and thereafter. A jurisdiction may implement the requirements of this act prior to the date provided in this section if the secretary of state has made the required certifications at least 90 days prior to the date of the election at which early voting will be used.

ARTICLE 9

PROHIBITING VOTER INTIMIDATION AND SAFEGUARDING ELECTIONS SYSTEM

Section 1. Minnesota Statutes 2020, section 5.30, subdivision 2, is amended to read:

Subd. 2. **Appropriation.** ~~Notwithstanding section 4.07, Money in the Help America Vote Act account may be spent only pursuant to direct appropriations enacted from time to time by law. Money in the account must be spent~~ is appropriated to the secretary of state to improve the administration of elections in accordance with the Help America Vote Act, the state plan certified by the governor under the act, and for reporting and administrative requirements under the act and plan. To the extent required by federal law, money in the account must be used in a manner that is consistent with the maintenance of effort requirements of section 254(a)(7) of the Help America

Vote Act, Public Law 107-252, based on the level of state expenditures for the fiscal year ending June 30, 2000.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to any balances of money in the Help America Vote Act account existing on or after that date.

Sec. 2. Minnesota Statutes 2020, section 8.31, subdivision 1, is amended to read:

Subdivision 1. **Investigate offenses against provisions of certain designated sections; assist in enforcement.** The attorney general shall investigate violations of and assist in the enforcement of the following laws as in this section provided:

(1) the law of this state respecting unfair, discriminatory, and other unlawful practices in business, commerce, or trade, and specifically, but not exclusively, the Nonprofit Corporation Act (sections 317A.001 to 317A.909), the Act Against Unfair Discrimination and Competition (sections 325D.01 to 325D.07), the Unlawful Trade Practices Act (sections 325D.09 to 325D.16), the Antitrust Act (sections 325D.49 to 325D.66), section 325F.67 and other laws against false or fraudulent advertising, the antidiscrimination acts contained in section 325D.67, the act against monopolization of food products (section 325D.68), the act regulating telephone advertising services (section 325E.39), the Prevention of Consumer Fraud Act (sections 325F.68 to 325F.70), and chapter 53A regulating currency exchanges and assist in the enforcement of those laws as in this section provided; and

(2) section 211B.075 regulating voter intimidation, interference, and deceptive practices in elections.

Sec. 3. **[211B.075] VOTER INTIMIDATION, INTERFERENCE, AND DECEPTIVE PRACTICES PROHIBITED.**

Subdivision 1. **Intimidation.** (a) No person, whether acting under color of law or otherwise, shall engage in intimidation directed at:

(1) a voter;

(2) an elections official; or

(3) a person aiding with any aspect of the election process including but not limited to assisting another person in registering to vote or encouraging another person to cast a ballot.

(b) As used in this subdivision, "intimidation" means any action or attempted action, regardless of the actor's mental state of mind, that intimidates, threatens, coerces, or injures another person, or any action or attempted action that would cause a reasonable person to feel intimidated, threatened, coerced, or injured, due to the person's exercise of the right to vote, efforts to assist another person in exercising the right to vote, or conduct of duties related to election administration. Intimidation may include but is not limited to an action or attempted action that causes a person to be fearful of potential collateral consequences or future harm.

Subd. 2. **Deceptive practices.** (a) No person, whether acting under color of law or otherwise, shall within 60 days of an election cause, by any means, information to be transmitted that the person:

(1) intends to impede or prevent another person from exercising the right to vote; and

(2) knows to be materially false.

(b) The prohibition in this subdivision includes but is not limited to information regarding the time, place, or manner of holding an election; the qualifications for or restrictions on voter eligibility at an election; and threats to physical safety associated with casting a ballot.

Subd. 3. **Interference with registration or voting.** No person, whether acting under color of law or otherwise, shall intentionally hinder, interfere with, or prevent another person from voting, registering to vote, or aiding another person in casting a ballot or registering to vote.

Subd. 4. **Aiding and abetting; conspiracy.** No person, whether acting under color of law or otherwise, shall:

(1) intentionally aid, abet, incite, compel, or coerce a person to violate the provisions of this section or attempt to aid, abet, incite, compel, or coerce a person to violate the provisions of this section; or

(b) conspire, combine, agree, or arrange with any other person to take action, or aid or abet any action, in violation of this section.

Subd. 5. **Criminal penalty; civil enforcement.** (a) A person who intentionally violates this section is guilty of a felony and may be sentenced to imprisonment of not more than two years or payment of a fine of not more than \$100,000, or both.

(b) The attorney general or any injured person may enforce this section consistent with the authority provided in section 8.31. An action filed by an injured person under section 8.31, subdivision 3a, is in the public interest.

(c) Remedies allowable under this section are cumulative and do not restrict any other right or remedy otherwise available to an injured person. An action for a penalty or remedy under this section must be brought within two years of the date the violation is alleged to have occurred. The complaint process provided in sections 211B.31 to 211B.36 does not apply to violations of this section.

Sec. 4. Minnesota Statutes 2020, section 211B.32, subdivision 1, is amended to read:

Subdivision 1. **Administrative remedy; exhaustion.** (a) Except as provided in ~~paragraph~~ paragraphs (b) and (c), a complaint alleging a violation of chapter 211A or 211B must be filed with the office. The complaint must be finally disposed of by the office before the alleged violation may be prosecuted by a county attorney.

(b) Complaints arising under those sections and related to those individuals and associations specified in section 10A.022, subdivision 3, must be filed with the Campaign Finance and Public Disclosure Board.

(c) Violations of section 211B.075 may be enforced as provided in that section.

ARTICLE 10**MODERNIZING MINNESOTA'S CAMPAIGN FINANCE SYSTEM TO EMPOWER VOTERS AND SMALL DONORS**

Section 1. Minnesota Statutes 2020, section 10A.01, subdivision 11, is amended to read:

Subd. 11. **Contribution.** (a) "Contribution" means money, a negotiable instrument, Democracy Dollar coupon redemption under chapter 10B, or a donation in kind that is given to a political committee, political fund, principal campaign committee, or party unit. An allocation by an association of general treasury money to be used for activities that must be or are reported through the association's political fund is considered to be a contribution for the purposes of disclosure required by this chapter.

(b) "Contribution" includes a loan or advance of credit to a political committee, political fund, principal campaign committee, or party unit, if the loan or advance of credit is: (1) forgiven; or (2) repaid by an individual or an association other than the political committee, political fund, principal campaign committee, or party unit to which the loan or advance of credit was made. If an advance of credit or a loan is forgiven or repaid as provided in this paragraph, it is a contribution in the year in which the loan or advance of credit was made.

(c) "Contribution" does not include services provided without compensation by an individual volunteering personal time on behalf of a candidate, ballot question, political committee, political fund, principal campaign committee, or party unit; the publishing or broadcasting of news items or editorial comments by the news media; or an individual's unreimbursed personal use of an automobile owned by the individual while volunteering personal time.

Sec. 2. Minnesota Statutes 2020, section 10A.01, is amended by adding a subdivision to read:

Subd. 35c. **Small donor political committee.** A "small donor political committee" means a political committee that engages only in the activities authorized by section 10A.122.

Sec. 3. Minnesota Statutes 2020, section 10A.01, is amended by adding a subdivision to read:

Subd. 35d. **Small donor political fund.** A "small donor political fund" means a political fund that engages only in the activities authorized by section 10A.122.

Sec. 4. Minnesota Statutes 2020, section 10A.02, subdivision 13, is amended to read:

Subd. 13. **Rules.** (a) Chapter 14 applies to the board. The board may adopt rules to carry out the purposes of this chapter and chapter 10B.

(b) In addition to the notice required under chapter 14, the board shall notify the chairs and ranking minority members of the committees or subcommittees in the senate and house of representatives with primary jurisdiction over elections within seven calendar days of taking the following actions:

- (1) publication of a notice of intent to adopt rules or a notice of hearing;
- (2) publication of proposed rules in the State Register;

- (3) issuance of a statement of need and reasonableness; or
- (4) adoption of final rules.

Sec. 5. **[10A.122] SMALL DONOR POLITICAL COMMITTEES AND FUNDS.**

Subdivision 1. **Authorized activities.** A small donor political committee or fund may:

- (1) accept contributions of no more than \$200, in aggregate, from any individual contributor during an election cycle;
- (2) make contributions to candidates, political parties, or other political committees or funds of no more than \$2,000 during an election cycle;
- (3) assist a candidate in collecting contributions or Democracy Dollar coupons that are eligible for state matching funds under section 10A.305;
- (4) engage in coordinated expenditures with candidates and political parties; and
- (5) engage in coordinated expenditures with political committees or funds.

Subd. 2. **Other laws apply.** Except as provided in this section or as expressed in other applicable law, the laws governing organization, registration, and reporting by a political committee or fund apply to a small donor political committee or fund.

Subd. 3. **Penalty.** A small donor political committee or fund is subject to a civil penalty up to four times the amount of a contribution if the contribution is in excess of the limit provided by subdivision 1.

Sec. 6. Minnesota Statutes 2020, section 10A.15, subdivision 1, is amended to read:

Subdivision 1. **Anonymous contributions.** A political committee, political fund, principal campaign committee, or party unit may not retain an anonymous contribution in excess of \$20, but must forward it to the board for deposit in the general account of the state elections campaign account. An anonymous contribution is not an eligible contribution for purposes of qualifying for the Democracy Dollar coupon program established in chapter 10B.

Sec. 7. Minnesota Statutes 2020, section 10A.20, subdivision 3, is amended to read:

Subd. 3. **Contents of report.** (a) The report required by this section must include each of the items listed in paragraphs (b) to ~~(t)~~ (s) that are applicable to the filer. The board shall prescribe forms based on filer type indicating which of those items must be included on the filer's report.

(b) The report must disclose the amount of liquid assets on hand at the beginning of the reporting period.

(c) The report must disclose the name, address, employer, or occupation if self-employed, and registration number if registered with the board, of each individual or association that has made one or more contributions to the reporting entity, including the purchase of tickets for a fund-raising effort, that in aggregate within the year exceed \$200 for legislative or statewide candidates or more

than \$500 for ballot questions, together with the amount and date of each contribution, and the aggregate amount of contributions within the year from each source so disclosed. A donation in kind must be disclosed at its fair market value. An approved expenditure must be listed as a donation in kind. A donation in kind is considered consumed in the reporting period in which it is received. The names of contributors must be listed in alphabetical order. Contributions from the same contributor must be listed under the same name. When a contribution received from a contributor in a reporting period is added to previously reported unitemized contributions from the same contributor and the aggregate exceeds the disclosure threshold of this paragraph, the name, address, and employer, or occupation if self-employed, of the contributor must then be listed on the report.

(d) In the case of a principal campaign committee's report, the report must disclose the aggregate number of individuals residing in the district the candidate seeks to represent that made contributions of \$200 or less.

(e) The report must disclose the aggregate number and value of all Democracy Dollar coupons redeemed for a contribution under chapter 10B by the reporting entity during the reporting period.

(f) In the case of a principal campaign committee's report on behalf of a candidate who has agreed to be bound by expenditure limits, the report must disclose the aggregate value of grassroots campaign expenditures that are exempt from the expenditure limits under section 10A.25, subdivision 14.

(g) The report must disclose the sum of contributions to the reporting entity during the reporting period.

~~(e)~~ (h) The report must disclose each loan made or received by the reporting entity within the year in aggregate in excess of \$200, continuously reported until repaid or forgiven, together with the name, address, occupation, principal place of business, if any, and registration number if registered with the board of the lender and any endorser and the date and amount of the loan. If a loan made to the principal campaign committee of a candidate is forgiven or is repaid by an entity other than that principal campaign committee, it must be reported as a contribution for the year in which the loan was made.

~~(f)~~ (i) The report must disclose each receipt over \$200 during the reporting period not otherwise listed under paragraphs (c) to ~~(e)~~ (g).

~~(g)~~ (j) The report must disclose the sum of all receipts of the reporting entity during the reporting period.

~~(h)~~ (k) The report must disclose the name, address, and registration number if registered with the board of each individual or association to whom aggregate expenditures, approved expenditures, independent expenditures, and ballot question expenditures have been made by or on behalf of the reporting entity within the year in excess of \$200, together with the amount, date, and purpose of each expenditure, including an explanation of how the expenditure was used, and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made, identification of the ballot question that the expenditure was intended to promote or defeat and an indication of whether the expenditure was to promote or to defeat the ballot question, and in the case of independent expenditures made in opposition to a candidate, the candidate's name, address, and office sought. A reporting entity making an expenditure on behalf of more than one candidate

for state or legislative office must allocate the expenditure among the candidates on a reasonable cost basis and report the allocation for each candidate.

~~(f)~~ (l) The report must disclose the sum of all expenditures made by or on behalf of the reporting entity during the reporting period.

~~(f)~~ (m) The report must disclose the amount and nature of an advance of credit incurred by the reporting entity, continuously reported until paid or forgiven. If an advance of credit incurred by the principal campaign committee of a candidate is forgiven by the creditor or paid by an entity other than that principal campaign committee, it must be reported as a donation in kind for the year in which the advance of credit was made.

~~(k)~~ (n) The report must disclose the name, address, and registration number if registered with the board of each political committee, political fund, principal campaign committee, or party unit to which contributions have been made that aggregate in excess of \$200 within the year and the amount and date of each contribution.

~~(h)~~ (o) The report must disclose the sum of all contributions made by the reporting entity during the reporting period.

~~(m)~~ (p) The report must disclose the name, address, and registration number if registered with the board of each individual or association to whom noncampaign disbursements have been made that aggregate in excess of \$200 within the year by or on behalf of the reporting entity and the amount, date, and purpose of each noncampaign disbursement, including an explanation of how the expenditure was used.

~~(h)~~ (q) The report must disclose the sum of all noncampaign disbursements made within the year by or on behalf of the reporting entity.

~~(e)~~ (r) The report must disclose the name and address of a nonprofit corporation that provides administrative assistance to a political committee or political fund as authorized by section 211B.15, subdivision 17, the type of administrative assistance provided, and the aggregate fair market value of each type of assistance provided to the political committee or political fund during the reporting period.

~~(p)~~ (s) Legislative, statewide, and judicial candidates, party units, and political committees and funds must itemize contributions that in aggregate within the year exceed \$200 for legislative or statewide candidates or more than \$500 for ballot questions on reports submitted to the board. The itemization must include the date on which the contribution was received, the individual or association that provided the contribution, and the address of the contributor. Additionally, the itemization for a donation in kind must provide a description of the item or service received. Contributions that are less than the itemization amount must be reported as an aggregate total.

~~(e)~~ (t) Legislative, statewide, and judicial candidates, party units, political committees and funds, and committees to promote or defeat a ballot question must itemize expenditures and noncampaign disbursements that in aggregate exceed \$200 in a calendar year on reports submitted to the board. The itemization must include the date on which the committee made or became obligated to make the expenditure or disbursement, the name and address of the vendor that provided the service or item purchased, and a description of the service or item purchased, including an explanation of how

the expenditure was used. Expenditures and noncampaign disbursements must be listed on the report alphabetically by vendor.

Sec. 8. Minnesota Statutes 2021 Supplement, section 10A.20, subdivision 3, is amended to read:

Subd. 3. **Contents of report.** (a) The report required by this section must include each of the items listed in paragraphs (b) to ~~(e)~~ (s) that are applicable to the filer. The board shall prescribe forms based on filer type indicating which of those items must be included on the filer's report.

(b) The report must disclose the amount of liquid assets on hand at the beginning of the reporting period.

(c) The report must disclose the name, address, employer, or occupation if self-employed, and registration number if registered with the board, of each individual or association that has made one or more contributions to the reporting entity, including the purchase of tickets for a fund-raising effort, that in aggregate within the year exceed \$200 for legislative or statewide candidates or more than \$500 for ballot questions, together with the amount and date of each contribution, and the aggregate amount of contributions within the year from each source so disclosed. A donation in kind must be disclosed at its fair market value. An approved expenditure must be listed as a donation in kind. A donation in kind is considered consumed in the reporting period in which it is received. The names of contributors must be listed in alphabetical order. Contributions from the same contributor must be listed under the same name. When a contribution received from a contributor in a reporting period is added to previously reported unitemized contributions from the same contributor and the aggregate exceeds the disclosure threshold of this paragraph, the name, address, and employer, or occupation if self-employed, of the contributor must then be listed on the report.

(d) In the case of a principal campaign committee's report, the report must disclose the aggregate number of individuals residing in the district the candidate seeks to represent that made contributions of \$200 or less.

(e) The report must disclose the aggregate number and value of all Democracy Dollar coupons redeemed for a contribution under chapter 10B by the reporting entity during the reporting period.

(f) In the case of a principal campaign committee's report on behalf of a candidate who has agreed to be bound by expenditure limits, the report must disclose the aggregate value of grassroots campaign expenditures that are exempt from the expenditure limits under section 10A.25, subdivision 14.

(g) The report must disclose the sum of contributions to the reporting entity during the reporting period.

~~(e)~~ (h) The report must disclose each loan made or received by the reporting entity within the year in aggregate in excess of \$200, continuously reported until repaid or forgiven, together with the name, address, occupation, principal place of business, if any, and registration number if registered with the board of the lender and any endorser and the date and amount of the loan. If a loan made to the principal campaign committee of a candidate is forgiven or is repaid by an entity other than that principal campaign committee, it must be reported as a contribution for the year in which the loan was made.

~~(h)~~ (i) The report must disclose each receipt over \$200 during the reporting period not otherwise listed under paragraphs (c) to (e).

~~(g)~~ (j) The report must disclose the sum of all receipts of the reporting entity during the reporting period.

~~(h)~~ (k) The report must disclose the name, address, and registration number if registered with the board of each individual or association to whom aggregate expenditures, approved expenditures, independent expenditures, and ballot question expenditures have been made by or on behalf of the reporting entity within the year in excess of \$200, together with the amount, date, and purpose of each expenditure, including an explanation of how the expenditure was used, and the name and address of, and office sought by, each candidate or local candidate on whose behalf the expenditure was made, identification of the ballot question that the expenditure was intended to promote or defeat and an indication of whether the expenditure was to promote or to defeat the ballot question, and in the case of independent expenditures made in opposition to a candidate or local candidate, the candidate's or local candidate's name, address, and office sought. A reporting entity making an expenditure on behalf of more than one candidate or local candidate must allocate the expenditure among the candidates and local candidates on a reasonable cost basis and report the allocation for each candidate or local candidate. The report must list on separate schedules any independent expenditures made on behalf of local candidates and any expenditures made for ballot questions as defined in section 10A.01, subdivision 7, clause (2), (3), or (4).

~~(i)~~ (l) The report must disclose the sum of all expenditures made by or on behalf of the reporting entity during the reporting period.

~~(j)~~ (m) The report must disclose the amount and nature of an advance of credit incurred by the reporting entity, continuously reported until paid or forgiven. If an advance of credit incurred by the principal campaign committee of a candidate is forgiven by the creditor or paid by an entity other than that principal campaign committee, it must be reported as a donation in kind for the year in which the advance of credit was made.

~~(k)~~ (n) The report must disclose the name, address, and registration number if registered with the board of each political committee, political fund, principal campaign committee, local candidate, or party unit to which contributions have been made that aggregate in excess of \$200 within the year and the amount and date of each contribution. The report must list on separate schedules any contributions made to state candidates' principal campaign committees and any contributions made to local candidates.

~~(l)~~ (o) The report must disclose the sum of all contributions made by the reporting entity during the reporting period and must separately disclose the sum of all contributions made to local candidates by the reporting entity during the reporting period.

~~(m)~~ (p) The report must disclose the name, address, and registration number if registered with the board of each individual or association to whom noncampaign disbursements have been made that aggregate in excess of \$200 within the year by or on behalf of the reporting entity and the amount, date, and purpose of each noncampaign disbursement, including an explanation of how the expenditure was used.

(q) The report must disclose the sum of all noncampaign disbursements made within the year by or on behalf of the reporting entity.

(r) The report must disclose the name and address of a nonprofit corporation that provides administrative assistance to a political committee or political fund as authorized by section 211B.15, subdivision 17, the type of administrative assistance provided, and the aggregate fair market value of each type of assistance provided to the political committee or political fund during the reporting period.

(s) Legislative, statewide, and judicial candidates, party units, and political committees and funds must itemize contributions that in aggregate within the year exceed \$200 for legislative or statewide candidates or more than \$500 for ballot questions on reports submitted to the board. The itemization must include the date on which the contribution was received, the individual or association that provided the contribution, and the address of the contributor. Additionally, the itemization for a donation in kind must provide a description of the item or service received. Contributions that are less than the itemization amount must be reported as an aggregate total.

(t) Legislative, statewide, and judicial candidates, party units, political committees and funds, and committees to promote or defeat a ballot question must itemize expenditures and noncampaign disbursements that in aggregate exceed \$200 in a calendar year on reports submitted to the board. The itemization must include the date on which the committee made or became obligated to make the expenditure or disbursement, the name and address of the vendor that provided the service or item purchased, and a description of the service or item purchased, including an explanation of how the expenditure was used. Expenditures and noncampaign disbursements must be listed on the report alphabetically by vendor.

Sec. 9. Minnesota Statutes 2020, section 10A.25, is amended by adding a subdivision to read:

Subd. 14. **Grassroots campaign expenditures exempted.** (a) The limits provided by subdivision 2 do not apply to expenditures for staff of the candidate's principal campaign committee or to costs associated with direct voter contacts.

(b) As used in this subdivision:

(1) "direct voter contacts" means individualized outreach to a specific voter by an individual staff person or volunteer that is conducted in person, by telephone, or by electronic means and in a manner that provides the voter an opportunity to communicate in real-time directly with the staff person or volunteer conducting the outreach; and

(2) "expenditures for staff" includes costs associated with providing the committee's staff with salary, benefits, worker's compensation insurance, and reasonable administrative expenses.

Sec. 10. Minnesota Statutes 2020, section 10A.25, is amended by adding a subdivision to read:

Subd. 15. **Approved expenditures; small donor committee.** An approved expenditure by a small donor committee as authorized under section 10A.122 must be counted toward the expenditure limits provided in this section, unless the expenditure is for an activity exempted under subdivision 14.

Sec. 11. Minnesota Statutes 2020, section 10A.257, subdivision 1, is amended to read:

Subdivision 1. **Unused funds.** After all campaign expenditures and noncampaign disbursements for an election cycle have been made, an amount up to 25 percent of the election cycle expenditure limit for the office may be carried forward. Any remaining amount up to the total amount of the ~~public subsidy~~ state match from the state elections campaign fund must be returned to the state treasury for credit to the general fund under section 10A.324. Any remaining amount in excess of the total ~~public subsidy~~ state match must be contributed to the state elections campaign account or a political party for multicandidate expenditures as defined in section 10A.275.

Sec. 12. **[10A.305] SMALL DONOR CONTRIBUTION MATCH PROGRAM.**

Subdivision 1. State match program established. (a) Subject to the eligibility requirements provided in subdivision 2, a candidate's principal campaign committee is eligible to receive a state match for each contribution received by the committee from a contributor who is a Minnesota resident, as follows:

(1) a contribution made by a contributor residing in the district that the candidate seeks to represent must be matched with a state contribution equal to six times the amount of the contribution; and

(2) a contribution made by a contributor who does not reside in the district that the candidate seeks to represent must be matched with a state contribution equal to three times the amount of the contribution.

(b) Subject to the eligibility requirements in subdivision 2, the state central committee of a political party is eligible to receive a match for each contribution made by a contributor who is a Minnesota resident in an amount equal to the amount of the contribution.

Subd. 2. Eligibility. (a) To be eligible to receive a state match under subdivision 1:

(1) the receiving candidate or political party must meet the qualifications for participation in the Democracy Dollar coupon program established in section 10B.07; and

(2) the contribution must have been made by a Minnesota resident, and the contributor must not contribute more than \$100 to the candidate's principal campaign committee or the political party during the election cycle.

(b) An individual may make eligible contributions to multiple principal campaign committees or political parties during an election cycle, but only the first \$500 in contributions are eligible to be matched under this section. A Democracy Dollar coupon assigned to a principal campaign committee under chapter 10B is eligible for a match under this section.

(c) If a contributor's contributions exceed \$100 to the candidate's principal campaign committee or political party during the election cycle after a contribution qualifies for a state match under this section, the candidate or party must:

(1) refund the excess contribution to the contributor;

(2) return the match on the original contributions to the board; or

(3) transfer the excess contribution to the board for deposit in the state elections campaign account.

Subd. 3. **Maximum amount of state match.** The maximum amount of state matching funds an eligible candidate or political party may receive in an election cycle is as follows:

(1) for a candidate for state legislative office, 50 percent of the expenditure limit for the office provided in section 10A.25, subdivision 2;

(2) for a candidate for state constitutional office, 30 percent of the expenditure limit for the office provided in section 10A.25, subdivision 2; and

(3) for the state central committee of a political party, \$30,000.

Subd. 4. **Later contributions.** This subdivision does not prohibit the contributor from making a contribution to the principal campaign committee or political party unit in excess of the limit established by subdivision 2 after the candidate or political party has received the maximum state match amount allowed by subdivision 3.

Subd. 5. **Distribution of funds.** Amounts deposited in the state elections campaign account must be used for the purpose of providing matching funds under this section. Amounts designated in the account for each separate political party may only be used to provide matching funds for candidates of that political party. The board must distribute state matching funds to qualifying candidates and political party units on a first-come, first-served basis until all funds are exhausted. Matching funds must be released within 30 days of application by a principal campaign committee or party unit. The board may prescribe a form for this purpose and may require the committee or party unit to submit documentation demonstrating each contribution's eligibility to receive a match.

Subd. 6. **Rulemaking.** The board may adopt rules using the expedited process in section 14.389 as necessary to implement the program established by this section.

Sec. 13. Minnesota Statutes 2020, section 10A.322, subdivision 1, is amended to read:

Subdivision 1. **Agreement by candidate.** (a) As a condition of receiving a ~~public subsidy~~ small donor match under section 10A.305, a candidate must sign and file with the board a written agreement in which the candidate agrees that the candidate will comply with sections 10A.25; 10A.27, subdivision 10; 10A.324; and 10A.38.

(b) Before the first day of filing for office, the board must forward agreement forms to all filing officers. The board must also provide agreement forms to candidates on request at any time. The candidate must file the agreement with the board at least three weeks before the candidate's state primary. An agreement may not be filed after that date. An agreement once filed may not be rescinded.

(c) The board must notify the commissioner of revenue of any agreement signed under this subdivision.

(d) Notwithstanding paragraph (b), if a vacancy occurs that will be filled by means of a special election and the filing period does not coincide with the filing period for the general election, a

candidate may sign and submit a spending limit agreement not later than the day after the close of the filing period for the special election for which the candidate filed.

(e) Notwithstanding paragraphs (b) and (d), if a vacancy occurs that will be filled by means of a special election called under section 204B.13, subdivision 2, paragraph (c), a candidate may sign and submit a spending limit agreement not later than eight calendar days after the general election.

Sec. 14. Minnesota Statutes 2021 Supplement, section 10A.323, is amended to read:

10A.323 AFFIDAVIT OF CONTRIBUTIONS.

(a) In addition to the requirements of section 10A.322, to be eligible to receive a ~~public subsidy under section 10A.31~~ small donor match under section 10A.305 a candidate or the candidate's treasurer must:

(1) between January 1 of the previous year and the cutoff date for transactions included in the report of receipts and expenditures due before the primary election, accumulate contributions from individuals eligible to vote in this state in at least the amount indicated for the office sought, counting only the first ~~\$50~~ \$100 received from each contributor, excluding in-kind contributions:

(i) candidates for governor and lieutenant governor running together, \$35,000;

(ii) candidates for attorney general, \$15,000;

(iii) candidates for secretary of state and state auditor, separately, \$6,000;

(iv) candidates for the senate, \$3,000; and

(v) candidates for the house of representatives, \$1,500;

(2) file an affidavit with the board stating that the principal campaign committee has complied with this paragraph. The affidavit must state the total amount of contributions that have been received from individuals eligible to vote in this state, excluding:

(i) the portion of any contribution in excess of \$50;

(ii) any in-kind contribution; and

(iii) any contribution for which the name and address of the contributor is not known and recorded; and

(3) submit the affidavit required by this section to the board in writing by the deadline for reporting of receipts and expenditures before a primary under section 10A.20, subdivision 2.

(b) A candidate for a vacancy to be filled at a special election for which the filing period does not coincide with the filing period for the general election must accumulate the contributions specified in paragraph (a) and must submit the affidavit required by this section to the board within five days after the close of the filing period for the special election for which the candidate filed.

(c) Notwithstanding paragraphs (a) and (b), a candidate for a vacancy to be filled at a special election called under section 204B.13, subdivision 2, paragraph (c), must accumulate the contributions specified in paragraph (a) and must submit the affidavit required by this section to the board within 12 calendar days after the general election.

(d) A candidate or the candidate's treasurer must be able to electronically file the affidavit required under this section in the same manner as other reports required by this chapter. The board must not require the candidate or candidate's treasurer to notarize the affidavit of contribution.

Sec. 15. Minnesota Statutes 2020, section 10A.34, subdivision 4, is amended to read:

Subd. 4. **Penalty for violations of chapter 10B or 211B under board's jurisdiction.** If a civil penalty is not specified in chapter 10B, or a section of chapter 211B brought under the board's jurisdiction by section 10A.022, subdivision 3, the board may impose a civil penalty of up to \$3,000.

Sec. 16. **[10B.01] DEFINITIONS.**

Except where otherwise provided, the definitions in section 10A.01 apply to this chapter.

Sec. 17. **[10B.02] ISSUANCE OF DEMOCRACY DOLLAR COUPONS.**

Subdivision 1. **Issuance of coupons to eligible contributors.** (a) No later than March 1 of each year, the secretary of state must provide a set of two Democracy Dollar coupons to every person with an active registration in the Statewide Voter Registration System as of the previous December 31. Each coupon within the set must be redeemable by a qualifying principal campaign committee or political party unit for a contribution of \$25 to that committee or party unit, as directed by the individual to whom the coupon was issued. An individual coupon may not be divided into smaller increments. The secretary of state must provide an option for an individual to request to receive the coupon in an electronic format.

(b) A person may request that the coupon be delivered to a physical or electronic address that is other than that indicated in the person's voter registration record, provided that the alternate physical address is in Minnesota.

Subd. 2. **Opt-in.** Any individual who is otherwise eligible to vote in Minnesota, but not registered, may submit a written request to the secretary of state for issuance of a set of coupons under subdivision 1. A request under this subdivision may be submitted to the secretary of state between January 1 and July 1 of each year. The secretary of state must prescribe a form for this purpose. Upon verification that the individual is eligible to receive a set of coupons, the secretary of state must deliver the coupons to the eligible individual no later than October 1 of that year.

Sec. 18. **[10B.03] FORM OF COUPON; RULEMAKING.**

(a) The Campaign Finance and Public Disclosure Board must adopt rules using the expedited process in section 14.389 to establish the form of the Democracy Dollar coupon.

(b) At a minimum, the coupon must:

(1) require the holder to indicate the name of an eligible candidate or political party unit to which the value of the coupon is to be assigned;

(2) provide space for the holder's name, address, original signature, and a statement by the holder attesting to the holder's understanding of the laws and rules governing the Democracy Dollar coupon program;

(3) include a clear indication that the coupon has no cash value, is not transferable, and may be assigned only as provided in the laws and rules governing the coupon program; and

(4) be in a form that permits third parties to utilize a secure application programming interface or other internet-based system to facilitate the assignment and redemption of coupons.

Sec. 19. **[10B.04] ASSIGNMENT, DELIVERY, AND RECEIPT OF COUPON.**

Subdivision 1. **Assignment.** (a) Democracy Dollar coupons are only assignable as authorized by this section.

(b) A person lawfully holding a coupon may assign it to a qualified candidate or political party unit by completing the information required under section 10B.03 and delivering the coupon to the board, a qualified candidate, or a representative of a qualified candidate or political party unit.

Subd. 2. **Delivery.** A properly assigned Democracy Dollar coupon may be delivered to the qualified candidate or political party unit by mail, in person, electronically through the board's website, or electronically using a secure application programming interface or other internet-based system that meets standards approved by the board. The holder of a coupon may designate an agent to deliver an assigned coupon in person. The board must establish a secure, user-friendly online system for electronic delivery of assigned coupons. A qualified candidate or a representative of a qualified candidate or political party unit may assist a holder in accessing the online system for delivery of an assigned coupon.

Subd. 3. **Deadline for assignment and redemption.** A Democracy Dollar coupon is valid for a contribution redemption only if assigned to a qualified candidate or political party unit no later than 30 days following the date of the next state general election occurring after the coupon was issued and submitted for redemption by the qualified candidate or political party unit by December 31 of that year.

Subd. 4. **Status of coupon if voter becomes ineligible to vote.** A coupon is invalid if the holder to which it was issued becomes ineligible to vote in Minnesota before the coupon is assigned.

Subd. 5. **Assignment is irrevocable.** The valid assignment and delivery of a coupon is irrevocable, except that a coupon may be re-assigned to another recipient if the board determines that the assigned recipient is ineligible to redeem it. In making an assignment, the holder of the coupon assumes the risk that the coupon may not be redeemed by the candidate or political party unit to which it is assigned.

Subd. 6. **Chapter 325L applies.** Chapter 325L applies to Democracy Dollar coupons assigned, delivered, or submitted for redemption under this chapter in an electronic format.

Sec. 20. **[10B.05] NO CASH VALUE.**

Democracy Dollar coupons have no cash value and are not assets, income, or the property of the holder to which a coupon is issued.

Sec. 21. **[10B.06] PROHIBITIONS.**

Assignment or transfer of a Democracy Dollar coupon for cash or other consideration is prohibited. A person may not offer to purchase, buy, or sell a coupon and may not transfer it as a gift to any other person. A coupon may not be assigned by proxy, power of attorney, or agent.

Sec. 22. **[10B.07] QUALIFICATION OF CANDIDATES AND POLITICAL PARTIES.**

Subdivision 1. **Candidate qualification.** (a) To be qualified for assignment or redemption of a Democracy Dollar coupon, a candidate must, as of the time the coupon is assigned and redeemed:

(1) have designated a principal campaign committee that is currently registered under chapter 10A;

(2) be seeking an office for which voluntary spending limits are specified in section 10A.25;
and

(3) have signed and be currently bound by an agreement governed by section 10A.322.

(b) A candidate is no longer qualified to receive by assignment or redeem a coupon if the candidate fails to advance to a general election following a primary election for the office to which the candidate is seeking election or if the candidate is determined to be in violation of the terms of the agreement to limit campaign expenditures provided in section 10A.322.

Subd. 2. **Political party unit qualification.** A Democracy Dollar coupon may be assigned to and redeemed by a unit of a major political party unit as defined in section 200.02, subdivision 7, or a minor political party unit qualifying for inclusion on the income tax or property tax refund form under section 10A.31, subdivision 3a.

Sec. 23. **[10B.08] REDEMPTION OF COUPONS; DISTRIBUTION OF CONTRIBUTIONS.**

Subdivision 1. **Redemption value cap.** (a) As used in this section, the "redemption value cap" means the maximum aggregate dollar value of coupons that may be redeemed by qualified candidates and political parties in a calendar year.

(b) For calendar years 2022 and 2023, and each two-year period thereafter until an increase is required under this paragraph, the redemption value cap for each year is an amount equal to eight percent of the total dollar value of all coupons issued by the secretary of state in that year. If, as of December 31 of an even-numbered year, the dollar value of all coupons redeemed during that year and the immediately preceding odd-numbered year exceeds 75 percent of the aggregated redemption value cap for those two years, the redemption value cap must be increased by an additional two percent of the total value of all coupons issued by the secretary of state each year, beginning in the next odd-numbered year and for every year thereafter. The redemption value cap may be subsequently increased in two percent increments according to the standards in this paragraph but may not exceed 16 percent of the total value of coupons issued unless otherwise expressly authorized by law. No

later than January 30 of each year, the board, in consultation with the commissioner of management and budget, must certify the applicable redemption value cap that applies during that year.

Subd. 2. **Redemption procedures.** A candidate or political party unit that has been assigned a Democracy Dollar coupon may submit it to the board for redemption. Assigned coupons submitted directly to the board by the holder to which the coupon was issued are presumed submitted for redemption on behalf of the assigned candidate or party unit.

Subd. 3. **Verification.** (a) The board must verify the following before redeeming a coupon:

(1) the qualification of the receiving candidate or political party unit;

(2) the eligibility of the person to whom the coupon was issued;

(3) whether redemption of the coupon would result in the candidate receiving a contribution in excess of the amounts authorized by law; and

(4) whether redemption of the coupon would cause the total dollar value of redeemed coupons to exceed the redemption value cap.

(b) The board may require the assigned candidate or political party unit to submit documents or records necessary to complete the verifications required by this subdivision. The eligibility of the person to whom a coupon is issued must be confirmed by the secretary of state.

(c) The board must provide a notice to the original holder of a coupon and to the assigned recipient if a coupon cannot be verified as eligible for redemption, the reason the coupon could not be verified or redeemed, and, if applicable, instructions for re-assigning the coupon to another eligible recipient.

Subd. 4. **Distribution of contribution.** Upon determination that the coupon is valid for redemption, the board must disburse the value of the coupon to the assigned candidate's principal campaign committee or to the treasurer of the assigned political party unit. The board may adopt procedures for disbursement of the contribution through an electronic funds transfer to the committee or party unit. These procedures are exempt from chapter 14, and section 14.386 does not apply.

Subd. 5. **Effect of coupons on contribution reporting and limits.** The value of the coupon, once redeemed, must be recorded as a contribution made in the name of the person to whom the coupon is issued. Redeemed coupons must be included in the calculation of that person's contributions for purposes of reporting under section 10A.20, subdivision 3, and for purposes of the contribution limits established in section 10A.27.

Subd. 6. **Redemption and distribution schedule.** The board must promptly verify all assigned coupons received by the board, regardless of the method of submission. The board must redeem all properly verified coupons and distribute contributions on a regular schedule, no less than two times per month, no less than one time per week beginning 60 days prior to the date of a state primary or state general election, and, to the extent practical, no less than one time per week during the campaign period preceding a special primary or special general election as determined by the board.

Subd. 7. **Appropriation.** Amounts necessary to redeem coupons and distribute the resulting contributions required under this chapter are appropriated annually from the general fund to the board. The amount appropriated to the board may not exceed the redemption value cap in any year.

Sec. 24. **[10B.09] USE OF CONTRIBUTION.**

A contribution received by a principal campaign committee or political party unit under this chapter may only be used for purposes authorized under chapter 10A or section 211B.12.

Sec. 25. **[10B.10] RETURN OF PROCEEDS; RULEMAKING.**

(a) A candidate who has redeemed a Democracy Dollar coupon and subsequently withdraws as a candidate for office, dies, becomes ineligible, loses qualification, is defeated in a primary or general election, or is elected at a general election must, within a reasonable period, return any unspent coupon contribution proceeds to the board.

(b) The board must adopt rules using the expedited rulemaking process in section 14.389 to establish accounting standards and other requirements for compliance with this section.

Sec. 26. **[10B.11] VIOLATIONS; ENFORCEMENT.**

The board may make audits and investigations with respect to the requirements of this chapter, consistent with the authority, procedures, and remedies provided in sections 10A.022 and 10A.34.

Sec. 27. Minnesota Statutes 2021 Supplement, section 289A.37, subdivision 2, is amended to read:

Subd. 2. **Erroneous refunds.** (a) Except as provided in paragraph (b), an erroneous refund occurs when the commissioner issues a payment to a person that exceeds the amount the person is entitled to receive under law. An erroneous refund is considered an underpayment of tax on the date issued.

(b) To the extent that the amount paid does not exceed the amount claimed by the taxpayer, an erroneous refund does not include the following:

(1) any amount of a refund or credit paid pursuant to a claim for refund filed by a taxpayer, including but not limited to refunds of claims made under section ~~290.06, subdivision 23~~; 290.067; 290.0671; 290.0672; 290.0674; 290.0675; 290.0677; 290.068; 290.0681; or 290.0692; or chapter 290A; or

(2) any amount paid pursuant to a claim for refund of an overpayment of tax filed by a taxpayer.

(c) The commissioner may make an assessment to recover an erroneous refund at any time within two years from the issuance of the erroneous refund. If all or part of the erroneous refund was induced by fraud or misrepresentation of a material fact, the assessment may be made at any time.

(d) Assessments of amounts that are not erroneous refunds under paragraph (b) must be conducted under sections 289A.38 to 289A.382.

Sec. 28. Minnesota Statutes 2020, section 289A.50, subdivision 1, is amended to read:

Subdivision 1. **General right to refund.** (a) Subject to the requirements of this section and section 289A.40, a taxpayer who has paid a tax in excess of the taxes lawfully due and who files a written claim for refund will be refunded or credited the overpayment of the tax determined by the commissioner to be erroneously paid.

(b) The claim must specify the name of the taxpayer, the date when and the period for which the tax was paid, the kind of tax paid, the amount of the tax that the taxpayer claims was erroneously paid, the grounds on which a refund is claimed, and other information relative to the payment and in the form required by the commissioner. An income tax, estate tax, or corporate franchise tax return, or amended return claiming an overpayment constitutes a claim for refund.

(c) When, in the course of an examination, and within the time for requesting a refund, the commissioner determines that there has been an overpayment of tax, the commissioner shall refund or credit the overpayment to the taxpayer and no demand is necessary. If the overpayment exceeds \$1, the amount of the overpayment must be refunded to the taxpayer. If the amount of the overpayment is less than \$1, the commissioner is not required to refund. In these situations, the commissioner does not have to make written findings or serve notice by mail to the taxpayer.

(d) If the amount allowable as a credit for withholding, estimated taxes, or dependent care exceeds the tax against which the credit is allowable, the amount of the excess is considered an overpayment. ~~The refund allowed by section 290.06, subdivision 23, is also considered an overpayment.~~ The requirements of section 270C.33 do not apply to the refunding of such an overpayment shown on the original return filed by a taxpayer.

(e) If the entertainment tax withheld at the source exceeds by \$1 or more the taxes, penalties, and interest reported in the return of the entertainment entity or imposed by section 290.9201, the excess must be refunded to the entertainment entity. If the excess is less than \$1, the commissioner need not refund that amount.

(f) If the surety deposit required for a construction contract exceeds the liability of the out-of-state contractor, the commissioner shall refund the difference to the contractor.

(g) An action of the commissioner in refunding the amount of the overpayment does not constitute a determination of the correctness of the return of the taxpayer.

(h) There is appropriated from the general fund to the commissioner of revenue the amount necessary to pay refunds allowed under this section.

Sec. 29. Minnesota Statutes 2020, section 290.01, subdivision 6, is amended to read:

Subd. 6. **Taxpayer.** The term "taxpayer" means any person or corporation subject to a tax imposed by this chapter. ~~For purposes of section 290.06, subdivision 23, the term "taxpayer" means an individual eligible to vote in Minnesota under section 201.014.~~

Sec. 30. POLITICAL CONTRIBUTIONS REFUND; CALENDAR YEAR 2020 AND 2021 CONTRIBUTIONS AND RECEIPTS.

Notwithstanding the repeal of the political contribution refund in section 18, the commissioner of revenue must continue to pay refunds for political contributions made in calendar year 2020 for claims filed by April 15, 2021, and calendar year 2021 for claims filed by April 15, 2022. A candidate or political party unit may not issue political contribution refund receipts after July 1, 2021.

Sec. 31. **REPEALER.**

Minnesota Statutes 2020, sections 10A.31, subdivisions 5, 5a, 6, 6a, 7, 7a, 7b, 10, and 11; 10A.315; 10A.321; 10A.322, subdivision 4; 10A.324, subdivisions 1 and 3; 13.4967, subdivision 2; and 290.06, subdivision 23, are repealed.

Sec. 32. **EFFECTIVE DATE; RULEMAKING.**

This article is effective January 1, 2022, except that the Campaign Finance and Public Disclosure Board may proceed to propose and adopt administrative rules required by this article beginning the day following final enactment.

ARTICLE 11

INCREASING TRANSPARENCY AND DISCLOSURE OF SECRET SPENDING

Section 1. Minnesota Statutes 2020, section 10A.01, subdivision 16a, is amended to read:

Subd. 16a. **Expressly advocating.** "Expressly advocating" means:

(1) that a communication clearly identifies a candidate and uses words or phrases of express advocacy;

(2) that a communication when taken as a whole and with limited reference to external events, such as the proximity to the election, is susceptible of no reasonable interpretation other than as an appeal advocating the election or defeat of one or more clearly identified candidates; or

(3) that a communication promotes, supports, criticizes, or opposes a candidate, regardless of whether the communication expressly advocates the election or defeat of a candidate.

Sec. 2. Minnesota Statutes 2020, section 211B.04, subdivision 2, is amended to read:

Subd. 2. **Independent expenditures.** (a) The required form of the disclaimer on a written independent expenditure is: "This is an independent expenditure prepared and paid for by (name of entity participating in the expenditure), (address). It is not coordinated with or approved by any candidate nor is any candidate responsible for it. The top three contributors funding this expenditure are (1)....., (2)....., and (3)....." The address must be either the entity's mailing address or the entity's website, if the website includes the entity's mailing address. When a written independent expenditure is produced and disseminated without cost, the words "and paid for" may be omitted from the disclaimer.

(b) The required form of the disclaimer on a broadcast independent expenditure is: "This independent expenditure is paid for by (name of entity participating in the expenditure). It is not coordinated with or approved by any candidate nor is any candidate responsible for it. The top

three contributors funding this expenditure are (1)....., (2)....., and (3)....." When a broadcast independent expenditure is produced and disseminated without cost, the following disclaimer may be used: "..... (name of entity participating in the expenditure) is responsible for the contents of this independent expenditure. It is not coordinated with or approved by any candidate nor is any candidate responsible for it."

(c) The listing of the top three contributors required to be included in a disclaimer under this subdivision must identify by name the three individuals or entities making the largest contribution required to be reported under chapter 10A to the expending entity during the 12-month period preceding the first date at which the expenditure was published or presented to the public. Contributions to the expending entity that are segregated, tracked, and used for purposes other than the expenditure requiring the disclaimer should not be included in calculating the top three contributors required to be identified under this subdivision.

Sec. 3. Minnesota Statutes 2020, section 211B.04, subdivision 3, is amended to read:

Subd. 3. **Material that does not need a disclaimer.** (a) This section does not apply to fund-raising tickets, business cards, personal letters, or similar items that are clearly being distributed by the candidate.

(b) This section does not apply to an individual or association that is not required to register or report under chapter 10A or 211A.

(c) This section does not apply to the following:

(1) bumper stickers, pins, buttons, pens, or similar small items on which the disclaimer cannot be conveniently printed; and

(2) skywriting, wearing apparel, or other means of displaying an advertisement of such a nature that the inclusion of a disclaimer would be impracticable; and

~~(3) online banner ads and similar electronic communications that link directly to an online page that includes the disclaimer.~~

(d) This section does not modify or repeal section 211B.06.

Sec. 4. Minnesota Statutes 2020, section 211B.04, is amended by adding a subdivision to read:

Subd. 3a. **Certain electronic communications and advertisements.** Notwithstanding subdivisions 1 and 2, the Campaign Finance and Public Disclosure Board must adopt rules using the expedited process in section 14.389 to specify the form and content of the disclaimer required by those subdivisions for small electronic communications on which the full disclaimer cannot be conveniently printed including but not limited to online banner ads, text messages, social media communications, and small advertisements appearing on a mobile telephone or other handheld electronic device. In its rules, the board may waive the disclaimer requirement for categories of communications where inclusion would be technologically impossible.

ARTICLE 12**CREATING TRANSPARENCY AND FAIR PRINCIPLES FOR REDISTRICTING PROCESS**Section 1. **[2.035] DISTRICTING PRINCIPLES.**

Subdivision 1. **Application.** The principles in this section apply to congressional and legislative districts.

Subd. 2. **Prohibited information.** No plan shall be drawn to purposefully favor or disfavor a political party or candidate.

Subd. 3. **Priority of principles.** A redistricting plan must adhere to the principles in subdivisions 4 to 12. Where it is not possible to fully comply with the principles contained below, a plan shall give priority to those principles in the order in which they are listed, except to the extent that doing so would violate federal or state law.

Subd. 4. **Population equality.** (a) Congressional districts must be as nearly equal in population as practicable.

(b) Legislative districts must be substantially equal in population. The population of a legislative district must not deviate from the ideal by more than one percent.

Subd. 5. **Contiguity.** The districts must be contiguous allowing for easy travel throughout the district. Contiguity by water is sufficient if the water is not a serious obstacle to travel within the district. Districts with areas that touch only at a point are not contiguous.

Subd. 6. **Minority representation.** (a) Each district must be drawn in compliance with all state and federal laws. A district must not be drawn with either the purpose or effect of diluting, denying, or abridging the right of any citizen of the United States to vote on account of race, ethnicity, or membership in a language minority group, whether by themselves or when voting in concert with other people.

(b) Racial, ethnic, and language minorities must have an equal opportunity to participate in the political process and elect candidates of their choice. Racial, ethnic, and language minorities who constitute less than a voting-age majority of a district must have an opportunity to substantially influence the outcome of an election.

Subd. 7. **Communities of interest.** District boundaries shall recognize communities of interest. A community of interest is a contiguous population sharing common social and economic interests that should be included within a single district for purposes of the community's effective and fair representation. Communities of interest include but are not limited to geographic areas where there are clearly recognizable similarities of social, cultural, ethnic, economic, or other interests. Examples of shared interests are those common to an urban area, rural area, industrial area, or agricultural area and those common to areas in which the people share similar living standards, have similar work opportunities, or have access to the same media of communication relevant to the election process. Communities of interest shall not include relationships with political parties, incumbents, or political candidates.

Subd. 8. **Political subdivisions.** Counties, cities, and municipalities should be preserved to the greatest extent possible and in compliance with the other principles to preserve rather than divide them among multiple districts.

Subd. 9. **Incumbents.** The residence of incumbents shall not be taken into consideration in the development or adoption of a proposed plan.

Subd. 10. **Compactness.** Districts must be compact. Compactness must be measured by using one or more statistical tests.

Subd. 11. **Partisan symmetry and bias.** A district must not be drawn in a manner that unduly favors or disfavors any political party. Applicable judicial standards and the best available scientific and statistical methods must be used to assess whether a plan unduly favors or disfavors a political party.

Subd. 12. **Numbering.** (a) Congressional district numbers must begin with district one in the southeast corner of the state and end with the district with the highest number in the northeast corner of the state.

(b) Legislative districts must be numbered in a regular series, beginning with house district 1A in the northwest corner of the state and proceeding across the state from west to east, north to south. In a county that includes more than one whole senate district, the districts must be numbered consecutively.

Sec. 2. [2.036] REDISTRICTING; LEGISLATIVE PROCESS.

Subdivision 1. **Administrative support.** The Legislative Coordinating Commission shall provide administrative support to the redistricting process.

Subd. 2. **Database.** The geographic areas and population counts used in maps, tables, and legal descriptions of congressional and legislative districts considered by the legislature must be those used by the Geographic Information Services (GIS) Office of the Legislative Coordinating Commission. The population counts shall be the block population counts provided to the state under Public Law 94-171 after each decennial census, subject to correction of any errors acknowledged by the United States Census Bureau and, to the extent practicable, adjusted so that persons who are incarcerated are counted at their last known residential address before incarceration. The GIS Office must make the database available to the public on the GIS Office website.

Subd. 3. **Publication; block equivalency file requirements.** A redistricting plan must not be considered for adoption by the senate or house of representatives until the redistricting plan's block equivalency file has been submitted to the GIS Office in a form prescribed by the GIS Office. The block equivalency file must show the district to which each census block has been assigned. The GIS Office shall publish each plan submitted to it on the GIS Office website.

Subd. 4. **Reports.** Publication of a plan must include the following reports:

(1) a population equality report, listing each district in the plan, its population as the total number of persons, and deviations from the ideal as both a number of persons and as a percentage of the

population. The report must also show the populations of the largest and smallest districts and the overall range of deviations of the districts;

(2) a contiguity report, listing each district that is noncontiguous either because two areas of a district do not touch or because they are linked by a point;

(3) a minority voting-age population report, listing for each district the voting age population of each racial or language minority and the total minority voting age population, according to the categories recommended by the United States Department of Justice. The report must also highlight each district with 30 percent or more total minority population;

(4) a communities of interest report; if the chief author of a plan asserts that it preserves a community of interest, maps of the plan must include a layer identifying the census blocks within the community of interest. Publication of the plan must also include a report that lays out the research and process used to identify the communities of interest and lists the district or districts to which the community of interest has been assigned. The report must include the number of communities of interest that are split and the number of times the communities were split;

(5) a political subdivision splits report, listing the split counties, cities, towns, unorganized territories, and precincts and the district to which each portion of a split subdivision is assigned. The report must also show the number of subdivisions split and the number of times a subdivision is split;

(6) a plan components report, listing for each district the names and populations of the counties within it and, where a county is split between or among districts, the names and populations of the portion of the split county and each of the split county's whole or partial cities, townships, unorganized territories, and precincts within each district.

(7) a measures of compactness report, listing for each district at least the results of the Reock, Polsby-Popper, Minimum Convex Hull, Population Polygon, Population Circle, Ehrenburg, Length-Width, measures of compactness. The report must also state for all the districts in a plan the sum of its perimeters and the mean of its other measurements. The commission may consider other tests of compactness; and

(8) a partisan bias report, listing multiple measures of partisan symmetry or other measures of partisan bias as accepted in political science literature and the best available scientific and statistical methods.

Subd. 5. **Legislative committee process; district hearings.** (a) The legislature recognizes the importance of public engagement, transparency, and accountability in the redistricting process and the role those values play in strengthening representative democracy. The legislature intends that any committee established will:

(1) conduct at least one public hearing in each existing congressional district to solicit public input on issues important to that district in drawing new district boundaries, including but not limited to defining communities of interest for consideration;

(2) publish on the committee's website preliminary drafts of the congressional and legislative district plans and each preliminary draft's accompanying reports at least two weeks before a committee considers a motion to adopt each plan; and

(3) allow the public to submit comments after publication of a plan and before the committee considers a motion to adopt the plan.

(b) To the extent practicable, a legislative committee must permit interested persons to draw and submit proposed plans for the committee's consideration and allow interested persons to respond to plans submitted by others before the committee develops and publishes its proposed plans.

Subd. 6. **Public access to records.** (a) Notwithstanding any law or rule to the contrary, records of the legislature related to development, consideration, or adoption of a redistricting plan are public, including but not limited to draft plans, analyses of plan, and supplemental data used to develop a plan.

(b) This subdivision does not require disclosure of data or communications protected by the attorney-client privilege or a legislator's communications with nonpartisan legislative staff regarding confidential bill drafting or other legislative services unless further directed by the committee on rules and legislative administration of the house or the committee on rules and administration of the senate."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Senator Johnson Stewart moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 68, line 5, after "officer" insert ", in consultation with the Geospatial Advisory Council and Minnesota Association of County Surveyors,"

The motion prevailed. So the amendment was adopted.

Senator Clausen moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 90, after line 19, insert:

"Sec. 32. Minnesota Statutes 2020, section 204C.33, subdivision 3, is amended to read:

Subd. 3. **State canvass.** The State Canvassing Board shall meet at a public meeting space located in the Capitol complex area on the third Tuesday following the state general election to canvass the

certified copies of the county canvassing board reports received from the county auditors and shall prepare a report that states:

- (1) the number of individuals voting in the state and in each county;
- (2) the number of votes received by each of the candidates, specifying the counties in which they were cast; and
- (3) the number of votes counted for and against each constitutional amendment, specifying the counties in which they were cast.

Upon completion of the canvass, the State Canvassing Board shall declare the candidates duly elected who received the highest number of votes for each federal and state office. All members of the State Canvassing Board shall sign the report and certify its correctness. The State Canvassing Board shall declare the result within three days after completing the canvass."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 36, as follows:

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Putnam
Carlson	Eaton	Johnson Stewart	Marty	Rest
Champion	Eken	Kent	McEwen	Torres Ray
Clausen	Frentz	Klein	Murphy	Wiger
Cwodzinski	Hawj	Kunesh	Newton	Wiklund
Dibble	Hoffman	Latz	Pappas	

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Eaton, Hoffman, Isaacson, Kent, López Franzen, and Marty.

Those who voted in the negative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Gazelka, Goggin, Limmer, and Tomassoni.

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

President Osmek resumed the Chair.

Ingebrigtsen
Jasinski
Johnson
Kiffmeyer
Koran

Lang
Limmer
Mathews
Miller
Nelson

Newman
Osmek
Pratt
Rarick
Rosen

Ruud
Senjem
Tomassoni
Utke
Weber

Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Goggin, Limmer, and Tomassoni.

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

Senator Kunesh moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 68, after line 25, insert:

"Sec. 59. **STATE EMBLEMS REDESIGN COMMISSION.**

Subdivision 1. **Establishment.** The State Emblems Redesign Commission is established. The purpose of the commission is to develop, design, and recommend to the legislature and governor new designs for the official state flag and the official state seal no later than January 1, 2023.

Subd. 2. **Membership; meetings.** (a) The commission consists of the following members:

(1) three members of the public, appointed by the governor;

(2) two members of the house of representatives, one each appointed by the speaker of the house and the minority leader of the house;

(3) two members of the senate, one representing the majority caucus and one representing the minority caucus, appointed by the Subcommittee on Committees of the Senate Committee on Rules and Administration;

(4) one member appointed by the Council for Minnesotans of African Heritage;

(5) one member appointed by the Minnesota Council on Latino Affairs;

(6) one member appointed by the Council on Asian-Pacific Minnesotans; and

(7) two members appointed by the Indian Affairs Council.

(b) The following serve as ex-officio, nonvoting members of the commission:

(1) the secretary of state or the secretary's designee;

(2) the executive director of the Minnesota Historical Society or the director's designee;

(3) the chair of the Capitol Area Architectural and Planning Board or the chair's designee;

(4) the chair of the Minnesota Arts Board or the chair's designee; and

(5) the executive director of Explore Minnesota Tourism or the director's designee.

(c) Appointments to the commission must be made no later than August 1, 2022. The voting members of the commission shall elect a chair and vice-chair. An appointee designated by the governor shall convene the commission's first meeting. Decisions of the commission must be made by majority vote. The Minnesota Historical Society must provide office space and administrative support to the commission.

Subd. 3. **Meetings.** Meetings of the commission are subject to Minnesota Statutes, chapter 13D.

Subd. 4. **Duties; form and style of recommended state emblems.** The commission shall develop, design, and recommend to the legislature and governor a new design for the official state seal and a new design for the official state flag. The designs must accurately and respectfully reflect Minnesota's shared history, resources, and diverse cultural communities. Symbols, emblems, or likenesses that represent only a single community or person, regardless of whether real or stylized, may not be included in a design. The commission may solicit and secure the voluntary service and aid of vexillologists and other persons who have either technical or artistic skill in flag construction and design, or the design of official seals, to assist in the work. The commission must also solicit public feedback and suggestions to inform its work.

Subd. 5. **Report.** The commission shall make its recommendation in a report to the legislature and governor no later than January 1, 2023. In addition to the recommended designs, the commission's report must describe the symbols and other meanings incorporated in the design. The commission expires upon submission of its report.

Sec. 60. **LEGISLATIVE ACTION; RETIREMENT OF CURRENT OFFICIAL SEAL AND FLAG.**

The legislature intends to hold necessary votes on adoption of the State Emblems Redesign Commission's recommended designs during the 2023 regular session in an effort to ensure that a new official state seal and a new official state flag may each be adopted and become effective no later than May 11, 2023. The legislature is encouraged to adopt procedures that allow for the current official state flag and official state seal to be retired and replaced in a respectful manner, and its history preserved in an appropriate location on the State Capitol complex."

Page 69, delete section 60, and insert:

"Sec. 62. **REPEALER.**

(a) Minnesota Statutes 2020, sections 136F.03; and 326A.04, subdivision 11, are repealed.

(b) Minnesota Rules, parts 7023.0150; 7023.0200; 7023.0250; and 7023.0300, are repealed.

(c) Minnesota Statutes 2020, section 645.071, is repealed.

(d) Minnesota Statutes 2020, sections 1.135; and 1.141, are repealed effective May 11, 2023.

EFFECTIVE DATE. Paragraph (c) is effective January 1, 2030, if an amendment to United States Code, title 15, section 260a, or other applicable law that authorizes states to observe advance standard time year-round is not enacted before that date. This section expires the day after an

amendment to the United States Code, title 15, section 260a, or other applicable law is enacted that authorizes states to observe advance standard time year-round."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Senator Frentz moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 40, delete section 9

Page 41, delete section 10

Page 46, delete section 18

Page 68, delete section 57

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hoffman	Latz	Pappas
Bigham	Dziedzic	Isaacson	López Franzen	Putnam
Carlson	Eaton	Johnson Stewart	Marty	Rest
Champion	Eken	Kent	McEwen	Wiger
Clausen	Frentz	Klein	Murphy	Wiklund
Cwodzinski	Hawj	Kunesh	Newton	

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Eaton, Hoffman, Kent, López Franzen, and Marty.

Those who voted in the negative were:

Anderson	Draheim	Ingebrigtsen	Mathews	Rosen
Bakk	Duckworth	Jasinski	Miller	Ruud
Benson	Eichorn	Johnson	Nelson	Senjem
Chamberlain	Gazelka	Kiffmeyer	Newman	Tomassoni
Coleman	Goggin	Koran	Osmek	Utke
Dahms	Housley	Lang	Pratt	Weber
Dornink	Howe	Limmer	Rarick	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Goggin, Limmer, Miller, and Tomassoni.

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

Senator Carlson moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 3, line 15, delete "-0-" and insert "359,000" and delete "4,000,000" and insert "3,641,000"

Page 3, delete lines 16 to 21 and insert:

"These amounts are for a cybersecurity improvement grant program for political subdivisions and Minnesota Tribal governments, as established in Minnesota Statutes, section 16E.35. The appropriation for fiscal year 2023 is available until June 30, 2025."

Page 46, after line 22, insert:

"Sec. 18. [16E.35] COUNTY AND LOCAL CYBERSECURITY GRANTS.

Subdivision 1. **Cybersecurity grant program established.** Minnesota IT Services may make grants to political subdivisions to support addressing cybersecurity risks and cybersecurity threats to information systems owned or operated by, or on behalf of, state, local, or Tribal governments, as provided in section 70612 of Public Law 117-58.

Subd. 2. **Match requirement.** The political subdivision receiving a grant must provide for the remainder of the costs of the project.

Subd. 3. **Criteria.** The department may set criteria for program priorities and standards of review."

Page 78, line 29, reinstate stricken language and delete new language

Page 78, line 30, delete new language

Page 84, delete section 23

Page 85, delete section 24

Page 94, line 11, delete "livestreaming"

Page 94, line 12, delete everything before "and"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 36, as follows:

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Putnam
Carlson	Eaton	Johnson Stewart	Marty	Rest
Champion	Eken	Kent	McEwen	Torres Ray
Clausen	Frentz	Klein	Murphy	Wiger
Cwodzinski	Hawj	Kunesh	Newton	Wiklund
Dibble	Hoffman	Latz	Pappas	

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Eaton, Hoffman, Kent, López Franzen, Marty, and Torres Ray.

Those who voted in the negative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Goggin, Limmer, Miller, and Tomassoni.

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

Senator Lang moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 4, line 5, before the second period, insert "and is available until the project is completed or abandoned subject to Minnesota Statutes, section 16A.642"

Page 68, line 23 delete "2024" and insert "2026"

The motion prevailed. So the amendment was adopted.

Senator Newman moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 30, delete lines 21 to 23 and insert:

"Subd. 2. Location. The commissioner must not spend federal funds from IJJA-related electric vehicle infrastructure formula or discretionary grant programs for projects located on public land."

Page 148, delete section 1

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Anderson	Draheim	Jasinski	Miller	Ruud
Bakk	Duckworth	Johnson	Nelson	Senjem
Benson	Eichorn	Kiffmeyer	Newman	Tomassoni
Chamberlain	Gazelka	Koran	Osmek	Utke
Coleman	Goggin	Lang	Pratt	Weber
Dahms	Howe	Limmer	Rarick	Westrom
Dornink	Ingebrigtsen	Mathews	Rosen	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Gazelka, Goggin, Limmer, Miller, and Tomassoni.

Those who voted in the negative were:

Abeler	Dziedzic	Isaacson	Marty	Torres Ray
Bigham	Eaton	Johnson Stewart	McEwen	Wiger
Carlson	Eken	Kent	Murphy	Wiklund
Champion	Frentz	Klein	Newton	
Clausen	Hawj	Kunesh	Pappas	
Cwodzinski	Hoffman	Latz	Putnam	
Dibble	Housley	López Franzen	Rest	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Eaton, Kent, López Franzen, Marty, and Torres Ray.

The motion prevailed. So the amendment was adopted.

Senator Howe moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 6, line 25, strike the second "80,000" and insert "330,000"

Page 6, line 26, strike "This appropriation" and insert "\$80,000 in each year"

Page 6, after line 27, insert:

"\$250,000 in fiscal year 2023 is from the general fund for the costs of constructing, renovating, and equipping a hangar for the Civil Air Patrol at the Lake Elmo Airport. This is a onetime appropriation."

Page 7, line 14, delete "1,500,000" and insert "1,250,000"

Page 10, line 16, delete "975,032,000" and insert "974,537,000"

Page 11, line 13, delete "27,000,000" and insert "25,255,000"

Page 24, after line 18, insert:

"Sec. 17. APPROPRIATION; TRUNK HIGHWAY 23 INTERSECTION IMPROVEMENTS.

(a) \$1,120,000 in fiscal year 2023 is appropriated from the trunk highway fund to the commissioner of transportation for the construction of acceleration lanes in each direction of marked Trunk Highway 23 at the intersection of Stearns County State-Aid Highway 47, including preliminary and final design, construction engineering services, and all construction and associated project costs. This is a onetime appropriation and is available until June 30, 2025.

(b) \$1,120,000 in fiscal year 2023 is appropriated from the trunk highway fund to the commissioner of transportation for the construction of acceleration lanes in each direction of marked Trunk Highway 23 at the intersection of Stearns County Road 140 and Stearns County State-Aid Highway 82, including preliminary and final design, construction engineering services, and all construction and associated project costs. This is a onetime appropriation and is available until June 30, 2025."

Page 25, delete section 18 and insert:

"Sec. 19. APPROPRIATION; U.S. HIGHWAY 52, COUNTY STATE-AID HIGHWAY 66, AND COUNTY ROAD 62 SAFETY IMPROVEMENTS.

\$15,000,000 in fiscal year 2023 is appropriated from the general fund to the commissioner of transportation for a grant to Dakota County to construct an interchange in the vicinity of County State-Aid Highway 66 and County Road 62 to eliminate the current intersections and improve safety and to construct a bridge at marked U.S. Highway 52 with ramps connecting the county road and additional highway improvements to address changes to property access and meet current design standards to improve safety at the intersection of County State-Aid Highway 66 and marked U.S. Highway 52 in Vermillion Township. This project is proposed in collaboration with the Minnesota Department of Transportation. This is a onetime appropriation and is available until June 30, 2025."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Howe moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 46, after line 22, insert:

"Sec. 18. Minnesota Statutes 2020, section 43A.17, is amended by adding a subdivision to read:

Subd. 13. **Compensation for law enforcement officers.** (a) For purposes of this subdivision, the term "law enforcement officers" means Minnesota State Patrol troopers, Bureau of Criminal Apprehension agents, special agents in the gambling enforcement division of the Department of Public Safety, conservation officers, Department of Corrections fugitive specialists, and Department of Commerce insurance fraud specialists.

(b) When the commissioner of management and budget negotiates a collective bargaining agreement establishing compensation for law enforcement officers, the commissioner must consider compensation based on compensation data from the most recent salary and benefits survey conducted pursuant to section 299D.03, subdivision 2a. Use of pattern bargaining or suggesting compensation based on internal equity data constitutes bad faith in negotiations.

EFFECTIVE DATE; APPLICATION. This section is effective the day following final enactment and expires January 1, 2032. This section applies to contracts entered into on or after the effective date but before January 1, 2032."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Jasinski moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 122, after line 16, insert:

"Sec. 7. Minnesota Statutes 2020, section 169.06, is amended by adding a subdivision to read:

Subd. 10. **Electronic sign message.** The commissioner must ensure that each electronic sign on the trunk highway system continuously displays a message designated by the commissioner. Except when the commissioner designates a different message, an electronic sign must display the message "SLOWER TRAFFIC MOVE RIGHT."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Senjem moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 155, after line 14, insert:

"Sec. 11. Minnesota Statutes 2020, section 162.09, subdivision 6, is amended to read:

Subd. 6. **Location and establishment; commissioner's review.** (a) The governing bodies of such cities shall by resolution and subject to the concurrence of the commissioner locate and establish a system of municipal state-aid streets in accordance with the rules of the commissioner. A certified copy of the resolution shall be transmitted to the commissioner. Upon receipt of the resolution it shall be the duty of the commissioner to review each system, considering the availability of funds and the desirability of each system in relation to an integrated and coordinated system of highways. After review, the commissioner shall, by written order, approve each system or any portion thereof which in the commissioner's judgment is feasible and desirable. A certified copy of the order shall be filed with the clerk and the engineer of the city.

(b) If a municipal state-aid street with two or more lanes in each direction is reduced to one lane in each direction, the governing body of the city must remove that street from the municipal state-aid system. The city must adopt a new resolution reflecting the change and submit the resolution to the commissioner for review and approval. The commissioner must not approve any resolution that includes a municipal state-aid street if the number of lanes on that street have been reduced as described in this paragraph.

(c) If the commissioner determines that the number of lanes on a municipal state-aid street have been reduced as described in paragraph (b) and the city has not removed that street from the city's municipal state-aid system, the commissioner must:

(1) notify the city of the requirement to remove the street from the city's municipal state-aid system; and

(2) reduce the aid amount to the city in an amount proportionate to the street at issue."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Gazelka, Goggin, Limmer, and Tomassoni.

Those who voted in the negative were:

Bigham	Cwodzinski	Eken	Isaacson	Kunesh
Carlson	Dibble	Frentz	Johnson Stewart	Latz
Champion	Dziedzic	Hawj	Kent	López Franzen
Clausen	Eaton	Hoffman	Klein	Marty

McEwen
Murphy

Newton
Pappas

Port
Putnam

Rest
Torres Ray

Wiger
Wiklund

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Kent, Latz, Marty, Newton, Port, and Torres Ray.

The motion prevailed. So the amendment was adopted.

President Osmek called Senator Mathews to preside.

Senator Dibble moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 106, after line 6, insert:

"Sec. 18. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to read:

Subd. 40b. **Micromobility device.** (a) "Micromobility device" means a vehicle that:

(1) is capable of:

(i) being propelled solely by human power;

(ii) being powered solely by an electric motor drawing current from rechargeable storage batteries, fuel cells, or other portable sources of electrical current; or

(iii) both items (i) and (ii);

(2) when solely powered by an electric motor, is not capable of propelling the vehicle at a speed greater than 30 miles per hour on a paved level surface; and

(3) has an unloaded weight of up to 500 pounds.

(b) Micromobility device includes a bicycle, a motorized foot scooter, and an electric personal assistive mobility device. Micromobility device includes a motorized bicycle that meets the requirements under paragraph (a)."

Page 149, after line 10, insert:

"Sec. 2. Minnesota Statutes 2020, section 160.27, is amended by adding a subdivision to read:

Subd. 7a. **Micromobility facilities.** (a) For purposes of this subdivision, "micromobility facility" means an installation for micromobility devices as defined in section 169.011, subdivision 40b, whether for personal use or shared mobility services, that provides one or more of the following: a rack or docking station, a battery charging or swapping station, or a storage facility.

(b) In a statutory or home rule charter city, advertisements, public art, and informational signs may be placed and maintained on micromobility facilities if:

(1) a road authority has issued a permit to the city authorizing the micromobility facilities to be placed within the right-of-way of a public highway, except that micromobility facilities must not be located in a manner that:

(i) eliminates or reduces parking spaces; or

(ii) restricts or eliminates any portion of a vehicle travel lane;

(2) the city has recommended and the road authority has authorized in the permit the placement of advertisements, public art, and informational signs on the micromobility facilities; and

(3) the placement does not create an unsafe situation.

(c) Advertisements, public art, and information signs authorized under this subdivision are subject to the terms and conditions imposed by the road authority authorizing their placement."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Newman moved to amend the first Howe amendment to H.F. No. 4293, adopted by the Senate May 2, 2022, as follows:

Page 2, line 4, delete "general" and insert "trunk highway"

The motion prevailed. So the amendment was adopted.

Senator Osmek moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 169, after line 18, insert:

"Sec. 24. **NORTHERN LIGHTS PASSENGER RAIL; PROHIBITION.**

Subdivision 1. **Definition.** For purposes of this section, "Northern Lights Express project" means the proposed high-speed passenger rail project between the cities of Minneapolis and Duluth.

Subd. 2. **Commissioner of transportation.** The commissioner of transportation must not expend any money for study, planning, preliminary engineering, final design, or construction for the Northern Lights Express project. This prohibition includes grants to other entities and the expenditure of federal money for this purpose.

Subd. 3. **Metropolitan Council.** The Metropolitan Council must not expend any money for study, planning, preliminary engineering, final design, or construction for the Northern Lights Express project. This prohibition includes grants to other entities and the expenditure of federal money for this purpose."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 35 and nays 31, as follows:

Those who voted in the affirmative were:

Abeler	Draheim	Ingebrigtsen	Mathews	Rosen
Anderson	Duckworth	Jasinski	Miller	Ruud
Benson	Eichorn	Johnson	Nelson	Senjem
Chamberlain	Gazelka	Kiffmeyer	Newman	Tomassoni
Coleman	Goggin	Koran	Osmek	Utke
Dahms	Housley	Lang	Pratt	Weber
Dornink	Howe	Limmer	Rarick	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Miller, and Tomassoni.

Those who voted in the negative were:

Bakk	Dziedzic	Johnson Stewart	McEwen	Torres Ray
Bigham	Eaton	Kent	Murphy	Wiger
Carlson	Eken	Klein	Newton	Wiklund
Champion	Frentz	Kunesh	Pappas	
Clausen	Hawj	Latz	Port	
Cwodzinski	Hoffman	López Franzen	Putnam	
Dibble	Isaacson	Marty	Rest	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Isaacson, Kent, Latz, Marty, Newton, and Port.

The motion prevailed. So the amendment was adopted.

Senator Dibble moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 177, after line 24, insert:

"Sec. 11. ASSESSMENT YEAR 2022; REASSESSMENT OF CERTAIN PROPERTY.

(a) By January 1, 2023, the Minneapolis City Assessor or the Hennepin County Assessor shall reassess property identified as the Cedar Isles Condominium buildings, located at 3141 and 3151 Dean Court, Minneapolis, Hennepin County, including each individual unit within the property. The reassessment shall take into consideration any valuation change resulting from damage to the property and each individual unit attributable to or related to the construction of the Green Line Extension light rail transit line, also known as Southwest Light Rail.

(b) By January 1, 2023, the city or county assessor shall mail to each property owner an updated valuation notice, as required under Minnesota Statutes, section 273.121.

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

Sec. 12. **CEDAR ISLES CONDOMINIUM DAMAGES.**

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

(b) "Cedar Isles Condominiums" are the condominium buildings located at 3141 and 3151 Dean Court, Minneapolis, Hennepin County.

(c) "Council" means the Metropolitan Council.

(d) "Southwest Light Rail" means the Green Line Extension light rail transit line.

Subd. 2. **Requirements.** (a) The council must ensure that Southwest Light Rail construction will not cause further damages to Cedar Isles Condominium and that each unit continues to be safe for occupancy. The council must provide to the Cedar Isles Condominium Association, in writing, a plan for ensuring no future damages will occur to the property. The plan must include a process for residents of the Cedar Isles Condominiums to raise issues related to property damage or safety and the plan for the council to address the issues.

(b) The council must repair all existing and future damage to the Cedar Isles Condominiums that is attributable to or caused by construction of the Southwest Light Rail. The council must enter into a contract with a third party to provide the repairs. The council must consult with the Cedar Isles Condominiums Association when selecting the third party.

(c) The council must provide compensation to the owner or owners of each unit of the Cedar Isles Condominiums for the devaluation of their property. The Cedar Isles Condominium Association must determine an amount for each unit that is equal to the loss in value of the unit based on damage attributable to or caused by construction of the Southwest Light Rail.

(d) The council must reimburse the Cedar Isles Condominium Association for all engineering and legal costs incurred by the association in engaging a peer review of the council's findings related to damages of the condominiums.

(e) The council must provide office space for any resident of the Cedar Isles Condominiums who would work from home if not for interruptions from Southwest Light Rail construction. The council must provide office space to any resident who requests an off-site office. The office space must be located within one mile of the condominium buildings and must provide individual office space equipped with furniture and access to telephone and Internet services. The council must not impose any fee.

(f) The council must pay for all costs incurred pursuant to this section from the Southwest Light Rail project budget. State funds must not be used to pay for any costs incurred pursuant to this section.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Pursuant to Rule 41.2, Senator Johnson Stewart moved that she be excused from voting on the second Dibble amendment to H.F. No. 4293. The motion prevailed.

The question was taken on the adoption of the second Dibble amendment. The motion prevailed. So the amendment was adopted.

President Osmek resumed the Chair.

Senator Senjem moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 125, after line 9, insert:

"Sec. 9. Minnesota Statutes 2020, section 169.14, is amended by adding a subdivision to read:

Subd. 5i. **Interstate Highway 35E.** The commissioner must designate the maximum speed limit on marked Interstate Highway 35E in the city of St. Paul, from its intersection with West Seventh Street to its intersection with marked Interstate Highway 94, as 55 miles per hour. Any speed in excess of the speed designated in this subdivision is unlawful.

EFFECTIVE DATE. This section is effective on the date the commissioner erects appropriate signs designating the speed limit, which must occur on or before August 1, 2022."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator McEwen moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 19, delete lines 26 to 31

Page 19, line 32, delete "\$36,837,000" and insert "\$36,447,000"

Page 109, delete section 21

Page 110, delete section 22

Page 115, delete section 23 and insert:

"Sec. 21. [171.395] ONLINE DRIVER EDUCATION PROGRAM.

Subdivision 1. **Authorization.** A licensed driver education program may provide online driver education as provided in this section.

Subd. 2. **Curriculum and instruction requirements.** (a) An online driver education program must:

(1) meet the requirements as provided in section 171.0701, subdivision 1, and Minnesota Rules, chapter 7411, or successor rules;

(2) use videoconferencing, or another similar method, that provides live interactive distance learning and ensures that student questions and comments can be addressed in real time;

(3) use classroom instruction curriculum that is identical to the curriculum used by the driver education program in an in-person setting;

(4) provide online instruction only to students who are specifically enrolled in the online driver education program; and

(5) provide online interactive supplemental parental curriculum consistent with section 171.0701, subdivision 1a.

(b) A student may receive online instruction only if the driver education instructor confirms that picture and sound allow the student to interact with the instructor in real time.

Subd. 3. **General requirements.** (a) An online driver education program must:

(1) include a means for the student to measure performance outcomes;

(2) use a pool of rotating quiz questions;

(3) incorporate accountability features to ensure the identity of the student while engaged in the course of online study;

(4) measure the amount of time that the student spends in the course;

(5) provide technical support to customers;

(6) store course content and student data on a secure server that is protected against data breaches and is regularly backed up;

(7) incorporate preventive measures to protect against access to private information;

(8) include the ability to update course content uniformly throughout the state; and

(9) have a location in Minnesota where program and student records are accessible.

(b) Before beginning online instruction, a driver education program must provide the commissioner with the names and birth dates of all participating students, and must identify the videoconferencing system that will be used.

(c) Except as required by this section, the commissioner is prohibited from imposing requirements on online driver education programs that are not equally applicable to in-person driver education programs."

Page 117, delete sections 27 and 28

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Dibble	Isaacson	Marty	Rest
Bakk	Dziedzic	Johnson Stewart	McEwen	Torres Ray
Bigham	Eaton	Kent	Murphy	Wiger
Carlson	Eken	Klein	Newton	Wiklund
Champion	Frentz	Kunesh	Pappas	
Clausen	Hawj	Latz	Port	
Cwodzinski	Hoffman	López Franzen	Putnam	

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Isaacson, Kent, Latz, López Franzen, Marty, Newton, and Port.

Those who voted in the negative were:

Anderson	Duckworth	Jasinski	Miller	Ruud
Benson	Eichorn	Johnson	Nelson	Senjem
Chamberlain	Gazelka	Kiffmeyer	Newman	Tomassoni
Coleman	Goggin	Koran	Osmek	Utke
Dahms	Housley	Lang	Pratt	Weber
Dornink	Howe	Limmer	Rarick	Westrom
Draheim	Ingebrigtsen	Mathews	Rosen	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Miller, and Tomassoni.

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

Senator Pappas moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 31, delete section 6

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Port
Carlson	Eaton	Johnson Stewart	Marty	Putnam
Champion	Eken	Kent	McEwen	Rest
Clausen	Frentz	Klein	Murphy	Torres Ray
Cwodzinski	Hawj	Kunesh	Newton	Wiger
Dibble	Hoffman	Latz	Pappas	Wiklund

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Isaacson, Kent, Latz, López Franzen, Marty, Newton, and Port.

Those who voted in the negative were:

Abeler	Dornink	Howe	Limmer	Rosen
Anderson	Draheim	Ingebrigtsen	Mathews	Ruud
Bakk	Duckworth	Jasinski	Miller	Senjem
Benson	Eichorn	Johnson	Newman	Tomassoni
Chamberlain	Gazelka	Kiffmeyer	Osmek	Utke
Coleman	Goggin	Koran	Pratt	Weber
Dahms	Housley	Lang	Rarick	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Miller, and Tomassoni.

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

Senator Johnson Stewart moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 160, delete lines 8 and 9

Page 160, line 10, delete "(10)" and insert "(9)"

Page 160, line 14, delete "(11)" and insert "(10)"

Page 160, line 17, delete "(12)" and insert "(11)"

Page 160, line 19, delete "(13)" and insert "(12)"

Page 160, delete lines 31 and 32

Page 161, delete lines 1 to 32

Page 162, delete lines 1 and 2

Renumber the subdivisions in sequence

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Port
Carlson	Eaton	Johnson Stewart	Marty	Putnam
Champion	Eken	Kent	McEwen	Rest
Clausen	Frentz	Klein	Murphy	Torres Ray
Cwodzinski	Hawj	Kunesh	Newton	Wiger
Dibble	Hoffman	Latz	Pappas	Wiklund

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Isaacson, Kent, Latz, López Franzen, Marty, Newton, and Port.

Those who voted in the negative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Miller, and Tomassoni.

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

Senator Johnson Stewart moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 29, line 7, delete everything after the period

Page 29, delete lines 8 to 10

Page 29, line 16, delete everything after the period

Page 29, delete lines 17 to 20

Page 30, line 7, delete everything after "for"

Page 30, delete line 8

Page 169, delete section 1

Page 171, delete section 4

Page 172, delete section 7

Page 174, delete section 8

Page 176, delete section 9

Page 177, delete section 11

Page 179, delete section 13

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Port
Carlson	Eaton	Johnson Stewart	Marty	Putnam
Champion	Eken	Kent	McEwen	Rest
Clausen	Frentz	Klein	Murphy	Torres Ray
Cwodzinski	Hawj	Kunesh	Newton	Wiger
Dibble	Hoffman	Latz	Pappas	Wiklund

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Isaacson, Kent, Latz, López Franzen, Marty, Newton, and Port.

Those who voted in the negative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Miller, and Tomassoni.

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

Senator Wiger moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 179, after line 12, insert:

"ARTICLE 12

ELECTED METROPOLITAN COUNCIL

Section 1. Minnesota Statutes 2020, section 10A.01, subdivision 10, is amended to read:

Subd. 10. **Candidate.** "Candidate" means an individual who seeks nomination or election as a state constitutional officer, legislator, ~~or~~ judge, or Metropolitan Council member. An individual is

deemed to seek nomination or election if the individual has taken the action necessary under the law of this state to qualify for nomination or election, has received contributions or made expenditures in excess of \$750, or has given implicit or explicit consent for any other person to receive contributions or make expenditures in excess of \$750, for the purpose of bringing about the individual's nomination or election. A candidate remains a candidate until the candidate's principal campaign committee is dissolved as provided in section 10A.243.

Sec. 2. Minnesota Statutes 2020, section 10A.09, subdivision 6a, is amended to read:

Subd. 6a. **Place of filing.** A public official required to file a statement under this section must file it with the board. A local official required to file a statement under this section must file it with the governing body of the official's political subdivision, except that a member of the Metropolitan Council must file the statement with the board. The governing body must maintain statements filed with it under this subdivision as public data. If an official position is defined as both a public official and as a local official of a metropolitan governmental unit under this chapter, the official must file the statement with the board.

Sec. 3. Minnesota Statutes 2020, section 10A.25, subdivision 2, is amended to read:

Subd. 2. **Amounts.** (a) In a segment of an election cycle, the principal campaign committee of the candidate must not make campaign expenditures nor permit approved expenditures to be made on behalf of the candidate that result in aggregate expenditures in excess of the following:

(1) for governor and lieutenant governor, running together, \$3,817,700 in the election segment and \$1,697,400 in the nonelection segment;

(2) for attorney general, \$654,600 in the election segment and \$226,400 in the nonelection segment;

(3) for secretary of state and state auditor, separately, \$436,400 in the election segment and \$113,300 in the nonelection segment;

(4) for state senator, \$102,800 in the election segment and \$32,800 in a nonelection segment;

(5) for state representative, \$68,500 in the election segment; and

(6) for a member of the Metropolitan Council, \$90,000 in the election segment and \$30,000 in the nonelection segment.

(b) In addition to the amount in paragraph (a), clause (1), a candidate for endorsement for the office of lieutenant governor at the convention of a political party may make campaign expenditures and approved expenditures of five percent of that amount to seek endorsement.

(c) If a special election cycle occurs during a general election cycle, expenditures by or on behalf of a candidate in the special election do not count as expenditures by or on behalf of the candidate in the general election.

(d) The expenditure limits in this subdivision for an office are increased by ten percent for a candidate who has not previously held the same office, whose name has not previously been on the

primary or general election ballot for that office, and who has not in the past ten years raised or spent more than \$750 in a run for any other office whose territory now includes a population that is more than one-third of the population in the territory of the new office. Candidates who qualify for first-time candidate status receive a ten percent increase in the campaign expenditure limit in all segments of the applicable election cycle. In the case of a legislative candidate, the office is that of a member of the house of representatives or senate without regard to any specific district.

Sec. 4. Minnesota Statutes 2020, section 10A.27, subdivision 1, is amended to read:

Subdivision 1. **Contribution limits.** (a) Except as provided in subdivision 2, a candidate must not permit the candidate's principal campaign committee to accept aggregate contributions made or delivered by any individual, political committee, political fund, or association not registered with the board in excess of the following:

(1) to candidates for governor and lieutenant governor running together, \$4,000 in the election segment of an election cycle for the office sought and \$2,000 in the nonelection segment of the election cycle;

(2) to a candidate for attorney general, \$2,500 in the election segment of an election cycle for the office sought and \$1,500 in the nonelection segment of the election cycle;

(3) to a candidate for secretary of state or state auditor, \$2,000 in the election segment of an election cycle and \$1,000 in the nonelection segment of the election cycle;

(4) to a candidate for state senator, \$1,000 in the election segment of an election cycle for the office sought and \$1,000 in a nonelection segment of the election cycle;

(5) to a candidate for state representative, \$1,000 in the election segment of an election cycle for the office sought; ~~and~~

(6) to a candidate for judicial office, \$2,500 in the election segment of an election cycle for the office sought and \$2,500 in a nonelection segment of the election cycle; and

(7) to a candidate for the Metropolitan Council, \$1,000 in the election segment of an election cycle for the office sought and \$1,000 in the nonelection segment of the election cycle.

(b) The following deliveries are not subject to the bundling limitation in this subdivision:

(1) delivery of contributions collected by a member of the candidate's principal campaign committee, such as a block worker or a volunteer who hosts a fund-raising event, to the committee's treasurer; and

(2) a delivery made by an individual on behalf of the individual's spouse.

(c) A lobbyist, political committee, political party unit, an association that has a political fund, or an association not registered with the board must not make a contribution a candidate is prohibited from accepting.

Sec. 5. [10A.313] METROPOLITAN COUNCIL PUBLIC SUBSIDY.

Subdivision 1. **Funding.** The Metropolitan Council must provide sufficient money to pay the public subsidy provided for in this section.

Subd. 2. **Eligibility.** A candidate is eligible to receive a public subsidy in the amount of \$20,000 if the candidate has filed with the board a spending limit agreement under section 10A.322 and an affidavit of contributions under section 10A.323, the candidate was opposed in the primary election or will be opposed in the general election, and the candidate's name will appear on the ballot in the general election.

Subd. 3. **Certification.** Within one week after the last day for filing a spending limit agreement under section 10A.322 and an affidavit of contributions under section 10A.323, the board must certify to the Metropolitan Council the maximum number of candidates eligible to receive the public subsidy. Within one week after receiving the certification, the Metropolitan Council must pay the board the amount necessary to fund the public subsidy for that number of candidates. The amount received must be deposited in the state treasury and credited to a Metropolitan Council public subsidy account in the special revenue fund. Money in the fund is appropriated to the board for purposes of the public subsidy program.

Subd. 4. **Payment.** The board shall pay the public subsidy to the eligible candidates as soon as the board has obtained from the secretary of state the results of the primary election but not later than one week after certification by the State Canvassing Board of the results of the primary. The board must return amounts not paid to candidates, or returned by candidates, to the Metropolitan Council.

Sec. 6. Minnesota Statutes 2020, section 10A.315, is amended to read:

10A.315 SPECIAL ELECTION SUBSIDY.

Subdivision 1. **Legislative office.** (a) Each eligible candidate for a legislative office in a special election must be paid a public subsidy equal to the sum of:

(1) the party account money at the last general election for the candidate's party for the office the candidate is seeking; and

(2) the general account money paid to a candidate for the same office at the last general election.

(b) A candidate who wishes to receive this public subsidy must submit a signed agreement under section 10A.322 to the board and must meet the contribution requirements of section 10A.323. The special election subsidy must be distributed in the same manner as money in the party and general accounts is distributed to legislative candidates in a general election.

(c) The amount necessary to make the payments required by this section is appropriated from the general fund for transfer to the state special elections campaign account for distribution by the board as set forth in this section.

Subd. 2. **Metropolitan Council office.** Each eligible candidate for Metropolitan Council office in a special election must be paid a public subsidy equal to the subsidy paid in a general election. To be eligible to receive this public subsidy, a candidate must file a spending limit agreement under

section 10A.322 and meet the contribution requirements of section 10A.323, except that the candidate may count contributions received during the two months immediately preceding the special election, other than contributions the candidate has previously included on an affidavit for another election, and the amount required is one-quarter of the amount stated in section 10A.323. To receive the subsidy, the candidate must be opposed in either the primary or the general election. The special election subsidy must be distributed in the same manner as the public subsidy in a general election.

Sec. 7. Minnesota Statutes 2020, section 10A.323, is amended to read:

10A.323 AFFIDAVIT OF CONTRIBUTIONS.

(a) In addition to the requirements of section 10A.322, to be eligible to receive a public subsidy under section 10A.31 a candidate or the candidate's treasurer must:

(1) between January 1 of the previous year and the cutoff date for transactions included in the report of receipts and expenditures due before the primary election, accumulate contributions from individuals eligible to vote in this state in at least the amount indicated for the office sought, counting only the first \$50 received from each contributor, excluding in-kind contributions:

(i) candidates for governor and lieutenant governor running together, \$35,000;

(ii) candidates for attorney general, \$15,000;

(iii) candidates for secretary of state and state auditor, separately, \$6,000;

(iv) candidates for the senate, \$3,000; ~~and~~

(v) candidates for the house of representatives, \$1,500; and

(vi) candidates for the Metropolitan Council, \$3,000;

(2) file an affidavit with the board stating that the principal campaign committee has complied with this paragraph. The affidavit must state the total amount of contributions that have been received from individuals eligible to vote in this state, excluding:

(i) the portion of any contribution in excess of \$50;

(ii) any in-kind contribution; and

(iii) any contribution for which the name and address of the contributor is not known and recorded; and

(3) submit the affidavit required by this section to the board in writing by the deadline for reporting of receipts and expenditures before a primary under section 10A.20, subdivision 4.

(b) A candidate for a vacancy to be filled at a special election for which the filing period does not coincide with the filing period for the general election must accumulate the contributions specified in paragraph (a) and must submit the affidavit required by this section to the board within five days after the close of the filing period for the special election for which the candidate filed.

(c) Notwithstanding paragraphs (a) and (b), a candidate for a vacancy to be filled at a special election called under section 204B.13, subdivision 2, paragraph (c), must accumulate the contributions specified in paragraph (a) and must submit the affidavit required by this section to the board within 12 calendar days after the general election.

(d) A candidate or the candidate's treasurer must be able to electronically file the affidavit required under this section in the same manner as other reports required by this chapter. The board must not require the candidate or candidate's treasurer to notarize the affidavit of contribution.

Sec. 8. Minnesota Statutes 2020, section 10A.324, subdivision 1, is amended to read:

Subdivision 1. **When return required.** A candidate must return all or a portion of the public subsidy received from the state elections campaign account or the public subsidy received under section 10A.313 or 10A.315, under the circumstances in this section or section 10A.257, subdivision 1.

To the extent that the amount of public subsidy received exceeds the aggregate of: (1) actual expenditures made by the principal campaign committee of the candidate; and (2) approved expenditures made on behalf of the candidate, the treasurer of the candidate's principal campaign committee must return an amount equal to the difference to the board. The cost of postage that was not used during an election cycle and payments that created credit balances at vendors at the close of an election cycle are not considered expenditures for purposes of determining the amount to be returned. Expenditures in excess of the candidate's spending limit do not count in determining aggregate expenditures under this paragraph.

Sec. 9. Minnesota Statutes 2020, section 15.0597, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) As used in this section, the following terms shall have the meanings given them.

(b) "Agency" means (1) a state board, commission, council, committee, authority, task force, including an advisory task force created under section 15.014 or 15.0593, a group created by executive order of the governor, or other similar multimember agency created by law and having statewide jurisdiction; and (2) ~~the Metropolitan Council,~~ a metropolitan agency, Capitol Area Architectural and Planning Board, and any agency with a regional jurisdiction created in this state pursuant to an interstate compact.

(c) "Vacancy" or "vacant agency position" means (1) a vacancy in an existing agency, or (2) a new, unfilled agency position. Vacancy includes a position that is to be filled through appointment of a nonlegislator by a legislator or group of legislators; vacancy does not mean (1) a vacant position on an agency composed exclusively of persons employed by a political subdivision or another agency, or (2) a vacancy to be filled by a person required to have a specific title or position.

(d) "Secretary" means the secretary of state.

Sec. 10. Minnesota Statutes 2020, section 200.02, subdivision 28, is amended to read:

Subd. 28. **Nonpartisan offices.** "Nonpartisan offices" means all judicial, Metropolitan Council, county, municipal, school district, and special district offices.

Sec. 11. Minnesota Statutes 2020, section 204B.06, subdivision 4a, is amended to read:

Subd. 4a. **State and local offices.** Candidates who seek nomination for the following offices shall state the following additional information on the affidavit:

(1) for governor or lieutenant governor, that on the first Monday of the next January the candidate will be 25 years of age or older and, on the day of the state general election, a resident of Minnesota for not less than one year;

(2) for supreme court justice, court of appeals judge, or district court judge, that the candidate is learned in the law;

(3) for Metropolitan Council, county, municipal, school district, or special district office, that the candidate meets any other qualifications for that office prescribed by law;

(4) for senator or representative in the legislature, that on the day of the general or special election to fill the office the candidate will have resided not less than one year in the state and not less than six months in the legislative district from which the candidate seeks election.

Sec. 12. Minnesota Statutes 2020, section 204B.09, subdivision 1, is amended to read:

Subdivision 1. **Candidates in state and county general elections.** (a) Except as otherwise provided by this subdivision, affidavits of candidacy and nominating petitions for Metropolitan Council, county, state, and federal offices filled at the state general election shall be filed not more than 84 days nor less than 70 days before the state primary. The affidavit may be prepared and signed at any time between 60 days before the filing period opens and the last day of the filing period.

(b) Notwithstanding other law to the contrary, the affidavit of candidacy must be signed in the presence of a notarial officer or an individual authorized to administer oaths under section 358.10.

(c) This provision does not apply to candidates for presidential elector nominated by major political parties. Major party candidates for presidential elector are certified under section 208.03. Other candidates for presidential electors may file petitions at least 77 days before the general election day pursuant to section 204B.07. Nominating petitions to fill vacancies in nominations shall be filed as provided in section 204B.13. No affidavit or petition shall be accepted later than 5:00 p.m. on the last day for filing.

(d) Affidavits and petitions for county offices must be filed with the county auditor of that county. Affidavits and petitions for federal offices must be filed with the secretary of state. Affidavits and petitions for state and Metropolitan Council offices must be filed with the secretary of state or with the county auditor of the county in which the candidate resides.

(e) Affidavits other than those filed pursuant to subdivision 1a must be submitted by mail or by hand, notwithstanding chapter 325L, or any other law to the contrary and must be received by 5:00 p.m. on the last day for filing.

Sec. 13. Minnesota Statutes 2020, section 204B.09, subdivision 1a, is amended to read:

Subd. 1a. **Absent candidates.** (a) A candidate for special district, county, Metropolitan Council, state, or federal office who will be absent from the state during the filing period may submit a properly executed affidavit of candidacy, the appropriate filing fee, and any necessary petitions in person to the filing officer. The candidate shall state in writing the reason for being unable to submit the affidavit during the filing period. The affidavit, filing fee, if any, and petitions must be submitted to the filing officer during the seven days immediately preceding the candidate's absence from the state. Nominating petitions may be signed during the 14 days immediately preceding the date when the affidavit of candidacy is filed.

(b) A candidate for special district, county, Metropolitan Council, state, or federal office who will be absent from the state during the entire filing period or who must leave the state for the remainder of the filing period and who certifies to the secretary of state that the circumstances constitute an emergency and were unforeseen, may submit a properly executed affidavit of candidacy by facsimile device or by transmitting electronically a scanned image of the affidavit to the secretary of state during the filing period. The candidate shall state in writing the specific reason for being unable to submit the affidavit by mail or by hand during the filing period or in person prior to the start of the filing period. The affidavit of candidacy, filing fee, if any, and any necessary petitions must be received by the secretary of state by 5:00 p.m. on the last day for filing. If the candidate is filing for a special district or county office, the secretary of state shall forward the affidavit of candidacy, filing fee, if any, and any necessary petitions to the appropriate filing officer.

Sec. 14. Minnesota Statutes 2020, section 204B.11, is amended to read:

204B.11 CANDIDATES; FILING FEES; PETITION IN PLACE OF FILING FEE.

Subdivision 1. **Amount; dishonored checks; consequences.** (a) Except as provided by subdivision 2, a filing fee shall be paid by each candidate who files an affidavit of candidacy. The fee shall be paid at the time the affidavit is filed. The amount of the filing fee shall vary with the office sought as follows:

(1) for the office of governor, lieutenant governor, attorney general, state auditor, secretary of state, representative in Congress, judge of the supreme court, judge of the court of appeals, or judge of the district court, \$300;

(2) for the office of senator in Congress, \$400;

(3) for office of senator or representative in the legislature or Metropolitan Council, \$100;

(4) for a county office, \$50; and

(5) for the office of soil and water conservation district supervisor, \$20.

(b) For the office of presidential elector, and for those offices for which no compensation is provided, no filing fee is required.

(c) The filing fees received by the county auditor shall immediately be paid to the county treasurer. The filing fees received by the secretary of state shall immediately be paid to the commissioner of management and budget.

(d) When an affidavit of candidacy has been filed with the appropriate filing officer and the requisite filing fee has been paid, the filing fee shall not be refunded. If a candidate's filing fee is paid with a check, draft, or similar negotiable instrument for which sufficient funds are not available or that is dishonored, notice to the candidate of the worthless instrument must be sent by the filing officer via registered mail no later than immediately upon the closing of the filing deadline with return receipt requested. The candidate will have five days from the time the filing officer receives proof of receipt to issue a check or other instrument for which sufficient funds are available. The candidate issuing the worthless instrument is liable for a service charge pursuant to section 604.113. If adequate payment is not made, the name of the candidate must not appear on any official ballot and the candidate is liable for all costs incurred by election officials in removing the name from the ballot.

Subd. 2. **Petition in place of filing fee.** At the time of filing an affidavit of candidacy, a candidate may present a petition in place of the filing fee. The petition may be signed by any individual eligible to vote for the candidate. A nominating petition filed pursuant to section 204B.07 is effective as a petition in place of a filing fee if the nominating petition includes a prominent statement informing the signers of the petition that it will be used for that purpose.

The number of signatures on a petition in place of a filing fee shall be as follows:

(a) for a state office voted on statewide, or for president of the United States, or United States senator, 2,000;

(b) for a congressional office, 1,000;

(c) for the Metropolitan Council, a county or legislative office, or for the office of district judge, 500; and

(d) for any other office which requires a filing fee as prescribed by law, municipal charter, or ordinance, the lesser of 500 signatures or five percent of the total number of votes cast in the municipality, ward, or other election district at the preceding general election at which that office was on the ballot.

An official with whom petitions are filed shall make sample forms for petitions in place of filing fees available upon request.

Sec. 15. Minnesota Statutes 2020, section 204B.135, subdivision 2, is amended to read:

Subd. 2. **Other election districts.** For purposes of this subdivision, "local government election district" means a county district, park and recreation district, school district, ~~or~~ soil and water conservation district, or Metropolitan Council district. Local government election districts, other

than city wards covered by subdivision 1, may not be redistricted until precinct boundaries are reestablished under section 204B.14, subdivision 3, paragraph (c). Election districts covered by this subdivision must be redistricted within 80 days of the time when the legislature has been redistricted or at least 15 weeks before the state primary election in the year ending in two, whichever comes first.

Sec. 16. Minnesota Statutes 2020, section 204B.32, subdivision 2, is amended to read:

Subd. 2. **Allocation of election expenses.** The secretary of state shall develop procedures for the allocation of election expenses among counties, municipalities, ~~and~~ school districts, and the Metropolitan Council for elections that are held concurrently. The following expenses must be included in the procedures: salaries of election judges; postage for absentee ballots and applications; preparation of polling places; preparation and testing of electronic voting systems; ballot preparation; publication of election notices and sample ballots; transportation of ballots and election supplies; and compensation for administrative expenses of the county auditor, municipal clerk, or school district clerk.

Sec. 17. Minnesota Statutes 2020, section 204D.02, subdivision 1, is amended to read:

Subdivision 1. **Officers.** All elective state, Metropolitan Council, and county officers, justices of the supreme court, judges of the court of appeals and district court, state senators and state representatives, and senators and representatives in Congress shall be elected at the state general election held in the year before their terms of office expire. Presidential electors shall be chosen at the state general election held in the year before the expiration of a term of a president of the United States.

Sec. 18. Minnesota Statutes 2020, section 204D.08, subdivision 6, is amended to read:

Subd. 6. **State and county nonpartisan primary ballot.** The state and county nonpartisan primary ballot shall be headed "State and County Nonpartisan Primary Ballot." It shall be printed in the manner provided in the rules of the secretary of state. The names of candidates for nomination to the supreme court, court of appeals, district court, and all Metropolitan Council and county offices shall be placed on this ballot.

No candidate whose name is placed on the state and county nonpartisan primary ballot shall be designated or identified as the candidate of any political party or in any other manner except as expressly provided by law.

Sec. 19. **[204D.265] VACANCY IN OFFICE OF METROPOLITAN COUNCIL MEMBER.**

Subdivision 1. **Special election.** (a) Except as otherwise provided in subdivision 3, a vacancy in an office shall be filled by appointment by the Metropolitan Council until an election is held as provided in this subdivision. The appointee must reside in the district represented by the seat to be filled. In case of a tie vote in the Metropolitan Council, the chair shall make the appointment. If the vacancy occurs before the first day to file affidavits of candidacy for the next regular election and more than two years remain in the unexpired term, a special election shall be held at the next regular election and the appointed person shall serve until a successor is elected at a special election to fill the unexpired portion of the term. If the vacancy occurs on or after the first day to file affidavits of

candidacy for the regular election or when less than two years remain in the unexpired term, there need not be a special election to fill the vacancy and the appointed person shall serve until the qualification of a successor.

(b) The person elected at the special election must take office immediately after receipt of the certificate of election and, upon taking the oath of office, must serve the remainder of the unexpired term.

(c) If the Metropolitan Council districts have been redrawn since the beginning of the term of the vacant office, the election must be based on the district as redrawn.

Subd. 2. **When victor seated immediately.** If a vacancy for which a special election is required occurs less than 60 days before the general election preceding the end of the term, the vacancy must be filled by the person elected at that election for the ensuing term and that person must take office immediately after receiving the certificate of election and taking the oath of office.

Subd. 3. **Inability or refusal to serve.** In addition to a vacancy arising under section 351.02, a vacancy in the office of a Metropolitan Council member may be declared by the Metropolitan Council when a member is unable to serve in the office or attend council meetings for a 90-day period because of illness, or absence from or refusal to attend council meetings for a 90-day period. If any of the conditions described in this subdivision occur, the council may, after the council by resolution has declared a vacancy to exist, appoint someone to fill the vacancy at a regular or special meeting for the remainder of the unexpired term or until the ill or absent member is able to resume duties and attend council meetings, whichever is earlier. If the council determines that the original member is able to resume duties and attend council meetings, the council must record this determination in a resolution and remove the appointed officeholder and restore the original member to office.

Sec. 20. Minnesota Statutes 2020, section 204D.27, is amended by adding a subdivision to read:

Subd. 13. **Special Metropolitan Council election.** (a) Except as provided in subdivision 4, the State Canvassing Board shall complete its canvass of a special election for a Metropolitan Council member and declare the results within four days after the returns of the county canvassing boards are certified to the secretary of state, excluding Sundays and legal holidays.

(b) In case of a contest of a special election for a Metropolitan Council member, the notice of contest must be filed within two days after the canvass is completed, excluding Sundays and legal holidays. In other respects, the contest must proceed in the manner provided by law for contesting elections.

(c) A certificate of election in a special election for a Metropolitan Council member must be issued by the county auditor or the secretary of state to the individual declared elected by the county or State Canvassing Board two days after the appropriate canvassing board finishes canvassing the returns for the election, excluding Sundays and legal holidays. In case of a contest, the certificate must not be issued until the district court decides the contest.

Sec. 21. Minnesota Statutes 2020, section 209.02, subdivision 1, is amended to read:

Subdivision 1. **General.** Any eligible voter, including a candidate, may contest in the manner provided in this chapter: (1) the nomination or election of any person for whom the voter had the right to vote if that person is declared nominated or elected to the senate or the house of representatives of the United States, or to a statewide, Metropolitan Council, county, legislative, municipal, school, or district court office; or (2) the declared result of a constitutional amendment or other question voted upon at an election. The contest may be brought over an irregularity in the conduct of an election or canvass of votes, over the question of who received the largest number of votes legally cast, over the number of votes legally cast in favor of or against a question, or on the grounds of deliberate, serious, and material violations of the Minnesota Election Law.

Sec. 22. Minnesota Statutes 2020, section 211A.01, subdivision 3, is amended to read:

Subd. 3. **Candidate.** "Candidate" means an individual who seeks nomination or election to a county, municipal, school district, or other political subdivision office. This definition does not include an individual seeking a judicial office or a seat on the Metropolitan Council. For purposes of sections 211A.01 to 211A.05 and 211A.07, "candidate" also includes a candidate for the United States Senate or House of Representatives.

Sec. 23. Minnesota Statutes 2020, section 211B.01, subdivision 3, is amended to read:

Subd. 3. **Candidate.** "Candidate" means an individual who seeks nomination or election to a federal, statewide, Metropolitan Council, legislative, judicial, or local office including special districts, school districts, towns, home rule charter and statutory cities, and counties, except candidates for president and vice-president of the United States.

Sec. 24. Minnesota Statutes 2020, section 353D.01, subdivision 2, is amended to read:

Subd. 2. **Eligibility.** (a) Eligibility to participate in the defined contribution plan is available to:

(1) elected local government officials of a governmental subdivision who elect to participate in the plan under section 353D.02, subdivision 1, and who, for the elected service rendered to a governmental subdivision, are not members of the Public Employees Retirement Association within the meaning of section 353.01, subdivision 7;

(2) physicians who, if they did not elect to participate in the plan under section 353D.02, subdivision 2, would meet the definition of member under section 353.01, subdivision 7;

(3) basic and advanced life-support emergency medical service personnel who are employed by any public ambulance service that elects to participate under section 353D.02, subdivision 3;

(4) members of a municipal rescue squad associated with the city of Litchfield in Meeker County, or of a county rescue squad associated with Kandiyohi County, if an independent nonprofit rescue squad corporation, incorporated under chapter 317A, performing emergency management services, and if not affiliated with a fire department or ambulance service and if its members are not eligible for membership in that fire department's or ambulance service's relief association or comparable pension plan;

(5) employees of the Port Authority of the city of St. Paul who elect to participate in the plan under section 353D.02, subdivision 5, and who are not members of the Public Employees Retirement Association under section 353.01, subdivision 7;

(6) city managers who elected to be excluded from the general employees retirement plan of the Public Employees Retirement Association under section 353.028 and who elected to participate in the public employees defined contribution plan under section 353.028, subdivision 3, paragraph (b);

(7) volunteer or emergency on-call firefighters serving in a municipal fire department or an independent nonprofit firefighting corporation who are not covered by the public employees police and fire retirement plan and who are not covered by a volunteer firefighters relief association and who elect to participate in the public employees defined contribution plan;

(8) elected county sheriffs who are former members of the police and fire plan and who are receiving a retirement annuity as provided under section 353.651; and

(9) persons who are excluded from membership under section 353.01, subdivision 2b, paragraph (a), clause (23).

(b) For purposes of this chapter, an elected local government official includes a person appointed to fill a vacancy in an elective office and a member of the Metropolitan Council. Service as an elected local government official only includes service for the governmental subdivision for which the official was elected by the public at large. Service as an elected local government official ceases and eligibility to participate terminates when the person ceases to be an elected official. An elected local government official does not include an elected county sheriff who must be a member of the police and fire plan as provided under chapter 353.

(c) Individuals otherwise eligible to participate in the plan under this subdivision who are currently covered by a public or private pension plan because of their employment or provision of services are not eligible to participate in the public employees defined contribution plan.

(d) A former participant is a person who has terminated eligible employment or service and has not withdrawn the value of the person's individual account.

Sec. 25. Minnesota Statutes 2020, section 473.123, subdivision 1, is amended to read:

Subdivision 1. **Creation.** A Metropolitan Council with jurisdiction in the metropolitan area is established as a public corporation and political subdivision of the state. Until the completion of redistricting following the 2020 census as required by subdivision 3a, it shall be under the supervision and control of 16 members and a chair, all of whom shall be residents of the metropolitan area are appointed by the governor. After the completion of redistricting following the 2020 census as required by subdivision 3a, it shall be under the supervision and control of 17 members, each elected from a district as provided in this section.

Sec. 26. Minnesota Statutes 2020, section 473.123, is amended by adding a subdivision to read:

Subd. 2b. **Terms.** Following each redistricting of council districts, as provided under subdivision 3a, council members must be elected from newly drawn districts. The terms of members are staggered as follows: members representing even-numbered districts have terms ending the first Monday in January of the year ending in the numeral "7;" and members representing odd-numbered districts have terms ending the first Monday in January of the year ending in the numeral "5." Thereafter the term of each member is four years, with terms ending the first Monday in January, except that all terms expire on the effective date of the next redistricting. A member shall continue to serve the member's district until a successor is elected and qualified; except that, following each redistricting, the member shall continue to serve at large until a successor is elected and qualified from each of the newly drawn council districts as provided under subdivision 3a, to serve terms as provided under this section.

Sec. 27. Minnesota Statutes 2020, section 473.123, is amended by adding a subdivision to read:

Subd. 2c. **Membership.** After the completion of redistricting following the 2020 census, as required by subdivision 3a, 17 members must be elected from districts defined by this section. Each council member must reside in the council district represented. Each council district must be represented by one member of the council.

Sec. 28. Minnesota Statutes 2020, section 473.123, subdivision 3a, is amended to read:

Subd. 3a. **Redistricting.** The legislature shall redraw the boundaries of the council districts after each decennial federal census so that each district has substantially equal population. Redistricting is effective in the year ending in the numeral "3." ~~Within 60 days after a redistricting plan takes effect, the governor shall appoint members from the newly drawn districts to serve terms as provided under subdivision 2a.~~ At the general election in the year ending in the numeral "4," members must be elected from each of the newly drawn districts.

Sec. 29. Minnesota Statutes 2020, section 473.123, subdivision 4, is amended to read:

Subd. 4. **Chair; ~~appointment, officers, and selection; duties and compensation.~~** (a) Until the completion of redistricting following the 2020 federal census as required by subdivision 3a, the chair of the Metropolitan Council shall be appointed by the governor as the 17th voting member thereof by and with the advice and consent of the senate to serve at the pleasure of the governor to represent the metropolitan area at large. Senate confirmation shall be as provided by section 15.066. After the completion of redistricting following the 2020 federal census as required by subdivision 3a, the chair shall be elected from the membership of the council by the members of the council for a two-year term.

The chair of the Metropolitan Council shall, if present, preside at meetings of the council, have the primary responsibility for meeting with local elected officials, serve as the principal legislative liaison, present to the governor and the legislature, after council approval, the council's plans for regional governance and operations, serve as the principal spokesperson of the council, and perform other duties assigned by the council or by law.

(b) The Metropolitan Council shall elect other officers as it deems necessary for the conduct of its affairs for a one-year term. A secretary and treasurer need not be members of the Metropolitan Council. Meeting times and places shall be fixed by the Metropolitan Council and special meetings

may be called by a majority of the members of the Metropolitan Council or by the chair. The chair and each Metropolitan Council member shall be reimbursed for actual and necessary expenses.

(c) Each member of the council shall attend and participate in council meetings and meet regularly with local elected officials and legislative members from the council member's district. Each council member shall serve on at least one division committee for transportation, environment, or community development.

(d) In the performance of its duties the Metropolitan Council may adopt policies and procedures governing its operation, establish committees, and, when specifically authorized by law, make appointments to other governmental agencies and districts.

Sec. 30. Minnesota Statutes 2020, section 473.123, is amended by adding a subdivision to read:

Subd. 4a. **Compensation.** Each Metropolitan Council member must be paid as authorized by the Metropolitan Council. The chair and each Metropolitan Council member must be reimbursed for actual and necessary expenses.

Sec. 31. **TRANSITION.**

The terms of the appointed chair and members of the Metropolitan Council holding office on the effective date of this act, and any successors appointed to serve, continue until the first Monday in January 2024. A Metropolitan Council member must be elected for each council district in the 2024 general election. A member representing an odd-numbered district shall serve a two-year term and a member representing an even-numbered district shall serve a four-year term. Thereafter, the terms are as provided in Minnesota Statutes, section 473.123, subdivision 2a.

Sec. 32. **REPEALER.**

(a) Minnesota Statutes 2020, section 473.123, subdivisions 2a and 3, are repealed.

(b) Laws 1994, chapter 628, article 1, section 8, is repealed.

Sec. 33. **EFFECTIVE DATE; APPLICATION.**

This act is effective for the state primary in 2024 and thereafter. This act applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."

Amend the title accordingly

Senator Benson moved to amend the Wiger amendment to H.F. No. 4293 as follows:

Page 1, delete lines 4 to 31 and insert:

"Page 179, after line 12, insert:

"Sec. 14. **MET COUNCIL STUDY.**

By January 15, 2023, the commissioner of management and budget must submit a report to the legislative committees with jurisdiction over local government policy, elections policy, and

transportation policy regarding alternative methods of selecting members of the Metropolitan Council. At a minimum, the report must examine methods of selecting members of the Metropolitan Council, including directly electing members. The report must include anticipated costs of each selection method.

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

Page 2, delete lines 1 to 32

Page 3, delete lines 1 to 31

Page 4, delete lines 1 to 33

Page 5, delete lines 1 to 30

Page 6, delete lines 1 to 32

Page 7, delete lines 1 to 30

Page 8, delete lines 1 to 33

Page 9, delete lines 1 to 32

Page 10, delete lines 1 to 33

Page 11, delete lines 1 to 32

Page 12, delete lines 1 to 33

Page 13, delete lines 1 to 32

Page 14, delete lines 1 to 32

Page 15, delete lines 1 to 32

Page 16, delete lines 1 to 32

Page 17, delete lines 1 to 31

Page 18, delete lines 1 to 6

The question was taken on the adoption of the Benson amendment to the Wiger amendment.

The roll was called, and there were yeas 41 and nays 25, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Gazelka	Johnson	Nelson
Anderson	Dornink	Goggin	Kiffmeyer	Newman
Bakk	Draheim	Hoffman	Koran	Newton
Benson	Duckworth	Housley	Lang	Osmek
Chamberlain	Dziedzic	Howe	Limmer	Pratt
Coleman	Eichorn	Ingebrigtsen	Mathews	Rarick
Dahms	Eken	Jasinski	Miller	Rosen

Ruud
Senjem

Tomassoni
Utke

Weber
Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Senjem, and Tomassoni.

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

Those who voted in the negative were:

Bigham
Carlson
Champion
Clausen
Cwodzinski

Eaton
Frentz
Hawj
Isaacson
Johnson Stewart

Kent
Klein
Kunesh
Latz
López Franzen

Marty
McEwen
Murphy
Pappas
Port

Putnam
Rest
Torres Ray
Wiger
Wiklund

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Eaton, Isaacson, Kent, Latz, López Franzen, Marty, and Port.

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the adoption of the Wiger amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Senator McEwen moved to amend H.F. No. 4293, as amended pursuant to Rule 45, adopted by the Senate April 28, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 3975.)

Page 10, line 16, delete "975,032,000" and insert "974,404,000"

Page 11, line 13, delete "27,000,000" and insert "25,325,000"

Page 12, lines 18 and 23, delete "937,385,000" and insert "936,112,000"

Page 13, line 26, delete "229,540,000" and insert "229,206,000"

Page 26, delete section 25 and insert:

"Sec. 25. **ESTABLISHMENT OF BASE; STATE AND LOCAL ROADS.**

(a) The base from the trunk highway fund for state road construction in the Department of Transportation is \$1,377,537,000 in fiscal year 2024 and \$1,408,157,000 in fiscal year 2025.

(b) The base from the trunk highway fund for corridors of commerce in the Department of Transportation is \$84,889,000 in fiscal year 2024 and \$111,982,000 in fiscal year 2025.

(c) The base from the county state-aid highway fund for county state-aid highways in the Department of Transportation is \$1,008,518,000 in fiscal year 2024 and \$1,044,433,000 in fiscal year 2025.

(d) The base from the municipal state-aid street fund for municipal state-aid streets in the Department of Transportation is \$247,963,000 in fiscal year 2024 and \$2,576,729,000 in fiscal year 2025."

Page 30, delete section 3 and insert:

"Sec. 3. **ELECTRIC VEHICLE INFRASTRUCTURE DEPLOYMENT PLAN.**

The commissioner of transportation must create an electric vehicle infrastructure deployment plan for state use of funding from the National Electric Vehicle Infrastructure Formula Program under the federal Infrastructure Investment and Jobs Act. The plan must take a holistic approach and consider the future electric charging infrastructure needs of school systems, public transportation, counties and municipalities, and other public and private users throughout the state. The commissioner must submit this plan to the chairs and ranking minority members of the legislative committees having jurisdiction over transportation by December 1, 2022."

Page 95, delete sections 2 and 3

Page 96, delete sections 4 and 5

Page 106, delete sections 17 and 18

Page 117, delete section 29

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	López Franzen	Port
Carlson	Eaton	Johnson Stewart	Marty	Putnam
Champion	Eken	Kent	McEwen	Rest
Clausen	Frentz	Klein	Murphy	Torres Ray
Cwodzinski	Hawj	Kunesh	Newton	Wiger
Dibble	Hoffman	Latz	Pappas	Wiklund

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Champion, Eaton, Hoffman, Isaacson, Kent, Latz, López Franzen, Marty, Newton, and Port.

Those who voted in the negative were:

Abeler	Draheim	Jasinski	Nelson	Tomassoni
Anderson	Duckworth	Johnson	Newman	Utke
Bakk	Eichorn	Kiffmeyer	Osmek	Weber
Benson	Gazelka	Koran	Pratt	Westrom
Chamberlain	Goggin	Lang	Rarick	
Coleman	Housley	Limmer	Rosen	
Dahms	Howe	Mathews	Ruud	
Dornink	Ingebrigtsen	Miller	Senjem	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Senjem, and Tomassoni.

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

H.F. No. 4293 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 40 and nays 26, as follows:

Those who voted in the affirmative were:

Abeler	Dornink	Housley	Limmer	Rosen
Anderson	Draheim	Howe	Mathews	Ruud
Bakk	Duckworth	Ingebrigtsen	Miller	Senjem
Benson	Eichorn	Jasinski	Nelson	Tomassoni
Chamberlain	Eken	Johnson	Newman	Utke
Coleman	Gazelka	Kiffmeyer	Osmek	Weber
Dahms	Goggin	Koran	Pratt	Westrom
Dibble	Hoffman	Lang	Rarick	Wiger

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Draheim, Duckworth, Gazelka, Goggin, Limmer, Senjem, and Tomassoni.

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

Those who voted in the negative were:

Bigham	Eaton	Klein	Murphy	Torres Ray
Carlson	Frenz	Kunesh	Newton	Wiklund
Champion	Hawj	Latz	Pappas	
Clausen	Isaacson	López Franzen	Port	
Cwodzinski	Johnson Stewart	Marty	Putnam	
Dziedzic	Kent	McEwen	Rest	

Pursuant to Rule 40, Senator Frenz cast the negative vote on behalf of the following Senators: Champion, Eaton, Isaacson, Kent, Latz, López Franzen, Marty, Newton, and Port.

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

RECESS

Senator Miller 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.

APPOINTMENTS

Senator Miller from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 4062: Senators Ingebrigtsen, Tomassoni, Eichorn, Weber, and Eken.

Senator Miller moved that the foregoing appointments be approved. The motion prevailed.

MEMBERS EXCUSED

Senator Fateh was excused from the Session of today. Senator Port was excused from the Session of today from 11:00 a.m. to 3:15 p.m. Senator Torres Ray was excused from the Session of today from 2:15 to 2:25 p.m. Senator Nelson was excused from the Session of today from 4:30 to 5:00 p.m.

ADJOURNMENT

Senator Miller moved that the Senate do now adjourn until 11:00 a.m., Tuesday, May 3, 2022. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

