

FOURTEENTH DAY

St. Paul, Minnesota, Friday, January 27, 2023

The Senate met at 10:30 a.m. and was called to order by the President.

CALL OF THE SENATE

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

The President declared a quorum present.

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

REPORTS OF COMMITTEES

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

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 37 and nays 29, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

The motion prevailed.

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

S.F. No. 4: A bill for an act relating to energy; modifying electric utility renewable energy standard obligations; exempting certain wind projects from certificate of need proceedings; including low-voltage transmission lines in the definition of "solar energy generating system" for siting purposes; modifying Public Utility Commission authority to issue site permits for electric generation facilities; amending Minnesota Statutes 2022, sections 216B.1691, subdivisions 1, 2a, 2b, 2d, 2e, 2f, 3, 4, 5, 7, 9, 10, by adding subdivisions; 216B.2422, subdivision 3; 216B.243, subdivision 8; 216E.01, subdivision 9a; 216E.03, subdivisions 5, 10, 11; 216E.04, subdivision 2; 216F.04; repealing Minnesota Statutes 2022, section 216B.1691, subdivision 2.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2022, section 216B.16, subdivision 13, is amended to read:

Subd. 13. **Economic and community development.** The commission may allow a public utility to recover from ratepayers the reasonable expenses incurred (1) for economic and community development, and (2) to employ local workers, as defined in section 216B.2422, subdivision 1, to construct and maintain generation facilities that supply power to the public utility's customers.

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

Sec. 2. Minnesota Statutes 2022, section 216B.1645, subdivision 2, is amended to read:

Subd. 2. **Cost recovery.** The (a) The following expenses are recoverable from utility ratepayers:

(1) expenses incurred to employ local workers, as defined in section 216B.2422, subdivision 1, to construct and maintain generation facilities that supply power to the utility's customers; and

(2) expenses incurred by the utility over the duration of the an approved contract or the useful life of the an investment and expenditures made pursuant to section 116C.779 shall be recoverable from the ratepayers of the utility, to the extent, provided they are not offset by utility revenues attributable to the contracts, investments, or expenditures.

(b) Upon petition by a public utility, the commission shall approve or approve as modified a rate schedule providing for the automatic adjustment of charges to recover the expenses or costs approved by the commission under subdivision 1, which, in the case of transmission expenditures, are limited to the portion of actual transmission costs that are directly allocable to the need to transmit power from the renewable sources of energy. The commission may not approve recovery of the costs for that portion of the power generated from sources governed by this section that the utility sells into the wholesale market.

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

Sec. 3. Minnesota Statutes 2022, section 216B.1691, subdivision 1, is amended to read:

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

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

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

(1) solar;

(2) wind;

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

(4) hydrogen, ~~provided that after January 1, 2010, the hydrogen must be generated from the resources listed in this paragraph; or~~

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

~~(b)~~ (d) "Electric utility" means:

(1) a public utility providing electric service;

(2) a generation and transmission cooperative electric association;

(3) a municipal power agency; or;

(4) a power district; or

(5) a cooperative electric association or municipal utility electric service that is not a member of an entity in clauses (2) to (4).

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

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

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

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

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

~~(f) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year by an electric utility to retail customers of the electric utility or to a distribution utility for distribution to the retail customers of the distribution utility. "Total retail electric sales" does not include the sale of hydroelectricity supplied by a federal power marketing administration or other federal agency, regardless of whether the sales are directly to a distribution utility or are made to a generation and transmission utility and pooled for further allocation to a distribution utility.~~

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

Sec. 4. Minnesota Statutes 2022, section 216B.1691, is amended by adding a subdivision to read:

Subd. 1a. **Exception; energy recovery facility.** An energy recovery facility used to capture the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste as a primary fuel is not an eligible energy technology, as defined in subdivision 1, if it is located in a county whose population density exceeds 1,500 persons per square mile but is less than 2,500 persons per square mile as of the effective date of this act.

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

Sec. 5. Minnesota Statutes 2022, section 216B.1691, subdivision 2a, is amended to read:

Subd. 2a. **Eligible energy technology standard.** ~~(a) Except as provided in paragraph (b),~~ Each electric utility shall generate or procure sufficient electricity generated by an eligible energy technology to provide its retail customers in Minnesota, or the retail customers of a distribution utility to which the electric utility provides wholesale electric service, so that the electric utility generates or procures an amount of electricity from an eligible energy technology that is equivalent to at least the following standard percentages of the electric utility's total retail electric sales to retail customers in Minnesota are generated by eligible energy technologies by the end of the year indicated:

- | | | |
|-----|-------------|--------------------|
| (1) | 2012 | 12 percent |
| (2) | 2016 | 17 percent |
| (3) | 2020 | 20 percent |
| (4) | 2025 | 25 percent- |
| (5) | <u>2035</u> | <u>55 percent.</u> |

~~(b) An electric utility that owned a nuclear generating facility as of January 1, 2007, must meet the requirements of this paragraph rather than paragraph (a). An electric utility subject to this paragraph must generate or procure sufficient electricity generated by an eligible energy technology to provide its retail customers in Minnesota or the retail customer of a distribution utility to which the electric utility provides wholesale electric service so that at least the following percentages of the electric utility's total retail electric sales to retail customers in Minnesota are generated by eligible energy technologies by the end of the year indicated:~~

- | | | |
|-----|------|-------------|
| (1) | 2010 | 15 percent |
| (2) | 2012 | 18 percent |
| (3) | 2016 | 25 percent |
| (4) | 2020 | 30 percent. |

~~Of the 30 percent in 2020, at least 25 percent must be generated by solar energy or wind energy conversion systems and the remaining five percent by other eligible energy technology. Of the 25 percent that must be generated by wind or solar, no more than one percent may be solar generated and the remaining 24 percent or greater must be wind generated.~~

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

Sec. 6. Minnesota Statutes 2022, section 216B.1691, subdivision 2b, is amended to read:

Subd. 2b. **Modification or delay of standard.** (a) The commission shall modify or delay the implementation of a standard obligation under subdivision 2a, 2f, or 2g, in whole or in part, if the commission determines # that modifying or delaying the standard obligation is in the public interest to do so. The commission, when ~~requested~~ evaluating a request to modify or delay implementation of a standard, must consider:

(1) the impact of implementing the standard on its customers' utility costs, including the economic and competitive pressure on the utility's customers;

(2) the environmental costs that would be incurred as a result of a delay or modification, based on the full range of environmental cost values established in section 216B.2422, subdivision 3;

~~(2)~~ (3) the effects of implementing the standard ~~(3)~~ on the reliability of the electric system;

~~(3)~~ (4) technical advances or technical concerns;

~~(4)~~ (5) delays in acquiring sites or routes due to rejection or delays of necessary siting or other permitting approvals;

~~(5)~~ (6) delays, cancellations, or nondelivery of necessary equipment for construction or commercial operation of an eligible energy technology facility;

~~(6)~~ (7) transmission constraints preventing delivery of service; ~~and~~

~~(7)~~ (8) other statutory obligations imposed on the commission or a utility;

(9) impacts on environmental justice areas; and

(10) additional electric load from beneficial electrification and the greenhouse gas emissions savings associated with those loads as compared to serving the load with nonelectric energy sources.

For the purposes of this paragraph, "beneficial electrification" means the substitution of electricity for a fossil fuel, provided that the substitution meets at least one of the following conditions without adversely affecting either of the other two, as determined by the commission:

(i) saves a consumer money over the long run compared with continued use of the fossil fuel;

(ii) enables an electric utility to better manage its electric grid network; or

(iii) reduces negative environmental impacts of fuel use, including but not limited to statewide greenhouse gas emissions.

The commission may modify or delay implementation of a standard obligation under clauses (1) to ~~(3)~~ (4) only if it finds implementation would cause significant rate impact, requires significant measures to address reliability, or raises significant technical issues. The commission may modify or delay implementation of a standard obligation under clauses ~~(4)~~ (5) to ~~(6)~~ (7) only if it finds that the circumstances described in those clauses were due to circumstances beyond an electric utility's control and make compliance not feasible.

(b) When evaluating transmission capacity constraints under paragraph (a), clause (7), the commission must consider whether the utility has:

(1) taken reasonable measures that are under the utility's control and consistent with the utility's obligations under local, state, and federal laws and regulations, and the utility's obligations as a member of a regional transmission organization or independent system operator, to acquire sites, necessary permit approvals, and necessary equipment to develop and construct new transmission lines or upgrade existing transmission lines to transmit electricity generated by eligible energy technologies; and

(2) taken all reasonable operational measures to maximize cost-effective electricity delivery from eligible energy technologies in advance of transmission availability.

~~(b)~~ (c) When considering whether to delay or modify implementation of a standard obligation, the commission must give due consideration to a preference for electric generation through use of eligible energy technology and to the achievement of the standards set by this section.

~~(e)~~ (d) An electric utility ~~requesting that requests~~ requesting that requests a modification or delay ~~in~~ in to the implementation of a standard must file a plan to comply with ~~its~~ the electric utility's standard obligation ~~in~~ as part

of the same proceeding that it is requesting in which the electric utility requests the modification or delay.

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

Sec. 7. Minnesota Statutes 2022, section 216B.1691, subdivision 2d, is amended to read:

Subd. 2d. **Commission order.** The commission shall issue necessary orders detailing the criteria and standards ~~by which it will~~ used to measure an electric utility's efforts to meet the ~~renewable energy objectives of subdivision 2 to~~ standards under subdivisions 2a, 2f, and 2g, and determine whether the utility is ~~making the required good faith effort~~ achieving the standards. In this order, the commission shall include criteria and standards that:

(1) protect against undesirable impacts on the reliability of the utility's system and economic impacts on the utility's ratepayers and that consider technical feasibility; and

(2) require that the commission shall allow for partial compliance with subdivision 2g from:

(i) electricity generated from facilities that utilize carbon-free technologies for their electricity generation, but only for the percentage that is carbon-free; and

(ii) an electric utility's annual purchases from a regional transmission organization net of the electric utility's sales to the regional transmission organization, but only for the percentage of annual net purchases that is carbon-free, which percentage the commission must calculate based on the regional transmission organization's system-wide annual fuel mix or an applicable subregional fuel mix.

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

Sec. 8. Minnesota Statutes 2022, section 216B.1691, subdivision 2e, is amended to read:

Subd. 2e. **Rate impact of standard compliance; report.** Each electric utility must submit to the commission and the legislative committees with primary jurisdiction over energy policy a report containing an estimation of the rate impact of activities of the electric utility necessary to comply with this section. In consultation with the Department of Commerce, the commission shall determine a uniform reporting system to ensure that individual utility reports are consistent and comparable, and shall, by order, require each electric utility subject to this section to use that reporting system. The rate impact estimate must be for wholesale rates and, if the electric utility makes retail sales, the estimate shall also be for the impact on the electric utility's retail rates. Those activities include, without limitation, energy purchases, generation facility acquisition and construction, and transmission improvements. ~~An initial report must be submitted within 150 days of May 28, 2011. After the initial report,~~ A report must be updated and submitted as part of each integrated resource plan or plan modification filed by the electric utility under section 216B.2422. The reporting obligation of an electric utility under this subdivision expires December 31, 2025, for an electric utility subject to subdivision 2a, paragraph (a), and December 31, 2020, for an electric utility subject to subdivision 2a, paragraph (b) 2040.

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

Sec. 9. Minnesota Statutes 2022, section 216B.1691, subdivision 2f, is amended to read:

Subd. 2f. **Solar energy standard.** (a) In addition to the requirements of subdivisions 2a and ~~2b~~ 2g, each public utility shall generate or procure sufficient electricity generated by solar energy to serve its retail electricity customers in Minnesota so that by the end of 2020, at least 1.5 percent of the utility's total retail electric sales to retail customers in Minnesota is generated by solar energy.

(b) For a public utility with more than 200,000 retail electric customers, at least ten percent of the 1.5 percent goal must be met by solar energy generated by or procured from solar photovoltaic devices with a nameplate capacity of 40 kilowatts or less.

(c) A public utility with between 50,000 and 200,000 retail electric customers:

(1) must meet at least ten percent of the 1.5 percent goal with solar energy generated by or procured from solar photovoltaic devices with a nameplate capacity of 40 kilowatts or less; and

(2) may apply toward the ten percent goal in clause (1) individual customer subscriptions of 40 kilowatts or less to a community solar garden program operated by the public utility that has been approved by the commission.

(d) The solar energy standard established in this subdivision is subject to all the provisions of this section governing a utility's standard obligation under subdivision 2a.

(e) It is an energy goal of the state of Minnesota that, by 2030, ten percent of the retail electric sales in Minnesota be generated by solar energy.

(f) For the purposes of calculating the total retail electric sales of a public utility under this subdivision, there shall be excluded retail electric sales to customers that are:

(1) an iron mining extraction and processing facility, including a scam mining facility as defined in Minnesota Rules, part 6130.0100, subpart 16; or

(2) a paper mill, wood products manufacturer, sawmill, or oriented strand board manufacturer.

Those customers may not have included in the rates charged to them by the public utility any costs of satisfying the solar standard specified by this subdivision.

(g) A public utility may not use energy used to satisfy the solar energy standard under this subdivision to satisfy its standard obligation under subdivision 2a. A public utility may not use energy used to satisfy the standard obligation under subdivision 2a to satisfy the solar standard under this subdivision.

(h) Notwithstanding any law to the contrary, a solar renewable energy credit associated with a solar photovoltaic device installed and generating electricity in Minnesota after August 1, 2013, but before 2020 may be used to meet the solar energy standard established under this subdivision.

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

Sec. 10. Minnesota Statutes 2022, section 216B.1691, is amended by adding a subdivision to read:

Subd. 2g. **Carbon-free standard.** In addition to the requirements under subdivisions 2a and 2f, each electric utility must generate or procure sufficient electricity generated from a carbon-free energy technology to provide the electric utility's retail customers in Minnesota, or the retail customers of a distribution utility to which the electric utility provides wholesale electric service, so that the electric utility generates or procures an amount of electricity from carbon-free energy technologies that is equivalent to at least the following standard percentages of the electric utility's total retail electric sales to retail customers in Minnesota by the end of the year indicated:

| | | |
|------------|-------------|---|
| <u>(1)</u> | <u>2030</u> | <u>80 percent for public utilities; 60 percent for other electric utilities</u> |
| <u>(2)</u> | <u>2035</u> | <u>90 percent for all electric utilities</u> |
| <u>(3)</u> | <u>2040</u> | <u>100 percent for all electric utilities.</u> |

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

Sec. 11. Minnesota Statutes 2022, section 216B.1691, subdivision 3, is amended to read:

Subd. 3. Utility plans filed with commission. (a) Each electric utility shall report on its plans, activities, and progress with regard to the ~~objectives and standards of~~ standard obligations under this section in its filings under section 216B.2422 or in a separate report submitted to the commission every two years, whichever is more frequent, demonstrating to the commission the utility's effort to comply with this section. In its resource plan or a separate report, each electric utility shall provide a description of:

(1) the status of the utility's renewable energy mix relative to the ~~objective and standards~~ standard obligations;

(2) efforts taken to meet the ~~objective and standards~~ standard obligations;

(3) any obstacles encountered or anticipated in meeting the ~~objective or standards; and~~ standard obligations;

(4) potential solutions to the obstacles;

(5) the number of Minnesotans employed to construct facilities designed to meet the utility's standard obligations under this section;

(6) efforts taken to retain and retrain workers employed at electric generating facilities that the utility has ceased operating or designated to cease operating for new positions constructing or operating facilities used to meet a utility's standard obligation;

(7) the impacts of facilities designed to meet the utility's standard obligations under this section on environmental justice areas;

(8) efforts made to increase the diversity of both the utility's workforce and vendors; and

(9) for an electric utility utilizing renewable energy credits to satisfy any portion of its obligations under this section, the following information:

(i) the name and location of energy facilities that generated the energy associated with the credits;

(ii) the dates when the energy associated with the credits was generated;

(iii) the type of fuel that generated the energy associated with the credits; and

(iv) whether the energy associated with the credits was purchased by the utility purchasing the credits.

(b) The commissioner shall compile the information provided to the commission under paragraph (a), and report to the chairs of the house of representatives and senate committees with jurisdiction over energy and environment policy issues as to the progress of utilities in the state, including the progress of each individual electric utility, in increasing the amount of renewable energy provided to retail customers, with any recommendations for regulatory or legislative action, by January 15 of each odd-numbered year.

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

Sec. 12. Minnesota Statutes 2022, section 216B.1691, subdivision 4, is amended to read:

Subd. 4. **Renewable energy credits.** (a) To facilitate compliance with this section, the commission, by rule or order, shall establish by January 1, 2008, a program for tradable renewable energy credits for electricity generated by eligible energy technology. The credits must represent energy produced by an eligible energy technology, as defined in subdivision 1. Each kilowatt-hour of renewable energy credits must be treated the same as a kilowatt-hour of eligible energy technology generated or procured by an electric utility if it is produced by an eligible energy technology. The program must permit a credit to be used only once, except that a credit may be used to satisfy both the carbon-free energy standard obligation under subdivision 2g and either the renewable energy standard obligation under subdivision 2a or the solar energy standard obligation under subdivision 2f, if the credit meets the requirements of each subdivision. The program must treat all eligible energy technology equally and shall not give more or less credit to energy based on the state where the energy was generated or the technology with which the energy was generated. The commission must determine the period in which the credits may be used for purposes of the program.

(b) In lieu of generating or procuring energy directly to satisfy ~~the eligible energy technology objective or a standard of this section~~ obligation under subdivision 2a, 2f, or 2g, an electric utility may utilize renewable energy credits allowed under the program to satisfy the ~~objective or standard.~~

(c) The commission shall facilitate the trading of renewable energy credits between states.

(d) The commission shall require all electric utilities to participate in a commission-approved credit-tracking system or systems. Once a credit-tracking system is in operation, the commission shall issue an order establishing protocols for trading credits.

~~(e) An electric utility subject to subdivision 2a, paragraph (b), may not sell renewable energy credits to an electric utility subject to subdivision 2a, paragraph (a), until 2021.~~

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

Sec. 13. Minnesota Statutes 2022, section 216B.1691, subdivision 5, is amended to read:

Subd. 5. **Technology based on fuel combustion.** (a) Electricity produced by fuel combustion through fuel blending or co-firing under paragraph (b) may only count toward a utility's ~~objectives or standards~~ standard obligation under subdivision 2a if the generation facility:

(1) was constructed in compliance with new source performance standards promulgated under the federal Clean Air Act, United States Code, title 42, section 7401 et seq., for a generation facility of that type; or

(2) employs the maximum achievable or best available control technology available for a generation facility of that type.

(b) An eligible energy technology may blend or co-fire a fuel listed in subdivision 1, paragraph ~~(a)~~ (c), clause (5), with other fuels in the generation facility, but only the percentage of electricity that is attributable to a fuel listed in that clause can be counted toward an electric utility's ~~renewable energy objectives~~ standard obligation under subdivision 2a.

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

Sec. 14. Minnesota Statutes 2022, section 216B.1691, subdivision 7, is amended to read:

Subd. 7. **Compliance.** The commission must regularly investigate whether an electric utility is in compliance with ~~its good faith objective under subdivision 2 and~~ the electric utility's standard obligation under subdivision subdivisions 2a, 2f, and 2g. If the commission finds noncompliance, it may order the electric utility to construct facilities, purchase energy generated by eligible energy technology, purchase renewable energy credits, or engage in other activities to achieve compliance. If an electric utility fails to comply with an order under this subdivision, the commission may impose a financial penalty on the electric utility in an amount not to exceed the estimated cost of the electric utility to achieve compliance. The penalty may not exceed the lesser of the cost of constructing facilities or purchasing credits. The commission must deposit financial penalties imposed under this subdivision in the energy and conservation account established in the special revenue fund under section 216B.241, subdivision 2a. This subdivision is in addition to and does not limit any other authority of the commission to enforce this section.

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

Sec. 15. Minnesota Statutes 2022, section 216B.1691, subdivision 9, is amended to read:

Subd. 9. **Local benefits.** (a) The commission shall take all reasonable actions within its the commission's statutory authority to ensure this section is implemented to maximize in a manner that maximizes net benefits to all Minnesota citizens, balancing. Reasonable actions the commission must take and benefits that must be maximized include but are not limited to:

(1) the creation of high-quality jobs in Minnesota paying wages that support families;

(2) recognition of the rights of workers to organize and unionize;

(3) ensuring that workers have the necessary tools, opportunities, and economic assistance to adapt successfully during the energy transition, particularly in environmental justice areas;

(4) ensuring that all Minnesotans share (i) the benefits of clean and renewable energy, and (ii) the opportunity to participate fully in the clean energy economy;

(5) ensuring that statewide air emissions are reduced, particularly in environmental justice areas;
and

(6) the provision of affordable electric service to Minnesotans, particularly to low-income consumers.

(b) The commission must also implement this section in a manner that balances factors such as local ownership of or participation in energy production, development and ownership of eligible energy technology facilities by independent power producers, Minnesota utility ownership of eligible energy technology facilities, the costs of energy generation to satisfy the renewable ~~standard~~ and carbon-free standards, and the reliability of electric service to Minnesotans.

(c) When making investments to meet the requirements under this section, utilities are encouraged to locate new energy generating facilities in Minnesota communities where fossil-fuel-generating plants have been retired or are scheduled for retirement.

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

Sec. 16. Minnesota Statutes 2022, section 216B.1691, subdivision 10, is amended to read:

Subd. 10. **Utility acquisition of resources.** A competitive resource acquisition process established by the commission prior to June 1, 2007, shall not apply to a utility for the construction, ownership, and operation of generation facilities used to satisfy the requirements of this section unless, upon a finding that it is in the public interest, the commission issues an order on or after June 1, 2007, that requires compliance by a utility with a competitive resource acquisition process. A utility that owns a nuclear generation facility and intends to construct, own, or operate facilities under this section shall file with the commission ~~on or before March 1, 2008,~~ as part of the utility's filing under section 216B.2422 a renewable energy plan setting forth the manner in which the utility proposes to meet the requirements of this section. ~~The utility shall update the plan as necessary in its filing under section 216B.2422.~~ The commission shall approve the plan unless it determines, after public hearing and comment, that the plan is not in the public interest. As part of its determination of public interest, the commission shall consider the plan's impact on balancing the state's interest in:

(1) promoting the policy of economic development in rural areas through the development of renewable energy projects, as expressed in subdivision 9;

(2) maintaining the reliability of the state's electric power grid; and

(3) minimizing cost impacts on ratepayers.

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

Sec. 17. Minnesota Statutes 2022, section 216B.2422, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this subdivision have the meanings given them.

(b) "Utility" means an entity with the capability of generating 100,000 kilowatts or more of electric power and serving, either directly or indirectly, the needs of 10,000 retail customers in Minnesota. Utility does not include federal power agencies.

(c) "Renewable energy" means electricity generated through use of any of the following resources:

- (1) wind;
- (2) solar;
- (3) geothermal;
- (4) hydro;
- (5) trees or other vegetation;
- (6) landfill gas; or

(7) predominantly organic components of wastewater effluent, sludge, or related by-products from publicly owned treatment works, but not including incineration of wastewater sludge.

(d) "Resource plan" means a set of resource options that a utility could use to meet the service needs of its customers over a forecast period, including an explanation of the supply and demand circumstances under which, and the extent to which, each resource option would be used to meet those service needs. These resource options include using, refurbishing, and constructing utility plant and equipment, buying power generated by other entities, controlling customer loads, and implementing customer energy conservation.

(e) "Refurbish" means to rebuild or substantially modify an existing electricity generating resource of 30 megawatts or greater.

(f) "Energy storage system" means a commercially available technology that:

- (1) uses mechanical, chemical, or thermal processes to:
 - (i) store energy, including energy generated from renewable resources and energy that would otherwise be wasted, and deliver the stored energy for use at a later time; or
 - (ii) store thermal energy for direct use for heating or cooling at a later time in a manner that reduces the demand for electricity at the later time;
- (2) is composed of stationary equipment;
- (3) if being used for electric grid benefits, is operationally visible and capable of being controlled by the distribution or transmission entity managing it, to enable and optimize the safe and reliable operation of the electric system; and
- (4) achieves any of the following:
 - (i) reduces peak or electrical demand;

(ii) defers the need or substitutes for an investment in electric generation, transmission, or distribution assets;

(iii) improves the reliable operation of the electrical transmission or distribution systems, while ensuring transmission or distribution needs are not created; or

(iv) lowers customer costs by storing energy when the cost of generating or purchasing it is low and delivering it to customers when the costs are high.

(g) "Local job impacts" means the impacts of a certificate of need, a power purchase agreement, or commission approval of a new or refurbished energy facility on the availability of construction employment opportunities to local workers.

(h) "Local workers" means workers who:

(1) are employed to construct and maintain energy infrastructure; and

(2) are Minnesota residents, are residents of the utility's service territory, or permanently reside within 150 miles of a proposed new or refurbished energy facility.

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

Sec. 18. Minnesota Statutes 2022, section 216B.2422, subdivision 3, is amended to read:

Subd. 3. **Environmental costs.** (a) The commission shall, to the extent practicable, quantify and establish a range of environmental costs associated with each method of electricity generation. A utility shall use the values established by the commission in conjunction with other external factors, including socioeconomic costs, when evaluating and selecting resource options in all proceedings before the commission, including resource plan and certificate of need proceedings.

(b) The commission shall provisionally adopt and apply the draft cost of greenhouse gas emissions valuations presented in the United States Environmental Protection Agency's EPA External Review Draft of Report on the Social Cost of Greenhouse Gases: Estimates Incorporating Recent Scientific Advances, released in September 2022, including the time horizon, global estimates of damages, and the full range of discount rates from 2.5 to 1.5 percent, with two percent as the central estimate. The commission shall adopt the estimates contained in the final version of the external review draft report when it becomes available.

(c) If, at any time, the estimates adopted by the commission under paragraph (a) are exceeded by estimates released by the federal Interagency Working Group on the Social Cost of Greenhouse Gases or its successors, the commission shall adopt the working group estimates.

(d) The commission shall establish interim environmental cost values associated with each method of electricity generation by March 1, 1994. These values expire on the date the commission establishes environmental cost values under paragraph (a).

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

Sec. 19. Minnesota Statutes 2022, section 216B.2422, is amended by adding a subdivision to read:

Subd. 4a. **Preference for local job creation.** As part of a resource plan filing, a utility must report on associated local job impacts and the steps the utility and the utility's energy suppliers and contractors are taking to maximize the availability of construction employment opportunities for local workers. The commission must consider local job impacts and give preference to proposals that maximize the creation of construction employment opportunities for local workers, consistent with the public interest, when evaluating any utility proposal that involves the selection or construction of facilities used to generate or deliver energy to serve the utility's customers, including but not limited to an integrated resource plan, a certificate of need, a power purchase agreement, or commission approval of a new or refurbished electric generation facility. The commission must, to the maximum extent possible, prioritize the hiring of workers from communities hosting retiring electric generation facilities, including workers previously employed at the retiring facilities.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to an integrated resource plan filed with the commission on or after that date.

Sec. 20. Minnesota Statutes 2022, section 216B.2422, is amended by adding a subdivision to read:

Subd. 4b. **Preference for domestic content.** The commission may give preference in resource selection to projects utilizing energy technologies produced domestically by entities who received an advanced manufacturing tax credit for those technologies under section 45X of the Internal Revenue Code as allowed under the federal Inflation Reduction Act of 2022, Public Law 117-169.

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

Sec. 21. Minnesota Statutes 2022, section 216B.2422, subdivision 5, is amended to read:

Subd. 5. **Bidding; exemption from certificate of need proceeding.** (a) A utility may select resources to meet its projected energy demand through a bidding process approved or established by the commission. A utility shall use the environmental cost estimates determined under subdivision 3 ~~in~~ and consider local job impacts when evaluating bids submitted in a process established under this subdivision.

(b) Notwithstanding any other provision of this section, if an electric power generating plant, as described in section 216B.2421, subdivision 2, clause (1), is selected in a bidding process approved or established by the commission, a certificate of need proceeding under section 216B.243 is not required.

(c) A certificate of need proceeding is also not required for an electric power generating plant that has been selected in a bidding process approved or established by the commission, or such other selection process approved by the commission, to satisfy, in whole or in part, the wind power mandate of section 216B.2423 or the biomass mandate of section 216B.2424.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to an integrated resource plan filed with the commission on or after that date.

Sec. 22. Minnesota Statutes 2022, section 216B.2422, is amended by adding a subdivision to read:

Subd. 8. Carbon dioxide emissions reduction. (a) The commission may issue an order to reduce carbon dioxide emissions from coal-fired electric generating units located in Minnesota that do not have applicable capacity obligations with a regional transmission organization and are wholly owned by a public utility required to file a resource plan under this section. The order may:

(1) require the public utility to develop and implement a plan to operate such units only during the months of June, July, August, December, January, and February, other than for emergency or reliability purposes; or

(2) establish an annual limit on the carbon dioxide emissions from such units.

(b) Nothing in this subdivision affects a public utility's obligation to comply with the provisions of section 216B.1691.

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

Sec. 23. Minnesota Statutes 2022, section 216B.243, subdivision 8, is amended to read:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Sec. 24. Minnesota Statutes 2022, section 216E.01, subdivision 9a, is amended to read:

Subd. 9a. **Solar energy generating system.** "Solar energy generating system" means a set of devices whose primary purpose is to produce electricity by means of any combination of collecting, transferring, or converting solar-generated energy, and may include transmission lines designed for and capable of operating at 100 kilovolts or less that interconnect a solar energy generating system with a high-voltage transmission line.

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

Sec. 25. Minnesota Statutes 2022, section 216E.03, subdivision 5, is amended to read:

Subd. 5. **Environmental review.** (a) The commissioner of the Department of Commerce shall prepare for the commission an environmental impact statement on each proposed large electric

power generating plant or high-voltage transmission line for which a complete application has been submitted. The commissioner shall not consider whether or not the project is needed. No other state environmental review documents shall be required. The commissioner shall study and evaluate any site or route proposed by an applicant and any other site or route the commission deems necessary that was proposed in a manner consistent with rules concerning the form, content, and timeliness of proposals for alternate sites or routes, excluding any alternate site for a solar energy generating system that was not proposed by an applicant.

(b) For a cogeneration facility as defined in section 216H.01, subdivision 1a, that is a large electric power generating plant and is not proposed by a utility, the commissioner must make a finding in the environmental impact statement whether the project is likely to result in a net reduction of carbon dioxide emissions, considering both the utility providing electric service to the proposed cogeneration facility and any reduction in carbon dioxide emissions as a result of increased efficiency from the production of thermal energy on the part of the customer operating or owning the proposed cogeneration facility.

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

Sec. 26. Minnesota Statutes 2022, section 216E.03, subdivision 7, is amended to read:

Subd. 7. **Considerations in designating sites and routes.** (a) The commission's site and route permit determinations must be guided by the state's goals to conserve resources, minimize environmental impacts, minimize human settlement and other land use conflicts, and ensure the state's electric energy security through efficient, cost-effective power supply and electric transmission infrastructure.

(b) To facilitate the study, research, evaluation, and designation of sites and routes, the commission shall be guided by, but not limited to, the following considerations:

(1) evaluation of research and investigations relating to the effects on land, water and air resources of large electric power generating plants and high-voltage transmission lines and the effects of water and air discharges and electric and magnetic fields resulting from such facilities on public health and welfare, vegetation, animals, materials and aesthetic values, including baseline studies, predictive modeling, and evaluation of new or improved methods for minimizing adverse impacts of water and air discharges and other matters pertaining to the effects of power plants on the water and air environment;

(2) environmental evaluation of sites and routes proposed for future development and expansion and their relationship to the land, water, air and human resources of the state;

(3) evaluation of the effects of new electric power generation and transmission technologies and systems related to power plants designed to minimize adverse environmental effects;

(4) evaluation of the potential for beneficial uses of waste energy from proposed large electric power generating plants;

(5) analysis of the direct and indirect economic impact of proposed sites and routes, including but not limited to productive agricultural land lost or impaired;

(6) evaluation of adverse direct and indirect environmental effects that cannot be avoided should the proposed site and route be accepted;

(7) evaluation of alternatives to the applicant's proposed site or route proposed pursuant to subdivisions 1 and 2;

(8) evaluation of potential routes that would use or parallel existing railroad and highway rights-of-way;

(9) evaluation of governmental survey lines and other natural division lines of agricultural land so as to minimize interference with agricultural operations;

(10) evaluation of the future needs for additional high-voltage transmission lines in the same general area as any proposed route, and the advisability of ordering the construction of structures capable of expansion in transmission capacity through multiple circuiting or design modifications;

(11) evaluation of irreversible and irretrievable commitments of resources should the proposed site or route be approved; ~~and~~

(12) when appropriate, consideration of problems raised by other state and federal agencies and local entities;

(13) evaluation of the benefits of the proposed facility with respect to the protection and enhancement of environmental quality and the reliability of state and regional energy supplies;

(14) evaluation of the proposed facility's impact on socioeconomic factors; and

(15) evaluation of the proposed facility's employment and economic impacts in the vicinity of the facility site and throughout the state, including the quantity and quality of construction and permanent jobs and their compensation levels. The commission must consider a facility's local employment and economic impacts, and may reject or place conditions on a site or route permit based on these factors.

(c) If the commission's rules are substantially similar to existing regulations of a federal agency to which the utility in the state is subject, the federal regulations must be applied by the commission.

(d) No site or route shall be designated which violates state agency rules.

(e) The commission must make specific findings that it has considered locating a route for a high-voltage transmission line on an existing high-voltage transmission route and the use of parallel existing highway right-of-way and, to the extent those are not used for the route, the commission must state the reasons.

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

Sec. 27. Minnesota Statutes 2022, section 216E.03, subdivision 10, is amended to read:

Subd. 10. **Final decision.** (a) No site permit shall be issued in violation of the site selection standards and criteria established in this section and in rules adopted by the commission. When the commission designates a site, it shall issue a site permit to the applicant with any appropriate

conditions. The commission shall publish a notice of its decision in the State Register within 30 days of issuance of the site permit.

(b) No route permit shall be issued in violation of the route selection standards and criteria established in this section and in rules adopted by the commission. When the commission designates a route, it shall issue a permit for the construction of a high-voltage transmission line specifying the design, routing, right-of-way preparation, and facility construction it deems necessary, and with any other appropriate conditions. The commission may order the construction of high-voltage transmission line facilities that are capable of expansion in transmission capacity through multiple circuiting or design modifications. The commission shall publish a notice of its decision in the State Register within 30 days of issuance of the permit.

(c) The commission must require as a condition of permit issuance, including issuance of a modified permit for a repowering project, as defined in section 216B.243, subdivision 8, paragraph (b), that the recipient of a site permit to construct a large electric power generating plant, including all of the permit recipient's construction contractors and subcontractors on the project:

(1) pay no less than the prevailing wage rate, as defined in section 177.42; and

(2) be subject to the requirements and enforcement provisions of sections 177.27, 177.30, 177.32, 177.41 to 177.435, and 177.45.

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

Sec. 28. Minnesota Statutes 2022, section 216E.03, subdivision 11, is amended to read:

Subd. 11. Department of Commerce to provide technical expertise and other assistance.

(a) The commissioner of the Department of Commerce shall consult with other state agencies and provide technical expertise and other assistance to the commission or to individual members of the commission for activities and proceedings under this chapter and chapters 216F and 216G. This assistance shall include the sharing of power plant siting and routing staff and other resources as necessary. The commissioner shall periodically report to the commission concerning the Department of Commerce's costs of providing assistance. The report shall conform to the schedule and include the required contents specified by the commission. The commission shall include the costs of the assistance in assessments for activities and proceedings under those sections and reimburse the special revenue fund for those costs. If either the commissioner or the commission deems it necessary, the department and the commission shall enter into an interagency agreement establishing terms and conditions for the provision of assistance and sharing of resources under this subdivision.

(b) Notwithstanding the requirements of section 216B.33, the commissioner may take any action required or requested by the commission related to the environmental review requirements under chapter 216E or 216F immediately following a hearing and vote by the commission, prior to issuing a written order, finding, authorization, or certificate.

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

Sec. 29. Minnesota Statutes 2022, section 216E.04, subdivision 2, is amended to read:

Subd. 2. **Applicable projects.** The requirements and procedures in this section apply to the following projects:

- (1) large electric power generating plants with a capacity of less than 80 megawatts;
- (2) large electric power generating plants that are fueled by natural gas;
- (3) high-voltage transmission lines of between 100 and 200 kilovolts;
- (4) high-voltage transmission lines in excess of 200 kilovolts and less than ~~five~~ 30 miles in length in Minnesota;
- (5) high-voltage transmission lines in excess of 200 kilovolts if at least 80 percent of the distance of the line in Minnesota will be located along existing high-voltage transmission line right-of-way;
- (6) a high-voltage transmission line service extension to a single customer between 200 and 300 kilovolts and less than ten miles in length;
- (7) a high-voltage transmission line rerouting to serve the demand of a single customer when the rerouted line will be located at least 80 percent on property owned or controlled by the customer or the owner of the transmission line; and
- (8) large electric power generating plants that are powered by solar energy.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to a high-voltage transmission line in excess of 200 kilovolts whose owner has filed an application for a route permit with the Public Utilities Commission on or after that date.

Sec. 30. Minnesota Statutes 2022, section 216F.04, is amended to read:

216F.04 SITE PERMIT.

- (a) No person may construct an LWECS without a site permit issued by the Public Utilities Commission.
- (b) Any person seeking to construct an LWECS shall submit an application to the commission for a site permit in accordance with this chapter and any rules adopted by the commission. The permitted site need not be contiguous land.
- (c) The commission shall make a final decision on an application for a site permit for an LWECS within 180 days after acceptance of a complete application by the commission. The commission may extend this deadline for cause.
- (d) The commission may place conditions in a permit and may deny, modify, suspend, or revoke a permit.
- (e) The commission must require as a condition of permit issuance, including issuance of a modified permit for a repowering project, as defined in section 216B.243, subdivision 8, paragraph (b), that the recipient of a site permit to construct an LWECS with a nameplate capacity above

25,000 kilowatts, including all of the permit recipient's construction contractors and subcontractors on the project:

(1) pay no less than the prevailing wage rate, as defined in section 177.42; and

(2) be subject to the requirements and enforcement provisions of sections 177.27, 177.30, 177.32, 177.41 to 177.435, and 177.45.

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

Sec. 31. MINNESOTA PUBLIC UTILITIES COMMISSION PROCEEDINGS; REVISED AFFILIATE INTEREST AGREEMENTS.

Nothing in this act shall affect consideration by the Minnesota Public Utilities Commission of revised affiliated interest agreements that were previously approved for an energy facility in docket number E015/AI-17-568. This section shall not be interpreted to affect a public interest determination on this energy facility in any subsequent resource planning docket or a prudence determination in any subsequent rate case. Nothing in this section affects a public utility's obligation to comply with the provisions of Minnesota Statutes, section 216B.1691.

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

Sec. 32. REVISOR INSTRUCTION.

The revisor of statutes shall make any necessary cross-references changes in Minnesota Statutes and Minnesota Rules resulting from the changes made to Minnesota Statutes, section 216B.1691, subdivision 1, in this act.

Sec. 33. REPEALER.

Minnesota Statutes 2022, section 216B.1691, subdivision 2, is repealed.

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

Amend the title numbers accordingly

Delete the title and insert:

"A bill for an act relating to energy; modifying electric utility renewable energy standard obligations; providing for certain utility cost recovery; exempting certain wind projects from certificate of need proceedings; including low-voltage transmission lines in the definition of "solar energy generating system" for siting purposes; adding provisions supporting local energy-related employment; modifying Public Utility Commission authority to issue site permits for electric generation facilities; making technical changes; amending Minnesota Statutes 2022, sections 216B.16, subdivision 13; 216B.1645, subdivision 2; 216B.1691, subdivisions 1, 2a, 2b, 2d, 2e, 2f, 3, 4, 5, 7, 9, 10, by adding subdivisions; 216B.2422, subdivisions 1, 3, 5, by adding subdivisions; 216B.243, subdivision 8; 216E.01, subdivision 9a; 216E.03, subdivisions 5, 7, 10, 11; 216E.04, subdivision 2; 216F.04; repealing Minnesota Statutes 2022, section 216B.1691, subdivision 2."

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

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

S.F. No. 332: A bill for an act relating to education; expanding definition of shared time pupils; amending Minnesota Statutes 2022, section 126C.01, subdivision 8.

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

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

S.F. No. 123: A bill for an act relating to education; providing for school lunch and breakfast for all students; amending Minnesota Statutes 2022, sections 124D.111, subdivisions 1a, 4; 124D.1158, subdivisions 1, 3, 4.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2022, section 124D.111, is amended to read:

124D.111 SCHOOL MEALS POLICIES; LUNCH AID; FOOD SERVICE ACCOUNTING.

Subdivision 1. **School meals policies.** (a) Each Minnesota participant in the national school lunch program must adopt and post to its website, or the website of the organization where the meal is served, a school meals policy.

(b) The policy must be in writing and clearly communicate student meal charges when payment cannot be collected at the point of service. The policy must be reasonable and well-defined and maintain the dignity of students by prohibiting lunch shaming or otherwise ostracizing the student.

(c) The policy must address whether the participant uses a collections agency to collect unpaid school meals debt.

(d) The policy must ensure that once a participant has placed a meal on a tray or otherwise served the meal to a student, the meal may not be subsequently withdrawn from the student by the cashier or other school official, whether or not the student has an outstanding meals balance.

(e) The policy must ensure that a student who has been determined eligible for free and reduced-price lunch must always be served a reimbursable meal even if the student has an outstanding debt.

(f) If a school contracts with a third party for its meal services, it must provide the vendor with its school meals policy. Any contract between the school and a third-party provider entered into or modified after July 1, 2021, must ensure that the third-party provider adheres to the participant's school meals policy.

Subd. 1a. **School lunch aid amounts.** Each school year, the state must pay participants in the national school lunch program either:

(1) the amount of 12.5 cents for each full paid and free student lunch and 52.5 cents for each reduced-price lunch served to students; or

(2) if the school participates in the free school meals program under subdivision 1c, the amount specified in subdivision 1d.

Subd. 1b. **Application.** A school district, charter school, nonpublic school, or other participant in the national school lunch program must apply to the department for school meals payments in the manner provided by the department.

Subd. 1c. **Free school meals program.** (a) The free school meals program is created within the Department of Education.

(b) Each school that participates in the United States Department of Agriculture National School Lunch program and has an identified student percentage below the federal percentage determined for all meals to be reimbursed at the free rate via the Community Eligibility Provision must participate in the free school meals program.

(c) Each school that participates in the United States Department of Agriculture National School Lunch program and has an identified student percentage at or above the federal percentage determined for all meals to be reimbursed at the free rate must participate in the federal Community Eligibility Provision in order to participate in the free school meals program.

(d) Each school that participates in the free school meals program must:

(1) participate in the United States Department of Agriculture School Breakfast Program and the United States Department of Agriculture National School Lunch Program; and

(2) provide to all students at no cost up to two federally reimbursable meals per school day, with a maximum of one free breakfast and one free lunch.

Subd. 1d. **Free school meals program aid amount.** The department must provide to every Minnesota school participating in the free school meals program state funding for each school lunch and breakfast served to a student, with a maximum of one breakfast and one lunch per student per school day. The state aid equals the difference between the applicable federal reimbursement rate at that school site for a free meal, as determined annually by the United States Department of Agriculture, and the actual federal reimbursement received by the participating school for the breakfast or lunch served to the student.

Subd. 2. **Application.** A school district, charter school, nonpublic school, or other participant in the national school lunch program shall apply to the department for this payment on forms provided by the department.

Subd. 2a. **Federal child and adult care food program; criteria and notice.** The commissioner must post on the department's website eligibility criteria and application information for nonprofit organizations interested in applying to the commissioner for approval as a multisite sponsoring organization under the federal child and adult care food program. The posted criteria and information must inform interested nonprofit organizations about:

(1) the criteria the commissioner uses to approve or disapprove an application, including how an applicant demonstrates financial viability for the Minnesota program, among other criteria;

(2) the commissioner's process and time line for notifying an applicant when its application is approved or disapproved and, if the application is disapproved, the explanation the commissioner provides to the applicant; and

(3) any appeal or other recourse available to a disapproved applicant.

Subd. 3. **School food service fund.** (a) The expenses described in this subdivision must be recorded as provided in this subdivision.

(b) In each district, the expenses for a school food service program for pupils must be attributed to a school food service fund. Under a food service program, the school food service may prepare or serve milk, meals, or snacks in connection with school or community service activities.

(c) Revenues and expenditures for food service activities must be recorded in the food service fund. The costs of processing applications, accounting for meals, preparing and serving food, providing kitchen custodial services, and other expenses involving the preparing of meals or the kitchen section of the lunchroom may be charged to the food service fund or to the general fund of the district. The costs of lunchroom supervision, lunchroom custodial services, lunchroom utilities, and other administrative costs of the food service program must be charged to the general fund.

That portion of superintendent and fiscal manager costs that can be documented as attributable to the food service program may be charged to the food service fund provided that the school district does not employ or contract with a food service director or other individual who manages the food service program, or food service management company. If the cost of the superintendent or fiscal manager is charged to the food service fund, the charge must be at a wage rate not to exceed the statewide average for food service directors as determined by the department.

(d) Capital expenditures for the purchase of food service equipment must be made from the general fund and not the food service fund, unless the restricted balance in the food service fund at the end of the last fiscal year is greater than the cost of the equipment to be purchased.

(e) If the condition set out in paragraph (d) applies, the equipment may be purchased from the food service fund.

(f) If a deficit in the food service fund exists at the end of a fiscal year, and the deficit is not eliminated by revenues from food service operations in the next fiscal year, then the deficit must be eliminated by a permanent fund transfer from the general fund at the end of that second fiscal year. However, if a district contracts with a food service management company during the period in which the deficit has accrued, the deficit must be eliminated by a payment from the food service management company.

(g) Notwithstanding paragraph (f), a district may incur a deficit in the food service fund for up to three years without making the permanent transfer if the district submits to the commissioner by January 1 of the second fiscal year a plan for eliminating that deficit at the end of the third fiscal year.

(h) If a surplus in the food service fund exists at the end of a fiscal year for three successive years, a district may recode for that fiscal year the costs of lunchroom supervision, lunchroom custodial services, lunchroom utilities, and other administrative costs of the food service program charged to the general fund according to paragraph (c) and charge those costs to the food service fund in a total amount not to exceed the amount of surplus in the food service fund.

Subd. 4. **No fees.** A participant that receives school lunch aid under this section must make lunch available without charge and must not deny a school lunch to all participating students who qualify for free or reduced-price meals, whether or not that student has an outstanding balance in the student's meals account ~~attributable to a la carte purchases or for any other reason.~~

Subd. 5. **Respectful treatment.** (a) The participant must also provide meals to students in a respectful manner according to the policy adopted under subdivision 1. The participant must ensure that any reminders for payment of outstanding student meal balances do not demean or stigmatize any child participating in the school lunch program, including but not limited to dumping meals, withdrawing a meal that has been served, announcing or listing students' names publicly, or affixing stickers, stamps, or pins. The participant must not impose any other restriction prohibited under section 123B.37 due to unpaid student meal balances. The participant must not limit a student's participation in any school activities, graduation ceremonies, field trips, athletics, activity clubs, or other extracurricular activities or access to materials, technology, or other items provided to students due to an unpaid student meal balance.

(b) If the commissioner or the commissioner's designee determines a participant has violated the requirement to provide meals to participating students in a respectful manner, the commissioner or the commissioner's designee must send a letter of noncompliance to the participant. The participant is required to respond and, if applicable, remedy the practice within 60 days.

EFFECTIVE DATE. This section is effective for meals provided on or after July 1, 2023.

Sec. 2. Minnesota Statutes 2022, section 124D.1158, is amended to read:

124D.1158 SCHOOL BREAKFAST PROGRAM.

Subdivision 1. **Purpose; eligibility.** (a) The purpose of the school breakfast program is to provide affordable morning nutrition to children so that they can effectively learn. ~~Public and~~

(b) A school district, charter school, nonpublic schools that participate school, or other participant in the federal school breakfast program may receive state breakfast aid.

(c) Schools shall encourage all children to eat a nutritious breakfast, either at home or at school, and shall work to eliminate barriers to breakfast participation at school such as inadequate facilities and transportation.

~~Subd. 2. **Program; eligibility.** Each school year, public and nonpublic schools that participate in the federal school breakfast program are eligible for the state breakfast program.~~

Subd. 3. **Program reimbursement.** Each school year, the state must reimburse each participating school either:

(1) 30 cents for each reduced-price breakfast, 55 cents for each fully paid breakfast served to students in grades 1 to 12, and \$1.30 for each fully paid breakfast served to a prekindergarten student enrolled in an approved voluntary prekindergarten program under section 124D.151 or a kindergarten student; or

(2) if the school participates in the free school meals program under section 124D.111, subdivision 1c, state aid as provided in section 124D.111, subdivision 1d.

Subd. 4. **No fees.** A school that receives school breakfast aid under this section must make breakfast available without charge to all participating students in grades 1 to 12 who qualify for free or reduced-price meals and to all prekindergarten students enrolled in an approved voluntary prekindergarten program under section 124D.151 and all kindergarten students.

Sec. 3. **APPROPRIATION; SCHOOL MEALS.**

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

Subd. 2. School lunch. For school lunch aid under Minnesota Statutes, section 124D.111, including the amounts for the free school meals program:

| | | | |
|----|--------------------|-------|-------------|
| \$ | <u>191,652,000</u> | | <u>2024</u> |
| \$ | <u>198,641,000</u> | | <u>2025</u> |

Subd. 3. School breakfast. For school breakfast aid under Minnesota Statutes, section 124D.1158:

| | | | |
|----|-------------------|-------|-------------|
| \$ | <u>25,283,000</u> | | <u>2024</u> |
| \$ | <u>25,874,000</u> | | <u>2025</u> |

Subd. 4. Administrative costs. (a) For onetime and ongoing administrative costs necessary to implement the free school meals program:

| | | | |
|----|----------------|-------|-------------|
| \$ | <u>400,000</u> | | <u>2023</u> |
| \$ | <u>0</u> | | <u>2024</u> |
| \$ | <u>202,000</u> | | <u>2025</u> |

(b) The fiscal year 2023 appropriation does not cancel but is available until June 30, 2025.

(c) The base for fiscal year 2026 and later is \$202,000.

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

Delete the title and insert:

"A bill for an act relating to education; providing free school lunch and breakfast for students; appropriating money; amending Minnesota Statutes 2022, sections 124D.111; 124D.1158."

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

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

S.F. No. 71: A bill for an act relating to human services; appropriating money for food shelf programs.

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

Page 1, line 6, delete "This" and insert "The commissioner must expedite the distribution of this appropriation. This is a onetime appropriation and is available until June 30, 2024."

Page 1, delete lines 7 and 8

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

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

S.F. No. 33: A bill for an act relating to public safety; appropriating money to the Office of the Attorney General to provide legal services for enhanced criminal enforcement and related initiatives.

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

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

H.F. No. 26: A bill for an act relating to transportation; appropriating money related to the federal Infrastructure Investment and Jobs Act.

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

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

S.F. No. 73: A bill for an act relating to cannabis; establishing the Office of Cannabis Management; establishing advisory councils; requiring reports relating to cannabis use and sales; legalizing and limiting the possession and use of cannabis by adults; providing for the licensing, inspection, and regulation of cannabis businesses; requiring testing of cannabis flower and cannabinoid products; requiring labeling of cannabis flower and cannabinoid products; limiting the advertisement of cannabis flower, cannabinoid products, and cannabis businesses; providing for the cultivation of cannabis in private residences; transferring regulatory authority for the medical cannabis program; taxing the sale of adult-use cannabis; establishing grant and loan programs; amending criminal penalties; establishing expungement procedures for certain individuals; establishing labor standards for the use of cannabis by employees and testing of employees; providing for the temporary regulation of certain edible cannabinoid products; providing for professional licensing protections; amending the scheduling of marijuana and tetrahydrocannabinols; classifying data; making miscellaneous cannabis-related changes and additions; making clarifying and technical changes; appropriating money; amending Minnesota Statutes 2022, sections 13.411, by adding a subdivision; 13.871, by adding a subdivision; 34A.01, subdivision 4; 144.99, subdivision 1; 151.72; 152.01, by adding subdivisions; 152.02, subdivisions 2, 4; 152.021, subdivision 2; 152.022, subdivisions 1, 2;

152.023, subdivisions 1, 2; 152.024, subdivision 1; 152.025, subdivisions 1, 2; 181.938, subdivision 2; 181.950, subdivisions 2, 4, 5, 8, 13, by adding a subdivision; 181.951, by adding subdivisions; 181.952, by adding a subdivision; 181.953; 181.954; 181.955; 181.957, subdivision 1; 244.05, subdivision 2; 245C.08, subdivision 1; 256.01, subdivision 18c; 256B.0625, subdivision 13d; 256D.024, subdivisions 1, 3; 256J.26, subdivisions 1, 3; 273.13, subdivision 24; 275.025, subdivision 2; 290.0132, subdivision 29; 290.0134, subdivision 19; 297A.61, subdivision 3; 297A.67, subdivisions 2, 7; 297A.70, subdivisions 2, 18; 297A.99, by adding a subdivision; 297D.01; 297D.04; 297D.06; 297D.07; 297D.08; 297D.085; 297D.09, subdivision 1a; 297D.10; 297D.11; 340A.412, subdivision 14; 609.135, subdivision 1; 609.5311, subdivision 1; 609.5314, subdivision 1; 609.5316, subdivision 2; 609A.01; 609A.03, subdivisions 5, 9; 609B.425, subdivision 2; 609B.435, subdivision 2; 624.712, by adding subdivisions; 624.713, subdivision 1; 624.714, subdivision 6; 624.7142, subdivision 1; 624.7151; proposing coding for new law in Minnesota Statutes, chapters 3; 116J; 116L; 120B; 144; 152; 289A; 295; 340A; 609A; 624; proposing coding for new law as Minnesota Statutes, chapter 342; repealing Minnesota Statutes 2022, sections 151.72; 152.027, subdivisions 3, 4; 152.21; 152.22, subdivisions 1, 2, 3, 4, 5, 5a, 5b, 6, 7, 8, 9, 10, 11, 12, 13, 14; 152.23; 152.24; 152.25, subdivisions 1, 1a, 1b, 1c, 2, 3, 4; 152.26; 152.261; 152.27, subdivisions 1, 2, 3, 4, 5, 6, 7; 152.28, subdivisions 1, 2, 3; 152.29, subdivisions 1, 2, 3, 3a, 4; 152.30; 152.31; 152.32, subdivisions 1, 2, 3; 152.33, subdivisions 1, 1a, 2, 3, 4, 5, 6; 152.34; 152.35; 152.36, subdivisions 1, 1a, 2, 3, 4, 5; 152.37; Minnesota Rules, parts 4770.0100; 4770.0200; 4770.0300; 4770.0400; 4770.0500; 4770.0600; 4770.0800; 4770.0900; 4770.1000; 4770.1100; 4770.1200; 4770.1300; 4770.1400; 4770.1460; 4770.1500; 4770.1600; 4770.1700; 4770.1800; 4770.1900; 4770.2000; 4770.2100; 4770.2200; 4770.2300; 4770.2400; 4770.2700; 4770.2800; 4770.4000; 4770.4002; 4770.4003; 4770.4004; 4770.4005; 4770.4007; 4770.4008; 4770.4009; 4770.4010; 4770.4012; 4770.4013; 4770.4014; 4770.4015; 4770.4016; 4770.4017; 4770.4018; 4770.4030.

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

Page 6, line 25, after "prohibition" insert "and usage"

Page 16, line 27, after "prohibition" insert "and usage"

Page 59, line 20, after second "products" insert a colon

Page 59, delete lines 21 and 22 and insert:

"(1) on Sundays, except between the hours of 11:00 a.m. and 6:00 p.m.;

(2) before 8:00 a.m. or after 10:00 p.m. on Monday through Saturday;

(3) on Thanksgiving Day;

(4) on Christmas Day, December 25; or

(5) after 8:00 p.m. on Christmas Eve, December 24."

Page 59, line 23, delete "2:00 a.m." and insert "10:00 p.m."

Page 59, line 24, delete "2:00 a.m." and insert "6:00 p.m." and delete "10:00 a.m." and insert "11:00 a.m."

Page 108, line 17, delete "may" and insert "must"

Page 109, line 3, delete the second "and"

Page 109, line 4, delete everything after "(5)" and insert "substance abuse disorder treatment options; and"

Page 109, after line 4, insert:

"(6) any other information specified by the office.

All labels affixed to the packaging of cannabis flower, cannabinoid products, and hemp-derived consumer products sold to customers or patients must include the following warning: "Cannabis can harm your health, and your baby's health if you are pregnant."

Page 109, line 16, delete the second "or"

Page 109, line 20, delete the period and insert "; or"

Page 109, after line 20, insert:

"(6) does not contain a warning as specified by the office regarding impairment and health risks, including driving while impaired, side effects, adverse reactions, and pregnancy complications."

Page 109, line 21, delete "An outdoor" and insert "A cannabis business may erect or utilize an outdoor"

Page 109, line 23, delete "is prohibited"

Page 109, line 29, delete "A" insert "Except as provided in subdivision 2, a"

Page 110, line 31, delete "or"

Page 111, line 2, delete the period and insert "; or"

Page 111, after line 2, insert:

"(6) does not contain a warning as specified by the office regarding impairment and health risks, including driving while impaired, side effects, adverse reactions, and pregnancy complications."

Page 122, delete subdivision 5

Renumber the subdivisions in sequence

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

Senator Dziedzic moved that the Committee Report pertaining to the appointment be laid on the table.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 44 and nays 22, as follows:

Those who voted in the affirmative were:

| | | | | |
|------------|-----------|------------|----------------|-----------|
| Abeler | Fateh | Kreun | Mitchell | Putnam |
| Boldon | Frentz | Kunesh | Mohamed | Rasmusson |
| Carlson | Gustafson | Kupec | Morrison | Rest |
| Champion | Hauschild | Latz | Murphy | Seeberger |
| Cwodzinski | Hawj | Mann | Nelson | Weber |
| Dahms | Hoffman | Marty | Oumou Verbeten | Westlin |
| Dibble | Jasinski | Maye Quade | Pappas | Wiklund |
| Duckworth | Johnson | McEwen | Port | Xiong |
| Dziedzic | Klein | Miller | Pratt | |

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

Those who voted in the negative were:

| | | | | |
|----------|------------|---------|---------|-----------|
| Anderson | Drazkowski | Housley | Limmer | Wesenberg |
| Bahr | Eichorn | Howe | Lucero | Westrom |
| Coleman | Farnsworth | Koran | Mathews | |
| Dornink | Green | Lang | Rarick | |
| Draheim | Gruenhagen | Lieske | Utke | |

The motion prevailed.

Senator Fateh from the Committee on Higher Education, to which was referred the following appointment:

OFFICE OF HIGHER EDUCATION
COMMISSIONER
Dennis Olson

Reports the same back with the recommendation that the appointment be confirmed. Report laid on the table.

SECOND READING OF SENATE BILLS

S.F. Nos. 4 and 33 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 26 was read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Putnam, Gustafson, Kunesh, Oumou Verbeten, and Coleman introduced--

S.F. No. 837: A bill for an act relating to workforce development; appropriating money for a survivor employment readiness pilot project in the greater St. Cloud area.

Referred to the Committee on Jobs and Economic Development.

Senators Oumou Verbeten, Marty, Mohamed, and Dibble introduced--

S.F. No. 838: A bill for an act relating to public safety; limiting the use of money bail for certain offenses; amending Minnesota Statutes 2022, section 629.53.

Referred to the Committee on Judiciary and Public Safety.

Senators Oumou Verbeten, Dibble, Marty, and Mohamed introduced--

S.F. No. 839: A bill for an act relating to public safety; establishing a public safety innovation board; providing for community safety grants; providing for law enforcement grants and policy; requiring reports; providing for rulemaking; appropriating money; amending Minnesota Statutes 2022, sections 214.10, subdivision 10; 626.843, by adding a subdivision; 626.8473, subdivision 3; 626.89, subdivision 17; Laws 2021, First Special Session chapter 11, article 1, section 15, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 299A.

Referred to the Committee on Judiciary and Public Safety.

Senators Klein, Carlson, Pappas, Pratt, and Rest introduced--

S.F. No. 840: A bill for an act relating to capital investment; appropriating money for metropolitan cities inflow and infiltration grants; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Johnson introduced--

S.F. No. 841: A bill for an act relating to transportation; appropriating money for Oslo area Red River flood mitigation project; authorizing the sale and issuance of state bonds.

Referred to the Committee on Transportation.

Senators Lucero, Bahr, Mathews, Gruenhagen, and Drazkowski introduced--

S.F. No. 842: A bill for an act proposing an amendment to the Minnesota Constitution; adding a section to article I; protecting the right of the people to keep and bear arms.

Referred to the Committee on Judiciary and Public Safety.

Senators Lucero and Bahr introduced--

S.F. No. 843: A bill for an act relating to motor vehicles; exempting sewage septic tank trucks from certain vehicle weight limitations; amending Minnesota Statutes 2022, sections 169.829, by adding a subdivision; 169.87, subdivision 6.

Referred to the Committee on Transportation.

Senator Lucero introduced--

S.F. No. 844: A bill for an act relating to labor; expanding list of essential employees; amending Minnesota Statutes 2022, section 179A.03, subdivision 7.

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

Senator Lucero introduced--

S.F. No. 845: A bill for an act relating to public safety; authorizing a third-party testing program for driver's license knowledge, road, and skills tests; amending Minnesota Statutes 2022, section 171.13, subdivision 1.

Referred to the Committee on Transportation.

Senator Lucero introduced--

S.F. No. 846: A bill for an act relating to public safety; establishing the Human Trafficking and Child Exploitation Prevention Act; providing for rulemaking; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary and Public Safety.

Senator Lucero introduced--

S.F. No. 847: A bill for an act relating to human services; establishing a legislative task force on family foster care and adoption; requiring a report; appropriating money.

Referred to the Committee on Health and Human Services.

Senator Lucero introduced--

S.F. No. 848: A bill for an act relating to energy; establishing a revolving loan fund to facilitate the dredging of lakes to improve water flow for hydroelectric projects; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

Referred to the Committee on Energy, Utilities, Environment, and Climate.

Senator Lucero introduced--

S.F. No. 849: A bill for an act relating to family law; modifying custody and parenting time presumptions; amending Minnesota Statutes 2022, sections 518.17, subdivision 1; 518.175, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

Senator Lucero introduced--

S.F. No. 850: A bill for an act relating to motor vehicles; authorizing pro rata registration taxes on unused vehicles; amending Minnesota Statutes 2022, section 168.013, by adding a subdivision.

Referred to the Committee on Transportation.

Senator Lucero introduced--

S.F. No. 851: A bill for an act relating to public safety; prohibiting commercial vehicles from driving in the left lane; amending Minnesota Statutes 2022, section 169.18, by adding a subdivision.

Referred to the Committee on Transportation.

Senator Lucero introduced--

S.F. No. 852: A bill for an act relating to transportation; establishing cancer awareness special plates; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation.

Senator Lucero introduced--

S.F. No. 853: A bill for an act relating to public safety; requiring aggravated sentences for certain violent offenders; requiring consecutive sentences for certain violent offenders; requiring certain offenders to serve the entire announced sentence in custody; amending Minnesota Statutes 2022, section 609.1095, subdivisions 2, 3, 4, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

Senator Lucero introduced--

S.F. No. 854: A bill for an act relating to taxation; individual income; providing a subtraction for health insurance premiums; amending Minnesota Statutes 2022, sections 290.0132, by adding a subdivision; 290.091, subdivision 2.

Referred to the Committee on Taxes.

Senator Lucero introduced--

S.F. No. 855: A bill for an act relating to natural resources; modifying trespass restrictions for outdoor recreation; providing criminal penalties; amending Minnesota Statutes 2022, sections 3.736, subdivision 3; 84.774; 84.775, subdivision 1; 84.83, subdivision 5; 84.87, subdivision 1; 97A.137, subdivision 2; 97A.315; 97B.001, subdivisions 1a, 2, 3, 4, 5, 6, 7; 180.03, subdivision 4; 466.03, subdivision 22; repealing Minnesota Statutes 2022, sections 84.90; 97B.001, subdivision 1.

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

Senator Lucero introduced--

S.F. No. 856: A bill for an act relating to local government; requiring counties and cities to have written procedures that are available to the public and to provide notice of availability to the public; proposing coding for new law in Minnesota Statutes, chapter 471.

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

Senator Lucero introduced--

S.F. No. 857: A bill for an act relating to public employment; repealing authority for exclusive representatives to charge fair share fees; amending Minnesota Statutes 2022, sections 13.43, subdivision 6; 179A.04, subdivisions 1, 3; 179A.051; 179A.102, subdivision 6; 179A.60, subdivision 7; 256B.0711, subdivision 4; 402A.40, subdivision 6; repealing Minnesota Statutes 2022, sections 179A.03, subdivision 9; 179A.06, subdivision 3.

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

Senator Lucero introduced--

S.F. No. 858: A bill for an act relating to education; amending the definition of public employee to include replacement employees who are employed for more than 60 days as a replacement teacher or faculty member; amending Minnesota Statutes 2022, section 179A.03, subdivision 14.

Referred to the Committee on Education Policy.

Senator Hoffman introduced--

S.F. No. 859: A bill for an act relating to capital investment; appropriating money for wellhead treatment plants in the city of Dayton; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Kunesh, Rest, and Westlin introduced--

S.F. No. 860: A bill for an act relating to taxation; individual income; expanding the Minnesota education credit; making related technical changes; amending Minnesota Statutes 2022, section 290.0674, subdivisions 1, 2, by adding a subdivision; repealing Minnesota Statutes 2022, section 290.0674, subdivision 2a.

Referred to the Committee on Taxes.

Senator Rarick introduced--

S.F. No. 861: A bill for an act relating to agriculture; appropriating money for grants for meat and poultry processor training.

Referred to the Committee on Agriculture, Broadband, and Rural Development.

Senators Kreun, Hoffman, Bahr, Gustafson, and Kunesh introduced--

S.F. No. 862: A bill for an act relating to capital investment; appropriating money for certain intersection and local road improvements along Trunk Highway 65 from 99th Avenue Northeast to 117th Avenue Northeast in Anoka County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Transportation.

Senator Marty introduced--

S.F. No. 863: A bill for an act relating to public safety; prohibiting state and local units of government and law enforcement agencies from acquiring military grade weapons from the Pentagon's 1033 program; proposing coding for new law in Minnesota Statutes, chapter 626.

Referred to the Committee on Judiciary and Public Safety.

Senators Maye Quade, Duckworth, and Kunesh introduced--

S.F. No. 864: A bill for an act relating to education finance; increasing funding for the community education for adults with disabilities program; appropriating money; amending Minnesota Statutes 2022, section 124D.56.

Referred to the Committee on Education Finance.

Senators Westlin, Oumou Verbeten, Cwodzinski, and Duckworth introduced--

S.F. No. 865: A bill for an act relating to education finance; authorizing ongoing grants to the Minnesota Council on Economic Education; appropriating money.

Referred to the Committee on Education Finance.

Senators Westlin, Gustafson, Kunesh, Morrison, and Duckworth introduced--

S.F. No. 866: A bill for an act relating to education finance; increasing local optional revenue; linking future increases in local optional revenue to the growth in the general education basic formula allowance; appropriating money; amending Minnesota Statutes 2022, section 126C.10, subdivision 2e.

Referred to the Committee on Education Finance.

Senator Wesenberg introduced--

S.F. No. 867: A bill for an act relating to capital investment; appropriating money for the C.A. Weyerhaeuser Museum in Morrison County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Mann introduced--

S.F. No. 868: A bill for an act relating to health; requiring the Board of Pharmacy to provide the central repository under contract to administer the medication repository program with any legislative funding provided for the purpose; making conforming changes related to donations of over-the-counter medications; appropriating money; amending Minnesota Statutes 2022, section 151.555.

Referred to the Committee on Health and Human Services.

Senator Cwodzinski introduced--

S.F. No. 869: A bill for an act relating to state government; appropriating money for block grants for public stations.

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

Senators Utke, Rasmusson, Draheim, Nelson, and Johnson introduced--

S.F. No. 870: A bill for an act relating to health occupations; allowing nurses licensed under the Nurse Licensure Compact to practice nursing under specific circumstances; amending Minnesota Statutes 2022, section 148.211, by adding subdivisions.

Referred to the Committee on Health and Human Services.

Senator Farnsworth introduced--

S.F. No. 871: A bill for an act relating to capital investment; appropriating money for the replacement of the leachate treatment system at the St. Louis County Regional Landfill; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Dibble, Latz, Oumou Verbeten, Kreun, and Limmer introduced--

S.F. No. 872: A bill for an act relating to public safety; appropriating money for youth intervention programs.

Referred to the Committee on Judiciary and Public Safety.

Senators Farnsworth, Dibble, and Kreun introduced--

S.F. No. 873: A bill for an act relating to transportation; appropriating money for traffic safety education programs.

Referred to the Committee on Transportation.

Senators Wesenberg, Jasinski, Hoffman, Housley, and Abeler introduced--

S.F. No. 874: A bill for an act relating to capital investment; appropriating money for the Lake Shamineau High Water Project; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Mathews introduced--

S.F. No. 875: A bill for an act relating to civil law; removing a prohibition on the admissibility of evidence relating to the use of seat belts and child passenger restraint systems; repealing Minnesota Statutes 2022, section 169.685, subdivision 4.

Referred to the Committee on Judiciary and Public Safety.

Senators Green and Johnson introduced--

S.F. No. 876: A bill for an act relating to legacy; appropriating money for the river watch program.

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

Senator Green introduced--

S.F. No. 877: A bill for an act relating to legacy; appropriating money for Northern Township water and sewer.

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

Senator Green introduced--

S.F. No. 878: A bill for an act relating to agriculture; appropriating money for wolf and elk depredation payments.

Referred to the Committee on Agriculture, Broadband, and Rural Development.

Senator Miller introduced--

S.F. No. 879: A bill for an act relating to parks and trails; appropriating money for the Root River State Trail.

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

Senator Miller introduced--

S.F. No. 880: A bill for an act relating to capital investment; appropriating money for the Root River State Trail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Drazkowski, Gruenhagen, Rarick, Wesenberg, and Dornink introduced--

S.F. No. 881: A bill for an act relating to public safety; providing for the right to carry without a permit; providing for an optional permit to carry; amending Minnesota Statutes 2022, section 624.714, subdivisions 2, 3, 7, 15, 20, 23, by adding subdivisions; repealing Minnesota Statutes 2022, sections 624.714, subdivisions 1a, 1b, 16; 624.7181.

Referred to the Committee on Judiciary and Public Safety.

Senators Gruenhagen and Drazkowski introduced--

S.F. No. 882: A bill for an act relating to taxation; individual income; allowing an unlimited Social Security subtraction; amending Minnesota Statutes 2022, section 290.0132, subdivision 26.

Referred to the Committee on Taxes.

Senator Gruenhagen introduced--

S.F. No. 883: A bill for an act relating to insurance; allowing health carriers to offer reference-based pricing health plans; proposing coding for new law in Minnesota Statutes, chapter 62K.

Referred to the Committee on Human Services.

Senator Gruenhagen introduced--

S.F. No. 884: A bill for an act relating to transportation; appropriating money to extend Sibley County Road 166 in the city of Arlington; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Xiong and Fateh introduced--

S.F. No. 885: A bill for an act relating to barbers; modifying provisions relating to the Board of Barber Examiners; amending Minnesota Statutes 2022, sections 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; proposing coding for new law in Minnesota Statutes, chapter 154.

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

Senators Kunesh, Murphy, Mann, Wiklund, and Pappas introduced--

S.F. No. 886: A bill for an act relating to health; establishing a fundamental right to reproductive health; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Senator Kunesh introduced--

S.F. No. 887: A bill for an act relating to capital investment; appropriating money for construction and renovations at a new facility for CornerHouse.

Referred to the Committee on Capital Investment.

Senators Coleman, Xiong, and Maye Quade introduced--

S.F. No. 888: A bill for an act relating to education; modifying alternative teacher preparation program grant eligibility; appropriating money; amending Minnesota Statutes 2022, section 136A.1276.

Referred to the Committee on Education Policy.

Senators Lang and Limmer introduced--

S.F. No. 889: A bill for an act relating to corrections; providing reimbursement of certain transportation expenses incurred by counties under the Interstate Compact for Adult Supervision; proposing coding for new law in Minnesota Statutes, chapter 243.

Referred to the Committee on Judiciary and Public Safety.

Senator Lang introduced--

S.F. No. 890: A bill for an act relating to capital investment; appropriating money for a highway-rail grade separation on County State-Aid Highways 55, 5, and 15 in Kandiyohi County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Lang introduced--

S.F. No. 891: A bill for an act relating to capital investment; appropriating money for development of housing in the city of Spicer; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Lang introduced--

S.F. No. 892: A bill for an act relating to capital investment; appropriating money for public infrastructure in the city of Spicer; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Latz and Limmer introduced--

S.F. No. 893: A bill for an act relating to public safety; establishing the crime of organized retail theft; providing for the release of certain financial account information to law enforcement; amending certain burglary crimes following trespass notice; establishing a time period for a search warrant on financial institutions; amending Minnesota Statutes 2022, sections 13A.02, subdivisions 1, 2; 609.52, subdivision 3; 609.527, subdivision 1, by adding a subdivision; 609.582, subdivisions 3, 4; 626.15; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary and Public Safety.

Senators Frentz, Kupec, Hauschild, and Jasinski introduced--

S.F. No. 894: A bill for an act relating to transportation; amending definition of qualifying agricultural products for purposes of special farm products permits; amending Minnesota Statutes 2022, section 169.865, subdivision 1a.

Referred to the Committee on Transportation.

Senators McEwen, Hauschild, and Pappas introduced--

S.F. No. 895: A bill for an act relating to capital investment; appropriating money for an Academic Health Center facility for the University of Minnesota-Duluth; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Mann and Morrison introduced--

S.F. No. 896: A bill for an act relating to human services; providing MinnesotaCare eligibility for undocumented noncitizens; amending Minnesota Statutes 2022, section 256L.04, subdivision 10.

Referred to the Committee on Health and Human Services.

Senators Housley and Mathews introduced--

S.F. No. 897: A bill for an act relating to local government aid; establishing electric generation transition aid; modifying the local government aid formula; appropriating money; amending Minnesota Statutes 2022, section 477A.013, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 477A.

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

Senator Housley introduced--

S.F. No. 898: A bill for an act relating to energy; requiring submission of a decommissioning and demolition plan for a scheduled retirement of an electric generation facility.

Referred to the Committee on Energy, Utilities, Environment, and Climate.

Senator Housley introduced--

S.F. No. 899: A bill for an act relating to family law; amending provisions related to parenting time determinations; amending Minnesota Statutes 2022, section 518.17, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

Senators Housley, Koran, Lucero, and Bahr introduced--

S.F. No. 900: A bill for an act relating to family law; modifying parenting time provisions; amending Minnesota Statutes 2022, section 518.175, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

Senators Cwodzinski, Kunesh, Duckworth, Mann, and Hoffman introduced--

S.F. No. 901: A bill for an act relating to education; requiring a personal finance class for high school graduation; amending Minnesota Statutes 2022, section 120B.024, subdivision 1.

Referred to the Committee on Education Policy.

Senators Mann, Hoffman, Abeler, Fateh, and Xiong introduced--

S.F. No. 902: A bill for an act relating to human services; increasing medical assistance reimbursement rates for certain home care services.

Referred to the Committee on Human Services.

Senators Hoffman, Mann, Abeler, Fateh, and Xiong introduced--

S.F. No. 903: A bill for an act relating to human services; establishing care evaluation as a covered medical assistance home care service; modifying medical assistance homemaker rates; requiring a report; amending Minnesota Statutes 2022, sections 256B.0651, subdivisions 1, 2; 256B.0652, subdivision 11; 256B.0653, subdivisions 1, 6, by adding a subdivision; 256B.0654, by adding a subdivision; 256B.4912, by adding a subdivision; 256B.85, subdivision 8; 256S.18, subdivision 1; 256S.2101, subdivision 2, by adding subdivisions; 256S.212, by adding a subdivision.

Referred to the Committee on Human Services.

MOTIONS AND RESOLUTIONS

Senator Champion moved that the names of Senators Hawj and Limmer be added as co-authors to S.F. No. 13. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Kunesh be added as a co-author to S.F. No. 22. The motion prevailed.

Senator Pratt moved that the name of Senator Port be added as a co-author to S.F. No. 35. The motion prevailed.

Senator Westrom moved that the name of Senator Abeler be added as a co-author to S.F. No. 111. The motion prevailed.

Senator Morrison moved that the name of Senator Fateh be added as a co-author to S.F. No. 168. The motion prevailed.

Senator Fateh moved that the name of Senator Gruenhagen be added as a co-author to S.F. No. 175. The motion prevailed.

Senator Draheim moved that the name of Senator Rest be added as a co-author to S.F. No. 242. The motion prevailed.

Senator Draheim moved that the name of Senator Coleman be added as a co-author to S.F. No. 253. The motion prevailed.

Senator Dibble moved that the name of Senator Fateh be added as a co-author to S.F. No. 388. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Boldon be added as a co-author to S.F. No. 690. The motion prevailed.

Senator Morrison moved that the name of Senator Nelson be added as a co-author to S.F. No. 755. The motion prevailed.

Senator Mitchell moved that the name of Senator Nelson be added as a co-author to S.F. No. 773. The motion prevailed.

Senator Seeberger moved that the name of Senator Nelson be added as a co-author to S.F. No. 776. The motion prevailed.

Senator Jasinski moved that the name of Senator Nelson be added as a co-author to S.F. No. 795. The motion prevailed.

Senator Johnson moved that H.F. No. 1, No. 3 on General Orders, be stricken and re-referred to the Committee on Finance.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

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

| | | | | |
|--------|---------|-----------|-----------|---------|
| Lieske | Mathews | Pratt | Utke | Westrom |
| Limmer | Miller | Rarick | Weber | |
| Lucero | Nelson | Rasmusson | Wesenberg | |

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

Those who voted in the negative were:

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

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

The motion did not prevail.

Senator Johnson moved that the Senate do now adjourn until 11:00 a.m., Monday, January 30, 2023.

Senator Westrom moved to amend the Johnson motion as follows:

"Delete 11:00 a.m., and insert 12:00 noon"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 10 and nays 55, as follows:

Those who voted in the affirmative were:

| | | | | |
|---------|------------|---------|--------|---------|
| Abeler | Farnsworth | Housley | Lang | Mathews |
| Eichorn | Hoffman | Howe | Lieske | Westrom |

Those who voted in the negative were:

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

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

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

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

The question was taken on the adoption of the Johnson motion.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

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

The motion did not prevail.

RECESS

Senator Dziedzic moved that the Senate do now recess subject to the call of the President.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 48 and nays 16, as follows:

Those who voted in the affirmative were:

| | | | | |
|------------|-----------|------------|----------------|-----------|
| Abeler | Dziedzic | Klein | Miller | Rarick |
| Boldon | Fateh | Kunesh | Mitchell | Rasmusson |
| Carlson | Frentz | Kupec | Mohamed | Rest |
| Champion | Green | Lang | Morrison | Seeberger |
| Coleman | Gustafson | Latz | Murphy | Westlin |
| Cwodzinski | Hauschild | Mann | Oumou Verbeten | Westrom |
| Dibble | Hawj | Marty | Pappas | Wiklund |
| Draheim | Hoffman | Mathews | Pha | Xiong |
| Drazkowski | Jasinski | Maye Quade | Port | |
| Duckworth | Johnson | McEwen | Putnam | |

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

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

Those who voted in the negative were:

| | | | |
|----------|------------|--------|-----------|
| Anderson | Farnsworth | Koran | Lucero |
| Dahms | Gruenhagen | Kreun | Utke |
| Dornink | Housley | Lieske | Weber |
| Eichorn | Howe | Limmer | Wesenberg |

The motion prevailed.

After a brief recess the President called the Senate to order.

CALL OF THE SENATE

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

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Dziejdzic, Chair of the Committee on Rules and Administration, designated H.F. No. 1 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 1: A bill for an act relating to health; establishing a fundamental right to reproductive health; proposing coding for new law in Minnesota Statutes, chapter 145.

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete "but is not limited to,"

Pursuant to Rule 4.4, Senator Abeler raised a point of order objecting to the consideration of H.F. No. 1.

The President ruled the point of order not well taken.

Senator Abeler moved to amend the first Abeler amendment to H.F. No. 1 as follows:

Page 1, after line 2, insert:

"Page 1, line 13, after "care" insert ", including viewing an available ultrasound at appropriate times"

The question was taken on the adoption of the Abeler amendment to the first Abeler amendment.

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

Those who voted in the affirmative were:

| | | | | |
|--------|----------|------|---------|-------|
| Abeler | Anderson | Bahr | Coleman | Dahms |
|--------|----------|------|---------|-------|

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

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

Those who voted in the negative were:

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

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

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

CALL OF THE SENATE

Senator Murphy imposed a call of the Senate for the balance of the proceedings on H.F. No. 1. The Sergeant at Arms was instructed to bring in the absent members.

Senator Murphy moved to amend the first Abeler amendment to H.F. No. 1 as follows:

Page 1, delete line 2 and insert:

"Page 1, line 16, after the period, insert "The state shall not interfere with an individual's autonomy in making their own reproductive decisions."

Senator Pratt questioned whether the Murphy amendment to the amendment was germane.

The President ruled that the amendment to the amendment was germane.

Senator Rasmusson requested division of the Murphy amendment to the first Abeler amendment.

First portion:

"Page 1, line 16, after the period, insert "The state shall not interfere with an individual's autonomy in making their own reproductive decisions."

The question was taken on the adoption of the first portion of the Murphy amendment to the first Abeler amendment.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

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

The motion prevailed. So the first portion of the amendment to the amendment was adopted.

Second portion:

Page 1, delete line 2 and insert:

The question was taken on the adoption of the second portion of the Murphy amendment to the first Abeler amendment.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

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

The motion prevailed. So the second portion of the amendment to the amendment was adopted.

Senator Abeler moved to amend the first Abeler amendment to H.F. No. 1 as follows:

Page 1, after line 2, insert:

"Page 1, line 12, after the third "care" insert ", including the optional provision of anaesthesia to the unborn fetus at a time of development when it can experience pain"

The question was taken on the adoption of the Abeler amendment to the first Abeler amendment.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

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

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

Senator Abeler moved to amend the first Abeler amendment to H.F. No. 1 as follows:

Page 1, after line 4, insert:

"Page 2, after line 4, insert:

"Sec. 2. [145.4125] INFORMATION TO MINORS.

Subdivision 1. Information. (a) Notwithstanding any law to the contrary, no health care practitioner shall perform an abortion or a sterilization procedure upon a patient who is a minor without first informing the patient that she may experience emotional repercussions following the

procedure, including depression, guilt, and distress. The practitioner or a person acting on behalf of the practitioner must provide the patient with information on where the patient may receive counseling if desired, including public and private agencies that may provide counseling services on a sliding fee scale or at no cost.

(b) The practitioner must make a notation in the patient's medical record that the information described in paragraph (a) was provided to the patient.

Subd. 2. **Civil damages.** A civil action for compensatory and punitive damages may be brought by the patient or the patient's parent or guardian against the health care practitioner who performed the procedure if the information described in subdivision 1 was not provided and the patient suffered emotional or psychological harm directly related to the abortion or sterilization procedure.

Subd. 3. **Exception.** (a) This section does not apply if the abortion or sterilization procedure was performed because of a medical emergency and there was not time to provide the information before performing the procedure.

(b) For purposes of this subdivision, "medical emergency" means a condition that, in reasonable medical judgment, so complicates the medical condition of the patient as to necessitate an immediate abortion to avert the patient's death or for which a delay will create serious risk of substantial and irreversible physical impairment of a major bodily function.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to causes of action occurring on or after that date."

Amend the title accordingly"

The question was taken on the adoption of the Abeler amendment to the first Abeler amendment.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

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

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

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

The roll was called, and there were yeas 0 and nays 67, as follows:

Those who voted in the negative were:

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

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

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

The motion did not prevail. So the first Abeler amendment, as amended, was not adopted.

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete "but is not limited to," and delete "sterilization;"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

| | | | | |
|--------|--------|-----------|---------|-------|
| Pappas | Port | Rest | Westlin | Xiong |
| Pha | Putnam | Seeberger | Wiklund | |

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

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

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete ", but is not limited to," and after "sterilization" insert "except in cases where there is evidence that the person was sex-trafficked and is a minor"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete ", but is not limited to,"

Page 1, line 21, delete "Such principles"

Page 1, delete line 22

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

| | | | | |
|--------|----------|------|---------|-------|
| Abeler | Anderson | Bahr | Coleman | Dahms |
|--------|----------|------|---------|-------|

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

Those who voted in the negative were:

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

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

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

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 2, delete "fundamental"

Page 1, lines 14, 16, 17, 19, and 22, delete "fundamental"

Page 1, line 11, delete ", but is not limited to,"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Drazkowski moved that H.F. No. 1 be re-referred to the Committee on Finance.

The President ruled the Drazkowski motion out of order under Rule 28.4.

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 1, line 14, delete "individual" and insert "woman"

Page 1, line 15, delete "individual's" and insert "woman's"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Coleman moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Section 1. [145.4125] ABORTION PROHIBITION.

(a) No health care practitioner shall perform an abortion if the practitioner, within the practitioner's professional judgment, determines that the gestational age of the unborn child is more than 21 weeks as calculated from the first day of the pregnant woman's last menstrual period, except under the following circumstances:

(1) in the case of a medical emergency;

(2) in the case of criminal sexual conduct as defined in section 609.342; or

(3) in the case of incest as defined in section 609.365.

(b) In the case of rape or incest:

(1) if the woman is not a minor or subject to guardianship, then, prior to the performance of the abortion, the individual has reported the act of rape or incest to a law enforcement agency and provided a copy of the report to the physician who is to perform the abortion; or

(2) if the woman is a minor or subject to guardianship, then, prior to the performance of the abortion, the individual or her parent or guardian has reported the act of rape or incest to a law enforcement agency or child protective services and a copy of the report has been provided to the physician who is to perform the abortion.

(c) For purposes of this section, "medical emergency" means a condition that, on the basis of the physician's reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible impairment of a major bodily function.

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

Amend the title accordingly

Senator Maye Quade moved to amend the Coleman amendment to H.F. No. 1 as follows:

Page 1, line 3, delete "PROHIBITION"

Page 1, delete lines 4 to 7 and insert: "The decision to obtain an abortion under the following circumstances:"

Page 1, line 10, before the period, insert "shall be made between the pregnant individual and a health care practitioner"

Page 1, delete lines 11 to 25

The question was taken on the adoption of the Maye Quade amendment to the Coleman amendment.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

| | | | | |
|----------|---------|---------|------------|-----------|
| Abeler | Bahr | Dahms | Draheim | Duckworth |
| Anderson | Coleman | Dornink | Drazkowski | Eichorn |

Farnsworth
Green
Gruenhagen
Housley
Howe

Jasinski
Johnson
Koran
Kreun
Lang

Lieske
Limmer
Lucero
Mathews
Miller

Pratt
Rarick
Rasmusson
Utke
Weber

Wesenberg
Westrom

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

Senator Coleman withdrew her amendment.

Senator Lucero moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Section 1. **[145.4125] ABORTION PROHIBITION.**

(a) No health care practitioner shall perform an abortion if the practitioner, within the practitioner's professional judgment, determines that the gestational age of the unborn child is more than 22 weeks as calculated from the first day of the pregnant woman's last menstrual period, except under the following circumstances:

(1) in the case of a medical emergency;

(2) in the case of criminal sexual conduct as defined in section 609.342; or

(3) in the case of incest as defined in section 609.365.

(b) In the case of rape or incest:

(1) if the woman is not a minor or subject to guardianship, then, prior to the performance of the abortion, the individual has reported the act of rape or incest to a law enforcement agency and provided a copy of the report to the physician who is to perform the abortion; or

(2) if the woman is a minor or subject to guardianship, then, prior to the performance of the abortion, the individual or her parent or guardian has reported the act of rape or incest to a law enforcement agency or child protective services and a copy of the report has been provided to the physician who is to perform the abortion.

(c) For purposes of this section, "medical emergency" means a condition that, on the basis of the physician's reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible impairment of a major bodily function.

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

Amend the title accordingly

Senator Mathews moved to amend the Lucero amendment to H.F. No. 1 as follows:

Page 1, line 6, delete "22" and insert "25"

The question was taken on the adoption of the Mathews amendment to the Lucero amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Lucero moved to amend the first Lucero amendment to H.F. No. 1 as follows:

Page 1, line 6, delete "22" and insert "32"

The question was taken on the adoption of the Lucero amendment to the first Lucero amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Lucero moved to amend the first Lucero amendment to H.F. No. 1 as follows:

Page 1, line 6, delete "22" and insert "36"

The question was taken on the adoption of the Lucero amendment to the first Lucero amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Maye Quade moved to amend the first Lucero amendment to H.F. No. 1 as follows:

Page 1, line 3, delete "PROHIBITION"

Page 1, delete lines 4 to 6

Page 1, line 7, delete "period, except"

Page 1, line 10, before the period, insert "an individual's right to personal reproductive autonomy shall not be denied or infringed"

Page 1, delete lines 11 to 25

The question was taken on the adoption of the Maye Quade amendment to the first Lucero amendment.

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

Those who voted in the affirmative were:

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

Mitchell
Mohamed
Morrison

Murphy
Oumou Verbeten
Pappas

Pha
Port
Putnam

Rest
Seeberger
Westlin

Wiklund
Xiong

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

Those who voted in the negative were:

Abeler
Anderson
Bahr
Coleman
Dahms
Dornink
Draheim

Drazkowski
Duckworth
Eichorn
Farnsworth
Green
Gruenhagen
Housley

Howe
Jasinski
Johnson
Koran
Kreun
Lang
Lieske

Limmer
Lucero
Mathews
Miller
Nelson
Pratt
Rarick

Rasmusson
Utke
Weber
Wesenberg
Westrom

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

Senator Lucero moved to amend the first Lucero amendment to H.F. No. 1 as follows:

Page 1, line 6, delete "22" and insert "39"

Senator Maye Quade questioned if the third Lucero amendment to the first Lucero amendment was in order after the adoption of her amendment to the first Lucero amendment.

The President ruled the third Lucero amendment to the first Lucero amendment was out of order.

Senator Pratt appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 38 and nays 28, as follows:

Those who voted in the affirmative were:

Abeler
Boldon
Carlson
Champion
Cwodzinski
Dibble
Dziedzic
Fateh

Frentz
Gustafson
Hauschild
Hawj
Hoffman
Housley
Klein
Kunesh

Kupec
Latz
Limmer
Mann
Marty
Maye Quade
McEwen
Mitchell

Mohamed
Morrison
Murphy
Nelson
Oumou Verbeten
Pappas
Pha
Port

Putnam
Rest
Seeberger
Westlin
Wiklund
Xiong

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

Those who voted in the negative were:

Anderson
Bahr
Coleman
Dahms
Dornink
Draheim

Drazkowski
Duckworth
Eichorn
Farnsworth
Green
Gruenhagen

Howe
Jasinski
Johnson
Koran
Kreun
Lang

Lieske
Lucero
Mathews
Miller
Pratt
Rarick

Rasmusson
Utke
Weber
Wesenberg

So the decision of the President was sustained.

Senator Lucero moved to amend the first Lucero amendment to H.F. No. 1 as follows:

Page 1, delete section 1 and insert:

"Section 1. **[145.4125] ABORTION PROHIBITION.**

(a) No health care practitioner shall perform an abortion if the practitioner, within the practitioner's professional judgment, determines that the gestational age of the unborn child is more than 39 weeks as calculated from the first day of the pregnant woman's last menstrual period, except under the following circumstances:

(1) in the case of a medical emergency;

(2) in the case of criminal sexual conduct as defined in section 609.342; or

(3) in the case of incest as defined in section 609.365.

(b) In the case of rape or incest:

(1) if the woman is not a minor or subject to guardianship, then, prior to the performance of the abortion, the individual has reported the act of rape or incest to a law enforcement agency and provided a copy of the report to the physician who is to perform the abortion; or

(2) if the woman is a minor or subject to guardianship, then, prior to the performance of the abortion, the individual or her parent or guardian has reported the act of rape or incest to a law enforcement agency or child protective services and a copy of the report has been provided to the physician who is to perform the abortion.

(c) For purposes of this section, "medical emergency" means a condition that, on the basis of the physician's reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible impairment of a major bodily function.

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

Amend the title accordingly

The President ruled the fourth Lucero amendment to the first Lucero amendment out of order after the adoption of the Maye Quade amendment to the first Lucero amendment.

Senator Rasmusson appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

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

Those who voted in the affirmative were:

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

Mitchell
Mohamed
Morrison

Murphy
Oumou Verbeten
Pappas

Pha
Port
Putnam

Rest
Seeberger
Westlin

Wiklund
Xiong

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

Those who voted in the negative were:

Abeler
Anderson
Bahr
Coleman
Dahms
Dornink
Draheim

Drazkowski
Duckworth
Eichorn
Farnsworth
Green
Gruenhagen
Housley

Howe
Jasinski
Johnson
Koran
Kreun
Lang
Lieske

Lucero
Mathews
Miller
Nelson
Pratt
Rarick
Rasmusson

Utke
Weber
Wesenberg
Westrom

So the decision of the President was sustained.

Senator Lucero withdrew his first amendment.

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.417] PARTIAL-BIRTH ABORTIONS PROHIBITED.

Partial-birth abortions are not allowed in the state of Minnesota."

Amend the title accordingly

Senator Drazkowski moved to amend the second Drazkowski amendment to H.F. No. 1 as follows:

Page 1, delete line 4 and insert:

"Subdivision 1. **Definition.** For purposes of this section, "partial-birth abortion" means an abortion in which the individual performing the abortion:

(1) deliberately and intentionally vaginally delivers a living baby until, in the case of a head-first presentation, the entire fetal head is outside the body of the mother, or, in the case of breech presentation, any part of the fetal trunk past the navel is outside the body of the mother, for the purpose of performing an overt act that the individual knows will kill the partially delivered baby; and

(2) performs the overt act, other than the completion of delivery, that kills the partially delivered baby.

Subd. 2. **Prohibition; exception.** (a) Notwithstanding section 145.409, it is prohibited for any individual to knowingly perform a partial-birth abortion that causes the death of a human baby.

(b) Paragraph (a) does not apply to a partial-birth abortion that is necessary to save the life of a mother whose life is endangered by a physical disorder, physical illness, or physical injury, including a life-endangering physical condition caused by or arising from the pregnancy itself.

Subd. 3. **Pregnant woman.** A pregnant woman who sought or obtained an abortion that violated subdivision 2 shall not be subject to criminal penalties for violating subdivision 2.

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

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Mitchell moved to amend the second Drazkowski amendment to H.F. No. 1 as follows:

Page 1, line 3, delete "PARTIAL-BIRTH"

Page 1, delete line 4 and insert "It shall be unlawful to willfully perform an abortion after six weeks as calculated from the first day of the pregnant woman's last menstrual period, unless the abortion is performed to save the life of the mother."

Senator Drazkowski withdrew his second amendment.

Senator Coleman moved to amend H.F. No. 1 as follows:

Delete everything after the enacting clause and insert:

"Section 1. [145.4125] ABORTION PROHIBITION.

(a) No health care practitioner shall perform an abortion on an alive unborn child if the birthing process has commenced and the pregnant woman is in active labor unless the abortion is being performed due to a medical emergency.

(b) For purposes of this section, "medical emergency" means a condition that, on the basis of the physician's reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible impairment of a major bodily function.

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

Senator Mitchell moved to amend the second Coleman amendment to H.F. No. 1 as follows:

Page 1, delete lines 4 to 12 and insert "It shall be unlawful to willfully perform an abortion after six weeks as calculated from the first day of the pregnant woman's last menstrual period, unless the abortion is performed to save the life of the mother."

Senator Coleman withdrew her second amendment.

Senator Wesenberg moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. **[145.410] POLICY OF LIFE.**

It is the policy of the state of Minnesota that life begins at conception."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete ", but is not limited to,"

Page 1, line 12, after the third "care" insert ", which may not be performed for reasons of sex selection"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete ", but is not limited to,"

Page 1, line 12, after the third "care" insert ", which may not be performed for reasons of racial selection"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

| | | | | |
|--------|---------|----------|------------|--------|
| Boldon | Carlson | Champion | Cwodzinski | Dibble |
|--------|---------|----------|------------|--------|

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

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

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

Senator Farnsworth moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete ", but is not limited to,"

Page 1, line 12, after the third "care" insert ", which may not be performed for reasons of aborting a fetus with Down syndrome"

Senator Mitchell moved to amend the Farnsworth amendment to H.F. No. 1 as follows:

Page 1, line 3, delete "for reasons" and insert "after six weeks as calculated from the first day of the pregnant woman's last menstrual period, unless the abortion is performed to save the life of the mother."

Page 1, delete line 4

Senator Lucero questioned whether the amendment to the amendment was germane.

The President ruled that the amendment to the amendment was germane.

Senator Lucero appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

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

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Mann and Pha.

Those who voted in the negative were:

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

| | | | |
|--------|---------|-----------|-----------|
| Lieske | Mathews | Rasmusson | Wesenberg |
| Limmer | Miller | Utke | Westrom |
| Lucero | Rarick | Weber | |

So the decision of the President was sustained.

Senator Farnsworth withdrew his amendment.

Senator Coleman moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.4125] ABORTION TO REDUCE A MULTIPLE GESTATIONAL PREGNANCY PROHIBITED.

Notwithstanding section 145.409, no health care practitioner shall perform or induce or attempt to perform or induce an abortion on a pregnant woman if the abortion is to be performed or induced for the sole purpose of reducing a multiple gestational pregnancy, unless the attending health care practitioner determines, based on their medical judgment, that the abortion is necessary to save the life of the mother or one of the other unborn children.

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

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Coleman moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.417] SALINE ABORTIONS PROHIBITED.

(a) Notwithstanding section 145.409, no person shall perform or induce an abortion upon a pregnant woman by saline amniocentesis, unless the attending physician certifies in writing that in their best medical judgment, there is no other abortion technique available to the pregnant woman which presents less of a danger to her life or health.

(b) For purposes of this section, "saline amniocentesis" means a method or technique whereby the amniotic fluid is withdrawn and a saline solution is inserted into the amniotic sac for the purpose of killing the unborn child and artificially inducing labor.

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

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Coleman moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.417] ABORTIONS INVOLVING DISMEMBERMENT PROHIBITED.

(a) Notwithstanding any law to the contrary, no health care practitioner shall perform or attempt to perform an abortion that involves the dismemberment of the unborn child.

(b) For purposes of this section, "dismemberment" means the use of a clamp, forceps, curette, suction cannula, or any other surgical tool or instrument with the intent to disarticulate the head or limbs from the body of the unborn child during an abortion.

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

Amend the title accordingly

Senator Coleman moved to amend the fifth Coleman amendment to H.F. No. 1 as follows:

Page 1, line 5, before "unborn" insert "alive"

Page 1, line 8, before "unborn" insert "alive"

The question was taken on the adoption of the Coleman amendment to the fifth Coleman amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

The question was taken on the adoption of the fifth Coleman amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Coleman moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.4125] LATE TERM ABORTIONS.

(a) No late term abortion shall be performed by any health care practitioner unless the procedure is performed in a hospital.

(b) For purposes of this section, "late term abortion" means an abortion occurring in the stage of pregnancy that begins at the end of the 26th week from the beginning of the woman's last menstrual period."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Nelson moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.4161] LICENSURE OF ABORTION FACILITIES.

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

(b) "Abortion facility" means a clinic, health center, or other facility in which the pregnancies of ten or more women known to be pregnant are willfully terminated or aborted each month. A facility licensed as a hospital or as an outpatient surgical center pursuant to sections 144.50 to 144.56 shall not be considered an abortion facility.

(c) "Accrediting or membership organization" means a national organization that establishes evidence-based clinical standards for abortion care and accredits abortion facilities or accepts as members abortion facilities following an application and inspection process.

(d) "Commissioner" means the commissioner of health.

Subd. 2. License required. (a) Beginning July 1, 2024, no abortion facility shall be established, operated, or maintained in the state without first obtaining a license from the commissioner according to this section.

(b) A license issued under this section is not transferable or assignable and is subject to suspension or revocation at any time for failure to comply with this section.

(c) If a single entity maintains abortion facilities on different premises, each facility must obtain a separate license.

(d) To be eligible for licensure under this section, an abortion facility must be accredited or a member of an accrediting or membership organization or must obtain accreditation or membership within six months of the date of the application for licensure. If the abortion facility loses its accreditation or membership, the abortion facility must immediately notify the commissioner.

(e) The commissioner, the attorney general, an appropriate county attorney, or a woman upon whom an abortion has been performed or attempted to be performed at an unlicensed facility may seek an injunction in district court against the continued operation of the facility. Proceedings for securing an injunction may be brought by the attorney general or by the appropriate county attorney.

(f) Sanctions provided in this subdivision do not restrict other available sanctions.

Subd. 3. Temporary license. For new abortion facilities planning to begin operations on or after July 1, 2024, the commissioner may issue a temporary license to the abortion facility that is valid for a period of six months from the date of issuance. The abortion facility must submit to the commissioner an application and applicable fee for licensure as required under subdivisions 4 and 7. The application must include the information required under subdivision 4, clauses (1), (2), (3), (5), and (6), and provide documentation that the abortion facility has submitted the application for accreditation or membership from an accrediting or membership organization. Upon receipt of

accreditation or membership verification, the abortion facility must submit to the commissioner the information required in subdivision 4, clause (4), and the applicable fee under subdivision 7. The commissioner shall then issue a new license.

Subd. 4. **Application.** An application for a license to operate an abortion facility and the applicable fee under subdivision 7 must be submitted to the commissioner on a form provided by the commissioner and must contain:

(1) the name of the applicant;

(2) the site location of the abortion facility;

(3) the name of the person in charge of the facility;

(4) documentation that the abortion facility is accredited or an approved member of an accrediting or membership organization, including the effective date and the expiration date of the accreditation or membership, and the date of the last site visit by the accrediting or membership organization;

(5) the names and license numbers, if applicable, of the health care professionals on staff at the abortion facility; and

(6) any other information the commissioner deems necessary.

Subd. 5. **Inspections.** Prior to initial licensure and at least once every two years thereafter, the commissioner shall perform a routine and comprehensive inspection of each abortion facility. Facilities shall be open at all reasonable times to an inspection authorized in writing by the commissioner. No notice need be given to any person prior to an inspection authorized by the commissioner.

Subd. 6. **Suspension, revocation, and refusal to renew.** The commissioner may refuse to grant or renew, or may suspend or revoke, a license on any of the grounds described under section 144.55, subdivision 6, paragraph (a), clause (2), (3), or (4), or upon the loss of accreditation or membership as described in subdivision 4, clause (4). The applicant or licensee is entitled to a notice and a hearing as described under section 144.55, subdivision 7, and a new license may be issued after proper inspection of an abortion facility has been conducted.

Subd. 7. **Fees.** (a) The biennial license fee for abortion facilities is \$365.

(b) The temporary license fee is \$365.

(c) Fees shall be collected and deposited according to section 144.122.

Subd. 8. **Renewal.** (a) A license issued under this section expires two years from the date of issuance.

(b) A temporary license issued under this section expires six months from the date of issuance and may be renewed for one additional six-month period.

Subd. 9. **Records.** All health records maintained on each client by an abortion facility are subject to sections 144.292 to 144.298.

Subd. 10. **Severability.** If any one or more provision, section, subdivision, sentence, clause, phrase, or word of this section or the application of it to any person or circumstance is found to be unconstitutional, it is declared to be severable and the balance of this section shall remain effective notwithstanding such unconstitutionality. The legislature intends that it would have passed this section, and each provision, section, subdivision, sentence, clause, phrase, or word, regardless of the fact that any one provision, section, subdivision, sentence, clause, phrase, or word is declared unconstitutional.

Sec. 3. **APPROPRIATION.**

\$55,000 in fiscal year 2024 and \$8,000 in fiscal year 2025 are appropriated from the state government special revenue fund to the commissioner of health for licensing activities under Minnesota Statutes, section 145.4161. The base for this program is \$42,000 in fiscal year 2026 and \$8,000 in fiscal year 2027."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Lang moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 145.416, is amended to read:

145.416 LICENSING AND REGULATION OF FACILITIES.

The ~~state~~ commissioner of health shall license and promulgate rules for abortion facilities as defined in section 145.411, subdivision 4, including mobile abortion clinics which are organized for purposes of delivering abortion services."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Rarick moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 145.416, is amended to read:

145.416 LICENSING AND REGULATION OF FACILITIES.

(a) The state commissioner of health shall license and promulgate rules for facilities as defined in section 145.411, subdivision 4, which are organized for purposes of delivering abortion services.

(b) Notwithstanding paragraph (a), surgical abortions shall not be permitted to be performed in a recreational vehicle, including but not limited to a mobile clinic van.

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

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Gruenhagen moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.4145] COUNSELING SERVICES.

Notwithstanding section 145.409, any physician who performs an abortion, or a person acting on behalf of the physician performing the abortion, must inform the patient that the patient may experience post-abortion stress syndrome or depression and must provide the patient following the procedure with information on where the patient may receive counseling if desired by the patient, including public and private agencies that may provide counseling services on a sliding fee scale."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Mitchell
Mohamed
Morrison

Murphy
Oumou Verbeten
Pappas

Pha
Port
Putnam

Rest
Seeberger
Westlin

Wiklund
Xiong

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Abeler moved to amend H.F. No. 1 as follows:

Page 1, line 11, delete ", but is not limited to," and after "sterilization" insert "of persons over the age of 14"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Gruenhagen moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.4125] CONSENT; VULNERABLE ADULTS.

Notwithstanding section 145.409, no abortion shall be performed on a vulnerable adult as defined in section 626.5572, subdivision 21, without obtaining the consent of the vulnerable adult's guardian if one has been appointed pursuant to sections 524.5-301 to 524.5-317, or caretaker as defined pursuant to section 626.5572, subdivision 4, if the vulnerable adult has a caretaker, unless the health care practitioner has a reasonable suspicion that the guardian or caretaker is harming the vulnerable adult.

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

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Gruenhagen moved to amend H.F. No. 1 as follows:

Page 1, line 13, after the period, insert "Reproductive health care does not include gender reassignment surgery involving an individual who is younger than 18 years of age."

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

| | | | | |
|---------------|----------------|-------------------|--------------------|-------|
| Pappas Pha | Port Putnam | Rest Seeberger | Westlin Wiklund | Xiong |
|---------------|----------------|-------------------|--------------------|-------|

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann and Pha.

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

Senator Green moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. [145.4121] NOTIFICATION OF PAST INJUSTICES.

Before performing an abortion followed by a sterilization procedure, the health care practitioner must provide the pregnant woman, if the woman is a Native American, with information that under the Family Planning Services and Population Research Act of 1970, a number of Native American women were involuntarily sterilized or sterilized under duress or coercion when presenting for an abortion.

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

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Koran moved to amend H.F. No. 1 as follows:

Page 1, after line 22, insert:

"Subd. 5. **Reproductive health rights limitations.** Notwithstanding this section or any other law to the contrary, sterilizations shall not be performed in unsafe or unsanitary conditions."

Renumber the subdivisions in sequence

Senator Koran moved to amend the first Koran amendment to H.F. No. 1 as follows:

Page 1, line 4, delete "in unsafe or unsanitary" and insert "on a minor without the consent of the minor's parents."

Page 1, line 5, delete "conditions."

The question was taken on the adoption of the Koran amendment to the first Koran amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Koran moved to amend the first Koran amendment to H.F. No. 1 as follows:

Page 1, line 4, delete "in unsafe or unsanitary" and insert "on a minor without notification to the minor's parents."

Page 1, line 5, delete "conditions."

The question was taken on the adoption of the Koran amendment to the first Koran amendment.

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

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 1, after line 22, insert:

"Subd. 5. **Reproductive health rights limitations.** Notwithstanding this section or any other law to the contrary, abortions shall not be performed in unsafe or unsanitary conditions."

Renumber the subdivisions in sequence

Senator Lieske moved to amend the third Drazkowski amendment to H.F. No. 1 as follows:

Page 1, line 4, delete "in unsafe or unsanitary conditions" and insert "on a minor without the consent of the minor's parents"

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Lieske moved to amend the third Drazkowski amendment to H.F. No. 1 as follows:

Page 1, line 4, delete "in unsafe or unsanitary conditions" and insert "on a minor without notification to the minor's parents"

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

| | | | | |
|--------|---------|----------|------------|--------|
| Boldon | Carlson | Champion | Cwodzinski | Dibble |
|--------|---------|----------|------------|--------|

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Rasmusson moved to amend the third Drazkowski amendment to H.F. No. 1 as follows:

Page 1, after line 1, insert:

"Page 1, line 12, after the third "care" insert " , which may not be performed for reasons of aborting a fetus with Down syndrome""

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Drazkowski withdrew his third amendment.

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 145.4131, is amended by adding a subdivision to read:

Subd. 1a. **Sterilization with abortion.** (a) In addition to the information required to be submitted under subdivision 1, a physician performing an abortion or the facility at which the abortion is performed must submit the following information for any abortion performed where the sterilization of the woman was also performed:

(1) the number of abortions performed that included sterilization;

(2) the age of the woman at the time of the procedure;

(3) the specific reason for the sterilization;

(4) the ethnicity of the woman; and

(5) complications, if any, including if the woman died as a result of the abortion or sterilization procedure.

(b) The additional information described in this subdivision shall be included with the submission of the form required under this section and must be included in the public report and report to the legislature required under section 145.4134."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Lang moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. ALTERNATIVES TO ABORTION SERVICES.

(a) Within available appropriations, the commissioner of health, in consultation with the commissioner of human services, shall study the availability of alternatives to abortion for unplanned pregnancies that are available in or within close proximity of regional centers. The study shall include the availability of health care providers, social service agencies, nonprofit organizations, community centers, and alternatives to abortion programs that serve this specific geographical area that are available to provide health care services, prenatal care, childbirth care, infant care, child care assistance, foster care, adoption services, nutritional care, educational and employment assistance, housing assistance, and parenting education and support services. The commissioner shall also make recommendations on how to expand access to such services within this geographic area and how to inform the residents of this area on available resources and services to assist and encourage women to carry their pregnancies to term and to maximize their potential after giving birth.

(b) No later than February 15, 2024, the commissioner shall submit the results of the study and recommendations to the chairs and ranking minority members of the legislative committees with jurisdiction over health care, child care, and human services."

Amend the title accordingly

Senator Lang moved to amend the second Lang amendment to H.F. No. 1 as follows:

Page 1, line 6, before the period, insert "and in the cities of Moorhead, Willmar, Marshall, Duluth, and Hastings"

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. **ASSESSMENT OF SUPPORT.**

Within existing appropriations, the commissioner of health shall conduct a public opinion survey of the residents of Wabasha county to determine public support for the availability of unrestricted elective abortions from the date of conception through the date of birth of the child. The commissioner shall submit the results of this survey to the chairs and ranking minority members of the legislative committees with jurisdiction over health care policy by February 15, 2024.

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

Senator Drazkowski moved to amend the fifth Drazkowski amendment to H.F. No. 1 as follows:

Page 1, line 5, delete "Wabasha county" and insert "Aitkin, Carlton, Cook, Itasca, Koochiching, Lake, and St. Louis counties"

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

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

Those who voted in the affirmative were:

| | | | | |
|--------|----------|------|---------|-------|
| Abeler | Anderson | Bahr | Coleman | Dahms |
|--------|----------|------|---------|-------|

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Gruenhagen moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 145.42, is amended to read:

145.42 ABORTIONS; NONLIABILITY FOR REFUSAL TO PERFORM.

Subdivision 1. **Damages.** No physician, nurse, pharmacist, pharmacist technician, medical staff, or other person who refuses to perform or assist in the performance of an abortion or refuses to dispense an abortifacient, and no hospital, clinic, or pharmacy that refuses to permit the performance of an abortion upon its premises or refuses to dispense an abortifacient, shall be liable to any person for damages allegedly arising from the refusal.

Subd. 2. **Related actions.** No physician, nurse, pharmacist, pharmacist technician, medical staff, or other person who refuses to perform or assist in the performance of an abortion shall, because of that refusal, be dismissed, suspended, demoted, or otherwise prejudiced or damaged by a hospital with which the person is affiliated or by which the person is employed."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Utke moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 145.416, is amended to read:

145.416 LICENSING AND REGULATION OF FACILITIES.

(a) The state commissioner of health shall license and promulgate rules for facilities as defined in section 145.411, subdivision 4, which are organized for purposes of delivering abortion services.

(b) Notwithstanding paragraph (a), no mobile abortion clinic shall be permitted to deliver abortion services within 200 feet of a house of worship or within 200 feet of property owned by a house of worship.

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

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 2, delete lines 1 to 3

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

| | | | | |
|--------|---------|----------|------------|--------|
| Boldon | Carlson | Champion | Cwodzinski | Dibble |
|--------|---------|----------|------------|--------|

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Lang moved to amend H.F. No. 1 as follows:

Page 2, line 1, before "A" insert "(a) Except as provided in paragraph (b),"

Page 2, after line 3, insert:

"(b) Counties outside the seven-county metropolitan area may, by ordinance, opt out of the limitation in paragraph (a)."

Senator Lang moved to amend the fourth Lang amendment to H.F. No. 1 as follows:

Page 1, line 4, delete "Counties outside the seven-county metropolitan area" and insert "The cities of Moorhead, Hermantown, Hastings, and St. Cloud"

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Bahr moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. **REPEALER.**

Minnesota Statutes 2022, sections 609.2114; 609.266; 609.2661; 609.2662; 609.2663; 609.2664; 609.2665; 609.267; 609.2671; 609.2672; 609.268; 609.269; and 609.2691, are repealed.

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

Amend the title accordingly

Senator Klein questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Senator Bahr moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 256B.40, is amended to read:

256B.40 SUBSIDY FOR ABORTIONS PROHIBITED.

(a) No medical assistance funds of this state or any agency, county, municipality or any other subdivision thereof and no federal funds passing through the state treasury or the state agency shall

be authorized or paid pursuant to this chapter to any person or entity for or in connection with any abortion that is not eligible for funding pursuant to sections 256B.02, subdivision 8, and 256B.0625.

(b) No public funds of this state or any agency, county, municipality, or any other subdivision shall be authorized or paid to any person or entity for or in connection with any abortion performed on a pregnant woman who is a resident of another state or jurisdiction.

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

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Mann, Pha, and Port.

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

Senator Gruenhagen moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 145.422, is amended by adding a subdivision to read:

Subd. 4. **Fetal body parts or organs.** Nothing in this section permits the buying or selling of a human conceptus, including fetal body parts or organs from an unborn child as a result of an abortion. Any person that violates this subdivision may be subject to a maximum fine of \$1,000,000 and a maximum sentence of imprisonment of five years."

Amend the title accordingly

Senator Klein questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Senator Drazkowski moved to amend H.F. No. 1 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 2022, section 609.595, subdivision 1, is amended to read:

Subdivision 1. **Criminal damage to property in the first degree.** Whoever intentionally causes damage to physical property of another without the latter's consent may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both, if:

- (1) the damage to the property caused a reasonably foreseeable risk of bodily harm; or
- (2) the property damaged was a public safety motor vehicle, the defendant knew the vehicle was a public safety motor vehicle, and the damage to the vehicle caused a substantial interruption or impairment of public safety service or a reasonably foreseeable risk of bodily harm; or
- (3) the property damaged belongs to a common carrier and the damage impairs the service to the public rendered by the carrier; or
- (4) the property damaged belongs to a pregnancy resource center; or
- (5) the damage reduces the value of the property by more than \$1,000 measured by the cost of repair and replacement; or
- ~~(5)~~ (6) the damage reduces the value of the property by more than \$500 measured by the cost of repair and replacement and the defendant has been convicted within the preceding three years of an offense under this subdivision or subdivision 2.

In any prosecution under clause ~~(4)~~ (5), the value of any property damaged by the defendant in violation of that clause within any six-month period may be aggregated and the defendant charged accordingly in applying the provisions of this section; provided that when two or more offenses are committed by the same person in two or more counties, the accused may be prosecuted in any county in which one of the offenses was committed for all of the offenses aggregated under this paragraph.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.

Sec. 3. Minnesota Statutes 2022, section 609.595, subdivision 4, is amended to read:

Subd. 4. **Definitions.** (a) As used in this section, "public safety motor vehicle" includes:

- (1) marked vehicles used by law enforcement agencies and specially marked vehicles permitted under section 169.98, subdivision 2a, owned or leased by the state or a political subdivision;
- (2) fire apparatuses, including fire-suppression support vehicles, owned or leased by the state or a political subdivision;
- (3) ambulances owned or leased by the state or a political subdivision;

(4) vehicles owned by ambulance services licensed under section 144E.10 that are equipped and specifically intended for emergency response or providing ambulance services; and

(5) marked vehicles used by conservation officers of the Division of Enforcement and Field Service of the Department of Natural Resources.

(b) As used in subdivision 1, clause (2), and subdivision 2, paragraph (a), clause (2), "damage" includes tampering with a public safety motor vehicle and acts that obstruct or interfere with the vehicle's use.

(c) As used in this section, a "pregnancy resource center" includes an organization that is described in section 145.4235, subdivision 2, paragraph (c).

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.

Sec. 4. [609.7496] THREATENING PREGNANCY RESOURCE CENTER PERSONNEL.

Unless a greater penalty is otherwise provided elsewhere in this chapter, whoever threatens to physically harm an employee or volunteer at a pregnancy resource center as defined in section 609.595, subdivision 4, paragraph (c), is guilty of a felony and may be sentenced to imprisonment for not more than two years or to payment of a fine of not more than \$4,000, or both.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date."

Amend the title accordingly

Senator Klein questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

H.F. No.1 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Mann, Pha, and Port.

Those who voted in the negative were:

| | | | | |
|--------|----------|------|---------|-------|
| Abeler | Anderson | Bahr | Coleman | Dahms |
|--------|----------|------|---------|-------|

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

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Senator Nelson was excused from the Session of today from 3:45 to 4:45 p.m.; 6:35 to 7:30 p.m.; and from 10:00 to 10:45 p.m. Senator Housley was excused from the Session of today from 5:50 to 6:20 p.m. Senator Dahms was excused from the Session of today from 7:00 to 7:30 p.m. Senator Limmer was excused from the Session of today from 8:50 to 9:25 p.m. Senator Pratt was excused from the Session of today from 9:40 to 10:00 p.m. and 10:30 to 10:45 p.m.

ADJOURNMENT

Senator Dziejdzic moved that the Senate do now adjourn until 10:30 a.m., Monday, January 30, 2023. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate