

STATE OF MINNESOTA

# Journal of the Senate

NINETY-THIRD LEGISLATURE

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NINETIETH DAY

St. Paul, Minnesota, Monday, March 11, 2024

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

## CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Mr. Mark Spitzack.

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

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

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

The President declared a quorum present.

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

## MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned:

**S.F. No. 3546:** A bill for an act relating to health-related occupations; clarifying licensed traditional midwife authority to obtain, possess, and administer certain drugs, supplies, and devices; amending Minnesota Statutes 2022, sections 147D.09; 151.37, by adding a subdivision.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned March 7, 2024

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 3377, 3466, 3646, and 3987.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 7, 2024

### FIRST READING OF HOUSE BILLS

The following bills were read the first time.

**H.F. No. 3377:** A bill for an act relating to natural resources; appropriating money from environment and natural resources trust fund; modifying previous appropriations; amending Laws 2019, First Special Session chapter 4, article 2, section 2, subdivision 9; Laws 2021, First Special Session chapter 6, article 6, section 2, subdivision 9; Laws 2022, chapter 94, section 2, subdivisions 9, as amended, 10; Laws 2023, chapter 60, article 2, section 2, subdivision 9.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3507, now on General Orders.

**H.F. No. 3466:** A bill for an act relating to natural resources; expanding opportunities to protect native prairie; amending Minnesota Statutes 2022, section 84.96, subdivisions 2, 3, 5.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3730, now on General Orders.

**H.F. No. 3646:** A bill for an act relating to children, youth, and families; creating the statutory infrastructure for the new Department of Children, Youth, and Families; moving and copying statutes; amending Minnesota Statutes 2022, sections 13.46, subdivisions 1, 3; 116L.665, subdivision 2; 116L.86, subdivisions 1, 3; 119A.5411; 119B.03, subdivision 8; 119B.09, subdivision 12; 119B.24; 124D.13, subdivisions 2, 3, 4; 124D.135, subdivisions 1, 3, by adding a subdivision; 124D.142, subdivision 1; 124D.15, subdivision 3a; 124D.151, subdivision 7, by adding a subdivision; 124D.16, by adding a subdivision; 124D.165, subdivision 1; 125A.02, subdivisions 1a, 2; 125A.28; 125A.35, subdivision 1; 125A.45; 125A.48; 125A.76, by adding a subdivision; 144.225, subdivision 2b; 245.814, subdivision 5; 245A.02, subdivision 6e; 245A.03, subdivisions 1, 4; 245A.035, subdivision 4; 245A.04, subdivision 9; 245A.08, subdivision 2a; 245A.09, subdivision 7; 245A.10, subdivisions 1, 2; 245A.14, subdivisions 1, 14; 245A.1443, subdivision 2; 245A.1444; 245A.146, subdivisions 1, 2, 5, 6; 245A.147, subdivision 1; 245A.156, subdivisions 1, 2; 245A.16, subdivisions 3, 5; 245A.18, subdivision 1; 245A.25, subdivisions 1, 6, 8; 245A.66, subdivision 1; 245C.03, by adding a

subdivision; 245C.08, subdivision 3; 245C.22, by adding a subdivision; 245C.25; 256.01, subdivisions 1, 2, 4, 5, 12, 16, 18, 18a, 34; 256.012, subdivision 2, by adding a subdivision; 256.016; 256.017, subdivisions 1, 2, 3, 5, 7; 256.018; 256.019, subdivisions 1, 2; 256.029; 256.045, subdivisions 3b, 4, 6, 10; 256.0451, subdivisions 1, 2; 256.046, subdivision 2; 256.741, subdivisions 1, 2, 12a; 256.82; 256.87, subdivisions 1, 1a, 5; 256.981; 256.982; 256.983, as amended; 256.9831, subdivision 1; 256.986; 256.9861; 256.987, subdivision 1; 256.998, subdivision 7; 256D.64, subdivisions 1, 3; 256E.21, subdivision 1; 256E.22, subdivision 7; 256E.24; 256E.25, subdivisions 5, 6, 7; 256E.26; 256E.27; 256J.01, subdivision 2; 256J.021; 256J.08, subdivision 32; 256J.09, by adding a subdivision; 256J.351; 256J.395, subdivision 1; 256J.425, subdivision 8; 256J.645, subdivision 1; 256P.04, subdivision 13; 260.92, subdivision 1; 260C.178, subdivision 1; 260C.201, subdivision 1; 260C.215, subdivision 5; 260C.301, subdivision 1; 260D.02, subdivisions 5, 9; 260E.02, subdivision 2; 260E.03, subdivision 23; 260E.14, subdivision 1; 260E.20, subdivisions 3, 5; 260E.24, subdivision 5; 260E.28, subdivisions 1, 3; 260E.29, subdivision 2; 260E.30, subdivisions 3, 6; 260E.32, subdivision 3; 260E.33, subdivisions 2, 3, 5; 260E.34; 260E.35, subdivision 3; 260E.36, subdivision 4; 299A.72; 393.07, subdivisions 1, 2, 3, 4, 5, 7, 8, 10; 393.11, subdivision 2; 518A.26, by adding a subdivision; 518A.60; 631.40, subdivision 3; Minnesota Statutes 2023 Supplement, sections 13.46, subdivisions 2, 4; 119B.125, subdivisions 1a, 2, 3; 121A.19; 124D.142, subdivision 2; 124D.151, subdivision 5; 125A.02, subdivision 1; 142A.02, subdivision 1; 142A.03, subdivision 2, by adding subdivisions; 144.225, subdivision 2; 245A.02, subdivision 5a; 245A.03, subdivisions 2, 7; 245A.04, subdivisions 4, 7; 245A.041, subdivision 6; 245A.05; 245A.07, subdivisions 1, 3; 245A.10, subdivisions 3, 4; 245A.13, subdivision 7; 245A.1435; 245A.16, subdivision 1; 245A.66, subdivision 4; 245C.02, subdivision 22; 245C.03, subdivision 1; 245H.05; 256.045, subdivision 3; 256.046, subdivision 1; 256.0471, subdivision 1; 256.98, subdivision 8; 256D.65, subdivision 1; 256J.35; 256J.37, subdivision 3a; 256J.40; 260C.317, subdivision 3; 260E.02, subdivision 1; 609A.015, subdivisions 1, 2, 3; 609A.06, subdivisions 7, 12; Laws 2017, First Special Session chapter 5, article 8, section 9, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 142A; proposing coding for new law as Minnesota Statutes, chapters 142B; 142C; repealing Minnesota Statutes 2022, sections 245A.04, subdivision 17; 245A.09, subdivision 10; 245H.12; 256.01, subdivision 30; 256.741, subdivision 3; 256.9831, subdivisions 2, 3; 256J.01, subdivision 5; 256J.78, subdivision 3; Minnesota Statutes 2023 Supplement, section 245A.18, subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3770, now on General Orders.

**H.F. No. 3987:** A bill for an act relating to human services; implementing transfer of duties from the Department of Human Services to the Department of Direct Care and Treatment; establishing general executive board duties, powers, rulemaking authority, and contracting for administrative services; making conforming changes; amending Minnesota Statutes 2022, sections 13.46, subdivisions 1, 10; 43A.241; 243.166, subdivision 7; 245.073; 245.462, subdivisions 22, 24; 245.464, subdivision 3; 245.466, subdivision 1; 245.474, subdivisions 1, 3; 245.4862, subdivision 7; 245.4871, subdivision 33; 245.696, subdivision 1; 245.697, subdivisions 1, 2a; 245.91, subdivision 2; 245.94, subdivision 1; 245D.10, subdivision 3a; 246.0141; 246.018, subdivisions 1, 2, 3, 4; 246.12; 246.129; 246.13, subdivisions 1, 2, 3, 4; 246.14; 246.141; 246.15, subdivisions 1, 3; 246.151, subdivisions 1, 2; 246.16; 246.18, subdivisions 1, 4, 4a, 5, 6; 246.23; 246.234; 246.24; 246.27; 246.325; 246.33, subdivisions 1, 2, 3, 4, 5, 6; 246.34, subdivisions 1, 2, 3; 246.35; 246.36; 246.41, subdivisions 1, 2, 3; 246.50, subdivisions 1, 5, 6, 7, 8, 11; 246.51, subdivisions 1a, 1b, 2; 246.511; 246.52; 246.53, subdivisions 1, 2, 4; 246.531, subdivisions 1, 2; 246.54, subdivision 1; 246.55; 246.56, subdivisions

1, 2, 3; 246.57, subdivision 4; 246.64, subdivisions 1, 2, 3; 246.71, subdivision 2; 246.716, subdivision 2; 246.72; 246.721; 246B.01, subdivisions 2, 2b; 246B.03, subdivision 1; 246B.04, subdivision 1, by adding a subdivision; 246B.06, subdivisions 1, 2, 3, 4; 251.012, subdivision 3; 251.041; 251.042; 251.043; 251.17; 252.021; 252.50, subdivisions 4, 5, 10; 253.015, subdivision 1; 253.017, subdivision 2; 253.13; 253.20; 253.21; 253.22; 253.23; 253.24; 253.26; 253B.02, subdivisions 4b, 4c, by adding a subdivision; 253B.03, subdivisions 1, 6a; 253B.09, subdivision 3a; 253B.17, subdivision 1, by adding a subdivision; 253B.18, subdivisions 4a, 4b, 4c, 5, 5a, 13, 14; 253B.19, subdivision 1; 253B.20, subdivision 2; 253B.212, subdivision 2; 253B.22, subdivisions 1, 3, 4; 253D.02, subdivisions 2, 3, 4, 16, by adding subdivisions; 253D.10, subdivision 2; 253D.11, subdivision 2; 253D.27, subdivision 1; 253D.29, subdivisions 1, 2, 3; 253D.30, subdivision 5; 254B.01, by adding a subdivision; 254B.05, subdivision 4; 254B.151, subdivision 2; 256.01, subdivision 2; 256.045, subdivisions 1, 5, 6, 7, by adding subdivisions; 256B.693, subdivision 1; 256B.77, subdivision 22; 256G.01, subdivisions 1, 3; 256G.02, by adding a subdivision; 256G.03, subdivision 2; 256G.04, subdivision 2; 256G.09, subdivisions 2, 3; 256G.10; 256G.11; 256G.12; 299C.093; 352.91, subdivisions 2a, 3c, 3d, 3e, 4a; 524.3-801; Minnesota Statutes 2023 Supplement, sections 245.4661, subdivisions 2, 6; 246.0135; 246C.02; 246C.03, subdivision 2; 246C.04; 246C.05; 252.50, subdivision 2; 253B.10, subdivision 1; 253D.02, subdivision 8; 256.045, subdivision 3; 352.91, subdivision 3f; proposing coding for new law in Minnesota Statutes, chapters 198; 245; 245A; 246; 246C; 253; repealing Minnesota Statutes 2022, sections 246.01; 246.013; 246.014; 246.15, subdivision 2; 246.23, subdivision 1; 246.60; 251.013; 252.50, subdivisions 1, 9, 11; 252.51; 256B.693, subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3936, now on General Orders.

### REPORTS OF COMMITTEES

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

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

**S.F. No. 3993:** A bill for an act relating to transportation; amending requirements related to active transportation, including regulation of electric-assisted bicycles and sales, requirements on complete streets, driver's education, and authority to issue certain citations; amending Minnesota Statutes 2022, sections 169.011, by adding subdivisions; 169.06, subdivisions 5, 6; 169.14, subdivision 2; 169.21, subdivisions 3, 6; 169.222, subdivision 6b; 174.75, subdivisions 1, 2, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 169.011, subdivision 27; 171.0705, subdivision 2; 171.13, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 325F.

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

Page 1, line 19, delete the new language

Page 2, delete line 17

Page 2, line 18, delete "(4)" and insert "(3)"

Page 2, line 19, delete "(5)" and insert "(4)"

Page 2, line 20, delete "(6)" and insert "(5)"

Page 2, delete section 4

Page 5, delete section 5

Page 6, delete section 6

Page 7, delete section 7

Page 8, line 5, delete "two-wheeled vehicle,"

Page 8, lines 7 and 8, after "users" insert "and motorcyclists or other operators of two- or three-wheeled vehicles"

Page 8, after line 8, insert:

"Sec. 5. Minnesota Statutes 2022, section 169.222, subdivision 6a, is amended to read:

Subd. 6a. **Electric-assisted bicycle; riding rules.** (a) A person may operate an electric-assisted bicycle in the same manner as provided for operation of other bicycles, including but not limited to operation on the shoulder of a roadway, a bicycle lane, and a bicycle route, and operation without the motor engaged on a bikeway or bicycle trail.

(b) A person may operate a class 1 or class 2 electric-assisted bicycle with the motor engaged on a bicycle path, bicycle trail, or shared use path unless prohibited under section 85.015, subdivision 1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2, paragraph (b), as applicable.

(c) A person may operate a class 3 electric-assisted bicycle or multiple mode electric-assisted bicycle with the motor engaged on a bicycle path, bicycle trail, or shared use path unless the local authority or state agency having jurisdiction over the bicycle path or trail prohibits the operation.

(d) The local authority or state agency having jurisdiction over a trail or over a bike park that is designated as nonmotorized and that has a natural surface tread made by clearing and grading the native soil with no added surfacing materials may regulate the operation of an electric-assisted bicycle.

(e) ~~No~~ A person under the age of 15 ~~shall~~ must not operate an electric-assisted bicycle."

Page 8, line 15, delete "each of the" and insert "the highest" and delete "classes" and insert "class"

Page 9, line 5, after "users" insert "and motorcyclists or operators of two- or three-wheeled vehicles"

Page 9, line 28, after "users" insert "and motorcyclists"

Page 11, line 23, after "users" insert ", motorcyclists or other operators of two- or three-wheeled vehicles,"

Page 12, line 19, delete "continuous rated" and insert "motor"

Page 13, line 2, delete everything after "in" and insert "Minnesota law"

Page 13, line 3, delete everything before the period

Page 13, line 5, delete "accidents" and insert "crashes"

Page 13, after line 16, insert:

"Sec. 13. Laws 2023, chapter 68, article 1, section 20, is amended to read:

Sec. 20. **TRANSFERS.**

(a) \$152,650,000 in fiscal year 2024 is transferred from the general fund to the trunk highway fund for the state match for highway formula and discretionary grants under the federal Infrastructure Investment and Jobs Act, Public Law 117-58, and for related state investments.

(b) \$19,500,000 in fiscal year 2024 and ~~\$19,500,000~~ \$19,255,000 in fiscal year 2025 are transferred from the general fund to the active transportation account under Minnesota Statutes, section 174.38. The base for this transfer is \$8,875,000 in fiscal year 2026 and \$9,000,000 in fiscal year 2027.

(c) By June 30, 2023, the commissioner of management and budget must transfer any remaining unappropriated balance, estimated to be \$232,000, from the driver services operating account in the special revenue fund to the driver and vehicle services operating account under Minnesota Statutes, section 299A.705.

(d) By June 30, 2023, the commissioner of management and budget must transfer any remaining unappropriated balance, estimated to be \$13,454,000, from the vehicle services operating account in the special revenue fund to the driver and vehicle services operating account under Minnesota Statutes, section 299A.705.

Sec. 14. **APPROPRIATION.**

\$245,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of transportation for costs related to complete streets implementation training under Minnesota Statutes, section 174.75, subdivision 2a. This is a onetime appropriation."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the first comma, insert "and" and delete ", and authority to issue certain citations" and after the semicolon, insert "appropriating money;"

Amend the title numbers accordingly

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

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

**S.F. No. 2026:** A bill for an act relating to transportation; authorizing speed safety camera enforcement; creating a pilot program; imposing a petty misdemeanor penalty; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 13.6905, by adding a subdivision; 134A.09, subdivision 1; 134A.10, subdivision 1; 169.011, by adding a subdivision; 169.04; 169.14, subdivision 10, by adding subdivisions; 169.99, subdivision 1; 171.12, subdivision 6; 171.16, subdivision 3; 357.021, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 169.

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 13.6905, is amended by adding a subdivision to read:

Subd. 37. **Traffic safety camera data.** Data related to traffic safety cameras are governed by section 169.147, subdivisions 11 and 12.

Sec. 2. Minnesota Statutes 2022, section 13.824, subdivision 1, is amended to read:

Subdivision 1. ~~**Definition Definitions.**~~ As used in (a) For purposes of this section, the following terms have the meanings given them.

(b) "Automated license plate reader" means an electronic device mounted on a law enforcement vehicle or positioned in a stationary location that is capable of recording data on, or taking a photograph of, a vehicle or its license plate and comparing the collected data and photographs to existing law enforcement databases for investigative purposes. Automated license plate reader includes a device that is owned or operated by a person who is not a government entity to the extent that data collected by the reader are shared with a law enforcement agency. Automated license plate reader does not include a traffic safety camera system.

(c) "Traffic safety camera system" has the meaning given in section 169.011, subdivision 85a.

Sec. 3. Minnesota Statutes 2022, section 13.824, is amended by adding a subdivision to read:

Subd. 2a. **Limitations; certain camera systems.** A person must not use a traffic safety camera system for purposes of this section.

Sec. 4. Minnesota Statutes 2022, section 134A.09, subdivision 1, is amended to read:

Subdivision 1. **Civil actions.** (a) In Hennepin and Ramsey Counties, the district administrator or a designee shall collect in each civil suit, action or proceeding filed in the district, municipal and conciliation courts of the district, in the manner in which other fees are collected, a law library fee from:

~~(a)~~ (1) the plaintiff, petitioner or other person instituting the suit, action or proceeding, at the time of the filing of the first paper; and

~~(b)~~ (2) each defendant, respondent, intervenor or other party who appears, either separately or jointly, to be collected at the time of the filing of the first paper by the defendant, respondent, intervenor or other party, or at the time when the party's appearance is entered in the case.

(b) The law library fee does not apply to a citation issued pursuant to sections 169.06, subdivision 10, and 169.14, subdivision 13.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 5. Minnesota Statutes 2022, section 134A.10, subdivision 1, is amended to read:

Subdivision 1. **Civil fee assessment.** (a) In counties other than Hennepin and Ramsey, the court administrator shall collect in each civil suit, action or proceeding filed in the district, county or county municipal and conciliation courts of the county, in the manner in which other fees are collected, a law library fee from:

~~(a)~~ (1) the plaintiff, petitioner or other person instituting the suit, action or proceeding, at the time of the filing of the first paper; and

~~(b)~~ (2) each defendant, respondent, intervenor or other party who appears, either separately or jointly, to be collected at the time of the filing of the first paper by the defendant, respondent, intervenor or other party, or at the time when the party's appearance is entered in the case.

(b) The law library fee does not apply to citations issued pursuant to sections 169.06, subdivision 10, and 169.14, subdivision 13.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 6. Minnesota Statutes 2022, section 169.011, is amended by adding a subdivision to read:

Subd. 62b. **Red light camera system.** "Red light camera system" means an electronic system of one or more cameras or other motor vehicle sensors that is capable of automatically producing recorded images of a motor vehicle operated in violation of a traffic-control signal, including related information technology for recorded image storage, retrieval, and transmission.

Sec. 7. Minnesota Statutes 2022, section 169.011, is amended by adding a subdivision to read:

Subd. 77a. **Speed safety camera system.** "Speed safety camera system" means an electronic system of one or more cameras or other motor vehicle sensors that is capable of automatically producing recorded images of a motor vehicle operated in violation of the speed limit, including related information technology for recorded image storage, retrieval, and transmission.

Sec. 8. Minnesota Statutes 2022, section 169.011, is amended by adding a subdivision to read:

Subd. 85a. **Traffic safety camera system.** "Traffic safety camera system" means a red light camera system, a speed safety camera system, or both in combination.

Sec. 9. Minnesota Statutes 2022, section 169.04, is amended to read:

**169.04 LOCAL AUTHORITY.**



(a) The provisions of this chapter shall not be deemed to prevent local authorities, with respect to streets and highways under their jurisdiction, and with the consent of the commissioner, with respect to state trunk highways, within the corporate limits of a municipality, or within the limits of a town in a county in this state now having or which may hereafter have, a population of 500,000 or more, and a land area of not more than 600 square miles, and within the reasonable exercise of the police power from:

(1) regulating the standing or parking of vehicles;

(2) regulating traffic by means of police officers or traffic-control signals;

(3) regulating or prohibiting processions or assemblages on the highways;

(4) designating particular highways as one-way roadways and requiring that all vehicles, except emergency vehicles, when on an emergency run, thereon be moved in one specific direction;

(5) designating any highway as a through highway and requiring that all vehicles stop before entering or crossing the same, or designating any intersection as a stop intersection, and requiring all vehicles to stop at one or more entrances to such intersections;

(6) restricting the use of highways as authorized in sections 169.80 to 169.88;

(7) regulating speed limits through the use of a speed safety camera system implemented under section 169.147; and

(8) regulating traffic control through the use of a red light camera system implemented under section 169.147.

(b) No ordinance or regulation enacted under paragraph (a), clause (4), (5), or (6), shall be effective until signs giving notice of such local traffic regulations are posted upon and kept posted upon or at the entrance to the highway or part thereof affected as may be most appropriate.

(c) No ordinance or regulation enacted under paragraph (a), clause (3), or any other provision of law shall prohibit:

(1) the use of motorcycles or vehicles utilizing flashing red lights for the purpose of escorting funeral processions, oversize buildings, heavy equipment, parades or similar processions or assemblages on the highways; or

(2) the use of motorcycles or vehicles that are owned by the funeral home and that utilize flashing red lights for the purpose of escorting funeral processions.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 10. Minnesota Statutes 2022, section 169.06, is amended by adding a subdivision to read:

**Subd. 10. Red light camera; penalty.** (a) Subject to subdivision 11, if a motor vehicle is operated in violation of a traffic-control signal and the violation is identified through the use of a red light camera system implemented under section 169.147, the owner of the vehicle or the lessee of the vehicle is guilty of a petty misdemeanor and must pay a fine of \$40.

(b) A person who commits a first offense under paragraph (a) must be given a warning and is not subject to a fine or conviction under paragraph (a). A person who commits a second offense under paragraph (a) is eligible for diversion, which must include a traffic safety course established under section 169.147, subdivision 9. A person who enters diversion and completes the traffic safety course is not subject to a fine or conviction under paragraph (a).

**EFFECTIVE DATE.** This section is effective June 1, 2025, and applies to violations committed on or after that date.

Sec. 11. Minnesota Statutes 2022, section 169.06, is amended by adding a subdivision to read:

Subd. 11. **Red light camera; limitations.** (a) An owner or lessee of a motor vehicle is not subject to a fine or conviction under subdivision 10 if any of the conditions under section 169.14, subdivision 14, paragraph (a), clauses (1) to (5), are met.

(b) The owner or lessee of a motor vehicle may not be issued a citation under subdivision 10 and under another subdivision in this section for the same conduct.

(c) A fine or conviction under subdivision 10 does not constitute grounds for revocation or suspension of a person's driver's license.

**EFFECTIVE DATE.** This section is effective June 1, 2025, and applies to violations committed on or after that date.

Sec. 12. Minnesota Statutes 2022, section 169.14, subdivision 10, is amended to read:

Subd. 10. **Radar; speed-measuring device; standards of evidence.** (a) In any prosecution in which the rate of speed of a motor vehicle is relevant, evidence of the speed as indicated on radar or other speed-measuring device, including but not limited to a speed safety camera system, is admissible in evidence, subject to the following conditions:

(1) the officer or traffic enforcement agent under section 169.147 operating the device has sufficient training to properly operate the equipment;

(2) the officer or traffic enforcement agent testifies as to the manner in which the device was set up and operated;

(3) the device was operated with minimal distortion or interference from outside sources; and

(4) the device was tested by an accurate and reliable external mechanism, method, or system at the time it was set up.

(b) Records of tests made of such devices and kept in the regular course of operations of any law enforcement agency are admissible in evidence without further foundation as to the results of the tests. The records shall be available to a defendant upon demand. Nothing in this subdivision shall be construed to preclude or interfere with cross examination or impeachment of evidence of the rate of speed as indicated on the radar or speed-measuring device.

(c) Evidence from a speed safety camera system may be used solely for a citation or prosecution for a violation under subdivision 13.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 13. Minnesota Statutes 2022, section 169.14, is amended by adding a subdivision to read:

**Subd. 13. Speed safety camera; penalty.** (a) Subject to subdivision 14, if a motor vehicle is operated in violation of a speed limit and the violation is identified through the use of a speed safety camera system implemented under section 169.147, the owner of the vehicle or the lessee of the vehicle is guilty of a petty misdemeanor and must pay a fine of:

(1) \$40; or

(2) \$80, if the violation is for a speed at least 20 miles per hour in excess of the speed limit.

(b) A person who commits a first offense under paragraph (a) must be given a warning and is not subject to a fine or conviction under paragraph (a). A person who commits a second offense under paragraph (a) is eligible for diversion, which must include a traffic safety course established under section 169.147, subdivision 9. A person who enters diversion and completes the traffic safety course is not subject to a fine or conviction under paragraph (a).

**EFFECTIVE DATE.** This section is effective June 1, 2025, and applies to violations committed on or after that date.

Sec. 14. Minnesota Statutes 2022, section 169.14, is amended by adding a subdivision to read:

**Subd. 14. Speed safety camera; limitations.** (a) An owner or lessee of a motor vehicle is not subject to a fine or conviction under subdivision 13 if:

(1) the vehicle was stolen at the time of the violation;

(2) a transfer of interest in the vehicle in compliance with section 168A.10 was made before the time of the violation;

(3) the vehicle owner is a lessor of the motor vehicle, and the lessor identifies the name and address of the lessee;

(4) the vehicle is an authorized emergency vehicle operated in the performance of official duties at the time of the violation; or

(5) another person is convicted, within the meaning under section 171.01, subdivision 29, for the same violation.

(b) The owner or lessee of a motor vehicle may not be issued a citation under subdivision 13 and under another subdivision in this section for the same conduct.

(c) A fine or conviction under subdivision 13 does not constitute grounds for revocation or suspension of a person's driver's license.

**EFFECTIVE DATE.** This section is effective June 1, 2025, and applies to violations committed on or after that date.

Sec. 15. [169.147] TRAFFIC SAFETY CAMERA SYSTEMS.

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

(b) "Camera-based traffic enforcement" means enforcement of traffic control through the use of a red light camera system, speed limits through the use of a speed safety camera system, or both.

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

(d) "Commissioners" means the commissioner of transportation as the lead in coordination with the commissioner of public safety.

(e) "Implementing authority" means the commissioners, with respect to trunk highways, and any local authority that implements camera-based enforcement under this section.

(f) "Monitoring site" means a location at which a traffic safety camera system is placed and operated under this section.

(g) "Traffic enforcement agent" means a licensed peace officer or an employee of a local authority who is designated as provided in this section.

Subd. 2. Authority. (a) The commissioners and a local authority may implement camera-based traffic enforcement.

(b) Prior to implementation of camera-based traffic enforcement, a local authority must:

(1) incorporate both camera-based traffic enforcement and additional strategies designed to improve traffic safety in a local traffic safety action plan, transportation plan, or comprehensive plan;

(2) notify the commissioner; and

(3) review and ensure compliance with the requirements under this section.

Subd. 3. Traffic safety camera system requirements. (a) The commissioners must establish traffic safety camera system standards that include:

(1) recording and data requirements as specified in subdivision 13;

(2) procedures for traffic safety camera system placement in conformance with the requirements under subdivision 5;

(3) training and qualification of individuals to inspect and calibrate a traffic safety camera system;

(4) procedures for initial calibration of the traffic safety camera system prior to deployment; and

(5) requirements for regular traffic safety camera system inspection and maintenance by a qualified individual.

(b) An implementing authority must follow the requirements and standards established under this subdivision.

Subd. 4. **Public engagement and notice.** (a) The commissioner must maintain information on a website that, at a minimum, summarizes implementation of traffic safety camera systems; provides each camera system impact study under subdivision 5, paragraph (b), and identifies the current geographic locations of camera-based traffic enforcement.

(b) An implementing authority must:

(1) implement a general public engagement and information campaign prior to commencing camera-based speed enforcement;

(2) perform public engagement as part of conducting a camera system impact study under subdivision 5; and

(3) place conspicuous signage prior to motorist arrival at each monitoring site, which must (i) notify motor vehicle operators of the use of a traffic safety camera system to detect violations, and (ii) identify the speed limit.

(c) Public engagement under paragraph (b) must include but is not limited to:

(1) outreach to populations that are traditionally underrepresented in public policy or planning processes;

(2) consolidation and analysis of public feedback; and

(3) creation of an engagement summary that identifies public feedback and the resulting impacts on implementation of camera-based traffic enforcement.

Subd. 5. **Placement requirements.** (a) A local authority with fewer than 10,000 residents may operate no more than one active traffic safety camera system. A local authority with at least 10,000 residents may operate no more than one active traffic safety camera system per 10,000 residents.

(b) An implementing authority may only place a traffic safety camera system in conformance with the results of a camera system impact study. At a minimum, the study must identify traffic safety camera system locations and must include evaluation of crash rates and severity, vehicle speed, equity, and traffic safety treatment alternatives.

(c) An implementing authority may only place a traffic safety camera system:

(1) in a trunk highway work zone; or

(2) at a location that:

(i) is within 2,000 feet of (A) a public or nonpublic school, (B) a school zone established under section 169.14, subdivision 5a, or (C) a public or private postsecondary institution; and

(ii) has an identified traffic safety concern, as indicated by crash or law enforcement data, safety plans, or other documentation.

(d) An implementing authority may place a traffic safety camera system on a street or highway that is not under its jurisdiction only upon approval by the road authority that has jurisdiction.

Subd. 6. **Traffic enforcement agents.** (a) An implementing authority may designate one or more permanent employees of the authority, who is not a licensed peace officer, as a traffic enforcement agent. A licensed peace officer is a traffic enforcement agent and is not required to be designated under this subdivision. An employee of a private entity may not be designated as a traffic enforcement agent.

(b) An implementing authority must ensure that a traffic enforcement agent is properly trained in the use of equipment and the requirements governing traffic safety camera implementation.

(c) A traffic enforcement agent who is not a licensed peace officer has the authority to issue citations under this section only while actually engaged in job duties and otherwise has none of the other powers and privileges reserved to peace officers, including but not limited to the power to enforce traffic laws and regulations.

Subd. 7. **Citations; warnings.** (a) A traffic enforcement agent has the exclusive authority to issue a citation to the owner or lessee of a motor vehicle for (1) a violation under section 169.06, subdivision 10, and (2) a violation under section 169.14, subdivision 13.

(b) A traffic enforcement agent may only issue a citation if:

(1) the violation is committed at least 30 days after the relevant implementing authority has commenced camera-based traffic enforcement;

(2) with respect to speed limits, the speeding violation is at least ten miles per hour in excess of the speed limit; and

(3) a traffic enforcement agent has inspected and verified recorded images provided by the traffic safety camera system.

(c) An implementing authority must provide a warning for a traffic-control signal violation under section 169.06, subdivision 10, or a speeding violation under section 169.14, subdivision 13, for the period from (1) the date when camera-based traffic enforcement is first commenced, to (2) the date when citations are authorized under paragraph (b), clause (1).

(d) Notwithstanding section 169.022, an implementing authority may specify a speed in excess of the speed limit that is higher than the amount specified in paragraph (b), clause (2), at which to proceed with issuance of a citation.

(e) A citation may be issued through the United States mail if postmarked within:

(1) 14 days of the violation for a vehicle registered in Minnesota; or

(2) 30 days of the violation for a vehicle registered outside of Minnesota.

Section 168.346, subdivision 2, applies to a private entity that provides citation mailing services under this section.

Subd. 8. **Uniform citation.** (a) There must be a uniform traffic safety camera citation issued throughout the state by a traffic enforcement agent for a violation as provided under this section. The uniform traffic safety camera citation is in the form and has the effect of a summons and complaint.

(b) The commissioner of public safety must prescribe the detailed form of the uniform traffic safety camera citation. As appropriate, the citation design must conform with the requirements for a uniform traffic ticket under section 169.99, subdivisions 1 and 1d. The citation design must include:

(1) a brief overview of implementation of traffic safety camera systems;

(2) a summary of limitations under sections 169.06, subdivision 11, and 169.14, subdivision 14;

(3) information on the fine and traffic safety course requirements under sections 169.06, subdivision 10, paragraph (b), and 169.14, subdivision 13, paragraph (b); and

(4) a notification that the person has the right to contest the citation.

(c) The commissioner of public safety must make the information required under paragraph (b) available in languages that are commonly spoken in the state and in each area in which a local authority has implemented camera-based traffic enforcement.

Subd. 9. **Traffic safety course.** (a) The commissioners must establish a traffic safety course that provides at least 30 minutes of instruction on speeding, traffic-control signals, and other traffic safety topics. The curriculum must include safety risks associated with speed and speeding in school zones and work zones.

(b) The commissioners must not impose a fee for an individual who is authorized to attend the course under sections 169.06, subdivision 11, and 169.14, subdivision 13.

Subd. 10. **Third-party agreements.** An implementing authority may enter into agreements with a private entity for operations, services, or equipment under this section. Payment under a contract with a private entity must not be based on the number of violations, citations issued, or other similar means.

Subd. 11. **Use of revenue.** (a) Revenue from citations received by an implementing authority that is attributable to camera-based traffic enforcement must be allocated as follows:

(1) first as necessary to provide for implementation costs, which may include but is not limited to procurement and installation of traffic safety camera systems, traffic safety planning, and public engagement; and

(2) the remainder for traffic safety measures that perform traffic-calming.

(b) The amount expended under paragraph (a), clause (2), must supplement and not supplant existing expenditures for traffic safety.

Subd. 12. **Data practices; general requirements.** (a) All data collected by a traffic safety camera system are private data on individuals as defined in section 13.02, subdivision 12, or nonpublic

data as defined in section 13.02, subdivision 9, unless the data are public under section 13.82, subdivision 2, 3, or 6, or are active criminal investigative data under section 13.82, subdivision 7.

(b) An agreement with a private entity and an implementing authority pursuant to subdivision 10 is subject to section 13.05, subdivisions 6 and 11.

(c) A private entity must use the data gathered under this section only for purposes of camera-based traffic enforcement and must not share or disseminate the data with an entity other than the appropriate implementing authority, except pursuant to a court order. Nothing in this subdivision prevents a private entity from sharing or disseminating summary data, as defined in section 13.02, subdivision 19.

(d) Traffic safety camera system data are not subject to subpoena, discovery, or admission into evidence in any criminal prosecution, civil action, or administrative process that is not related to a violation of a traffic-control signal or a speed limit.

**Subd. 13. Data practices; traffic safety camera system.** A traffic safety camera system:

(1) is limited to collection of the following data:

(i) the rear license plate of a motor vehicle;

(ii) motor vehicles and areas surrounding the vehicles to the extent necessary to (A) identify a violation of a traffic-control device, or (B) calculate vehicle speeds; and

(iii) date, time, and vehicle location;

(2) must not record in a manner that makes any individual personally identifiable, including but not limited to the motor vehicle operator or occupants; and

(3) may only record or retain the data specified in clause (1) if the traffic safety camera system identifies an appropriate potential violation for review by a traffic enforcement agent.

**Subd. 14. Data practices; destruction of data.** (a) Notwithstanding section 138.17, and except as otherwise provided in this subdivision, traffic safety camera system data must be destroyed within 30 days of the date of collection unless the data are active investigative data under section 13.82, subdivision 7, related to a violation of a traffic-control signal or a speed limit.

(b) Upon written request from an individual who is the subject of a pending criminal charge or complaint, along with the case or complaint number and a statement that the data may be used as exculpatory evidence, data otherwise subject to destruction under paragraph (a) must be preserved by the law enforcement agency until the criminal charge or complaint is resolved or dismissed.

(c) Upon written request from a program participant under chapter 5B, traffic safety camera system data related to the program participant must be destroyed at the time of collection or upon receipt of the request, whichever occurs later, unless the data are active criminal investigative data. The existence of a request submitted under this paragraph is private data on individuals as defined in section 13.02, subdivision 12.



(d) Traffic safety camera system data that are inactive criminal investigative data are subject to destruction according to the retention schedule for the data established under section 138.17, provided that the retention schedule must require that the data be destroyed within three years of the resolution of a citation issued pursuant to this section.

Subd. 15. **Not rulemaking.** The actions of the commissioners of transportation and public safety to establish standards, curriculum, and requirements under this section are not rulemaking for purposes of chapter 14, are not subject to the Administrative Procedure Act contained in chapter 14, and are not subject to section 14.386.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 16. Minnesota Statutes 2022, section 169.99, subdivision 1, is amended to read:

Subdivision 1. **Form.** (a) Except as provided in subdivision 3; section 169.147, subdivision 8; and section 169.999, subdivision 3, there shall be a uniform ticket issued throughout the state by the police and peace officers or by any other person for violations of this chapter and ordinances in conformity thereto. Such uniform traffic ticket shall be in the form and have the effect of a summons and complaint. Except as provided in paragraph (b), the uniform ticket shall state that if the defendant fails to appear in court in response to the ticket, an arrest warrant may be issued. The uniform traffic ticket shall consist of four parts, on paper sensitized so that copies may be made without the use of carbon paper, as follows:

(1) the complaint, with reverse side for officer's notes for testifying in court, driver's past record, and court's action, printed on white paper;

(2) the abstract of court record for the Department of Public Safety, which shall be a copy of the complaint with the certificate of conviction on the reverse side, printed on yellow paper;

(3) the police record, which shall be a copy of the complaint and of the reverse side of copy (1), printed on pink paper; and

(4) the summons, with, on the reverse side, such information as the court may wish to give concerning the Traffic Violations Bureau, and a plea of guilty and waiver, printed on off-white tag stock.

(b) If the offense is a petty misdemeanor, the uniform ticket must state that a failure to appear will be considered a plea of guilty and waiver of the right to trial, unless the failure to appear is due to circumstances beyond the person's control.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 17. Minnesota Statutes 2022, section 171.12, is amended by adding a subdivision to read:

Subd. 6a. **Driving record; traffic safety camera system.** The commissioner of public safety must not record on an individual's driving record any violation of:

(1) a traffic-control signal under section 169.06, subdivision 10; or

(2) a speed limit under section 169.14, subdivision 13.

**EFFECTIVE DATE.** This section is effective July 1, 2025, and applies to violations committed on or after that date.

Sec. 18. Minnesota Statutes 2022, section 171.16, subdivision 3, is amended to read:

Subd. 3. **Failure to pay fine.** The commissioner is prohibited from suspending a person's driver's license based solely on the fact that a person:

(1) has been convicted of:

(i) violating a law of this state or an ordinance of a political subdivision which regulates the operation or parking of motor vehicles;

(ii) a violation under section 169.06, subdivision 10; or

(iii) a violation under section 169.14, subdivision 13;

(2) has been sentenced to the payment of a fine or had a surcharge levied against that person, or sentenced to a fine upon which a surcharge was levied; and

(3) has refused or failed to comply with that sentence or to pay the surcharge.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 19. Minnesota Statutes 2023 Supplement, section 357.021, subdivision 6, is amended to read:

Subd. 6. **Surcharges on criminal and traffic offenders.** (a) Except as provided in this subdivision, the court shall impose and the court administrator shall collect a \$75 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty misdemeanor offense, other than a violation of: (1) a law or ordinance relating to vehicle parking, for which there is a \$12 surcharge; and (2) section 609.855, subdivision 1, 3, or 3a, for which there is a \$25 surcharge. When a defendant is convicted of more than one offense in a case, the surcharge shall be imposed only once in that case. In the Second Judicial District, the court shall impose, and the court administrator shall collect, an additional \$1 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty misdemeanor offense, including a violation of a law or ordinance relating to vehicle parking, if the Ramsey County Board of Commissioners authorizes the \$1 surcharge. The surcharge shall be imposed whether or not the person is sentenced to imprisonment or the sentence is stayed. The surcharge shall not be imposed when a person is convicted of a petty misdemeanor for which no fine is imposed.

(b) The court may reduce the amount or waive payment of the surcharge required under this subdivision on a showing of indigency or undue hardship upon the convicted person or the convicted person's immediate family. Additionally, the court may permit the defendant to perform community work service in lieu of a surcharge.

(c) The court administrator or other entity collecting a surcharge shall forward it to the commissioner of management and budget.

(d) If the convicted person is sentenced to imprisonment and has not paid the surcharge before the term of imprisonment begins, the chief executive officer of the correctional facility in which the convicted person is incarcerated shall collect the surcharge from any earnings the inmate accrues from work performed in the facility or while on conditional release. The chief executive officer shall forward the amount collected to the court administrator or other entity collecting the surcharge imposed by the court.

(e) A person who enters a diversion program, continuance without prosecution, continuance for dismissal, or stay of adjudication for a violation of chapter 169 must pay the surcharge described in this subdivision. A surcharge imposed under this paragraph shall be imposed only once per case.

(f) The surcharge does not apply to:

(1) citations issued pursuant to section 169.06, subdivision 10;

(2) citations issued pursuant to section 169.14, subdivision 13;

(3) administrative citations issued pursuant to section 169.999; or

~~(g) The surcharge does not apply to~~ (4) administrative citations issued by transit rider investment program personnel pursuant to section 473.4075.

**EFFECTIVE DATE.** This section is effective June 1, 2025.

Sec. 20. **WORK ZONE SPEED SAFETY CAMERA PILOT PROGRAM.**

Subdivision 1. Definitions. (a) For purposes of this section, the following terms and the terms defined in Minnesota Statutes, section 169.147, subdivision 1, have the meanings given.

(b) "Pilot program" means the work zone speed safety camera pilot program established in this section.

(c) "Speed safety camera system" has the meaning given in Minnesota Statutes, section 169.011, subdivision 77a.

Subd. 2. Establishment. The commissioner, in coordination with the commissioner of public safety, must implement a speed safety camera pilot program that provides for education and enforcement of speeding violations in conjunction with use of speed safety camera systems.

Subd. 3. Requirements. (a) The pilot program must meet the requirements under Minnesota Statutes, section 169.147.

(b) The commissioner must establish monitoring sites on at least two trunk highway work zone segments.

Subd. 4. Schedule. The commissioners must create an implementation schedule that includes commencement by June 1, 2025, of the pilot program and camera-based speed enforcement in trunk highway work zones.

Subd. 5. Expiration. This section expires June 30, 2030.

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

Sec. 21. **TRAFFIC SAFETY CAMERA SYSTEMS; EVALUATION AND REPORT.**

Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms and the terms defined in Minnesota Statutes, section 169.147, subdivision 1, have the meanings given.

(b) "Pilot program" means the work zone speed safety camera pilot program established in section 20.

(c) "Traffic safety camera system" has the meaning given in Minnesota Statutes, section 169.011, subdivision 85a.

Subd. 2. **Independent evaluation.** (a) The commissioner must arrange for an independent evaluation of traffic safety camera systems that includes analysis of (1) the pilot program, and (2) any other traffic safety camera system implementation under Minnesota Statutes, section 169.147.

(b) The evaluation must be performed outside the Departments of Transportation and Public Safety by an entity with qualifying experience in traffic safety research. The evaluation must include monitoring sites, including any sites established by an implementing authority, as determined by the commissioner.

(c) The commissioner must establish an evaluation methodology that provides standardized metrics and evaluation measures and enables valid statistical comparison across monitoring sites.

(d) Each implementing authority under the pilot program and under Minnesota Statutes, section 169.147, must follow the methodology established under paragraph (c) and must provide information as necessary for the evaluation.

(e) At a minimum, the evaluation must:

(1) analyze the effectiveness of traffic safety camera systems in lowering travel speeds, reducing speed differentials, reducing violations of traffic-control signals, and meeting any other measures identified in the evaluation methodology;

(2) perform statistical analyses of traffic speeds, crashes, injuries, fatalities, and other measurable traffic incidents; and

(3) identify any changes in traffic congestion attributable to traffic safety camera systems.

(f) The commissioner must submit a copy of a preliminary evaluation by January 15, 2029, and the final evaluation by December 31, 2029, to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance.

Subd. 3. **Legislative report.** By January 15, 2030, the commissioners must submit a report on traffic safety camera systems to the members of the legislative committees with jurisdiction over transportation policy and finance. At a minimum, the report must:

(1) provide a review of the pilot program;

(2) provide data on citations issued under the pilot program and under Minnesota Statutes, section 169.14, with breakouts by year and location;

(3) summarize the final results of the independent evaluation under subdivision 2;

(4) evaluate any disparities in impacts under the pilot program, including by income, by race, and in communities that are historically underrepresented in transportation planning;

(5) identify fiscal impacts of implementation of traffic safety camera systems; and

(6) make any recommendations regarding traffic safety camera implementation, including but not limited to any draft legislative proposal.

**Sec. 22. APPROPRIATION; TRAFFIC SAFETY CAMERA SYSTEM IMPLEMENTATION.**

\$...... in fiscal year 2025 is appropriated from the general fund to the commissioner of transportation for traffic safety camera implementation, including administrative costs under Minnesota Statutes, section 169.147, the work zone speed safety camera pilot program under section 20, and the evaluation and report under section 21. With the approval of the commissioner of transportation, any portion of this appropriation is available to the commissioner of public safety. This is a onetime appropriation and is available until June 30, 2030."

Delete the title and insert:

"A bill for an act relating to transportation; authorizing traffic safety camera enforcement in certain specified areas; providing for public engagement and notice; creating a pilot program; imposing petty misdemeanor penalties; classifying and providing requirements for traffic safety camera data; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 13.6905, by adding a subdivision; 13.824, subdivision 1, by adding a subdivision; 134A.09, subdivision 1; 134A.10, subdivision 1; 169.011, by adding subdivisions; 169.04; 169.06, by adding subdivisions; 169.14, subdivision 10, by adding subdivisions; 169.99, subdivision 1; 171.12, by adding a subdivision; 171.16, subdivision 3; Minnesota Statutes 2023 Supplement, section 357.021, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 169."

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

**Senator Hoffman from the Committee on Human Services, to which was referred**

**S.F. No. 3841:** A bill for an act relating to human services; delaying implementation of new rates for family residential services and life sharing services; establishing the Advisory Task Force on Family Residential Services; requiring reports; appropriating money; amending Laws 2023, chapter 61, article 1, sections 5; 27; 30; 32; 47; 85.

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

Page 2, lines 21 and 23, delete "three" and insert "two"

Page 2, line 30, delete "and"

Page 3, line 1, delete the period and insert a semicolon

Page 3, after line 1, insert:

"(7) one person receiving family residential services; and  
(8) one person receiving life sharing services."

Page 3, line 2, delete "July 15, 2024" and insert "January 1, 2025"

Page 3, line 7, delete "August 1, 2024" and insert "March 1, 2025"

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

**Senator Hoffman from the Committee on Human Services, to which was referred**

**S.F. No. 4329:** A bill for an act relating to human services; modifying provisions governing long-term care options counseling; amending Minnesota Statutes 2022, section 256.975, subdivision 7e; repealing Minnesota Statutes 2022, section 256.975, subdivisions 7f, 7g.

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

Page 2, lines 1 and 2, delete the new language

Page 2, line 29, delete "first point of contact or"

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

**Senator Latz from the Committee on Judiciary and Public Safety, to which was referred**

**S.F. No. 3579:** A bill for an act relating to trusts; clarifying in rem jurisdiction for judicial proceedings; amending Minnesota Statutes 2022, sections 501C.0202; 501C.0204, subdivision 1.

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

**Senator Latz from the Committee on Judiciary and Public Safety, to which was referred**

**S.F. No. 3692:** A bill for an act relating to public safety; appropriating money for Grand Portage Band of Lake Superior Chippewa Tribal coast guard services.

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

Delete everything after the enacting clause and insert:

"Section 1. **GRAND PORTAGE BAND OF LAKE SUPERIOR CHIPPEWA TRIBE;  
COAST GUARD SERVICES; GRANT PURPOSES EXPANSION.**"

In addition to the uses specified in Laws 2023, chapter 52, article 2, section 3, subdivision 3, paragraph (d), the Grand Portage Band of Lake Superior Chippewa may use the grant awarded for

equipment, personnel, patrolling, and other related costs of providing coast guard services off the north shore of Lake Superior."

Delete the title and insert:

"A bill for an act relating to public safety; expanding the purposes for which a grant to the Grand Portage Band of Lake Superior Chippewa may be used."

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

**Senator Latz from the Committee on Judiciary and Public Safety, to which was referred**

**S.F. No. 4201:** A bill for an act relating to judiciary; amending name of competency attainment board; amending Minnesota Statutes 2023 Supplement, sections 611.55, subdivision 1; 611.56, subdivisions 1, 6; 611.57, subdivisions 1, 4.

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

**Senator Hoffman from the Committee on Human Services, to which was referred**

**S.F. No. 3989:** A bill for an act relating to human services; modifying timelines for medical assistance eligibility determinations for certain hospital patients; providing supplemental payments for certain disability waiver services; providing additional permissible circumstances for the appointment of an emergency guardian; amending Minnesota Statutes 2022, sections 256.01, subdivision 29; 256B.05, by adding a subdivision; 256B.0911, by adding subdivisions; 256B.49, by adding a subdivision; 524.5-311.

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

Page 2, delete lines 3 to 6 and insert:

"(d) The state medical review team must accept directly from a hospital all referrals for a disability determination for an applicant who in the judgment of the applicant's attending physician will require upon discharge long-term services and supports provided under medical assistance. The commissioner must establish a mechanism for direct submission of referrals by hospitals."

Page 2, delete lines 20 to 23 and insert:

"(c) If the reason for the continued delay in determining the applicant's eligibility is that the required information cannot be obtained even with the assistance of the local agency, the local agency, the applicant, the applicant's representative, or a person interested in the applicant's welfare may request the commissioner's assistance. Immediately upon receipt of a request for assistance, the commissioner must assist in gathering the required application materials and determining eligibility for medical assistance."

Page 2, before line 24, insert:

"Sec. 3. Minnesota Statutes 2023 Supplement, section 256B.0911, subdivision 13, is amended to read:

Subd. 13. **MnCHOICES assessor qualifications, training, and certification.** (a) The commissioner shall develop and implement a curriculum and an assessor certification process.

(b) MnCHOICES certified assessors must:

(1) either have a bachelor's degree in social work, nursing with a public health nursing certificate, or other closely related field or be a registered nurse ~~with at least two years of home and community-based experience~~; and

(2) have received training and certification specific to assessment and consultation for long-term care services in the state.

(c) Certified assessors shall demonstrate best practices in assessment and support planning, including person-centered planning principles, and have a common set of skills that ensures consistency and equitable access to services statewide.

(d) Certified assessors must be recertified every three years.

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

Page 2, line 26, before "Notwithstanding" insert "(a)"

Page 2, after line 30, insert:

"(b) If the lead agency fails to complete an assessment within the timeline described in paragraph (a), the local agency, the person, the person's legal representative, or the hospital in which the person is a patient may request assistance from the commissioner's acute care transition team. Immediately upon receipt of a request for assistance, the commissioner's acute care transition team must either direct the lead agency to conduct an assessment immediately, transfer authority to conduct the assessment to another lead agency with the capacity to do so immediately, or permit any certified assessor who is either an employee of the hospital in which the person is a patient or an employee of the health system with which the hospital is affiliated to perform the assessment."

Page 3, before line 1, insert:

"Sec. 5. Minnesota Statutes 2022, section 256B.0911, subdivision 20, is amended to read:

Subd. 20. **MnCHOICES assessments; duration of validity.** (a) An assessment that is completed as part of an eligibility determination for multiple programs for the alternative care, elderly waiver, developmental disabilities, community access for disability inclusion, community alternative care, and brain injury waiver programs under chapter 256S and sections 256B.0913, 256B.092, and 256B.49 is valid to establish service eligibility for no more than ~~60 calendar days~~ one year after the date of the assessment.

(b) The effective eligibility start date for programs in paragraph (a) can never be prior to the date of assessment. If an assessment was completed more than ~~60 days~~ one year before the effective waiver or alternative care program eligibility start date, assessment and support plan information must be updated and documented in the department's Medicaid Management Information System (MMIS). Notwithstanding retroactive medical assistance coverage of state plan services, the effective



date of eligibility for programs included in paragraph (a) cannot be prior to the completion date of the most recent updated assessment.

(c) If an eligibility update is completed within 90 days of the previous assessment and documented in the department's Medicaid Management Information System (MMIS), the effective date of eligibility for programs included in paragraph (a) is the date of the previous in-person assessment when all other eligibility requirements are met.

**EFFECTIVE DATE.** This section is effective upon federal approval."

Page 3, delete section 6

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, delete everything after the semicolon and insert "modifying long-term care assessment provisions; permitting direct referrals from hospitals to the state medical review team"

Page 1, line 5, delete everything before the semicolon

Amend the title numbers accordingly

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

**Senator Hoffman from the Committee on Human Services, to which was referred**

**S.F. No. 4044:** A bill for an act relating to health; expanding settings subject to assisted living licensure; modifying requirements for settings exempt from assisted living licensure; amending Minnesota Statutes 2022, sections 144G.08, subdivision 7; 325F.722, subdivision 1, by adding subdivisions; repealing Minnesota Statutes 2022, section 325F.722, subdivisions 2, 3, 9.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2022, section 144G.08, subdivision 7, is amended to read:

Subd. 7. **Assisted living facility.** (a) "Assisted living facility" means a facility that provides sleeping accommodations and assisted living services to one or more adults. Assisted living facility includes assisted living facility with dementia care, ~~and~~.

(b) Assisted living facility does not include:

(1) emergency shelter, transitional housing, or any other residential units serving exclusively or primarily homeless individuals, as defined under section 116L.361;

(2) a nursing home licensed under chapter 144A;

(3) a hospital, certified boarding care, or supervised living facility licensed under sections 144.50 to 144.56;

(4) a lodging establishment licensed under chapter 157 and Minnesota Rules, parts 9520.0500 to 9520.0670, or under chapter 245D, 245G, or 245I;

(5) services and residential settings licensed under chapter 245A, including adult foster care and services and settings governed under the standards in chapter 245D;

(6) a private home in which the residents are related by kinship, law, or affinity with the provider of services;

(7) a duly organized condominium, cooperative, and common interest community, or owners' association of the condominium, cooperative, and common interest community where at least 80 percent of the units that comprise the condominium, cooperative, or common interest community are occupied by individuals who are the owners, members, or shareholders of the units;

(8) a temporary family health care dwelling as defined in sections 394.307 and 462.3593;

(9) a setting offering services conducted by and for the adherents of any recognized church or religious denomination for its members exclusively through spiritual means or by prayer for healing;

(10) housing financed pursuant to sections 462A.37 and 462A.375, units financed with low-income housing tax credits pursuant to United States Code, title 26, section 42, and units financed by the Minnesota Housing Finance Agency that are intended to serve individuals with disabilities or individuals who are homeless, ~~except for those developments that market or hold themselves out as assisted living facilities and provide assisted living services;~~

(11) rental housing developed under United States Code, title 42, section 1437, or United States Code, title 12, section 1701q;

(12) rental housing designated for occupancy by only elderly or elderly and disabled residents under United States Code, title 42, section 1437e, or rental housing for qualifying families under Code of Federal Regulations, title 24, section 983.56;

(13) rental housing funded under United States Code, title 42, chapter 89, or United States Code, title 42, section 8011;

(14) a covered setting as defined in section 325F.721, subdivision 1, paragraph (b); or

(15) any establishment that exclusively or primarily serves as a shelter or temporary shelter for victims of domestic or any other form of violence.

(c) Notwithstanding paragraphs (a) and (b), assisting living facility includes a facility, setting, or development, however funded, that markets or holds itself out as assisted living, an assisted living facility, an assisted living facility with dementia care, memory care, or a memory care facility."

Page 3, line 3, reinstate the stricken language and delete the new language

Amend the title as follows:

Page 1, line 2, delete "expanding settings subject to assisted living licensure;"

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

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

**S.F. No. 4483:** A bill for an act relating to employees; prohibiting misclassification of employees; imposing penalties; classifying data; amending Minnesota Statutes 2022, sections 177.27, subdivision 3; 181.171, subdivision 1; 181.722; 181.723; 270B.14, subdivision 17, by adding a subdivision; 326B.081, subdivisions 3, 6, 8; 326B.082, subdivisions 1, 2, 4, 6, 7, 10, 11, 13, by adding a subdivision; 326B.701; Minnesota Statutes 2023 Supplement, section 177.27, subdivisions 1, 2, 4, 7; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Page 6, line 23, after "including" insert "minimum wage;"

Page 13, line 25, after "including" insert "minimum wage;"

Page 14, line 30, after "section" insert "and section 181.725"

Page 15, line 7, delete "its" and insert "the attorney general's "

Page 16, after line 5, insert:

"Subd. 2a. **Additional meetings.** (a) In addition to regular quarterly meetings under subdivision 2, the commissioner of labor and industry, in consultation with members of the partnership, may convene and lead additional meetings for the purpose of discussing and making recommendations under subdivision 4a.

(b) This subdivision expires July 31, 2025, unless a different expiration date is specified in law."

Page 16, after line 23, insert:

"Subd. 4a. **First presentation.** (a) By March 1, 2025, the Intergovernmental Misclassification Enforcement and Education Partnership shall make its first presentation to members of the house of representatives and senate committees with jurisdiction over labor. The first presentation may be made in a form and manner determined by the partnership. In addition to providing information about how the partnership carried out its duties in its first year, the presentation shall include the following information and recommendations, including any budget requests to carry out the recommendations:

(1) consider any staffing recommendations for the partnership and each partnership entity to carry out the duties and responsibilities under this section;

(2) provide a summary of the industries, areas, and employers with high numbers of misclassification violations and recommendations for proactive review and enforcement efforts;

(3) propose a system for making cross referrals between partnership entities;

(4) identify cross-training needs and a proposed cross-training plan; and

(5) propose a metric or plan for monitoring and assessing:

(i) the number and severity of employee misclassification violations; and

(ii) the adequacy and effectiveness of the partnership's duties related to employee misclassification, including but not limited to the partnership's efforts on education, outreach, detection, investigation, deterrence, and enforcement of employee misclassification.

(b) This subdivision expires July 31, 2025, unless a different expiration date is specified in law."

Page 17, line 12, after "detection" insert a comma

Page 17, after line 23, insert:

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

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

**Senator Putnam from the Committee on Agriculture, Broadband, and Rural Development, to which was referred**

**S.F. No. 4000:** A bill for an act relating to agriculture; amending the expiration of Food Safety and Defense Task Force provisions; amending Minnesota Statutes 2022, section 28A.21, subdivision 6.

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

**Senator Putnam from the Committee on Agriculture, Broadband, and Rural Development, to which was referred**

**S.F. No. 3458:** A bill for an act relating to state government; amending the classification of commercial dog and cat breeder data collected and maintained by the Board of Animal Health; modifying kennel and dealer advertising requirements; requiring the Board of Animal Health to post certain kennel, dealer, and commercial breeder information; amending Minnesota Statutes 2022, sections 347.36; 347.58, subdivisions 2, 5; Minnesota Statutes 2023 Supplement, section 13.643, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 347.

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

Page 2, line 8, delete "POSTING OF" and insert "SHARING"

Page 2, delete line 9 and insert:

"Upon request from a member of the public, the board must share the following information:"

Page 2, line 10, delete everything before "licensed" and insert "(1) whether a kennel or dealer is"

Page 2, line 12, delete everything after "confined" and insert "on the date of the last inspection;"

Page 2, delete lines 13 and 14

Page 2, line 15, delete everything before "copies" and insert "(2)"

Page 2, line 16, delete the period and insert "; and"

Page 2, delete line 17

Page 2, line 18, delete everything before "expired" and insert "(3) whether a kennel's or dealer's license has" and delete "have"

Page 2, line 20, delete "in" and insert "on the date of the last inspection."

Page 2, delete line 21

Page 2, line 31, delete "and the address and name of the facility" and insert "the name of the facility and the city or township in which the facility is located"

Page 3, delete section 5 and insert:

"Sec. 5. Minnesota Statutes 2022, section 347.58, subdivision 5, is amended to read:

Subd. 5. ~~Posting of Sharing information.~~ (a) The board must maintain and post in a timely manner on ~~its~~ the board's public website a list of commercial breeders licensed and in good standing under this section.

(b) Upon request from a member of the public, the board must share the following information:

(1) any business names that a commercial breeder uses in connection with the sale of dogs or cats and the total number of animals produced and sold in the previous year;

(2) copies of the three most recent inspection report forms submitted to the board under subdivision 2; and

(3) whether a commercial breeder's license has expired or been revoked by the board during the last three years, including all business names that the commercial breeder used in connection with the sale of dogs or cats and any reasons for revocation."

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

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

**S.F. No. 4159:** A bill for an act relating to energy; requiring utilities to accept an individual taxpayer identification number when new customers apply for utility service; amending Minnesota Statutes 2022, section 216B.098, by adding a subdivision.

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

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

**S.F. No. 3535:** A bill for an act relating to energy; modifying the commercial property assessed clean energy program; amending Minnesota Statutes 2022, sections 216C.435, subdivisions 3a, 3b, 4, 10, by adding subdivisions; 216C.436, subdivisions 1, 3, 4, 7, 8, 10; Minnesota Statutes 2023 Supplement, sections 216C.435, subdivision 8; 216C.436, subdivisions 1b, 2.

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

Page 7, delete section 14

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

**S.F. No. 2846:** A bill for an act relating to health; providing for informed consent for sensitive examinations of an anesthetized or unconscious patient; establishing a penalty; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Page 2, line 6, delete "2023" and insert "2024"

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

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

**S.F. No. 3531:** A bill for an act relating to health; prohibiting questions related to provider health conditions on credentialing applications; establishing the joy in medicine recognition grant program; establishing the physician wellness program; requiring an awareness campaign on well-being of health care workers; appropriating money; amending Minnesota Statutes 2022, section 62Q.097, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 144; 214.

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

Page 1, line 19, delete "2024" and insert "2025"

Page 2, line 1, delete "JOY IN MEDICINE" and insert "HEALTH CARE PROFESSIONAL WELL-BEING"

Page 2, lines 3, 19, and 20, delete "joy in medicine" and insert "health care professional well-being"

Page 4, line 1, delete "JOY IN MEDICINE" and insert "HEALTH CARE PROFESSIONAL WELL-BEING"

Page 4, line 4, delete "joy in medicine" and insert "health care professional well-being"

Amend the title as follows:

Page 1, line 3, delete "joy in medicine" and insert "health care professional well-being"

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

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

**S.F. No. 3984:** A bill for an act relating to behavioral health; modifying education requirements for licensure; modifying definition of accrediting body; modifying behavioral health licensing and eligibility; modifying paperwork reduction report date; amending Minnesota Statutes 2022, sections 148F.025, subdivision 2; 245G.031, subdivision 2; Minnesota Statutes 2023 Supplement, sections 245G.11, subdivision 10; 254B.04, subdivision 6; 254B.05, subdivision 5; Laws 2021, First Special Session chapter 7, article 11, section 38, as amended.

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

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

**S.F. No. 4001:** A bill for an act relating to child protection; directing a fiscal analysis of the child welfare system; requiring a report; appropriating money.

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

Delete everything after the enacting clause and insert:

"Section 1. **DIRECTION TO COMMISSIONER OF HUMAN SERVICES; CHILD WELFARE FISCAL ANALYSIS AND PRACTICE RECOMMENDATIONS.**

Subdivision 1. Child welfare system analysis and recommendations. (a) By October 1, 2024, the commissioner of human services must contract with the third-party independent consultant

selected pursuant to subdivision 2 to conduct an independent fiscal analysis of the child welfare system in Minnesota, including an analysis of available funding sources for federal, state, county, and Tribal systems, and to provide a comprehensive set of practice and programmatic recommendations for the child welfare system.

(b) Before the fiscal analysis is conducted, the third-party independent consultant must sign a statement that the consultant does not receive any money from any child welfare provider in the state, the Department of Health, the Department of Human Services, any county, or any Tribal Nation, except the consultant may receive money from any of those sources for conducting the fiscal analysis under this section.

Subd. 2. **Consultant selection.** By September 1, 2024, the legislative task force on child protection, in consultation with the Minnesota Indian Affairs Council, must select a third-party independent consultant to conduct the fiscal analysis in subdivision 1. The consultant must have national expertise in transforming child welfare systems and conducting fiscal analyses, including experience conducting a similar fiscal analysis of another state's claim processes under the Family First Prevention Services Act and the state's federal Title IV-E and Title IV-B reimbursement processes.

Subd. 3. **Child welfare fiscal analysis.** When conducting the fiscal analysis under this section, the consultant must evaluate:

- (1) statewide data sharing in the child welfare system, including state juvenile courts;
- (2) financial systems in the child welfare system and funding sources available to the child welfare system;
- (3) current staff responsible for child welfare system budgeting and reimbursement in the state, counties, and Tribal Nations, and the staff skills and resources necessary to obtain, manage, and distribute federal funds to counties and Tribal Nations;
- (4) state access to, use of, and reimbursement of funding under Title IV-E, Title IV-B, the federal Child Abuse Prevention and Treatment Act, TANF, Medicaid, the federal Social Services Block Grant Program, and other federal funds for expenses related to child welfare, including legal representation, training, and prevention services;
- (5) relevant information needed to secure available federal funds for the child welfare system;
- (6) the implementation of the Family First Prevention Services Act and related claim processes;
- (7) the social service information system, including the system's ability to efficiently integrate child welfare information and to manage, track, and share information between the state, counties, and Tribal Nations;
- (8) Title IV-E attorney and training reimbursements in the state and all allowable Title IV-E administrative costs; and
- (9) the Tribal consultation policy under Minnesota Statutes, section 10.65, and how often the consultations occur.



Subd. 4. **Child welfare practice and programmatic recommendations; practice model development.** The consultant must develop a comprehensive set of practice and programmatic recommendations that provide a framework for the child welfare system. In providing these recommendations, the consultant must develop a practice model for the child welfare system in Minnesota that includes:

- (1) statewide program goals for child welfare case management and service delivery;
- (2) strategies to strengthen relationships between the court system, probation, state agencies, counties, Tribal Nations, and community partners;
- (3) recommendations to increase access to programs that assist vulnerable families with prevention services, including culturally relevant services;
- (4) identifying services for youth with unmet complex needs;
- (5) an effective pre-petition legal representation process for parents, relatives, and children; and
- (6) recommendations for work force retention at state and county levels.

Subd. 5. **Working group.** (a) A working group is established to support and advise the consultant during the fiscal analysis under subdivision 3 and development of the practice model under subdivision 4. The consultant must meet regularly with the working group during the fiscal analysis in subdivision 3, the development of the practice model under subdivision 4, and the writing of the report in subdivision 6. The working group must assist the consultant in obtaining data and information needed for the fiscal analysis, provide advice and support to the consultant regarding the goals and timeline of the fiscal analysis, and advise the consultant as needed for the duration of the fiscal analysis. The working group must consult with Minnesota's Tribal Nations throughout the duration of the fiscal analysis. A Tribal Nation may opt out of participating in the fiscal analysis and may refuse to provide data or information to the working group and consultant.

(b) The working group shall consist of 11 members, appointed as follows:

- (1) two members who are employees of the Department of Human Services with expertise in child welfare, appointed by the commissioner of human services;
- (2) two members appointed by the Minnesota Association of County Social Service Administrators;
- (3) one member appointed by the foster youth ombudsperson;
- (4) one member appointed by the Minnesota Children's Justice Initiative;
- (5) one member appointed by the Children's Cabinet;
- (6) two members appointed by the Minnesota Indian Affairs Council; and
- (7) two members of the public who work in the children's prevention services community, appointed by the governor.

Subd. 6. **Report.** By June 30, 2026, the consultant must submit a final report to the commissioner of human services and to the chairs and ranking minority members of the legislative committees with jurisdiction over the child welfare system. The final report must include the findings from the fiscal analysis in subdivision 3, the practice model under subdivision 4, and recommendations on whether Minnesota should increase state investment into the child welfare system. The final report must also include proposed legislation for any necessary statutory changes.

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

Sec. 2. **APPROPRIATION; CHILD WELFARE FISCAL ANALYSIS AND PRACTICE RECOMMENDATIONS.**

§500,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of human services to contract with a third-party independent consultant selected by the legislative task force on child protection and the Minnesota Indian Affairs Council to conduct a fiscal analysis of Minnesota's child welfare system and provide practice recommendations for the child welfare system. This is a onetime appropriation and is available until June 30, 2026."

Amend the title as follows:

Page 1, line 2, after "of" insert "and practice recommendations for"

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

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

**S.F. No. 4480:** A bill for an act relating to children; making changes to the Minnesota Indian Family Preservation Act; making conforming statutory changes; amending Minnesota Statutes 2022, sections 260.755, subdivisions 2a, 5, 14, 17a, by adding subdivisions; 260.775; 260.785, subdivisions 1, 3; 260.810, subdivision 3; 260C.007, subdivision 26b; 260C.178, subdivision 1; 260C.201, subdivision 1; 260C.204; 260C.503, subdivisions 1, 3; 260C.505; 260C.507; 260D.01; 260D.12; Minnesota Statutes 2023 Supplement, sections 260.755, subdivisions 1a, 3, 3a, 5b, 20, 22; 260.758, subdivisions 2, 4, 5; 260.761; 260.762; 260.763, subdivisions 1, 4, 5; 260.765, subdivisions 2, 3a, 4b; 260.771, subdivisions 1a, 1b, 1c, 2b, 2d, 6, by adding subdivisions; 260.773, subdivisions 1, 2, 3, 4, 5, 10, 11; 260.774, subdivisions 1, 2, 3; 260.781, subdivision 1; 260.786, subdivision 2; 260.795, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 259; 260D; 260E; 524; repealing Minnesota Statutes 2022, section 260.755, subdivision 13.

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

Page 1, line 21, delete "preserving" and insert "preserve"

Page 4, line 16, strike "(2)"

Page 6, line 3, strike "to determine"

Page 14, line 28, after the semicolon, insert "and"

Page 20, line 15, after "petition" insert a comma

Page 20, line 16, delete everything before the period and insert "but may appoint counsel at any stage of the proceeding if the court deems it necessary"

Page 31, line 19, delete ", section 260.755, subdivision 5b"

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

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

**S.F. No. 4570:** A bill for an act relating to health occupations; establishing guest licensure for marriage and family therapy; establishing fees; amending Minnesota Statutes 2023 Supplement, section 148B.392, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 148B.

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

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

**S.F. No. 1468:** A bill for an act relating to education; requiring mental health screening for students; creating student mental health supports revenue; appropriating money; amending Minnesota Statutes 2022, sections 124E.20, subdivision 1; 126C.10, subdivision 1, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 121A.

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

Delete everything after the enacting clause and insert:

"Section 1. **[121A.245] MENTAL HEALTH SCREENING.**

Subdivision 1. **Screening required.** A school district or charter school must develop a plan to conduct developmentally appropriate evidence-based mental health and substance use disorder screenings on students in kindergarten through grade 12. This requirement applies to districts and charter schools that have received funding under section 124D.901 to hire student support services personnel.

Subd. 2. **Parent notice.** (a) A district or charter school must notify a student's parent of the plan to conduct the screening, including the purpose of the screening and when the screening will be conducted. A district or charter school must not conduct a mental health or substance use disorder screening on a student whose parent has not consented to the screening. "Parent" as used in this section has the meaning provided in section 120A.22, subdivision 3.

(b) If the results of a student's screening are positive, the district or charter school must notify the student's parent of the results and provide the parent a copy of the results and a list of resources available to the student in the school or community.

Subd. 3. **Commissioner assistance.** The commissioner of education must provide districts and charter schools with evidence-based developmentally appropriate mental health screenings and other resources to assist them with implementing mental health and substance use disorder screenings under this section. The commissioner must consult with the commissioner of human services in selecting evidence-based screening tools.

Subd. 4. **Screening data.** (a) A school district or charter school must not use the results of mental health and substance use disorder screenings to make any decision relating to the student's instruction or academic opportunities, or student discipline.

(b) Records relating to mental health and substance use disorder screenings must be maintained in accordance with the Data Practices Act under chapter 13 and the Family Educational Rights and Privacy Act of 1974, United States Code, title 20, section 1232(g).

(c) Notwithstanding section 138.17, mental health and substance use disorder screening data collected by a school district or charter school under this section must be destroyed the earlier of:

(1) the district or charter school notifying the student's parent of the results and resources available to the student in the school or community in accordance with subdivision 2; or

(2) 60 days from the date of collection.

Subd. 5. **Intermediate school districts and other cooperative units.** For purposes of this section, "school district" includes programs serving school age children operated by an intermediate school district or other cooperative unit defined in section 123A.24, subdivision 2.

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

Sec. 2. Minnesota Statutes 2023 Supplement, section 124D.901, subdivision 4, is amended to read:

Subd. 4. **Allowed uses.** (a) Aid under this section must be used to hire new positions for student support services personnel or increase a current position that is less than 1.0 full-time equivalent to a greater number of service hours or make permanent a position hired using onetime resources awarded through the federal Coronavirus Aid Relief and Economic Security Act, the federal Consolidated Appropriations Act, the federal Division M-Coronavirus Response and Relief Supplemental Appropriations Act, or the federal American Rescue Plan Act, or to maintain a position that would otherwise be eliminated.

(b) Cooperative student support personnel aid must be transferred to the intermediate district or other cooperative unit of which the district is a member and used to hire new positions for student support services personnel or increase a current position that is less than 1.0 full-time equivalent to a greater number of service hours or make permanent a position hired using onetime resources awarded through the American Rescue Plan Act at the intermediate district or cooperative unit.

(c) If a school district, charter school, or cooperative unit does not receive at least two applications and is not able to hire a new full-time equivalent position with student support personnel aid, the aid may be used for contracted services from individuals licensed to serve as a school counselor,

school psychologist, school social worker, school nurse, or chemical dependency counselor in Minnesota.

(d) Notwithstanding paragraphs (a) to (c), aid under this section may be used to pay the costs of mental health and substance use disorder screening required under section 121A.245, including the screening costs attributable to new or existing student support services personnel positions."

Delete the title and insert:

"A bill for an act relating to education; requiring mental health screening for students; modifying the eligible uses of student support personnel aid; amending Minnesota Statutes 2023 Supplement, section 124D.901, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 121A."

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

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

**S.F. No. 3471:** A bill for an act relating to education; establishing a state school librarian; amending Minnesota Statutes 2022, section 134.31, by adding a subdivision.

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

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

**S.F. No. 3474:** A bill for an act relating to education; establishing the Digital Citizenship, Internet Safety, and Media Literacy Advisory Council; requiring a report.

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

Page 1, line 8, delete "19" and insert "21"

Page 1, after line 16, insert:

"(5) two academic librarians;"

Page 1, line 17, delete "(5)" and insert "(6)"

Page 1, line 18, delete "(6)" and insert "(7)"

Page 1, line 19, delete "(7)" and insert "(8)"

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

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

**S.F. No. 3511:** A bill for an act relating to insurance; requiring health plans to cover prenatal, maternity, and postnatal care; amending Minnesota Statutes 2022, sections 62A.041, subdivision 1; 62A.0411; 62A.047; 62Q.521; repealing Minnesota Statutes 2022, section 62A.041, subdivision 2.

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

Page 1, line 10, after "3," insert "and county-based purchasing plans"

Page 2, line 5, reinstate the stricken language

Page 2, line 6, reinstate everything before "~~that~~" and before "must" insert "and county-based purchasing plans"

Page 3, after line 12, insert:

"(c) A health plan that is a high-deductible health plan in conjunction with a health savings account must include cost-sharing for the coverage required under this section at the minimum level necessary to preserve the enrollee's ability to make tax-exempt contributions and withdrawals from the health savings account as provided in section 223 of the Internal Revenue Code of 1986."

Page 3, line 14, before the period, insert ", and county-based purchasing plans"

Page 3, line 25, after the comma, insert "and county-based purchasing plans"

Page 4, line 6, before "The" insert "(a)"

Page 4, after line 9, insert:

"(b) A health plan that is a high-deductible health plan in conjunction with a health savings account must include cost-sharing for the coverage required under this section at the minimum level necessary to preserve the enrollee's ability to make tax-exempt contributions and withdrawals from the health savings account as provided in section 223 of the Internal Revenue Code of 1986."

Page 5, after line 24, insert:

"(e) A health plan that is a high-deductible health plan in conjunction with a health savings account must include cost-sharing for the coverage required under this section at the minimum level necessary to preserve the enrollee's ability to make tax-exempt contributions and withdrawals from the health savings account as provided in section 223 of the Internal Revenue Code of 1986."

Page 5, after line 26, insert:

"Sec. 5. Minnesota Statutes 2022, section 256B.0625, is amended by adding a subdivision to read:

Subd. 72. Prenatal, maternity, and postnatal care. (a) Medical assistance covers prenatal care that meets the requirements in section 62A.047. Medical assistance coverage must meet the requirements that would otherwise apply to a health plan under section 62A.047.

(b) Medical assistance covers maternity care that meets the requirements in section 62A.0411. Medical assistance coverage must meet the requirements that would otherwise apply to a health plan under section 62A.0411.

(c) Medical assistance covers postnatal care that meets the requirements in section 62Q.521. Medical assistance coverage must meet the requirements that would otherwise apply to a health plan under section 62Q.521."

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

**S.F. No. 3351:** A bill for an act relating to insurance; requiring coverage for orthotic and prosthetic devices; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 62Q.

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

Page 4, line 13, delete "upper"

Page 4, delete section 2 and insert:

**"Sec. 2. [62Q.666] MEDICAL NECESSITY AND NONDISCRIMINATION STANDARDS FOR COVERAGE OF PROSTHETICS OR ORTHOTICS.**

(a) When performing a utilization review for a request for coverage of prosthetic or orthotic benefits, a health plan company shall apply the most recent version of evidence-based treatment and fit criteria as recognized by relevant clinical specialists. The commissioner may identify such criteria by rule.

(b) A health plan company shall render utilization review determinations in a nondiscriminatory manner and shall not deny coverage for habilitative or rehabilitative benefits, including prosthetics or orthotics, solely on the basis of an enrollee's actual or perceived disability.

(c) A health plan company shall not deny a prosthetic or orthotic benefit for an individual with limb loss or absence that would otherwise be covered for a nondisabled person seeking medical or surgical intervention to restore or maintain the ability to perform the same physical activity.

(d) A health plan offered, issued, or renewed in Minnesota that offers coverage for prosthetics and custom orthotic devices shall include language describing an enrollee's rights pursuant to paragraphs (b) and (c) in its evidence of coverage and any benefit denial letters.

(e) A health plan that provides coverage for prosthetic or orthotic services shall ensure access to medically necessary clinical care and to prosthetic and custom orthotic devices and technology from not less than two distinct prosthetic and custom orthotic providers in the plan's provider network located in Minnesota. In the event that medically necessary covered orthotics and prosthetics are not available from an in-network provider, the health plan company shall provide processes to refer a member to an out-of-network provider and shall fully reimburse the out-of-network provider at a mutually agreed upon rate less member cost sharing determined on an in-network basis.

(f) If coverage for prosthetic or custom orthotic devices is provided, payment shall be made for the replacement of a prosthetic or custom orthotic device or for the replacement of any part of such devices, without regard to continuous use or useful lifetime restrictions, if an ordering health care provider determines that the provision of a replacement device, or a replacement part of a device, is necessary because of:

(1) a change in the physiological condition of the patient;

(2) an irreparable change in the condition of the device or in a part of the device; or

(3) the condition of the device, or the part of the device, requires repairs and the cost of such repairs would be more than 60 percent of the cost of a replacement device or of the part being replaced.

(g) Confirmation from a prescribing health care provider may be required if the prosthetic or custom orthotic device or part being replaced is less than three years old.

Sec. 3. Minnesota Statutes 2022, section 256B.0625, subdivision 12, is amended to read:

Subd. 12. ~~**Eyeglasses, and dentures, and prosthetic and orthotic devices.**~~ ~~(a) Medical assistance covers eyeglasses, and dentures, and prosthetic and orthotic devices if prescribed by a licensed practitioner.~~

~~(b) For purposes of prescribing prosthetic and orthotic devices, "licensed practitioner" includes a physician, an advanced practice registered nurse, a physician assistant, or a podiatrist.~~

**EFFECTIVE DATE.** This section is effective January 1, 2025.

Sec. 4. Minnesota Statutes 2022, section 256B.0625, is amended by adding a subdivision to read:

Subd. 72. **Orthotic and prosthetic devices.** Medical assistance covers orthotic and prosthetic devices, supplies, and services according to section 256B.066.

**EFFECTIVE DATE.** This section is effective January 1, 2025.

Sec. 5. **[256B.066] ORTHOTIC AND PROSTHETIC DEVICES, SUPPLIES, AND SERVICES.**



Subdivision 1. **Definitions.** All terms used in this section have the meaning given them in section 62Q.665, subdivision 1.

Subd. 2. **Coverage requirements.** (a) Medical assistance covers orthotic and prosthetic devices, supplies, and services:

(1) furnished under an order by a prescribing physician or licensed health care prescriber who has authority in Minnesota to prescribe orthoses and prostheses. Coverage for orthotic and prosthetic devices, supplies, accessories, and services under this clause includes those devices or device systems, supplies, accessories, and services that are customized to the enrollee's needs;

(2) determined by the enrollee's provider to be the most appropriate model that meets the medical needs of the enrollee for purposes of performing physical activities, as applicable, including but not limited to running, biking, and swimming, and maximizing the enrollee's limb function; or

(3) for showering or bathing.

(b) The coverage set forth in paragraph (a) includes the repair and replacement of those orthotic and prosthetic devices, supplies, and services described therein.

(c) Coverage of a prosthetic or orthotic benefit must not be denied for an individual with limb loss or absence that would otherwise be covered for a nondisabled person seeking medical or surgical intervention to restore or maintain the ability to perform the same physical activity.

(d) If coverage for prosthetic or custom orthotic devices is provided, payment shall be made for the replacement of a prosthetic or custom orthotic device or for the replacement of any part of such devices, without regard to continuous use or useful lifetime restrictions, if an ordering health care provider determines that the provision of a replacement device, or a replacement part of a device, is necessary because of:

(1) a change in the physiological condition of the patient;

(2) an irreparable change in the condition of the device or in a part of the device; or

(3) the condition of the device, or the part of the device, requires repairs and the cost of such repairs would be more than 60 percent of the cost of a replacement device or of the part being replaced.

Subd. 3. **Restrictions on coverage.** (a) Prior authorization may be required for orthotic and prosthetic devices, supplies, and services.

(b) A utilization review for a request for coverage of prosthetic or orthotic benefits must apply the most recent version of evidence-based treatment and fit criteria as recognized by relevant clinical specialists. The commissioner may identify such criteria by rule.

(c) Utilization review determinations must be rendered in a nondiscriminatory manner and shall not deny coverage for habilitative or rehabilitative benefits, including prosthetics or orthotics, solely on the basis of an enrollee's actual or perceived disability.

(d) Evidence of coverage and any benefit denial letters must include language describing an enrollee's rights pursuant to paragraphs (b) and (c).

(e) Confirmation from a prescribing health care provider may be required if the prosthetic or custom orthotic device or part being replaced is less than three years old.

Subd. 4. **Managed care plan access to care.** (a) Managed care plans and county-based purchasing plans subject to this section must ensure access to medically necessary clinical care and to prosthetic and custom orthotic devices and technology from at least two distinct prosthetic and custom orthotic providers in the plan's provider network located in Minnesota.

(b) In the event that medically necessary covered orthotics and prosthetics are not available from an in-network provider, the plan must provide processes to refer an enrollee to an out-of-network provider and must fully reimburse the out-of-network provider at a mutually agreed upon rate less enrollee cost sharing determined on an in-network basis.

**EFFECTIVE DATE.** This section is effective January 1, 2025."

Amend the title as follows:

Page 1, line 2, after "requiring" insert "medical assistance" and after the second semicolon, insert "requiring health plans to cover orthotic and prosthetic devices;"

Amend the title numbers accordingly

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

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

**S.F. No. 4423:** A bill for an act relating to insurance; requiring health plans to cover scalp hair prosthetics for hair loss caused by cancer treatment; amending Minnesota Statutes 2022, section 62A.28, subdivision 2.

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

Page 1, line 9, delete the new language

Page 1, line 10, delete everything before "worn"

Page 1, line 16, delete everything after the comma

Page 1, line 17, delete everything before "worn"

Page 1, after line 18, insert:

"(d) A scalp hair prostheses must be prescribed by a doctor to be covered under this section.

(e) Scalp hair prostheses worn for hair loss suffered as a result of treatment for cancer are covered by county-based purchasing plans participating in the medical assistance program."

Page 1, after line 20, insert:

"Sec. 2. Minnesota Statutes 2022, section 256B.0625, is amended by adding a subdivision to read:

Subd. 72. **Scalp hair prosthetics.** Medical assistance covers scalp hair prosthesis prescribed for hair loss suffered as a result of treatment for cancer. Medical assistance must meet the requirements that would otherwise apply to a health plan under section 62A.28."

Amend the title numbers accordingly

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

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

**S.F. No. 3967:** A bill for an act relating to insurance; requiring health plan coverage of abortions and abortion-related services; requiring medical assistance coverage of abortions and abortion-related services; making conforming changes; amending Minnesota Statutes 2022, sections 62D.02, subdivision 7; 62D.20, subdivision 1; 62D.22, subdivision 5; 62Q.14; Minnesota Statutes 2023 Supplement, section 256B.0625, subdivision 16; proposing coding for new law in Minnesota Statutes, chapter 62Q; repealing Minnesota Statutes 2022, section 62A.041, subdivision 3.

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

Page 3, after line 19, insert:

"Subd. 3. **Exclusion.** This section does not apply to managed care organizations or county-based purchasing plans when the plan provides coverage to public health care program enrollees under chapter 256B or 256L."

And when so amended the bill be re-referred to the Committee on Health and Human Services without recommendation. Amendments adopted. Report adopted.

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

**S.F. No. 2209:** A bill for an act relating to health care; clarifying that health plans must cover gender-affirming care; clarifying that medical assistance covers gender-affirming care; amending Minnesota Statutes 2022, section 256B.0625, subdivision 3a; proposing coding for new law in Minnesota Statutes, chapter 62Q.

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

Page 2, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 2023 Supplement, section 256B.0625, subdivision 3a, is amended to read:

Subd. 3a. **Gender-affirming services.** Medical assistance covers gender-affirming health care services. "Gender-affirming health care services" means all medical, surgical, counseling, or referral services, including telehealth services, that an individual may receive to support and affirm that individual's gender identity or gender expression and that are legal under the laws of the state of Minnesota."

Amend the title numbers accordingly

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

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

**S.F. No. 3926:** A bill for an act relating to insurance; requiring health plans to cover intermittent catheters; proposing coding for new law in Minnesota Statutes, chapter 62Q.

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

Page 1, line 10, after the period, insert "A health plan providing coverage under the medical assistance program may be required to provide coverage for more than 180 intermittent catheters per month with insertion supplies."

Page 1, after line 15, insert:

"Sec. 2. Minnesota Statutes 2022, section 256B.0625, is amended by adding a subdivision to read:

Subd. 72. **Intermittent catheters.** Medical assistance covers intermittent urinary catheters and insertion supplies if intermittent catheterization is recommended by the enrollee's health care provider. Medical assistance must meet the requirements that would otherwise apply to a health plan under section 62Q.665."

Amend the title numbers accordingly

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

**Senator Carlson from the Committee on Elections, to which was referred**

**S.F. No. 3878:** A bill for an act relating to redistricting; requiring the allocation of certain incarcerated persons based on their last known address in Minnesota; requiring the Department of Corrections to collect the last residential address of an inmate before incarceration; proposing coding for new law in Minnesota Statutes, chapters 2; 241.

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

Delete everything after the enacting clause and insert:

"Section 1. **[2.93] INCARCERATED PERSONS IN DISTRICT PLANS.**

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

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

(c) "Director" means the director of the Legislative Coordinating Commission.

(d) "Legislative Coordinating Commission" means the Legislative Coordinating Commission established in section 3.303.

Subd. 2. **Reallocation and exclusion of incarcerated persons.** (a) For purposes of drawing congressional, legislative, and all other election districts, the legislature and local governments must use the population from the federal decennial census as modified by reallocating and excluding persons who are incarcerated.

(b) A person who was incarcerated in a state or federal correctional facility, as determined by the decennial census, and who has a last known address in Minnesota must be reallocated to the census block of the last known address.

(c) A person who was incarcerated in a state or federal correctional facility, as determined by the decennial census, and who has a last known address outside of Minnesota or does not have a last known address must:

(1) be excluded from the population count for purposes of drawing congressional, legislative, or political subdivision districts; and

(2) be counted as part of the statewide population total.

Subd. 3. **Department of Corrections duties.** (a) On or before June 1 in a year ending in zero, the commissioner must provide to the director of the Legislative Coordinating Commission the following information, in electronic form, for each person incarcerated in a state correctional facility on April 1 in the year of the decennial census:

(1) a unique identifier that does not include the person's name, Department of Corrections identification number, or other identifying information;

(2) the street address of the correctional facility in which the person was incarcerated at the time of the report;

(3) the residential address of the person immediately prior to incarceration, if known, or if the person resided in an area lacking a specific physical address immediately prior to incarceration, a description of the physical location where the person regularly stayed immediately prior to being incarcerated;

(4) the following demographic information, if known: the racial and ethnic information collected by the census and whether the person is over the age of 18; and

(5) any additional information the director of the Legislative Coordinating Commission deems necessary.

(b) Notwithstanding any law to the contrary, the commissioner must provide the director with access to the best available data necessary to conduct the reallocations and exclusions required by this section.

Subd. 4. **Federal correctional facilities.** By April 15 in a year ending in zero, the director must request each agency that operates a federal facility in Minnesota that incarcerates persons convicted of a criminal offense to provide the director with a report, including the information listed in subdivision 3. The information must reflect the persons incarcerated in the federal facility on April 1 of that year. If information is provided pursuant to this subdivision, the information must be provided by June 1 of the year ending in zero. If information is not provided pursuant to this subdivision, persons incarcerated at federal facilities must be treated as having no known last address and must be excluded as provided in subdivision 2, paragraph (c).

Subd. 5. **Legislative Coordinating Commission duties.** (a) The director must reallocate and exclude people who are incarcerated in state or federal correctional facilities as provided in this subdivision and subdivision 2. Within 30 calendar days of receiving the Public Law 94-171 data from the United States Census Bureau, the director must post the population counts that reflect all required reallocations and exclusions on the Legislative Coordinating Commission's website.

(b) The director must, in consultation with the commissioner, develop a standardized format and technical guidelines to be used in collecting addresses from incarcerated persons. The commissioner must use this format and follow the guidelines in collecting addresses. The commissioner and the director may enter a memorandum of understanding detailing the additional details regarding the methodology to be used and the format and manner in which the data will be provided. Notwithstanding any law to the contrary, the commissioner must provide the director with access to the best available data necessary to conduct the reallocations and exclusions required by this section.

(c) Prior to reallocating and excluding incarcerated persons, the director must geocode addresses received from the commissioner. When geocoding addresses, the director must accept an address that has an accuracy result of "rooftop" or "range interpolated." The director must reject an address that has an accuracy result of "geometric center" or "approximate." The director must only reallocate those addresses that are accepted pursuant to this paragraph. The director must not reallocate any person at an address that was rejected but must instead count that person as part of the statewide population total.

(d) The director must not disseminate data received pursuant to this section in any manner, except as explicitly required by state or federal law.

**EFFECTIVE DATE.** This section is effective January 1, 2030, and applies to population counts used for redistricting conducted on or after that date.

**Sec. 2. [241.062] COLLECTION OF INCARCERATED PERSON'S ADDRESS.**

(a) As part of an incarcerated person's intake process, the commissioner of corrections must make all reasonable efforts to ensure that the information listed in section 2.93, subdivision 3, clauses

(1) to (5), is collected and recorded. The information must be collected in compliance with the format and guidelines developed pursuant to section 2.93, subdivision 5. An incarcerated person who was participating in the Safe at Home program established in chapter 5B, has safety concerns about providing a last residential address, or has safety concerns for people residing at that address may decline to provide an address.

(b) The incarcerated person's last residential address and the information listed in section 2.93, subdivision 3, clauses (1) to (5), collected on intake and maintained by the commissioner is private data on individuals as defined in section 13.02, subdivision 12.

(c) Beginning in 2030, the commissioner must provide the information described in this section electronically to the director of the Legislative Coordinating Commission as required in section 2.93.

**Sec. 3. COLLECTION OF CURRENT INCARCERATED PERSON'S ADDRESSES.**

Prior to April 1, 2030, the commissioner of corrections must make reasonable efforts to collect from or confirm with each incarcerated person the following information:

(1) the residential address of the person immediately prior to incarceration or, if the person resided in an area lacking a specific physical address immediately prior to incarceration, a description of the physical location where the person regularly stayed immediately prior to being incarcerated; and

(2) the following demographic information: the racial and ethnic information collected by the census and whether the person is over the age of 18.

This section only applies to an incarcerated person who was incarcerated prior to the date the commissioner started routinely collecting the information in clauses (1) and (2) as part of the intake process."

Amend the title as follows:

Page 1, line 2, after "allocation" insert "and exclusion"

Page 1, line 3, after "Minnesota" insert "for purposes of redistricting" and after the semicolon, insert "imposing duties on the commissioner of corrections and the director of the Legislative Coordinating Commission; classifying data;"

Page 1, line 4, delete "before incarceration" and insert "during intake"

Amend the title numbers accordingly

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

**Senator Carlson from the Committee on Elections, to which was referred**

**S.F. No. 3994:** A bill for an act relating to elections; establishing the Minnesota Voting Rights Act; making legislative findings; prohibiting certain actions by political subdivisions or other officials

or entities with responsibilities related to election administration that result in voter suppression or vote dilution; establishing a civil cause of action for violations; requiring notice prior to a claim in certain cases; establishing remedies; proposing coding for new law in Minnesota Statutes, chapter 200.

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

Delete everything after the enacting clause and insert:

"Section 1. **[200.50] MINNESOTA VOTING RIGHTS ACT.**

Sections 200.50 to 200.59 may be cited as the "Minnesota Voting Rights Act."

Sec. 2. **[200.52] DEFINITIONS.**

Subdivision 1. **Application.** As used in sections 200.50 to 200.59, the terms as defined in this section have the meanings given.

Subd. 2. **Disparity.** "Disparity" means any variance that is supported by validated methodologies and, where relevant, is statistically significant.

Subd. 3. **Government official.** "Government official" means any individual who is elected or appointed to an office in this state or a political subdivision or who is authorized to act in an official capacity on behalf of the state or a political subdivision.

Subd. 4. **Language minority group.** "Language minority group" means a language minority group as that term is defined in the federal Voting Rights Act of 1965, as amended, as of the effective date of this act.

Subd. 5. **Method of election.** (a) "Method of election" means the method by which candidates are elected to the legislative body of a political subdivision, and includes at-large method of election, district-based method of election, or any alternative method of election. Method of election also includes the districting or redistricting plan used to elect candidates to the legislative body of a political subdivision.

(b) "At-large method of election" means a method of electing candidates to the legislative body of a political subdivision in which candidates are voted on by all voters of the political subdivision or that combines at-large with district-based elections. At-large method of election does not include any alternative method of election.

(c) "District-based method of election" means a method of electing candidates to the legislative body of a political subdivision in which, for political subdivisions divided into districts, a candidate for any district is required to reside in the district and candidates representing or seeking to represent the district are voted on by only the voters who reside in the district. District-based method of election does not include any alternative method of election.

(d) "Alternative method of election" means a method of electing candidates to the legislative body of a political subdivision other than an at-large method of election or a district-based method of election and includes but is not limited to cumulative voting, limited voting, and proportional ranked choice voting.



Subd. 6. **Political subdivision.** "Political subdivision" means a county, city, town, or school district.

Subd. 7. **Politically cohesive.** "Politically cohesive" means that members of a group tend to prefer the same candidates, electoral choices, or policies.

Subd. 8. **Protected class.** "Protected class" means a class of citizens who are members of a racial, color, or language minority group, or who are members of a federally recognized Indian Tribe, including a class of two or more such groups.

Subd. 9. **Polarized voting.** "Polarized voting" means voting in which the candidate or electoral choice preferred by a protected class diverges from the candidate or electoral choice preferred by other voters.

Subd. 10. **Vote; voting.** "Vote" or "voting" includes any action necessary to cast a ballot and make that ballot count in any election, including but not limited to: registering to vote; applying for an absentee ballot; and any other action required by law as a prerequisite to casting a ballot and having that ballot counted, canvassed, certified, and included in the appropriate totals of votes cast with respect to an election.

Subd. 11. **Voting eligible population.** "Voting eligible population" means those individuals who are eligible to register and vote, regardless of whether the individuals are registered to vote.

### Sec. 3. **[200.53] CONSTRUCTION AND USE OF AUTHORITY.**

Subdivision 1. **Construction of laws.** A law, rule, local law, charter provision, local ordinance, or local code relating to the right to vote shall be construed liberally in favor of the factors listed in this section. To the extent a court is afforded discretion on an issue, including but not limited to discovery, procedure, admissibility of evidence, or remedies, the court shall exercise that discretion and weigh other equitable discretion, in favor of the following:

- (1) protecting the right to cast a ballot and make that ballot effective;
- (2) ensuring that eligible voters who seek to vote are not impaired in doing so;
- (3) ensuring that each voter is not impaired in voting, including but not limited to having the voter's vote counted;
- (4) making the fundamental right to vote more accessible to qualified individuals; and
- (5) ensuring protected class members have equitable access to opportunities to vote.

Subd. 2. **Use of authority.** An authority provided by law to prescribe or maintain voting or elections policies and practices must not be exercised to unnecessarily deny or abridge the right to vote. A policy or practice that burdens the right to vote must be narrowly tailored to promote a compelling policy justification that is supported by substantial evidence.

### Sec. 4. **[200.54] VOTER SUPPRESSION AND VOTE DILUTION PROHIBITED.**

Subdivision 1. **Voter suppression.** A political subdivision or any other government official or entity responsible for election administration must not adopt or apply a qualification for eligibility to vote or other prerequisite to voting; adopt or apply any law, ordinance, rule, standard, practice, procedure, or policy regarding the administration of elections; or take any other action or fail to take any action that results in, is likely to result in, or is intended to result in:

(1) a disparity in voter participation, access to voting opportunities, or the opportunity or ability to participate in the political process between a protected class and other members of the electorate; or

(2) based on the totality of the circumstances, a denial or impairment of the opportunity or ability of members of a protected class to vote or participate in the political process.

Subd. 2. **Vote dilution.** (a) A political subdivision or any other government official or entity responsible for election administration must not adopt or enforce any method of election, or cause an annexation, incorporation, dissolution, consolidation, or division of a political subdivision, that has the effect of impairing the equal opportunity or ability of members of a protected class to nominate or elect candidates of their choice as a result of diluting the vote of members of that protected class.

(b) A violation of paragraph (a) exists when it is shown that:

(1) either:

(i) elections in a political subdivision exhibit polarized voting resulting in an impairment of the equal opportunity or ability of protected class members to nominate or elect candidates of their choice; or

(ii) based on the totality of the circumstances, the equal opportunity or ability of protected class members to nominate or elect candidates of their choice is impaired; and

(2) one or more new methods of election or changes to the existing method of election exist that the court could order pursuant to section 200.58 would likely mitigate the impairment.

(c) To the extent that a new method of election or change to the existing method of election that is presented under paragraph (b), clause (2), is a proposed district-based plan that provides protected class members with one or more reasonably configured districts in which the protected class members would have an equal opportunity or ability to nominate or elect candidates of the protected class members' choice, it is not necessary to show that members of a protected class comprise a majority of the total population, voting age population, voting eligible population, or registered voter population in any such district or districts.

(d) The fact that members of a protected class are not geographically compact does not preclude a finding of a violation of this subdivision but may be a factor in determining an appropriate remedy.

(e) For claims brought on behalf of a protected class, including one consisting of two or more racial, color, Tribal, or language minority groups that are politically cohesive in the political subdivision, the court shall consider only the combined electoral preferences of those racial, color, Tribal, or language minority groups in determining whether voting by the protected class is polarized

from other voters. It is not necessary to demonstrate that voting by members of each racial, color, Tribal, or language minority group within a protected class, or by any subgroup within a racial, color, or language minority group, is separately polarized from other voters.

(f) Evidence concerning the causes of, or the reasons for, the occurrence of polarized voting is not relevant to the determination of whether polarized voting occurs, or whether candidates or electoral choices preferred by a protected class would usually be defeated. Evidence concerning alternate explanations for polarized voting patterns or election outcomes, including but not limited to partisan explanations, must not be considered.

(g) Evidence concerning projected changes in population or demographics may only be considered when determining a remedy for a violation of this subdivision.

**Sec. 5. [200.55] RELEVANT FACTORS FOR DETERMINING VIOLATION.**

Subdivision 1. **Factors established.** In determining whether, under the totality of the circumstances, a violation of section 200.54 has occurred with respect to a protected class, a court may consider any of the following factors:

- (1) the history of discrimination affecting members of the protected class;
- (2) the extent to which members of the protected class are disadvantaged, or otherwise bear the effects of past public or private discrimination, in any areas that may hinder their ability to participate effectively in the political process, including education, employment, health, criminal justice, housing, transportation, land use, or environmental protection;
- (3) whether members of the protected class vote at a lower rate than other voters;
- (4) the extent to which members of the protected class contribute to political campaigns at lower rates;
- (5) the use of overt or subtle racial appeals in political campaigns or by government officials;
- (6) the extent to which members of the protected class have been elected to office;
- (7) the extent to which members of the protected class have faced barriers with respect to accessing the ballot, receiving financial support, or receiving any other support for their candidacies for elective office;
- (8) the extent to which candidates who are members of a protected class face hostility or barriers while campaigning due to the protected class membership;
- (9) the extent of polarized voting;
- (10) the use of any standard, practice, procedure, or policy that may enhance the dilutive effects of a challenged method of election;
- (11) the lack of responsiveness by elected officials to the particularized needs of protected class members or a community of protected class members;

(12) whether the challenged method of election, ordinance, resolution, rule, policy, standard, regulation, procedure, or law was designed to advance, and does materially advance, a compelling state interest that is substantiated and supported by evidence; and

(13) other factors the court may deem relevant.

Subd. 2. **Necessity of factors.** None of the factors in subdivision 1 are dispositive or necessary to establish the existence of a violation of section 200.54, nor shall any specified number or combination of factors be required in establishing that such a violation has occurred. The court shall consider a particular factor only if and to the extent evidence pertaining to that factor is introduced. The absence of evidence as to any particular factor does not preclude a finding of a violation.

Subd. 3. **Claims involving a political subdivision.** To the extent a claim concerns a political subdivision, evidence of the factors in subdivision 1 is most probative if the evidence relates to the political subdivision in which the alleged violation occurred, but still holds probative value if the evidence relates to the geographic region in which that political subdivision is located or to this state.

Subd. 4. **Evidence of intent.** Evidence concerning the intent of voters, elected officials, or the political subdivision to discriminate against members of a protected class is not required to find a violation of section 200.54.

Subd. 5. **Factors that must be excluded.** In determining whether a violation of section 200.54 has occurred, a court shall not consider any of the following:

(1) the number of protected class members not burdened by the challenged qualification, prerequisite, standard, practice, or procedure;

(2) the degree to which the challenged qualification, prerequisite, standard, practice, or procedure has a long pedigree or was in widespread use at some earlier date;

(3) the use of an identical or similar qualification, prerequisite, standard, practice, or procedure in other states or jurisdictions;

(4) the availability of other forms of voting unimpacted by the challenged qualification, prerequisite, standard, practice, or procedure to all members of the electorate, including members of the protected class;

(5) an impact on potential criminal activity by individual voters, if those crimes have not occurred in the political subdivision in substantial numbers, or if the connection between the challenged policy and any claimed prophylactic effect is not supported by substantial evidence; or

(6) mere invocation of interests in voter confidence or prevention of fraud.

#### Sec. 6. **[200.56] PRESUIT NOTICE.**

Subdivision 1. **Notice required.** Except as provided in this section, before filing an action a prospective plaintiff shall send a notice letter to the political subdivision identifying the potential violation, the affected protected class, and the type of remedy the potential plaintiff believes may

address the potential violation. The party may not file an action related to the violations described in the notice within 60 days after sending the notice letter.

Subd. 2. **Responsibility of political subdivision.** The political subdivision shall work in good faith with the party that provided notice to implement a remedy that cures the potential violation. If the political subdivision adopts a resolution identifying a remedy, affirming its intent to enact and implement a remedy, and establishing a timeline and specific steps it will take to do so, it shall have 90 days after passing the resolution to enact and implement a remedy, during which time the party who sent a notice letter under this section may not file an action related to those violations against that political subdivision.

Subd. 3. **Approval of remedies.** (a) If an administrative deadline prevents a political subdivision from enacting or implementing an identified remedy, the political subdivision may nonetheless enact or implement the remedy upon authorization by the secretary of state. Notwithstanding the applicable deadline, the secretary of state may provide this authorization upon determining that the political subdivision may otherwise be in violation of this act, that the identified remedy would address the potential violation, and that implementation of the identified remedy is feasible. The secretary of state's authorization does not bar an action to challenge the remedy. The secretary of state may adopt rules necessary to implement this paragraph, including but not limited to rules identifying specific administrative deadlines to which this paragraph applies, and to provide for notice and comment procedures that must be followed by political subdivisions prior to implementing a remedy.

(b) If the political subdivision lacks authority to enact or implement an identified remedy, including a remedy subject to paragraph (a), the political subdivision may nonetheless enact and implement the remedy upon approval by the district court. To seek approval, the political subdivision must file a petition in district court that identifies with specificity the law or other authority that prevents the remedy from being enacted or implemented. The venue for a petition under this paragraph is in the district court of the county where the challenged act or practice occurred, or in the District Court of Ramsey County. The district court may authorize the political subdivision to implement or enact the identified remedy notwithstanding the applicable law or authority to the contrary, if the court determines that the prospective plaintiff is likely to succeed in a lawsuit on the merits of the alleged violation; that the proposed remedy would address the alleged violation; and that the proposed remedy is narrowly tailored to that purpose.

Subd. 4. **When presuit notice is not required.** Notwithstanding subdivisions 1 and 2, a prospective plaintiff may file an action without first providing a notice letter if:

(1) the action is commenced within one year after the enactment of the challenged method of election, standard, practice, procedure, or policy;

(2) the party is seeking preliminary relief with respect to an upcoming election in accordance with section 200.57;

(3) another party has already submitted a notice letter alleging a substantially similar violation and that party is eligible to file an action under this act;

(4) following the party's submission of a notice letter, the political subdivision has enacted a remedy that would not remedy the violation identified in the party's notice letter; or

(5) the prospect of obtaining relief would be futile.

Subd. 5. **Cost sharing.** (a) If a political subdivision enacts or implements a remedy in response to a notice letter submitted under subdivision 1, the political subdivision and the party who sent the notice letter must mutually agree on a reimbursement amount to be paid by the political subdivision to that party. The reimbursement amount must reflect the reasonable costs associated with producing and sending the letter and any accompanying evidence, subject to the limitations of this subdivision.

(b) To be eligible for a reimbursement, the party who submitted the notice letter must submit a request to the political subdivision in writing. The request must:

(1) be received by the political subdivision within 30 days of its enactment or adoption of the remedy; and

(2) be substantiated with financial documentation including, as applicable, detailed invoices for expert analysis and reasonable attorney fees.

(c) The cumulative amount of reimbursements to all parties must not exceed \$40,000. Reimbursement amounts for attorney fees are limited to amounts calculated using a lodestar methodology.

(d) To the extent a party requests reimbursement for a purported notice letter that fails to comply with the requirements in subdivision 1, or the request fails to comply with this subdivision, the political subdivision may dismiss the request. If the request is dismissed, the political subdivision must notify the party in writing of the reasons for the dismissal.

**Sec. 7. [200.57] RIGHT OF ACTION; VENUE; PRELIMINARY RELIEF.**

Subdivision 1. **Right of action.** (a) The attorney general, a county attorney, any individual aggrieved by a violation of this act, any entity whose membership includes individuals aggrieved by a violation of this act, any entity whose mission would be frustrated by a violation of this act, or any entity that would expend resources in order to fulfill its mission as a result of a violation of this act, may file an action in the district court for the county where the challenged act or practice has occurred, or in the district court of Ramsey County. Actions brought under this act are subject to expedited pretrial and trial proceedings and must receive an automatic calendar preference.

(b) In an action related to a districting or redistricting plan, any individual with standing to challenge any single district shall be deemed to have standing to challenge the districting or redistricting plan as a whole.

Subd. 2. **Preliminary relief prior to election.** In any action alleging a violation of this act in which a plaintiff seeks preliminary relief with respect to an upcoming election, the court shall grant relief if the court determines that:

(1) the plaintiffs are more likely than not to succeed on the merits; and

(2) it is possible to implement appropriate preliminary relief that would address the alleged violation before the election.

**Sec. 8. [200.58] REMEDIES.**

Notwithstanding any other law, if the court finds a violation of any provision of section 200.54, the court has authority to order remedies that are tailored to best mitigate the violation. Any remedy ordered by the court must be constructed in favor of the factors listed in section 200.53, subdivision 1. The court may consider, among others, any remedy that has been ordered by a federal court or the court of another state jurisdiction, including through a court-approved consent decree or settlement adopted in the context of similar facts or to remedy a similar violation. The court shall consider remedies proposed by any parties and may consider remedies proposed by interested nonparties. The court may not provide deference or priority to a proposed remedy offered by a defendant or political subdivision simply because the remedy has been proposed by the defendant or political subdivision.

Sec. 9. **[200.59] FEES AND COSTS.**

In any action brought under this act, the court shall award reasonable attorney fees and litigation costs, including expert witness fees and expenses, to the party, other than a state or a political subdivision, that filed the action and prevailed in the action. The party that filed the action is considered to have prevailed if, as a result of the action, the party against whom the action was filed has yielded or was ordered to yield some or all of the relief sought in the action. If the party against whom the action was filed prevails in the action, the court shall not award that party any costs unless the court finds the action is frivolous.

Sec. 10. Minnesota Statutes 2022, section 412.02, subdivision 6, is amended to read:

Subd. 6. **Council increased or reduced.** The council may by ordinance adopted at least 60 days before the next regular city election submit to the voters of the city the question of whether the city council should be increased or reduced to seven or five members. The ordinance shall include a schedule of elections and terms and ward boundary changes, if applicable, to accomplish the change. The proposal shall be voted on at the next city general election and, if approved by a majority of those voting on the question, go into effect in accordance with the schedule and ward boundaries, if applicable.

Sec. 11. Minnesota Statutes 2022, section 412.02, is amended by adding a subdivision to read:

Subd. 7. **Wards.** A city may by ordinance provide for the election of city council members by ward. The ordinance must designate the boundaries of the wards. The ordinance must also state whether the city will otherwise operate as a statutory standard plan city or statutory optional plan city, subject to voter approval as may be required under this chapter.

Sec. 12. **LEGISLATIVE FINDINGS.**

(a) The legislature finds that election practices, procedures, and methods that deny or impair the equal opportunity of racial, color, or language minority groups and Tribal communities to participate in the political process or elect candidates of their choice are inconsistent with the fundamental right to vote, and the rights and privileges guaranteed by the Minnesota Constitution as well as protections found in the 14th and 15th Amendments to the United States Constitution.

(b) The legislature finds that there is a history in Minnesota, as in the United States overall, of discrimination based on race, color, language-minority status, and Tribal membership, including in access to the political process. For example, that:

(1) the state constitution of 1857 limited the right to vote to white residents and Native American voters "who have adopted the customs and habits of civilization," and invoked a cultural purity test for Native American residents, requiring only Native American applicants to appear before a district court to determine whether each individual was "capable of enjoying the rights of citizenship within the State";

(2) Minnesota voters twice rejected expanding suffrage to Black residents, voting down proposed constitutional amendments to do so in 1865 and again in 1867, and only granted nonwhite men the right to vote in 1868, three years after the end of the Civil War;

(3) civil rights plaintiffs and the federal government have filed litigation and taken other action against political subdivisions in Minnesota under the Federal Voting Rights Act of 1965, as amended, alleging violations of section 2 of that act;

(4) individuals who are members of racial, color, or language minority groups have faced voter intimidation and disinformation in Minnesota, and that, for example, voters of color in 2020 in the cities of Minneapolis and St. Paul were targeted by a plan to hire and deploy armed paramilitia to polling locations, an attempt that was enjoined by a federal district court judge; and

(5) the history of discrimination in Minnesota further includes but is not limited to discrimination in housing, including the use of redlining, racially restrictive covenants on housing deeds, and predatory lending practices; education; employment; health; criminal justice; public works; transportation; land use; environmental protection; and other areas of life.

(c) As a result of this history and persistent discrimination and socioeconomic inequities that bear on the right to vote, members of racial, color, or language minority groups and Tribal communities continue to face unequal barriers in exercising the franchise and participating effectively in the political process.

(d) In light of these conditions, it is the legislature's intent by this act to encourage participation in the elective franchise by all eligible voters, and to provide voters in this state with a means to secure their constitutional right to vote free from discrimination.

Sec. 13. **EFFECTIVE DATE.**

This act is effective the day following final enactment."

Amend the title numbers accordingly

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

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

**S.F. No. 1660:** A bill for an act relating to certified public accountants; amending standards for required education and experience; amending Minnesota Statutes 2022, section 326A.03, subdivisions 3a, 6.



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

Page 1, lines 18 and 21, delete "2023" and insert "2026"

Page 2, line 9, after the semicolon, insert "or"

Page 2, line 16, delete "; or" and insert a period

Page 2, delete lines 17 to 26

Page 2, line 29, delete ", (2), or (3)" and insert " or (2)"

Page 3, line 1, delete "2023" and insert "2026"

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

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

**S.F. No. 4183:** A bill for an act relating to Metropolitan Council; requiring environmental and public health considerations in comprehensive development guide; amending Minnesota Statutes 2022, section 473.851; Minnesota Statutes 2023 Supplement, section 473.145.

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

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

**S.F. No. 4142:** A bill for an act relating to natural resources; modifying provisions for aquatic farm licenses, taxidermy, taking and possessing game and fish, designating certain waters, and elk management; amending Minnesota Statutes 2022, sections 17.4983, subdivision 2; 17.4984, subdivision 2; 17.4988, subdivision 4; 17.4992, subdivisions 1, 3; 17.4996; 41A.02, subdivision 6; 84B.061; 97A.015, subdivisions 3b, 39, 43, by adding a subdivision; 97A.075, subdivision 2; 97A.341, subdivision 1; 97A.421, subdivision 2; 97A.425, subdivision 4, by adding a subdivision; 97A.475, subdivision 39; 97A.505, subdivision 8; 97A.551, subdivision 2; 97B.022, subdivisions 2, 3; 97B.055, subdivision 2; 97B.106; 97B.516; 97C.001, subdivision 2; 97C.005, subdivision 2; 97C.025; 97C.035, subdivision 3; 97C.045; 97C.081, subdivision 3a; 97C.211, subdivision 5; 97C.375; 97C.376, subdivisions 1, 5; 97C.381; 97C.385; 97C.391, subdivision 1; 97C.395, as amended; 97C.411; 97C.505, subdivision 8; 97C.801, subdivision 2; 97C.805, subdivisions 1, 4; 97C.811, subdivision 2; 97C.831, subdivision 1; 97C.835, subdivisions 2, 3; 97C.865, subdivision 1; Minnesota Statutes 2023 Supplement, sections 97B.037; 97B.071; 97C.041; 97C.371, subdivision 1.

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

Page 9, delete lines 30 and 31

Page 10, delete lines 1 to 4

Page 12, line 4, strike "or" and after "fish" insert ", or common carp"

Page 12, lines 5 and 27, after "fish" insert "or common carp"

Page 14, line 8, after "virtual" insert "or in-person"

Page 15, line 30, after "virtual" insert "or in-person"

Page 19, line 2, after "FISH" and insert "AND COMMON CARP"

Page 19, line 3, after "fish" insert "and common carp"

Page 21, line 16, after the first comma, insert "common carp,"

Page 23, line 9, after "whitefish" insert ", common carp," and after "whitefish" insert ", common carp,"

Page 23, lines 15 and 19, before "and" insert "common carp,"

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

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

**S.F. No. 3616:** A bill for an act relating to elections; allowing postsecondary institutions to request a temporary polling place on the institution's campus; amending Minnesota Statutes 2023 Supplement, section 203B.081, subdivision 4.

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

**Senator Fateh from the Committee on Higher Education, to which was referred**

**S.F. No. 4597:** A bill for an act relating to labor; amending the definition of public employee; modifying bargaining units for university of Minnesota employees; amending Minnesota Statutes 2022, section 179A.11, subdivisions 1, 2, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 179A.03, subdivision 14.

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

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

**H.F. No. 3437** for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

**GENERAL ORDERS**

H.F. No.      S.F. No.  
3437            3798

**CONSENT CALENDAR**

H.F. No.      S.F. No.

**CALENDAR**

H.F. No.      S.F. No.

and that the above Senate File be indefinitely postponed.

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

**SECOND READING OF SENATE BILLS**

S.F. Nos. 4329, 3579, 3692, 4201, 4159, and 3535 were read the second time.

**SECOND READING OF HOUSE BILLS**

H.F. No. 3437 was read the second time.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senators Mohamed, Dibble, Hawj, and Oumou Verbeten introduced--**

**S.F. No. 4789:** A bill for an act relating to economic development; appropriating money for a grant to The Great Northern.

Referred to the Committee on Jobs and Economic Development.

**Senators Nelson, Limmer, and Duckworth introduced--**

**S.F. No. 4790:** A bill for an act relating to education; modifying cannabis and substance use education requirements; amending Minnesota Statutes 2023 Supplement, section 120B.215, subdivisions 1, 2, by adding a subdivision.

Referred to the Committee on Education Policy.

**Senator Kupec introduced--**

**S.F. No. 4791:** A bill for an act relating to human services; modifying emergency general assistance; requiring a report; amending Minnesota Statutes 2022, section 256D.06, subdivision 2.

Referred to the Committee on Health and Human Services.

**Senator Pappas introduced--**

**S.F. No. 4792:** A bill for an act relating to capital investment; appropriating money for Thompson County Park in Dakota County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Mohamed, Marty, Xiong, and Hawj introduced--**

**S.F. No. 4793:** A bill for an act relating to capital investment; creating a new green infrastructure grant program; amending criteria for certain projects funded through the clean water and drinking water revolving funds; requiring rules and the prioritization of clean water and drinking water projects in certain project priority lists to factor in new criteria; appropriating money; amending Minnesota Statutes 2022, sections 116.182, subdivision 5; 446A.07, subdivisions 1a, 7, 8; 446A.081, subdivisions 1, 12; Minnesota Statutes 2023 Supplement, section 446A.081, subdivisions 8, 9; proposing coding for new law in Minnesota Statutes, chapter 116.

Referred to the Committee on Capital Investment.

**Senator Dibble introduced--**

**S.F. No. 4794:** A bill for an act relating to energy; appropriating money for a renewable energy certificate tracking system.

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

**Senator Bahr introduced--**

**S.F. No. 4795:** A bill for an act relating to taxation; sales and use; modifying the exemption for certain construction materials used in the city of Ramsey; amending Laws 2023, chapter 64, article 5, section 25, subdivision 1.

Referred to the Committee on Taxes.

**Senators Cwodzinski and Mohamed introduced--**

**S.F. No. 4796:** A bill for an act relating to local government; modifying Hennepin County's authority to contract with entities employing persons eligible for public assistance or otherwise requiring rehabilitative services; amending Minnesota Statutes 2022, section 383B.145, subdivision 5.

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

**Senators Lucero and Drazkowski introduced--**

**S.F. No. 4797:** A bill for an act relating to taxation; estates; increasing the exclusion to \$7,000,000; amending Minnesota Statutes 2022, sections 289A.10, subdivision 1; 291.016, subdivision 3.

Referred to the Committee on Taxes.

**Senator Hoffman introduced--**

**S.F. No. 4798:** A bill for an act relating to cannabis; modifying medical cannabis combination business provisions; amending Minnesota Statutes 2023 Supplement, section 342.515.

Referred to the Committee on Commerce and Consumer Protection.

**Senator Fateh introduced--**

**S.F. No. 4799:** A bill for an act relating to corrections; modifying work release; expanding the Minnesota Rehabilitation and Reinvestment Act formula to certain programs; amending Minnesota Statutes 2022, section 244.065, subdivision 1; Minnesota Statutes 2023 Supplement, sections 244.41, subdivision 10; 244.50, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

**Senator Fateh introduced--**

**S.F. No. 4800:** A bill for an act relating to judiciary; extending the civil statute of limitations for certain actions by peace officers; amending Minnesota Statutes 2022, section 541.073, subdivision 2; Minnesota Statutes 2023 Supplement, section 573.02, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

**Senator Rest introduced--**

**S.F. No. 4801:** A bill for an act relating to real estate; limiting the exercise of a due-on-sale clause; amending Minnesota Statutes 2022, sections 58.13, by adding a subdivision; 513.33, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

**Senator Rest introduced--**

**S.F. No. 4802:** A bill for an act relating to energy; providing for a revenue-neutral assessment on environmental emissions; providing for refundable FICA and property tax credits; providing for credits against income taxes to be paid as dividends; authorizing loans for energy efficiency and renewable energy projects; providing rulemaking authority; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 273.1393; 276.04, subdivision 2; Minnesota Statutes 2023 Supplement, sections 273.1392; 275.065, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 273; 290; proposing coding for new law as Minnesota Statutes, chapter 216I.

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

**Senators Weber and Dahms introduced--**

**S.F. No. 4803:** A bill for an act relating to taxation; sales and use; providing refundable exemptions for various independent school district construction projects.

Referred to the Committee on Taxes.

**Senator Port introduced--**

**S.F. No. 4804:** A bill for an act relating to housing; modifying housing provisions; amending Minnesota Statutes 2022, sections 462A.02, subdivision 10; 462A.05, subdivisions 14a, 14b, 15, 15b, 21, 23; 462A.07, by adding subdivisions; 462A.21, subdivision 7; 462A.35, subdivision 2; 462A.40, subdivisions 2, 3; Minnesota Statutes 2023 Supplement, sections 462A.05, subdivisions 14, 45; 462A.22, subdivision 1; 462A.37, subdivision 2; 462A.39, subdivision 2; Laws 2023, chapter 37, article 1, section 2, subdivisions 2, 32; article 2, section 12, subdivision 2.

Referred to the Committee on Housing and Homelessness Prevention.

**Senator Farnsworth introduced--**

**S.F. No. 4805:** A bill for an act relating to education finance; authorizing additional long-term facilities maintenance revenue for historic school building preservation; amending Minnesota Statutes 2022, section 123B.595, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 123B.595, subdivision 1.

Referred to the Committee on Education Finance.

**Senator Farnsworth introduced--**

**S.F. No. 4806:** A bill for an act relating to taxation; sales and use; providing an exemption for certain construction materials used in Itasca County.

Referred to the Committee on Taxes.

**Senator Champion introduced--**

**S.F. No. 4807:** A bill for an act relating to health; appropriating money to Chosen Vessels Midwifery Services to provide culturally relevant education and support on breastfeeding to African American families.

Referred to the Committee on Health and Human Services.

**Senator Champion introduced--**

**S.F. No. 4808:** A bill for an act relating to workforce development; appropriating money for a grant to Change Starts With Community in North Minneapolis.

Referred to the Committee on Jobs and Economic Development.

**Senators Dahms, Duckworth, and Weber introduced--**

**S.F. No. 4809:** A bill for an act relating to education; prohibiting school activities at certain times; proposing coding for new law in Minnesota Statutes, chapter 120A.

Referred to the Committee on Education Policy.

**Senator Dahms introduced--**

**S.F. No. 4810:** A bill for an act relating to capital investment; appropriating money for improvements to storm sewer infrastructure and street reconstruction in the city of Revere; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Drazkowski and Gruenhagen introduced--**

**S.F. No. 4811:** A bill for an act relating to state government; modifying the effective date of the state flag and state seal designs adopted by the State Emblems Redesign Commission to be contingent on the affirmative vote of two-thirds of the house of representatives and two-thirds of the senate; amending Minnesota Statutes 2023 Supplement, section 1.135, subdivisions 3a, 6; Laws 2023, chapter 62, article 2, sections 1; 2; 3; 4; 5; 133, subdivision 1.

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

**Senators Dahms, Anderson, Jasinski, Howe, and Duckworth introduced--**

**S.F. No. 4812:** A bill for an act relating to taxation; property; providing an exemption for certain property owned or leased by congressionally chartered veterans organizations; amending Minnesota Statutes 2022, section 272.02, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 273.13, subdivision 25.

Referred to the Committee on Taxes.

**Senators Kreun, Gustafson, Jasinski, Dibble, and Howe introduced--**

**S.F. No. 4813:** A bill for an act relating to motor vehicles; providing for drivers' licenses; allowing applicants to designate a secondary mailing address for drivers' licenses and identification cards; appropriating money; amending Minnesota Statutes 2022, sections 171.01, by adding a subdivision; 171.06, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 171.06, subdivision 3; 171.07, subdivisions 1, 3.

Referred to the Committee on Transportation.

**Senator Howe introduced--**

**S.F. No. 4814:** A bill for an act relating to state government; requiring plain language in written materials for state-issued professional licensing; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 15.

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

**Senator Dibble introduced--**

**S.F. No. 4815:** A bill for an act relating to telecommunications; modifying requirements for permitting small wireless facilities; amending Minnesota Statutes 2022, section 237.163, subdivisions 3a, 3b.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Dornink, Westrom, Anderson, Gustafson, and Kupec introduced--**

**S.F. No. 4816:** A bill for an act relating to workforce development; appropriating money for grants for meat cutting and butchery training.

Referred to the Committee on Jobs and Economic Development.

**Senators Wesenberg, Drazkowski, Lieske, Koran, and Eichorn introduced--**

**S.F. No. 4817:** A bill for an act relating to public authority; prohibiting bans on Gadsden flags; amending Minnesota Statutes 2022, section 16B.24, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 124E.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 10; 135A; 471.

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

**Senator Pha introduced--**

**S.F. No. 4818:** A bill for an act relating to capital investment; appropriating money for a grant to the Organization of Liberians in Minnesota.

Referred to the Committee on Capital Investment.

**Senator Seeberger introduced--**

**S.F. No. 4819:** A bill for an act relating to education finance; increasing special education excess cost aid for intermediate school districts and other special education cooperatives; appropriating money; amending Minnesota Statutes 2022, section 125A.79, subdivision 1; Laws 2023, chapter 55, article 7, section 18, subdivision 4.

Referred to the Committee on Education Finance.

**Senator Frentz introduced--**

**S.F. No. 4820:** A bill for an act relating to commerce; amending the definition of hotel; amending Minnesota Statutes 2022, section 340A.101, subdivision 13.

Referred to the Committee on Commerce and Consumer Protection.



**Senators Limmer, Lucero, and Howe introduced--**

**S.F. No. 4821:** A bill for an act relating to public safety; requiring county attorneys to record and report the reason for dismissing charges; requiring the Sentencing Guidelines Commission to report information on dismissals to the legislature; requiring county attorneys to post information on dismissals to a publicly accessible website; amending Minnesota Statutes 2022, section 244.09, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 388.

Referred to the Committee on Judiciary and Public Safety.

**Senators Limmer, Lucero, Dibble, and Maye Quade introduced--**

**S.F. No. 4822:** A bill for an act relating to data practices; defining correspondence in government record retention law; providing minimum three-year retention period for correspondence; amending Minnesota Statutes 2022, sections 15.17, subdivisions 1, 2; 138.17, subdivisions 1, 7.

Referred to the Committee on Judiciary and Public Safety.

**Senators Kreun and Latz introduced--**

**S.F. No. 4823:** A bill for an act relating to data practices; authorizing the Department of Public Safety to use verification systems to verify the identity of participants in the Transportation Security Administration's Registered Traveler program; amending Minnesota Statutes 2023 Supplement, section 171.12, subdivision 7b.

Referred to the Committee on Transportation.

**Senators Kreun and Latz introduced--**

**S.F. No. 4824:** A bill for an act relating to campaign finance; modifying certain definitions; amending Minnesota Statutes 2023 Supplement, section 10A.01, subdivision 26b.

Referred to the Committee on Elections.

**Senator Lucero introduced--**

**S.F. No. 4825:** A bill for an act relating to retirement; Public Employees Retirement Association; general employees retirement plan; modifying the requirements for rule of 90 to permit a member to retire under rule of 90 if the member purchases service credit for a period of military service that began before July 1, 1989; modifying the calculation of the purchase price for a period of military service that began before July 1, 1989; permitting members who purchased service credit before the effective date for a period of military service that began before July 1, 1989, to elect to use the service to qualify for rule of 90 retirement; amending Minnesota Statutes 2022, sections 353.0141, subdivision 3; 353.30, subdivision 1a; Minnesota Statutes 2023 Supplement, section 356.551, subdivision 2.

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

**Senators Seeberger and Kreun introduced--**

**S.F. No. 4826:** A bill for an act relating to public safety; modifying federal pipeline inspection rules for individuals performing construction or maintenance work; repealing prevailing wage exemption for broadband workers; amending Minnesota Statutes 2022, sections 299J.02, by adding a subdivision; 299J.11; repealing Minnesota Statutes 2022, section 116J.398.

Referred to the Committee on Transportation.

**Senators Kunesh, Cwodzinski, and Putnam introduced--**

**S.F. No. 4827:** A bill for an act relating to higher education; appropriating money for supplemental funding for the University of Minnesota.

Referred to the Committee on Higher Education.

**Senators Putnam, Weber, and Hauschild introduced--**

**S.F. No. 4828:** A bill for an act relating to taxation; property; modifying the definition of agricultural land for agricultural property classification; amending Minnesota Statutes 2022, section 273.13, subdivision 23.

Referred to the Committee on Taxes.

**Senator Hoffman introduced--**

**S.F. No. 4829:** A bill for an act relating to data practices; authorizing the release of a student's home address to after-school child care programs; amending Minnesota Statutes 2023 Supplement, section 13.32, subdivision 5.

Referred to the Committee on Judiciary and Public Safety.

**Senator Farnsworth introduced--**

**S.F. No. 4830:** A bill for an act relating to capital investment; amending an appropriation for a water system in the city of Buhl; amending Laws 2023, chapter 71, article 1, section 15, subdivision 5.

Referred to the Committee on Capital Investment.

**Senators Seeberger, Morrison, and Duckworth introduced--**

**S.F. No. 4831:** A bill for an act relating to human services; requiring full and equal access to all housing accommodations for any person training a dog to be a service animal; amending Minnesota Statutes 2022, sections 256C.02; 256C.025, by adding a subdivision.

Referred to the Committee on Human Services.

**Senator Morrison introduced--**

**S.F. No. 4832:** A bill for an act relating to health; requiring the commissioner of health to permit hospitals to obtain opiate antagonists through a web-based portal; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senators Seeberger and Hoffman introduced--**

**S.F. No. 4833:** A bill for an act relating to health; clarifying an existing prohibition on charging fees for medical records to certain individuals; amending Minnesota Statutes 2022, section 144.292, subdivision 6.

Referred to the Committee on Health and Human Services.

**Senator Seeberger introduced--**

**S.F. No. 4834:** A bill for an act relating to health records; modifying maximum charges for medical record request costs; revising per page and retrieval charges for medical record request costs; amending Minnesota Statutes 2022, section 144.292, subdivision 6.

Referred to the Committee on Health and Human Services.

**Senator Seeberger introduced--**

**S.F. No. 4835:** A bill for an act relating to health; establishing an Office of Emergency Medical Services to replace the Emergency Medical Services Regulatory Board; specifying duties for the office; transferring duties; establishing an advisory council; making conforming changes; amending Minnesota Statutes 2022, sections 62J.49, subdivision 1; 144E.001, by adding subdivisions; 144E.16, subdivision 5; 144E.19, subdivision 3; 144E.27, subdivision 5; 144E.28, subdivisions 5, 6; 144E.285, subdivision 6; 144E.287; 144E.305, subdivision 3; 214.025; 214.04, subdivision 2a; 214.29; 214.31; 214.355; Minnesota Statutes 2023 Supplement, sections 15A.0815, subdivision 2; 43A.08, subdivision 1a; 152.126, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 144E; repealing Minnesota Statutes 2022, sections 144E.001, subdivision 5; 144E.01; 144E.123, subdivision 5; 144E.50, subdivision 3.

Referred to the Committee on Health and Human Services.

**Senator Utke introduced--**

**S.F. No. 4836:** A bill for an act relating to taxation; sales and use; providing a refundable exemption for certain construction materials purchased for Browerville Public Schools.

Referred to the Committee on Taxes.

**Senator Wiklund introduced--**

**S.F. No. 4837:** A bill for an act relating to health carriers; providing for oversight of health maintenance organization transactions by the commissioner of health; establishing requirements for nonprofit health coverage entity conversion transactions; prohibiting certain conversion transactions; authorizing enforcement; classifying data; amending Minnesota Statutes 2022, sections 62D.02, by adding subdivisions; 62D.22, by adding a subdivision; 317A.811, subdivision 1; Minnesota Statutes 2023 Supplement, section 145D.01, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 62C; 62D; 145D.

Referred to the Committee on Health and Human Services.

**Senators Frentz and Draheim introduced--**

**S.F. No. 4838:** A bill for an act relating to human services; creating a supplemental housing support rate for a long-term residential facility in Blue Earth County; amending Minnesota Statutes 2022, section 256I.05, by adding a subdivision.

Referred to the Committee on Human Services.

**Senators Westrom, Dibble, Jasinski, and Howe introduced--**

**S.F. No. 4839:** A bill for an act relating to transportation; establishing a grant program for county pilot projects that improve access to dynamic transportation options; requiring reports; appropriating money.

Referred to the Committee on Transportation.

**Senator Mathews introduced--**

**S.F. No. 4840:** A bill for an act relating to taxation; sales and use; providing a refundable construction exemption for Big Lake Public School District.

Referred to the Committee on Taxes.

**Senator Abeler introduced--**

**S.F. No. 4841:** A bill for an act relating to human services; replacing the 2022 appropriation for the elimination of duplicative background studies; appropriating money; repealing Laws 2022, chapter 98, article 1, section 70.

Referred to the Committee on Health and Human Services.

**Senator Weber introduced--**

**S.F. No. 4842:** A bill for an act relating to capital investment; appropriating money for Phase 2 of a new highway department maintenance facility in Murray County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Gruenhagen introduced--**

**S.F. No. 4843:** A bill for an act relating to human services; imposing dispensing fee requirements on health plan companies and county-based purchasing plans providing prescription drug coverage in the medical assistance program; amending Minnesota Statutes 2022, section 256B.69, subdivision 6d.

Referred to the Committee on Health and Human Services.

**Senator Gruenhagen introduced--**

**S.F. No. 4844:** A bill for an act relating to health insurance; imposing dispensing fee requirements on health plan companies providing prescription coverage; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Commerce and Consumer Protection.

**Senator Pappas introduced--**

**S.F. No. 4845:** A bill for an act relating to state government; changing the date for a required report; amending Minnesota Statutes 2022, section 16A.642, subdivision 1.

Referred to the Committee on Capital Investment.

**Senators Xiong, Morrison, and Kunesh introduced--**

**S.F. No. 4846:** A bill for an act relating to health; establishing an advisory task force to assess the impacts of climate change on mental health; appropriating money; amending Minnesota Statutes 2023 Supplement, section 144.9981.

Referred to the Committee on Health and Human Services.

**Senator Putnam introduced--**

**S.F. No. 4847:** A bill for an act relating to capital investment; appropriating money for improvements to the Highway 10 corridor between the cities of St. Cloud and Clear Lake.

Referred to the Committee on Transportation.

**Senator Putnam introduced--**

**S.F. No. 4848:** A bill for an act relating to disaster relief; requiring the allocation of general fund surplus dollars to the disaster assistance contingency account; amending Minnesota Statutes 2022, section 16A.152, subdivision 1b; Minnesota Statutes 2023 Supplement, section 16A.152, subdivision 2.

Referred to the Committee on Finance.

**Senator Port introduced--**

**S.F. No. 4849:** A bill for an act relating to energy; establishing a program to award grants to political subdivisions to assess the feasibility of installing geothermal energy systems; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

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

**Senators Morrison and Hawj introduced--**

**S.F. No. 4850:** A bill for an act relating to environment; requiring a report on state agency salt purchases and establishing reduction goal; proposing coding for new law in Minnesota Statutes, chapter 116.

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

**Senator Maye Quade introduced--**

**S.F. No. 4851:** A bill for an act relating to health; transferring the Healthy Eating, Here at Home Program from the Minnesota Humanities Center to the Department of Health; establishing the fresh bucks pilot program; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senator Westlin introduced--**

**S.F. No. 4852:** A bill for an act relating to public safety; modifying registration and verification process for individuals required to register as predatory offenders; amending Minnesota Statutes 2022, section 243.166, subdivisions 1a, 3, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

**Senator Putnam introduced--**

**S.F. No. 4853:** A bill for an act relating to lawful gambling; modifying a provision requiring removal of certain games; amending Laws 2023, chapter 64, article 13, section 15.

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

**Senator Xiong introduced--**

**S.F. No. 4854:** A bill for an act relating to capital investment; appropriating money for a renovation of the Harriet Tubman Center East building in the city of Maplewood; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Gustafson introduced--**

**S.F. No. 4855:** A bill for an act relating to public safety; requiring hospitals to provide sexual assault forensic examinations; requiring a report; appropriating money for medical forensic coordinator positions within the Department of Public Safety; amending Minnesota Statutes 2023 Supplement, section 144.99, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senators Mitchell and Marty introduced--**

**S.F. No. 4856:** A bill for an act relating to state government; designating state entities that may have unmarked vehicles; amending Minnesota Statutes 2022, section 16B.54, subdivision 2.

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

**Senator Hawj introduced--**

**S.F. No. 4857:** A bill for an act relating to natural resources; repealing certain exceptions to prohibition on taking endangered species of plants and animals; amending Minnesota Statutes 2022, section 84.0895, subdivision 2.

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

**Senator Morrison introduced--**

**S.F. No. 4858:** A bill for an act relating to capital investment; appropriating money for improvements to The Marsh in the city of Minnetonka; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Pappas and Seeberger introduced--**

**S.F. No. 4859:** A bill for an act relating to the State Board of Investment; modifying investment standards to require sustainable investing; amending Minnesota Statutes 2022, section 11A.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 11A.

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

**Senator Wiklund introduced--**

**S.F. No. 4860:** A bill for an act relating to state government; modifying vital records provisions; amending Minnesota Statutes 2022, sections 144.212, by adding a subdivision; 144.216, subdivision 2, by adding subdivisions; 144.218, by adding a subdivision; 259.52, subdivisions 2, 4; repealing Minnesota Statutes 2022, section 144.218, subdivision 3.

Referred to the Committee on Health and Human Services.

**Senator Wiklund introduced--**

**S.F. No. 4861:** A bill for an act relating to health; modifying reporting requirements for 340B covered entities; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 2023 Supplement, section 62J.312, subdivision 6.

Referred to the Committee on Health and Human Services.

**Senator Oumou Verbeten introduced--**

**S.F. No. 4862:** A bill for an act relating to taxation; employee classification; providing that a certain uncodified provision in federal law that relates to provisions of the Internal Revenue Code does not apply; amending Minnesota Statutes 2023 Supplement, section 290.01, subdivision 31.

Referred to the Committee on Taxes.

**Senator Rest introduced--**

**S.F. No. 4863:** A bill for an act relating to energy; establishing an ongoing grant program for renewable energy projects; appropriating money from the renewable development account; amending Minnesota Statutes 2023 Supplement, section 116C.779, subdivision 1.

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

**Senator Hoffman introduced--**

**S.F. No. 4864:** A bill for an act relating to human services; removing language from Minnesota Statutes concerning expired human services reports to the legislature; amending Minnesota Statutes 2022, sections 254A.03, subdivision 1; 256B.69, subdivision 5k; 256C.233, subdivision 2; 402A.16, subdivision 2; Minnesota Statutes 2023 Supplement, section 256B.4914, subdivisions 10, 10a; repealing Minnesota Statutes 2022, sections 245G.011, subdivision 5; 252.34; 256.01, subdivisions 39, 41; 256B.79, subdivision 6; 256K.45, subdivision 2.

Referred to the Committee on Human Services.

**MOTIONS AND RESOLUTIONS**

Senator Morrison moved that the name of Senator Abeler be added as a co-author to S.F. No. 1468. The motion prevailed.

Senator Rasmusson moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 1660. The motion prevailed.

Senator Champion moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 3512. The motion prevailed.

Senator Westlin moved that the name of Senator Limmer be added as a co-author to S.F. No. 3534. The motion prevailed.



Senator Mitchell moved that the name of Senator Murphy be added as a co-author to S.F. No. 3616. The motion prevailed.

Senator Howe moved that the names of Senators Anderson and Wesenberg be added as co-authors to S.F. No. 3856. The motion prevailed.

Senator Morrison moved that the name of Senator Weber be added as a co-author to S.F. No. 3869. The motion prevailed.

Senator Hawj moved that the name of Senator Wesenberg be added as a co-author to S.F. No. 3905. The motion prevailed.

Senator Maye Quade moved that the name of Senator Boldon be added as a co-author to S.F. No. 3922. The motion prevailed.

Senator Maye Quade moved that the name of Senator Boldon be added as a co-author to S.F. No. 3923. The motion prevailed.

Senator Champion moved that the name of Senator Carlson be added as a co-author to S.F. No. 3994. The motion prevailed.

Senator Mitchell moved that the name of Senator Bahr be added as a co-author to S.F. No. 4113. The motion prevailed.

Senator Fateh moved that the name of Senator Xiong be added as a co-author to S.F. No. 4183. The motion prevailed.

Senator Fateh moved that the name of Senator Kupec be added as a co-author to S.F. No. 4235. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Champion be added as a co-author to S.F. No. 4269. The motion prevailed.

Senator Rasmusson moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 4329. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4331. The motion prevailed.

Senator Putnam moved that the name of Senator Oumou Verbeten be added as a co-author to S.F. No. 4416. The motion prevailed.

Senator Carlson moved that the name of Senator Mitchell be added as a co-author to S.F. No. 4504. The motion prevailed.

Senator Pha moved that the name of Senator Port be added as a co-author to S.F. No. 4615. The motion prevailed.

Senator Pratt moved that the name of Senator Coleman be added as a co-author to S.F. No. 4681. The motion prevailed.

Senator Rest moved that the name of Senator Weber be added as a co-author to S.F. No. 4725. The motion prevailed.

Senator McEwen moved that the names of Senators Seeberger and Marty be added as co-authors to S.F. No. 4743. The motion prevailed.

Senator McEwen moved that the name of Senator Dornink be added as a co-author to S.F. No. 4745. The motion prevailed.

Senator Pappas moved that the name of Senator Hawj be added as a co-author to S.F. No. 4758. The motion prevailed.

Senator Hoffman moved that S.F. No. 3299 be withdrawn from the Committee on Human Services and re-referred to the Committee on Health and Human Services. The motion prevailed.

Senator Boldon moved that S.F. No. 4448 be withdrawn from the Committee on Human Services and re-referred to the Committee on Health and Human Services. The motion prevailed.

Senator Pappas moved that S.F. No. 4455 be withdrawn from the Committee on Commerce and Consumer Protection and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

**Senators Jasinski, Dibble, Howe, and Coleman introduced --**

**Senate Resolution No. 80:** A Senate resolution expressing gratitude to Colonel Matt Langer for nearly 25 years of service with the Minnesota State Patrol.

Referred to the Committee on Rules and Administration.

Pursuant to Rule 26, Senator Murphy, Chair of the Committee on Rules and Administration, designated H.F. No. 3489 a Special Order to be heard immediately.

**SPECIAL ORDER**

**H.F. No. 3489:** A bill for an act relating to education; providing for public safety; modifying the grounds for the use of reasonable force in schools; defining duties and establishing minimum training requirements for school resource officers; requiring development of a school resource officer model policy; appropriating money; amending Minnesota Statutes 2022, sections 121A.582, by adding a subdivision; 123B.02, by adding a subdivision; 124E.03, by adding a subdivision; 609.06, subdivision 1; 609.379, subdivision 1; Minnesota Statutes 2023 Supplement, sections 121A.58, subdivisions 1, 2a; 121A.582, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 626.

**CALL OF THE SENATE**

Senator Westlin imposed a call of the Senate for the balance of the proceedings on H.F. No. 3489. The Sergeant at Arms was instructed to bring in the absent members.

Senator Pratt moved to amend H.F. No. 3489 as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2022, section 121A.582, is amended by adding a subdivision to read:

Subd. 1a. **Reporting.** (a) Districts must report data on their use of any reasonable force used on a student with a disability to correct or restrain the student to prevent bodily harm or death to the student or another that is consistent with the definition of physical holding under section 125A.0941, paragraph (c), as outlined in section 125A.0942, subdivision 3, paragraph (b).

(b) Beginning with the 2024-2025 school year, districts must report annually by July 15, in a form and manner determined by the commissioner, data from the prior school year about any reasonable force used on a general education student to correct or restrain the student to prevent bodily harm or death to the student or another that is consistent with the definition of physical holding under section 125A.0941, paragraph (c).

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

Sec. 2. **REPEALER.**

Laws 2023, chapter 55, article 2, section 36; and Laws 2023, chapter 55, article 12, section 4, are repealed.

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

Amend the title accordingly

## RECESS

Senator Murphy moved that the Senate do now recess subject to the call of the President. The motion prevailed.

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

The Senate resumed consideration of H.F. No. 3489 and the Pratt amendment.

Senator Drazkowski raised a point of order pursuant to Sec. 91 of Mason's Manual of Legislative Procedure.

The President ruled the point of order not well taken.

Senator Drazkowski 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  
Carlson  
Champion

Cwodzinski  
Dibble  
Dziedzic

Fateh  
Frentz  
Gustafson

Hauschild  
Hawj  
Hoffman

Klein  
Kunesh  
Kupec

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Dziedzic and Hauschild.

Those who voted in the negative were:

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

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

So the decision of the President was sustained.

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

The roll was called, and there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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

Senator Draheim moved to amend H.F. No. 3489 as follows:

Page 4, line 14, reinstate "or"

Page 4, line 15, after "another" insert ", or to prevent theft, damage, or destruction of property"

The question was taken on the adoption of the amendment.

Senator Rest moved that those not voting be excused from voting. The motion did not prevail.

Senator Rasmusson moved that the President close the roll. The motion did not prevail.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

The motion prevailed. So the amendment was adopted.

H.F. No. 3489 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 57 and nays 9, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Dziedzic and Hauschild.

Those who voted in the negative were:

Boldon  
Champion

Fateh  
Hawj

Mann  
Maye Quade

McEwen  
Mitchell

Mohamed

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

### RECESS

Senator Murphy moved that the Senate do now recess subject to the call of the President. The motion prevailed.

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

### MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 3489:

**H.F. No. 3489:** A bill for an act relating to education; providing for public safety; modifying the grounds for the use of reasonable force in schools; defining duties and establishing minimum training requirements for school resource officers; requiring development of a school resource officer model policy; appropriating money; amending Minnesota Statutes 2022, sections 121A.582, by adding a subdivision; 123B.02, by adding a subdivision; 124E.03, by adding a subdivision; 609.06, subdivision 1; 609.379, subdivision 1; Minnesota Statutes 2023 Supplement, sections 121A.58, subdivisions 1, 2a; 121A.582, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 626.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Frazier, Moller and Witte have been appointed as such committee on the part of the House.

House File No. 3489 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 11, 2024

Senator Westlin moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 3489, and that a Conference Committee of 3 members be appointed by the

Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

### **RECESS**

Senator Murphy moved that the Senate do now recess subject to the call of the President. The motion prevailed.

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

### **APPOINTMENTS**

Senator Murphy from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 3489: Senators Westlin, Oumou Verbeten, and Abeler.

Senator Murphy moved that the foregoing appointments be approved. The motion prevailed.

### **MEMBERS EXCUSED**

Senator Lang was excused from the Session of today.

### **ADJOURNMENT**

Senator Murphy moved that the Senate do now adjourn until 11:00 a.m., Wednesday, March 13, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate





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