

STATE OF MINNESOTA

Journal of the Senate

NINETY-FIRST LEGISLATURE

SEVENTY-SIXTH DAY

St. Paul, Minnesota, Thursday, March 26, 2020

The Senate met at 2:00 p.m. and was called to order by the President.

Prayer was offered by Senator Andrew Mathews.

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

The roll was called, and the following Senators answered to their names:

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 24, 2020

Dear Members of the Legislature:

Pursuant to House Concurrent Resolution No. 3, the Speaker of the House of Representatives and the Majority Leader of the Senate jointly set Thursday, March 26th, as the date to reassemble. The House will reconvene at 12:00 p.m. and the Senate will reconvene at 2:00 p.m.

Paul Gazelka
Senate Majority Leader

Melissa Hortman
Speaker of the House

March 17, 2020

The Honorable Jeremy R. Miller
President of the Senate

Dear Mr. President:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, Chapter 68, S.F. No. 3564; Chapter 69, S.F. No. 3878; and Chapter 70, S.F. No. 4334.

Sincerely,
Tim Walz, Governor

March 17, 2020

The Honorable Melissa Hortman
Speaker of the House of Representatives

The Honorable Jeremy R. Miller
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2020 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2020	Date Filed 2020
	2959	67	2:40 p.m. March 17	March 17
3564		68	2:41 p.m. March 17	March 17
3878		69	2:41 p.m. March 17	March 17
4334		70	2:42 p.m. March 17	March 17

Sincerely,
Steve Simon
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

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

S. F. No. 4334: A bill for an act relating to public health; transferring money for deposit in the public health response contingency account; establishing a health care response fund and a provider grant loan program; providing coverage of telemedicine services; amending Minnesota Statutes 2018, section 144.4199, subdivision 1, by adding a subdivision.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned March 16, 2020

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Wiklund introduced--

S.F. No. 4445: A bill for an act relating to child care; establishing a grant program to provide grants for loans to improve child care or early education sites; requiring reports; appropriating money.

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

Senator Koran introduced--

S.F. No. 4446: A bill for an act relating to health; modifying requirements for the medical cannabis program; authorizing civil remedies; establishing an affirmative defense; amending Minnesota Statutes 2018, section 152.32, by adding a subdivision; Minnesota Statutes 2019 Supplement, section 152.27, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 152.

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

Senator Wiklund introduced--

S.F. No. 4447: A bill for an act relating to child care; establishing the retaining early educators through attaining incentives now grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 119B.

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

Senators Hawj and Bigham introduced--

S.F. No. 4448: A bill for an act relating to capital investment; appropriating money for a soccer field in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Dziejczak introduced--

S.F. No. 4449: A bill for an act relating to taxation; providing sales tax exemptions and grants for disaster recovery related to properties destroyed or damaged by fire in the city of Minneapolis; appropriating money; amending Minnesota Statutes 2018, section 297A.71, by adding a subdivision; Minnesota Statutes 2019 Supplement, section 297A.75, subdivision 1.

Referred to the Committee on Taxes.

Senator Dibble introduced--

S.F. No. 4450: A resolution requesting that Congress and the United States Secretary of Homeland Security extend the date for the full implementation of the REAL ID Act and make related changes to federal law.

Referred to the Committee on Transportation Finance and Policy.

Senators Gazelka and Kent introduced--

S.F. No. 4451: A bill for an act relating to state government; providing COVID-19 response efforts; establishing a COVID-19 Minnesota fund; modifying certain authorities; providing exemptions and extensions; modifying certain fees; eliminating refill timelines for opiate or narcotic pain relievers; extending due date for filing property tax appeals; modifying loan programs; providing for unemployment insurance for certain employees affected by COVID-19; requiring reports; appropriating money for COVID-19 response efforts; amending Minnesota Statutes 2018, sections 116J.881; 116M.18, by adding a subdivision; 171.0605, subdivision 5; 241.75, subdivision 2; 609.105, subdivision 2; Minnesota Statutes 2019 Supplement, sections 41B.047, subdivisions 1, 3; 151.065, subdivisions 1, 3, 7; 152.11, subdivision 1.

Senator Gazelka moved that S.F. No. 4451 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

Senator Hoffman moved that the name of Senator Pratt be added as a co-author to S.F. No. 3848. The motion prevailed.

Senator Abeler moved that the names of Senators Miller and Clausen be added as co-authors to S.F. No. 4200. The motion prevailed.

Senator Latz moved that the name of Senator Hawj be added as a co-author to S.F. No. 4332. The motion prevailed.

Senator Howe moved that the name of Senator Simonson be added as a co-author to S.F. No. 4425. The motion prevailed.

Senators Wiger and Kent introduced --

Senate Resolution No. 226: A Senate resolution congratulating the Hill-Murray High School boys hockey team on winning the 2020 State High School Class 2A boys hockey championship.

Referred to the Committee on Rules and Administration.

Senators Gazelka and Kent introduced --

Senate Resolution No. 227: A Senate resolution amending the Temporary Rules of the Senate.

Temporary Senate Rule No. 37 is amended to read:

37. ABSENCE OF MEMBERS

A member or officer of the Senate may not be absent from a session of the Senate unless excused by the Senate. For the purposes of this rule only, a member is present when present in the Senate chamber or when voting from a location outside of the chamber, as provided in Rules 40.7 and 40.8. The name of a member excused must be printed in the Journal.

Temporary Senate Rule No. 40.2 is amended to read:

40.2 Except as provided in Rules 40.7 and 40.8, a member may vote on a question or be counted on a division only at the member's own seat in the Senate Chamber.

Temporary Senate Rule No. 40.5 is amended to read:

40.5 A roll call vote may not be interrupted except: (1) to announce the vote of a member voting remotely, as provided in Rule 40.8, and (2) to close the roll as provided in Rule 41.3.

Temporary Senate Rule No. 40 is amended by adding sections to read:

40.7 During a peacetime public health emergency, a member may vote on a question from a location outside the Senate chamber, in accordance with Rule 40.8. For the purposes of this rule, "peacetime public health emergency" means any peacetime emergency declared by the Governor in an executive order that relates to the infectious disease known as COVID-19.

40.8 When permissible under Rule 40.7, a member may authorize a designee chosen by the respective caucus leader to vote on the member's behalf while the member is at a location outside of the Senate chamber. When a member assigns the member's vote to a designee under this rule, the designee shall vote on the member's behalf as directed by the member on each question. The Secretary may adopt procedures to ensure the accurate and efficient administration of this rule.

Senator Gazelka moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 4531.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 26, 2020

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 4531: A bill for an act relating to state government; providing COVID-19 response efforts; establishing a COVID-19 Minnesota fund; modifying certain authorities; providing exemptions and extensions; modifying certain fees; eliminating refill timelines for opiate or narcotic pain relievers; extending due date for filing property tax appeals; modifying loan programs; providing for unemployment insurance for certain employees affected by COVID-19; requiring reports; appropriating money for COVID-19 response efforts; amending Minnesota Statutes 2018, sections 116J.881; 116M.18, by adding a subdivision; 171.0605, subdivision 5; 241.75, subdivision 2; 609.105, subdivision 2; Minnesota Statutes 2019 Supplement, sections 41B.047, subdivisions 1, 3; 151.065, subdivisions 1, 3, 7; 152.11, subdivision 1.

MOTIONS AND RESOLUTIONS - CONTINUED**SUSPENSION OF RULES**

Senator Gazelka moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 4531 and that the rules of the Senate be so far suspended as to give H.F. No. 4531 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 4531 was read the second time.

H.F. No. 4531 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Abeler	Chamberlain	Draheim	Gazelka	Howe
Anderson, B.	Champion	Dziedzic	Goggin	Ingebrigtsen
Anderson, P.	Clausen	Eaton	Hall	Isaacson
Bakk	Cohen	Eichorn	Hawj	Jasinski
Benson	Cwodzinski	Eken	Hayden	Jensen
Bigham	Dahms	Franzen	Hoffman	Johnson
Carlson	Dibble	Frentz	Housley	Kent

Kiffmeyer	Little	Osmek	Ruud	Weber
Klein	Marty	Pappas	Senjem	Westrom
Koran	Mathews	Pratt	Simonson	Wiger
Laine	Miller	Rarick	Sparks	Wiklund
Lang	Nelson	Relph	Tomassoni	
Latz	Newman	Rest	Torres Ray	
Limmer	Newton	Rosen	Utke	

Pursuant to Rule 40, Senator Gazelka cast the affirmative vote on behalf of the following Senators: Anderson, P.; Dahms; Hall; Housley; and Ruud.

Pursuant to Rule 40, Senator Kent cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Eaton, Isaacson, Laine, Latz, Newton, Pappas, Rest, Torres Ray, and Wiklund.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 4: A House concurrent resolution relating to adjournment of the House of Representatives and Senate until the public interest warrants it.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 26, 2020

House Concurrent Resolution No. 4: A House concurrent resolution relating to adjournment of the House of Representatives and Senate until the public interest warrants it.

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring:

1. Upon adjournment on March 26, 2020, the House of Representatives and the Senate may set the next day of meeting for April 14, 2020, or may stand adjourned until the second day after members of the House of Representatives and the Senate are notified to assemble pursuant to section 2, whichever is earlier. The speaker of the House of Representatives and the majority leader of the Senate, respectively, may set the precise time of day members shall reassemble under this section or section 2.

2. The speaker of the House of Representatives and the majority leader of the Senate, acting jointly after providing advance notice to the minority leader of the House of Representatives and the minority leader of the Senate, shall notify the members of the House of Representatives and

Senate, respectively, to reassemble whenever the public interest, in the opinion of the speaker of the House of Representatives and the majority leader in the Senate, warrants it.

3. By the adoption of this resolution, each house consents to adjournment of the other house for more than three days.

Senator Gazelka moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until Tuesday, April 14, 2020, or until a date and time determined pursuant to House Concurrent Resolution No. 4. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate