

STATE OF MINNESOTA

# Journal of the Senate

NINETY-FIRST LEGISLATURE

---

THIRD SPECIAL SESSION

FIRST DAY

St. Paul, Minnesota, Wednesday, August 12, 2020

The Senate met at 12:00 noon and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Sara E. Morse.

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

The Secretary called the roll by legislative district in numerical order as follows:

First District.....	Mark Johnson
Second District.....	Paul J. Utke
Third District.....	Thomas M. Bakk
Fourth District.....	Kent Eken
Fifth District.....	Justin D. Eichorn
Sixth District.....	David J. Tomassoni
Seventh District.....	Erik Simonson
Eighth District.....	Bill Ingebrigtsen
Ninth District.....	Paul E. Gazelka
Tenth District.....	Carrie Ruud
Eleventh District.....	Jason Rarick
Twelfth District.....	Torrey N. Westrom
Thirteenth District.....	Jeff R. Howe
Fourteenth District.....	Jerry Relph
Fifteenth District.....	Andrew Mathews
Sixteenth District.....	Gary H. Dahms
Seventeenth District.....	Andrew R. Lang
Eighteenth District.....	Scott J. Newman
Nineteenth District.....	Nick A. Frentz
Twentieth District.....	Rich Draheim
Twenty-First District.....	Michael P. Goggin
Twenty-Second District.....	Bill Weber

Twenty-Third District. . . . .	Julie A. Rosen
Twenty-Fourth District. . . . .	John R. Jasinski
Twenty-Fifth District. . . . .	David H. Senjem
Twenty-Sixth District. . . . .	Carla J. Nelson
Twenty-Seventh District. . . . .	Dan Sparks
Twenty-Eighth District. . . . .	Jeremy R. Miller
Twenty-Ninth District. . . . .	Bruce D. Anderson
Thirtieth District. . . . .	Mary Kiffmeyer
Thirty-First District. . . . .	Michelle R. Benson
Thirty-Second District. . . . .	Mark W. Koran
Thirty-Third District. . . . .	David J. Osmek
Thirty-Fourth District. . . . .	Warren Limmer
Thirty-Fifth District. . . . .	Jim Abeler
Thirty-Sixth District. . . . .	John A. Hoffman
Thirty-Seventh District. . . . .	Jerry Newton
Thirty-Eighth District. . . . .	Roger C. Chamberlain
Thirty-Ninth District. . . . .	Karin Housley
Fortieth District. . . . .	Chris A. Eaton
Forty-First District. . . . .	Carolyn Laine
Forty-Second District. . . . .	Jason Isaacson
Forty-Third District. . . . .	Charles W. Wiger
Forty-Fourth District. . . . .	Paul T. Anderson
Forty-Fifth District. . . . .	Ann H. Rest
Forty-Sixth District. . . . .	Ron Latz
Forty-Seventh District. . . . .	Scott M. Jensen
Forty-Eighth District. . . . .	Steve A. Cwodzinski
Forty-Ninth District. . . . .	Melisa Franzen
Fiftieth District. . . . .	Melissa H. Wiklund
Fifty-First District. . . . .	Jim Carlson
Fifty-Second District. . . . .	Matt D. Klein
Fifty-Third District. . . . .	Susan Kent
Fifty-Fourth District. . . . .	Karla Bigham
Fifty-Fifth District. . . . .	Eric R. Pratt
Fifty-Sixth District. . . . .	Dan D. Hall
Fifty-Seventh District. . . . .	Greg D. Clausen
Fifty-Eighth District. . . . .	Matt Little
Fifty-Ninth District. . . . .	Bobby Joe Champion
Sixtieth District. . . . .	Kari Dziedzic
Sixty-First District. . . . .	D. Scott Dibble

- Sixty-Second District..... Jeff Hayden
- Sixty-Third District..... Patricia Torres Ray
- Sixty-Fourth District..... Richard J. Cohen
- Sixty-Fifth District..... Sandra L. Pappas
- Sixty-Sixth District..... John Marty
- Sixty-Seventh District..... FOUNG HAWJ

The President declared a quorum present.

**STATE OF MINNESOTA  
PROCLAMATION FOR SPECIAL SESSION 2020**

WHEREAS: The Ninety-First Legislature adjourned its regular session on May 17, 2020; and

WHEREAS: I called the Legislature into special sessions in June and July, 2020, the Legislature adjourned both of those special sessions, and the Legislature is not currently in session; and

WHEREAS: The COVID-19 pandemic continues to threaten Minnesotans and burden our State's resources; and

WHEREAS: The Minnesota Constitution allows the Governor to call a special session of the Legislature on extraordinary occasions; and

WHEREAS: Minnesota Statutes 2019, section 12.31, subdivision 2(b), provides that, if the Governor determines a need to extend a peacetime emergency beyond 30 days and the Legislature is not sitting in session, the Governor must issue a call immediately convening both houses of the Legislature; and

WHEREAS: An extraordinary occasion, as envisioned by the Minnesota Constitution, has arisen, and it is necessary to extend the COVID-19 Peacetime Emergency originally declared on March 13, 2020.

NOW, THEREFORE, I, TIM WALZ, Governor of Minnesota, by the authority vested in me by Article IV, Section 12 of the Minnesota Constitution and Sections 4.03 and 12.31 of the Minnesota Statutes, summon the members of the Legislature to convene in a Third Special Session on Wednesday, August 12, 2020 at 12:00 p.m. at the State Capitol in Saint Paul, Minnesota.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol on Friday, August 7, 2020.

Tim Walz, Governor

Steve Simon, Secretary of State

**MOTIONS AND RESOLUTIONS**

**Senators Gazelka and Kent introduced --**

**Senate Resolution No. 1:** A Senate resolution relating to organization and operation of the Senate during the Special Session.

BE IT RESOLVED by the Senate of the State of Minnesota:

The Senate is organized under Minnesota Statutes, sections 3.073 and 3.103.

The Temporary Rules of the Senate for the 91st Legislature are the Rules for the Special Session, except that Rules 3.6, 5, and 9 are not operative other than as provided in this resolution.

The Committee on Rules and Administration is established in the same manner and with the same powers as in the 91st Legislature.

With respect to Rule 30, Reconsideration, a notice of intention to move for reconsideration is not in order, but a motion to reconsider may be made, and when made has priority over other business except a motion to adjourn.

Senator Gazelka moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; and Lang.

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

The motion prevailed. So the resolution was adopted.

**Senators Gazelka and Kent introduced --**

**Senate Resolution No. 2:** A Senate resolution relating to notifying the House of Representatives and the Governor that the Senate is organized.

BE IT RESOLVED by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the House of Representatives and the Governor that the Senate is now duly organized under the Minnesota Constitution and Minnesota Statutes.

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 Executive and Official Communications and Introduction and First Reading of Senate Bills.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

The following communication was received.

August 12, 2020

Cal R. Ludeman  
Secretary of the Senate

Secretary Ludeman,

Pursuant to Rule 8.1, all appointments requiring the advice and consent of the Senate that were referred to committees during the meeting of the 91st Legislature and not finally acted upon by the Senate are returned to the same committees to which they were previously referred. Any appointments returned to a committee not organized pursuant to Senate Resolution No. 1, are instead re-referred to the Committee on Rules and Administration.

Sincerely,  
Jeremy R. Miller  
President of the Senate

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senators Abeler, Hoffman, Kiffmeyer, Isaacson, and Koran introduced--**

**S.F. No. 1:** A bill for an act relating to human services; modifying customized living quality improvement grants; extending portions of a COVID-19 peacetime emergency modification to economic assistance program application requirements; establishing retention and public health grants; appropriating money; amending Laws 2019, First Special Session chapter 9, article 4, section

28; article 14, section 2, subdivision 27; Laws 2020, First Special Session chapter 7, section 1, subdivision 2.

Senator Gazelka moved that S.F. No. 1 be laid on the table. The motion prevailed.

**Senators Limmer and Ingebrigtsen introduced--**

**S.F. No. 2:** A bill for an act relating to public safety; delaying the effective date of the first meeting of the Ensuring Police Excellence and Improving Community Relations Advisory Council; delaying the effective dates of certain training requirements for peace officers; amending an appropriation to the Peace Officer Standards and Training Board to permit the hiring of staff; amending Minnesota Statutes 2018, sections 626.8457, subdivision 3, as amended; 626.8469, subdivision 1, as amended; Laws 2020, Second Special Session chapter 1, sections 15, subdivision 4; 22, subdivision 2; 35.

Senator Gazelka moved that S.F. No. 2 be laid on the table. The motion prevailed.

**Senators Abeler and Hoffman introduced--**

**S.F. No. 3:** A bill for an act relating to health occupations; creating a psychology interjurisdictional compact; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Rules and Administration.

**Senator Benson introduced--**

**S.F. No. 4:** A bill for an act relating to investigation of civil unrest; creating a commission to investigate and determine facts surrounding government responses to the tragic events and civil unrest of May and June of 2020; requiring a report; appropriating money.

Referred to the Committee on Rules and Administration.

**Senators Relph, Miller, and Tomassoni introduced--**

**S.F. No. 5:** A bill for an act relating to human services; modifying customized living quality improvement grants; extending portions of a COVID-19 peacetime emergency modification to economic assistance program application requirements; establishing retention and public health grants; appropriating money; amending Laws 2019, First Special Session chapter 9, article 4, section 28; article 14, section 2, subdivision 27; Laws 2020, First Special Session chapter 7, section 1, subdivision 2.

Referred to the Committee on Rules and Administration.

**Senator Senjem introduced--**

**S.F. No. 6:** A bill for an act relating to capital investment; appropriating money for the safe routes to school grant program; authorizing the sale and issuance of state bonds.

Referred to the Committee on Rules and Administration.

**Senator Ingebrigtsen introduced--**

**S.F. No. 7:** A bill for an act relating to environment; imposing moratorium on adopting vehicle emissions standards.

Referred to the Committee on Rules and Administration.

**Senator Rarick introduced--**

**S.F. No. 8:** A bill for an act relating to corrections; prohibiting the commissioner of corrections from closing or reducing staffing for the Willow River Challenge Incarceration Program; amending Minnesota Statutes 2018, section 244.172, by adding a subdivision.

Referred to the Committee on Rules and Administration.

**Senator Pappas introduced--**

**S.F. No. 9:** A bill for an act relating to retirement; establishing the Minnesota secure choice retirement program; proposing coding for new law as Minnesota Statutes, chapter 187.

Referred to the Committee on Rules and Administration.

**Senator Pappas introduced--**

**S.F. No. 10:** A bill for an act relating to employment; providing for earned sick and safe time; authorizing rulemaking; imposing civil penalties; requiring reports; proposing coding for new law in Minnesota Statutes, chapters 177; 181; repealing Minnesota Statutes 2019 Supplement, section 181.9413.

Referred to the Committee on Rules and Administration.

**Senator Rest introduced--**

**S.F. No. 11:** A bill for an act relating to taxation; metropolitan revenue distribution; increasing the amount in the livable communities fund; amending Minnesota Statutes 2018, section 473F.08, subdivision 3b.

Referred to the Committee on Rules and Administration.

**Senator Rest introduced--**

**S.F. No. 12:** A bill for an act relating to taxation; property; modifying valuation and taxation of railroad property; amending Minnesota Statutes 2018, sections 270.80, subdivisions 1, 2, 3, 4, by adding subdivisions; 270.81, subdivisions 1, 3, by adding a subdivision; 270.82; 270.83, subdivisions 1, 2; 270.84; 270.86; 270.87; 272.02, subdivision 9; repealing Minnesota Statutes 2018, sections 270.81, subdivision 4; 270.83, subdivision 3; Minnesota Rules, parts 8106.0100, subparts 1, 2, 3, 4, 5, 6, 7, 8, 10, 12, 13, 14, 17, 17a, 18, 19, 20, 21; 8106.0300, subparts 1, 3; 8106.0400; 8106.0500; 8106.0600; 8106.0700; 8106.0800; 8106.9900.

Referred to the Committee on Rules and Administration.

**MOTIONS AND RESOLUTIONS - CONTINUED**

Senator Gazelka moved that S.F. No. 1 be taken from the table. The motion prevailed.

**S.F. No. 1:** A bill for an act relating to human services; modifying customized living quality improvement grants; extending portions of a COVID-19 peacetime emergency modification to economic assistance program application requirements; establishing retention and public health grants; appropriating money; amending Laws 2019, First Special Session chapter 9, article 4, section 28; article 14, section 2, subdivision 27; Laws 2020, First Special Session chapter 7, section 1, subdivision 2.

**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 S.F. No. 1 and that the rules of the Senate be so far suspended as to give S.F. No. 1 its second and third reading and place it on its final passage. The motion prevailed.

S.F. No. 1 was read the second time.

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

Page 6, line 13, delete "31" and insert "30"

Page 7, line 3, delete ", acting under the governor's authority under Minnesota Statutes,"

Page 7, line 4, delete "section 12.36,"

Page 9, line 17, delete ", acting under the governor's authority under"

Page 9, line 18, delete "Minnesota Statutes, section 12.36,"

The motion prevailed. So the amendment was adopted.

S.F. No. 1 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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	Wiklund
Cwodzinski	Hayden	Lang	Relph	
Dahms	Hoffman	Latz	Rest	
Dibble	Housley	Limmer	Rosen	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Ingebrigtsen; Jensen; Johnson; Koran; and Lang.

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

So the bill, as amended, was passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

#### Senator Gazelka introduced --

**Senate Concurrent Resolution No. 1:** A Senate concurrent resolution relating to Minnesota's peacetime emergency; terminating the peacetime emergency pursuant to the authority granted under Minnesota Statutes, section 12.31, subdivision 2, paragraph (b).

WHEREAS, Governor Walz signed Executive Order 20-01, a declaration of a peacetime emergency on March 13, 2020; and

WHEREAS, the Executive Council of the State extended that peacetime emergency for up to 30 days, on March 16, 2020; and

WHEREAS, on May 13, 2020, by Executive Order 20-55, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Order 20-35, until June 12, 2020; and

WHEREAS, on June 12, 2020, by Executive Order 20-75, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Orders 20-35 and 20-55 until July 13, 2020; and

WHEREAS, on July 13, 2020, by Executive Order 20-78, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Orders 20-35, 20-55, and 20-75 until August 12, 2020; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota, the House of Representatives concurring: that the legislature exercises its authority under Minnesota Statutes, section 12.31, subdivision 2, paragraph (b), terminating the peacetime emergency declared under Executive Order 20-01, and extended under subsequent executive orders, on the day following the adoption of this resolution by the House of Representatives of the State of Minnesota.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and those of the Speaker of the House of Representatives, the Chair of the Senate Rules and Administration Committee, and the Chief Clerk of the House of Representatives, and transmit it to the Governor of the State of Minnesota.

Senator Gazelka moved the adoption of the foregoing resolution.

Senator Little moved to amend Senate Concurrent Resolution No. 1 as follows:

Page 1, line 21, delete everything after "following" and insert "publication of a seven-day moving average of new COVID-19 cases in Minnesota that is less than 200 cases in a seven-day period following the adoption of this resolution."

Page 1, delete line 22

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 14 and nays 53, as follows:

Those who voted in the affirmative were:

Cwodzinski	Franzen	Isaacson	Marty	Torres Ray
Dibble	Frentz	Klein	Pappas	Wiger
Dziedzic	Hawj	Little	Sparks	

Pursuant to Rule 40, Senator Kent cast the affirmative vote on behalf of the following Senators: Isaacson, Marty, Sparks, and Torres Ray.

Those who voted in the negative were:

Abeler	Dahms	Howe	Limmer	Rosen
Anderson, B.	Draheim	Ingebrigtsen	Mathews	Ruud
Anderson, P.	Eaton	Jasinski	Miller	Senjem
Bakk	Eichorn	Jensen	Nelson	Simonson
Benson	Eken	Johnson	Newman	Tomassoni
Bigham	Gazelka	Kent	Newton	Utke
Carlson	Goggin	Kiffmeyer	Osmek	Weber
Chamberlain	Hall	Koran	Pratt	Westrom
Champion	Hayden	Laine	Rarick	Wiklund
Clausen	Hoffman	Lang	Relph	
Cohen	Housley	Latz	Rest	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; and Lang.

Pursuant to Rule 40, Senator Kent cast the negative vote on behalf of the following Senators: Carlson, Champion, Clausen, Eaton, Hayden, Laine, Latz, Newton, Rest, and Wiklund.

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

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 36 and nays 31, as follows:

Those who voted in the affirmative were:

Abeler	Eken	Jensen	Nelson	Senjem
Anderson, B.	Gazelka	Johnson	Newman	Utke
Anderson, P.	Goggin	Kiffmeyer	Osmek	Weber
Benson	Hall	Koran	Pratt	Westrom
Chamberlain	Housley	Lang	Rarick	
Dahms	Howe	Limmer	Relph	
Draheim	Ingebrigtsen	Mathews	Rosen	
Eichorn	Jasinski	Miller	Ruud	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; and Lang.

Those who voted in the negative were:

Bakk	Dibble	Hoffman	Marty	Torres Ray
Bigham	Dziedzic	Isaacson	Newton	Wiger
Carlson	Eaton	Kent	Pappas	Wiklund
Champion	Franzen	Klein	Rest	
Clausen	Frentz	Laine	Simonson	
Cohen	Hawj	Latz	Sparks	
Cwodzinski	Hayden	Little	Tomassoni	

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

The motion prevailed. So the resolution was adopted.

### **MOTIONS AND RESOLUTIONS - CONTINUED**

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 Introduction and First Reading of Senate Bills.

### **MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to inform you that the House of Representatives of the State of Minnesota is now duly organized for the 2020 Third Special Session pursuant to law.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted August 12, 2020

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senators Pratt, Pappas, and Benson introduced--**

**S.F. No. 13:** A bill for an act relating to capital investment; modifying an appropriation for the Southeast Asian Language Job Training Facility in St. Paul; amending Laws 2018, chapter 214, article 1, section 21, subdivision 28, as amended.

Senator Gazelka moved that S.F. No. 13 be laid on the table. The motion prevailed.

**Senators Chamberlain; Ruud; Lang; Anderson, B.; and Howe introduced--**

**S.F. No. 14:** A bill for an act relating to crime; providing guidance to courts on sentencing veterans for criminal offenses related to a service-related disorder; proposing coding for new law in Minnesota Statutes, chapter 609.

Senator Gazelka moved that S.F. No. 14 be laid on the table. The motion prevailed.

**Senators Draheim; Anderson, P.; Hall; and Nelson introduced--**

**S.F. No. 15:** A bill for an act relating to higher education; restricting additional fees and differential tuition for certain online courses; proposing coding for new law in Minnesota Statutes, chapters 136F; 137.

Referred to the Committee on Rules and Administration.

**Senator Cwodzinski introduced--**

**S.F. No. 16:** A bill for an act relating to crime; providing guidance to courts on sentencing veterans for criminal offenses related to a service-related disorder; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Rules and Administration.

**Senator Little introduced--**

**S.F. No. 17:** A bill for an act relating to health care; establishing an insulin registration fee; modifying the Alec Smith Insulin Affordability Act; appropriating money; amending Laws 2020, chapter 73, section 4, subdivisions 3, as amended, 6.

Referred to the Committee on Rules and Administration.

**Senators Tomassoni, Eichorn, and Bakk introduced--**

**S.F. No. 18:** A bill for an act relating to unemployment insurance; authorizing additional unemployment insurance benefits for certain mining employees.

Referred to the Committee on Rules and Administration.

**Senators Tomassoni and Eichorn introduced--**

**S.F. No. 19:** A bill for an act relating to state government; requiring equitable geographic distribution of state employee layoffs; amending Minnesota Statutes 2018, section 43A.046.

Referred to the Committee on Rules and Administration.

**Senators Dibble, Eken, Kent, Bigham, and Marty introduced--**

**S.F. No. 20:** A bill for an act relating to health; modifying electronic monitoring requirements; modifying Board of Executives for Long-Term Service and Supports fees; establishing private enforcement of certain rights; establishing a private cause of action for retaliation in certain long-term care settings; modifying infection control requirements in certain long-term care settings; modifying hospice and assisted living bills of rights; establishing consumer protections for clients receiving assisted living services; prohibiting termination of assisted living services during a peacetime emergency; establishing procedures for transfer of clients receiving certain long-term care services during a peacetime emergency; requiring the commissioner of health to establish a state plan to control SARS-CoV-2 infections in certain long-term care settings; establishing the Long-Term Care COVID-19 Task Force; changing provisions for nursing homes, home care, and assisted living; requiring a report; appropriating money; amending Minnesota Statutes 2018, sections 144.56, by adding subdivisions; 144.652, by adding a subdivision; 144A.04, by adding subdivisions; 144A.751, subdivision 1; 144G.03, by adding subdivisions; Minnesota Statutes 2019 Supplement, sections 144.6502, subdivision 3, by adding a subdivision; 144.6512, by adding subdivisions; 144A.291, subdivision 2; 144A.4798, subdivision 3, by adding subdivisions; 144G.07, by adding subdivisions; 144G.08, subdivisions 7, 9, 23, by adding a subdivision; 144G.09, subdivision 3; 144G.10, subdivision 1, by adding a subdivision; 144G.42, subdivision 9, by adding subdivisions; 144G.45, subdivisions 2, 5; 144G.91, by adding a subdivision; 144G.92, subdivision 5, by adding a subdivision; Laws 2019, chapter 60, article 1, section 46; article 5, section 2; proposing coding for new law in Minnesota Statutes, chapters 144A; 144G.

Referred to the Committee on Rules and Administration.

**Senators Osmek and Howe introduced--**

**S.F. No. 21:** A bill for an act relating to local government aid; making modifications related to public safety; withholding local government aid from a city that reduces the number of peace officers; proposing coding for new law in Minnesota Statutes, chapter 477A.

Referred to the Committee on Rules and Administration.

**Senators Little and Abeler introduced--**

**S.F. No. 22:** A bill for an act relating to unemployment insurance; modifying eligibility requirements for school contractors; amending Minnesota Statutes 2018, section 268.085, subdivision 8.

Referred to the Committee on Rules and Administration.

**Senators Eichorn, Tomassoni, and Ingebrigtsen introduced--**

**S.F. No. 23:** A bill for an act relating to corrections; prohibiting the commissioner of corrections from closing or reducing staffing for the Togo Challenge Incarceration Program; amending Minnesota Statutes 2018, section 244.172, by adding a subdivision.

Referred to the Committee on Rules and Administration.

**Senators Dziedzic and Rest introduced--**

**S.F. No. 24:** A bill for an act relating to taxation; property; providing limited waiver of requirement that property taxes be paid prior to removal of structures.

Referred to the Committee on Rules and Administration.

**MOTIONS AND RESOLUTIONS - CONTINUED**

Senator Gazelka moved that S.F. No. 14 be taken from the table. The motion prevailed.

**S.F. No. 14:** A bill for an act relating to crime; providing guidance to courts on sentencing veterans for criminal offenses related to a service-related disorder; proposing coding for new law in Minnesota Statutes, chapter 609.

**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 S.F. No. 14 and that the rules of the Senate be so far suspended as to give S.F. No. 14 its second and third reading and place it on its final passage. The motion prevailed.

S.F. No. 14 was read the second time.

S.F. No. 14 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	Cohen	Frentz	Isaacson	Latz
Anderson, B.	Cwodzinski	Gazelka	Jasinski	Limmer
Anderson, P.	Dahms	Goggin	Jensen	Little
Bakk	Dibble	Hall	Johnson	Marty
Benson	Draheim	Hawj	Kent	Mathews
Bigham	Dziedzic	Hayden	Kiffmeyer	Miller
Carlson	Eaton	Hoffman	Klein	Nelson
Chamberlain	Eichorn	Housley	Koran	Newman
Champion	Eken	Howe	Laine	Newton
Clausen	Franzen	Ingebrigtsen	Lang	Osmek

Pappas	Rest	Simonson	Utke	Wiklund
Pratt	Rosen	Sparks	Weber	
Rarick	Ruud	Tomassoni	Westrom	
Relph	Senjem	Torres Ray	Wiger	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; and Lang.

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

So the bill passed and its title was agreed to.

### RECESS

Senator Benson moved that the Senate do now recess subject to the call of the President. The motion prevailed.

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

### MOTIONS AND RESOLUTIONS - CONTINUED

Senator Abeler moved that the name of Senator Dibble be added as a co-author to S.F. No. 3. The motion prevailed.

Senator Rest moved that the names of Senators Eaton, Latz, Dibble, and Hoffman be added as co-authors to S.F. No. 12. The motion prevailed.

#### **Senator Abeler introduced --**

**Senate Resolution No. 3:** A Senate resolution honoring the Dan and Cory Pearson Family of Anoka County for being named a 2020 Farm Family of the Year.

Referred to the Committee on Rules and Administration.

#### **Senators Nelson and Senjem introduced --**

**Senate Resolution No. 4:** A Senate resolution recognizing Mayo Clinic for ranking as the top hospital in the nation by U.S. News & World Report in 2020.

Referred to the Committee on Rules and Administration.

#### **Senator Clausen introduced --**

**Senate Resolution No. 5:** A Senate resolution congratulating Gianna Freking of Rosemount High School on winning the 2020 US Lacrosse Jackie Pitts Award for the Minnesota Chapter

Referred to the Committee on Rules and Administration.

**Senator Anderson, B. introduced --**

**Senate Resolution No. 6:** A Senate resolution honoring the Amelia and Nick Neaton Family of Wright County for being named a 2020 Farm Family of the Year.

Referred to the Committee on Rules and Administration.

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. 2.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted August 12, 2020

**FIRST READING OF HOUSE BILLS**

The following bill was read the first time.

**H.F. No. 2:** A bill for an act relating to public safety; delaying the effective date of the first meeting of the Ensuring Police Excellence and Improving Community Relations Advisory Council; delaying the effective dates of certain training requirements for peace officers; amending an appropriation to the Peace Officer Standards and Training Board to permit the hiring of staff; amending Minnesota Statutes 2018, sections 626.8457, subdivision 3, as amended; 626.8469, subdivision 1, as amended; Laws 2020, Second Special Session chapter 1, sections 15, subdivision 4; 22, subdivision 2; 35.

**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. 2 and that the rules of the Senate be so far suspended as to give H.F. No. 2 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 2 was read the second time.

H.F. No. 2 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 61 and nays 6, as follows:



Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; Lang, and Nelson.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Bigham, Clausen, Isaacson, Laine, Latz, Marty, Newton, Sparks, and Wiklund.

Those who voted in the negative were:

Carlson	Eaton	Rest
Champion	Hayden	Torres Ray

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Carlson, Champion, Eaton, Hayden, Rest, and Torres Ray.

So the bill passed and its title was agreed to.

### CONFIRMATION

Senator Gazelka moved that the appointment of the Commissioner of the Department of Labor and Industry be withdrawn from the Committee on Rules and Administration. The motion prevailed.

Senator Gazelka moved that the Senate do now consent to and confirm the appointment of:

#### DEPARTMENT OF LABOR AND INDUSTRY COMMISSIONER

Nancy Leppink, 443 Lafayette Rd. N., Saint Paul, Ramsey County, effective March 4, 2019, for a term expiring on January 2, 2023.

Senator Simonson moved that the appointment of the Commissioner of the Department of Labor and Industry be laid on the table. The motion prevailed.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

Bakk	Carlson	Clausen	Cwodzinski	Dziedzic
Bigham	Champion	Cohen	Dibble	Eaton

Eken	Hoffman	Latz	Rest	Wiger
Franzen	Isaacson	Little	Simonson	Wiklund
Frentz	Kent	Marty	Sparks	
Hawj	Klein	Newton	Tomassoni	
Hayden	Laine	Pappas	Torres Ray	

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Champion, Clausen, Eaton, Hawj, Hayden, Laine, Latz, Little, Marty, Newton, Rest, Sparks, Torres Ray, and Wiklund.

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Relph
Anderson, B.	Gazelka	Jensen	Miller	Rosen
Anderson, P.	Goggin	Johnson	Nelson	Ruud
Benson	Hall	Kiffmeyer	Newman	Senjem
Chamberlain	Housley	Koran	Osmek	Utke
Dahms	Howe	Lang	Pratt	Weber
Draheim	Ingebrigtsen	Limmer	Rarick	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; Lang; and Nelson.

The motion did not prevail.

The question was taken on the adoption of the Gazelka motion to consent to and confirm the appointment of Nancy Leppink.

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

Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Little	Tomassoni
Bigham	Dziedzic	Hoffman	Marty	Torres Ray
Carlson	Eaton	Isaacson	Newton	Wiger
Champion	Eken	Kent	Pappas	Wiklund
Clausen	Franzen	Klein	Rest	
Cohen	Frentz	Laine	Simonson	
Cwodzinski	Hawj	Latz	Sparks	

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Champion, Clausen, Eaton, Hayden, Laine, Latz, Little, Marty, Newton, Rest, Sparks, Torres Ray, and Wiklund.

Those who voted in the negative were:

Anderson, B.	Gazelka	Jensen	Miller	Rosen
Anderson, P.	Goggin	Johnson	Nelson	Ruud
Benson	Hall	Kiffmeyer	Newman	Senjem
Chamberlain	Housley	Koran	Osmek	Utke
Dahms	Howe	Lang	Pratt	Weber
Draheim	Ingebrigtsen	Limmer	Rarick	Westrom
Eichorn	Jasinski	Mathews	Relph	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Jensen; Johnson; Koran; Lang; and Nelson.

The motion did not prevail. So the Senate refused to consent and the appointment was not confirmed.

### **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 passage by the House of the following Senate File, herewith returned: S.F. No. 1.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned August 12, 2020

Mr. President:

I have the honor to inform you that the House of Representatives of the State of Minnesota is about to adjourn the 2020 Third Special Session sine die.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted August 12, 2020

### **MOTIONS AND RESOLUTIONS - CONTINUED**

**Senators Gazelka and Kent introduced --**

**Senate Resolution No. 7:** A Senate resolution relating to adjournment of the Special Session.

BE IT RESOLVED by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the Governor and the House of Representatives that the Senate is about to adjourn the Special Session sine die.

The Secretary of the Senate may correct and approve the Journal of the Senate for the Special Session.

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

### **MEMBERS EXCUSED**

Senators Marty and Westrom were excused from the Session of today from 12:00 noon to 1:00 p.m.

**ADJOURNMENT**

Senator Gazelka moved that the Senate do now adjourn the Special Session sine die. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

# INDEX TO DAILY JOURNAL

Wednesday, August 12, 2020

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

Page 5

## MESSAGES FROM THE HOUSE AND FIRST READING OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
.....	19	2 .....	16	16

## SUSPENSION OF RULES

S.F. Nos.	Page	H.F. Nos.	Page
1 .....	8	2 .....	16
14 .....	14		

## SECOND READINGS

S.F. Nos.	Page	H.F. Nos.	Page
1 .....	8	2 .....	16
14 .....	14		

## INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 1 to 12 .....	Pages 5 to 8
S.F. Nos. 13 to 24 .....	Pages 12 to 14

## MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
1 .....	8		
1 .....	8		
3 .....	15		
12 .....	15		
14 .....	14		
14 .....	14		

Sen. Res.	
No. 1 .....	4
Sen. Res.	
No. 1 .....	9
Sen. Res.	
No. 2 .....	5
Sen. Res.	
No. 3 .....	15
Sen. Res.	
No. 4 .....	15
Sen. Res.	
No. 5 .....	15
Sen. Res.	
No. 6 .....	16
Sen. Res.	
No. 7 .....	19

### THIRD READINGS

S.F. Nos.	Page
1 .....	8
14 .....	14

H.F. Nos.	Page
2 .....	16