

STATE OF MINNESOTA

Journal of the Senate

NINETY-SECOND LEGISLATURE

TWENTY-FOURTH DAY

St. Paul, Minnesota, Thursday, March 11, 2021

The Senate met at 10:00 a.m. and was called to order by the President.

The members of the Senate paused for a moment of silent prayer and reflection.

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

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

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

Pursuant to Rule 14.1, the President announced the following members intend to vote under Rule 40.7: Anderson, Carlson, Champion, Clausen, Coleman, Eaton, Eken, Isaacson, Latz, Marty, Newman, Newton, Osmek, Senjem, Torres Ray, and Wiklund.

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 inform the Senate that the House of Representatives invites and is ready to meet with the Senate in Joint Convention on Monday, March 15, 2021, at 6:00 p.m., for the purpose of electing members to the Board of Regents of the University of Minnesota.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 10, 2021

Senator Gazelka moved that the Senate accept the invitation of the House of Representatives to meet in Joint Convention in the House Chamber at 6:00 p.m., Monday, March 15, 2021, to elect members to the Board of Regents of the University of Minnesota. The motion prevailed.

REPORTS OF COMMITTEES

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

Senator Rarick from the Committee on Labor and Industry Policy, to which was referred

S.F. No. 62: A bill for an act relating to the State Building Code; exempting new buildings with pitched roofs from requiring dedicated anchorages for window cleaning; amending Minnesota Statutes 2020, section 326B.106, subdivision 4.

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

Senator Rarick from the Committee on Labor and Industry Policy, to which was referred

S.F. No. 1087: A bill for an act relating to code enforcement; establishing a waiver process to the State Building Code and State Fire Code for members of recognized tribes; proposing coding for new law in Minnesota Statutes, chapters 299F; 326B.

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

Senator Rarick from the Committee on Labor and Industry Policy, to which was referred

S.F. No. 1114: A bill for an act relating to State Building Code; authorizing border cities to adopt changes to the code related to frost footing depth; amending Minnesota Statutes 2020, section 326B.121, subdivision 2.

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

Senator Rarick from the Committee on Labor and Industry Policy, to which was referred

S.F. No. 802: A bill for an act relating to the State Building Code; exempting single-family homes from the window fall prevention device code; amending Minnesota Statutes 2020, section 326B.106, subdivision 7.

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

Page 1, line 7, before "The" insert "(a)"

Page 1, line 15, delete the new language

Page 1, after line 16, insert:

"(b) In one and two-family dwellings and townhouses, as defined in Minnesota Rules, part 1309.0202, subpart 1, window fall prevention devices are not required when: (1) the lowest part of the window opening of an operable window is a minimum of 24 inches above the finished floor of the room in which the window is located; or (2) the lowest part of the opening of an operable window is located 72 inches or less above the exterior grade below."

Amend the title as follows:

Page 1, line 2, delete "single-family homes" and insert "one and two-family dwellings and townhouses"

Page 1, line 3, before the semicolon, insert "under certain conditions"

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was referred

S.F. No. 1836: A bill for an act relating to state property; requiring sale of certain surplus property in city of St. Paul.

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

Page 1, after line 4, insert:

"Section 1. Minnesota Statutes 2020, section 16B.281, subdivision 3, is amended to read:

Subd. 3. **Notice to agencies; determination of surplus.** The commissioner of administration shall send written notice to all state departments, agencies, and the University of Minnesota describing any lands or tracts that may be declared surplus. For any property designated as a historic place under section 138.664 or a historic site under section 138.662, the commissioner must send written notice to the State Historic Preservation Office describing any lands or tracts that may be declared surplus. If a department or agency or the University of Minnesota desires custody of the lands or tracts, it shall submit a written request to the commissioner, no later than four calendar weeks after mailing of the notice, setting forth in detail its reasons for desiring to acquire and its intended use of the land or tract. The commissioner shall then determine whether any of the lands described should be declared surplus and offered for sale or otherwise disposed of by transferring custodial control to other requesting state departments or agencies or to the Board of Regents of the University of Minnesota for educational purposes, provided however that transfer to the Board of Regents shall not be determinative of tax exemption or immunity. If the commissioner determines that any of the lands are no longer needed for state purposes, the commissioner shall make findings of fact, describe the lands, declare the lands to be surplus state land, and state the reasons for the sale or disposition of the lands.

Sec. 2. Minnesota Statutes 2020, section 16B.281, subdivision 6, is amended to read:

Subd. 6. **Maintenance of land before sale.** The state department or agency holding custodial control shall maintain the state-owned lands until the lands are sold or otherwise disposed of as

provided for in sections 16B.281 to 16B.287. State-owned land designated as a historic place under section 138.664 or a historic site under section 138.662, must not be disposed of without specific authorization in law.

Sec. 3. Minnesota Statutes 2020, section 138.38, is amended to read:

138.38 REPORTS OF STATE ARCHAEOLOGIST.

The state archaeologist shall consult with and keep the Indian Affairs Council ~~and~~ the director of the historical society, and the State Historic Preservation Office informed as to significant field archaeology, projected or in progress, and as to significant discoveries made. Annually, and also upon leaving office, the state archaeologist shall file with the commissioner a full report of the office's activities including a summary of the activities of licensees, from the date of the last full report of the state archaeologist. Copies of the report must be sent upon completion to the Minnesota Historical Society ~~and~~ the Indian Affairs Council, and the State Historic Preservation Office, and made available to other interested parties.

Sec. 4. Minnesota Statutes 2020, section 138.665, subdivision 2, is amended to read:

Subd. 2. **Mediation.** The state, state departments, agencies, and political subdivisions, including the Board of Regents of the University of Minnesota, have a responsibility to protect the physical features and historic character of properties designated in sections 138.662 and 138.664 or listed on the National Register of Historic Places created by Public Law 89-665. Before carrying out any undertaking that will affect designated or listed properties, ~~or~~ funding or licensing an undertaking by other parties, or conveying state-owned designated or listed property, the state department or agency shall consult with the State Historic Preservation Office pursuant to the society's established procedures to determine appropriate treatments and to seek ways to avoid and mitigate any adverse effects on designated or listed properties. If the state department or agency and the State Historic Preservation Office agree in writing on a suitable course of action, the project may proceed. If the parties cannot agree, any one of the parties may request that the governor appoint and convene a mediation task force consisting of five members, two appointed by the governor, the chair of the State Review Board of the State Historic Preservation Office, the commissioner of administration or the commissioner's designee, and one member who is not an employee of the Minnesota Historical Society appointed by the director of the society. The two appointees of the governor and the one of the director of the society shall be qualified by training or experience in one or more of the following disciplines: (1) history; (2) archaeology; and (3) architectural history. The mediation task force is not subject to the conditions of section 15.059. This subdivision does not apply to section 138.662, subdivision 24, and section 138.664, subdivisions 8 and 111."

Page 1, after line 15, insert:

"Sec. 6. **APPROPRIATION; TRANSFER.**

(a) \$4,127,000 in fiscal year 2021 is appropriated from the general fund to the commissioner of administration to reimburse the Federal Emergency Management Agency for the real property described in section 1. This is a onetime appropriation.

(b) \$1,377,000 in fiscal year 2021 is transferred from the general fund to the federal coronavirus relief fund. This is a onetime transfer.

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

Reorder the sections in sequence

Amend the title as follows:

Page 1, line 2, after "property" insert "; modifying roles of the State Historic Preservation Office"

Page 1, line 3, after "Paul" insert "; appropriating and transferring money"

Amend the title numbers accordingly

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was referred

S.F. No. 1714: A bill for an act relating to ethics in government; making technical changes to provisions administered by the Campaign Finance and Public Disclosure Board, including provisions related to certain public officials, statements of economic interest, contributions, and disclosures; providing exceptions; amending Minnesota Statutes 2020, sections 10A.01, subdivision 35; 10A.09; 10A.20, subdivision 13; 10A.27, subdivision 13; 10A.275, subdivision 1; 10A.323; repealing Minnesota Statutes 2020, sections 116O.03, subdivision 9; 116O.04, subdivision 3.

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

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 2020, section 10A.01, subdivision 26, is amended to read:

Subd. 26. **Noncampaign disbursement.** (a) "Noncampaign disbursement" means a purchase or payment of money or anything of value made, or an advance of credit incurred, or a donation in kind received, by a principal campaign committee for any of the following purposes:

- (1) payment for accounting and legal services;
- (2) return of a contribution to the source;
- (3) repayment of a loan made to the principal campaign committee by that committee;
- (4) return of a public subsidy;
- (5) payment for food, beverages, and necessary utensils and supplies, entertainment, and facility rental for a fund-raising event;
- (6) services for a constituent by a member of the legislature or a constitutional officer in the executive branch as provided in section 10A.173, subdivision 1;
- (7) payment for food and beverages consumed by a candidate or volunteers while they are engaged in campaign activities;

(8) payment for food or a beverage consumed while attending a reception or meeting directly related to legislative duties;

(9) payment of expenses incurred by elected or appointed leaders of a legislative caucus in carrying out their leadership responsibilities;

(10) payment by a principal campaign committee of the candidate's expenses for serving in public office, other than for personal uses;

(11) costs of child care for the candidate's children when campaigning;

(12) fees paid to attend a campaign school;

(13) costs of a postelection party during the election year when a candidate's name will no longer appear on a ballot or the general election is concluded, whichever occurs first;

(14) interest on loans paid by a principal campaign committee on outstanding loans;

(15) filing fees;

(16) post-general election holiday or seasonal cards, thank-you notes, or advertisements in the news media mailed or published prior to the end of the election cycle;

(17) the cost of campaign material purchased to replace defective campaign material, if the defective material is destroyed without being used;

(18) contributions to a party unit;

(19) payments for funeral gifts or memorials;

(20) the cost of a magnet less than six inches in diameter containing legislator contact information and distributed to constituents;

(21) costs associated with a candidate attending a political party state or national convention in this state;

(22) other purchases or payments specified in board rules or advisory opinions as being for any purpose other than to influence the nomination or election of a candidate or to promote or defeat a ballot question;

(23) costs paid to a third party for processing contributions made by a credit card, debit card, or electronic check;

(24) a contribution to a fund established to support a candidate's participation in a recount of ballots affecting that candidate's election;

(25) costs paid by a candidate's principal campaign committee for a single reception given in honor of the candidate's retirement from public office after the filing period for affidavits of candidacy for that office has closed;

(26) a donation from a terminating principal campaign committee to the state general fund; ~~and~~

(27) a donation from a terminating principal campaign committee to a county obligated to incur special election expenses due to that candidate's resignation from state office; and

(28) during a period starting January 1 in the year following a general election and ending on December 31 of the year of general election, total payments of up to \$2,000 for security expenses for a candidate, including home security hardware, maintenance of home security hardware, identity theft monitoring services, and credit monitoring services.

(b) The board must determine whether an activity involves a noncampaign disbursement within the meaning of this subdivision.

(c) A noncampaign disbursement is considered to be made in the year in which the candidate made the purchase of goods or services or incurred an obligation to pay for goods or services.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to payments made on or after January 1, 2021."

Page 6, after line 25, insert:

"Sec. 8. Minnesota Statutes 2020, section 10A.14, is amended by adding a subdivision to read:

Subd. 2a. **Alternate contact information; form.** (a) A candidate; treasurer of a political committee, political fund, principal campaign committee, or party unit; or chair of a political committee, principal campaign committee, or party unit may file a form with the board that includes alternate contact information. If a form is filed, the form must include the following information for the filer:

(1) name;

(2) political committee, political fund, principal campaign committee, or party unit; and

(3) alternate contact information.

(b) The board must only use the alternate contact information to contact the filer for the purposes of administering chapter 10A. Information collected pursuant to this subdivision is private data on individuals.

(c) For purposes of this subdivision, "alternate contact information" means an address, phone number, or -email address that is different from the information provided on the form required by subdivision 2.

EFFECTIVE DATE. This section is effective August 1, 2021."

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 Civil Law and Data Practices Policy. Amendments adopted. Report adopted.

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was referred

S.F. No. 1564: A bill for an act relating to state finances; modifying the federal funds request process; adjusting the process for reviewing federal funds expenditures; changing the membership of the Legislative Advisory Commission; amending Minnesota Statutes 2020, sections 3.30, subdivision 2; 3.3005, subdivisions 2, 2a, 4, 5, by adding a subdivision.

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was re-referred

S.F. No. 450: A bill for an act relating to environment; repealing certain authority of the Pollution Control Agency related to automobile emissions; amending Minnesota Statutes 2020, section 116.07, subdivision 2.

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

Senator Ruud from the Committee on Environment and Natural Resources Policy and Legacy Finance, to which was re-referred

S.F. No. 1161: A bill for an act relating to transportation; modifying classification and regulation of electric-assisted bicycles; amending Minnesota Statutes 2020, sections 84.787, subdivision 7; 84.797, subdivision 7; 84.92, subdivision 8; 168.002, subdivision 18; 169.011, subdivisions 27, 42, by adding subdivisions; 169.222, subdivisions 4, 6a, by adding a subdivision.

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

Senator Ruud from the Committee on Environment and Natural Resources Policy and Legacy Finance, to which was referred

S.F. No. 1532: A bill for an act relating to state lands; providing for conveying conservation easements; amending Minnesota Statutes 2020, section 127A.353, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 84; 92.

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

Senator Abeler from the Committee on Human Services Reform Finance and Policy, to which was referred

S.F. No. 1075: A bill for an act relating to human services; modifying home and community-based waiver assessment requirements for people who temporarily enter certain health care facilities; amending Minnesota Statutes 2020, section 256B.0911, subdivision 3a.

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

Page 5, line 27, before "section" insert "this"

Page 5, line 28, delete "256B.0911" and delete "section" and insert "paragraph"

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

Senator Abeler from the Committee on Human Services Reform Finance and Policy, to which was referred

S.F. No. 1572: A bill for an act relating to human services; modifying certified community behavioral health clinic provisions; establishing an advisory working group; authorizing rulemaking; requiring a report; amending Minnesota Statutes 2020, sections 245.735, subdivisions 3, 5, by adding subdivisions; 256B.0625, subdivision 5m; repealing Minnesota Statutes 2020, section 245.735, subdivisions 1, 2, 4.

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

Page 1, line 12, delete "chapter" and insert "section" and delete "restrictions on" and insert "service area limits based on geographic area or region"

Page 1, line 13, delete the new language and after the period, insert "The commissioner shall consult with CCBHC stakeholders before establishing and implementing changes in the certification process and requirements."

Page 1, line 18, delete "according to subdivision 3a"

Page 2, line 10, delete "such as mobile" and insert "in accordance with existing mobile crisis services"

Page 2, line 11, delete the new language

Page 4, line 4, delete "under"

Page 4, line 5, delete "subdivision 3a"

Page 5, delete section 2

Page 7, line 3, strike "at least"

Page 7, line 21, strike "annually"

Page 7, line 22, delete "rebasing or by"

Page 7, line 23, after the period, insert "This update shall occur each year in between rebasing periods determined by the commissioner in accordance with paragraph (4)."

Page 7, line 27, delete "that" and insert "when such changes" and delete "adjust" and insert "result in an adjustment to"

Page 7, line 31, delete "are limited to one per year" and insert "shall occur no more frequently than once per year in between rebasing periods"

Page 9, line 2, after "commissioner" insert "on the dates specified"

Page 9, line 10, delete "the" and delete "plan"

Page 9, after line 10, insert:

"If the above conditions are met between January 1 and June 30 of a calendar year, claims will be submitted to and paid by the commissioner beginning on January 1 of the following year. If these two conditions are met between July 1 and December 31 of a calendar year, claims will be submitted to and paid by the commissioner beginning on July 1 of the following year."

Page 9, delete section 6

Page 9, before line 24, insert:

"Sec. 5. REVISOR INSTRUCTION.

The revisor of statutes shall replace "EXCELLENCE IN MENTAL HEALTH DEMONSTRATION PROJECT" with "CERTIFIED COMMUNITY BEHAVIORAL HEALTH CLINIC SERVICES" in the section headnote for Minnesota Statutes, section 245.735."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, delete everything after the semicolon

Page 1, line 4, delete "requiring a report"

Amend the title numbers accordingly

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was re-referred

S.F. No. 1025: A bill for an act relating to contracts; modifying and clarifying requirements relating to building and construction contracts; amending Minnesota Statutes 2020, sections 15.71, by adding a subdivision; 15.72, by adding a subdivision; 337.01, subdivision 3; 337.05, subdivision 1.

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

Page 1, after line 12, insert:

"Sec. 2. Minnesota Statutes 2020, section 15.71, is amended by adding a subdivision to read:

Subd. 1b. **Promisee.** "Promisee" includes that party's independent contractors, agents, employees, or indemnitees."

Page 1, line 16, before "public" insert "contract for a" and delete "building and construction contract" insert "improvement"

Page 3, line 10, delete "4" and insert "5"

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was referred

S.F. No. 1467: A bill for an act relating to state government; reestablishing a Legislative Commission on Data Practices and Personal Data Privacy; proposing coding for new law in Minnesota Statutes, chapter 3.

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was re-referred

S.F. No. 1423: A bill for an act relating to housing; permitting manufactured homes affixed to certain property to be deemed an improvement to real property; amending Minnesota Statutes 2020, section 273.125, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 168A.

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was referred

S.F. No. 1614: A bill for an act relating to government data practices; making changes to reflect the prior expiration of the Legislative Commission on Data Practices and Personal Data Privacy; amending Minnesota Statutes 2020, sections 13.824, subdivision 6; 13.825, subdivision 9.

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

Page 2, line 6, reinstate the stricken language

Page 2, line 29, strike "and" and insert a comma and reinstate "~~Legislative~~"

Page 2, line 30, reinstate the stricken language and before "chairs" insert ", and to the"

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was re-referred

S.F. No. 1446: A bill for an act relating to data practices; authorizing dissemination of certain data on driver's license and Minnesota identification card holders for replacement Social Security card applications; amending Minnesota Statutes 2020, section 171.12, subdivision 7b.

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was re-referred

S.F. No. 1470: A bill for an act relating to emergency powers; nullifying Executive Order 20-79; prohibiting the governor from issuing modifications to landlord and tenant law; providing for a phaseout of the eviction moratorium; modifying requirements of 504B; amending Minnesota Statutes 2020, section 12.46.

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

Page 2, lines 10 and 20, delete "up to 80 percent of" and insert "of 80 percent or less of the"

Page 2, after line 24, insert:

"(b) Nothing in this section shall prohibit an action where the tenant or occupant abandons the premises and relief is sought under sections 504B.365 or 504B.271."

Page 2, line 25, delete "(b)" and insert "(c)"

Page 2, line 27, delete "(c)" and insert "(d)"

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was referred

S.F. No. 1807: A bill for an act relating to real property; extending sunset of temporary exception for certain filings of mortgages and deeds of trust; amending Laws 2020, chapter 118, section 4.

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

Senator Mathews from the Committee on Civil Law and Data Practices Policy, to which was referred

S.F. No. 359: A bill for an act relating to eminent domain; authorizing inverse condemnation by a business closed by executive order due to a peacetime emergency; proposing coding for new law in Minnesota Statutes, chapter 12.

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

Page 1, line 10, delete "January 1, 2020" and insert "May 1, 2021"

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 917: A bill for an act relating to health care; modifying pharmacy benefit manager business practices; establishing pharmacy benefit manager general reimbursement practices; modifying maximum allowable cost pricing requirements; amending Minnesota Statutes 2020, sections 62W.02, by adding subdivisions; 62W.04; 62W.08; 62W.13; proposing coding for new law in Minnesota Statutes, chapter 62W.

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

Page 1, delete sections 2 and 3 and insert:

"Sec. 2. Minnesota Statutes 2020, section 62W.02, is amended by adding a subdivision to read:

Subd. 15a. **Pharmacy benefit manager affiliate.** "Pharmacy benefit manager affiliate" or "affiliate" means a pharmacy that directly or indirectly through one or more intermediaries owns or controls, is owned or controlled by, or is under common ownership or control with a pharmacy benefit manager.

Sec. 3. Minnesota Statutes 2020, section 62W.02, is amended by adding a subdivision to read:

Subd. 15b. **Pharmaceutical wholesaler.** "Pharmaceutical wholesaler" means a person or entity that sells and distributes prescription pharmaceutical products, including but not limited to brand name, generic, and over-the-counter drugs, and offers regular and private delivery to a pharmacy."

Page 2, after line 24, insert:

"(f) A pharmacy benefit manager must not amend or change the terms of an existing contract between the pharmacy benefit manager and the pharmacy unless (1) the change is disclosed to the pharmacy at least 45 days before the effective date of the change and the change is agreed to in writing by the pharmacy or the pharmacy's representative; or (2) the change is required to be made under state or federal law or by a governmental regulatory authority. If the change is required by law or regulatory authority, the pharmacy benefit manager must provide the pharmacy with the specific statute or regulation requiring the change."

Page 3, line 7, before the period, insert ", unless the reduction is a result of an audit performed under section 62W.09 and complies with section 62W.13"

Page 3, delete line 8

Page 3, line 9, delete "(e)" and insert "(d)"

Page 3, line 16, strike "at the beginning of each contract and" and insert "before entering into the initial contract and before" and strike "the" and insert "maximum allowable cost price list and the"

Page 4, line 2, before "set" insert "not"

Page 4, line 3, after "allowable" insert "cost"

Page 5, line 15, after the period, insert "The pharmacy benefit manager must notify the challenging pharmacy within three business days that the appeal was received."

Page 5, line 17, after the comma, insert "or the pharmacy benefit manager fails to resolve the appeal within the time period established in paragraph (e),"

Page 6, after line 8, insert:

"Sec. 7. Minnesota Statutes 2020, section 62W.09, subdivision 1, is amended to read:

Subdivision 1. **Procedure and process for conducting and reporting an audit.** (a) Unless otherwise prohibited by federal requirements or regulations, any entity conducting a pharmacy audit must follow the following procedures:

- (1) a pharmacy must be given notice 14 days before an initial on-site audit is conducted;
- (2) an audit that involves clinical or professional judgment must be conducted by or in consultation with a licensed pharmacist; and
- (3) each pharmacy shall be audited under the same standards and parameters as other similarly situated pharmacies.

(b) Unless otherwise prohibited by federal requirements or regulations, for any entity conducting a pharmacy audit the following items apply:

- (1) the period covered by the audit may not exceed ~~24~~ six months from the date that the claim was submitted to or adjudicated by the entity, unless a longer period is required under state or federal law;
- (2) if an entity uses random sampling as a method for selecting a set of claims for examination, the sample size must be appropriate for a statistically reliable sample. Notwithstanding section 151.69, the auditing entity shall provide the pharmacy a masked list that provides a prescription number or date range that the auditing entity is seeking to audit;
- (3) an on-site audit may not take place during the first five business days of the month unless consented to by the pharmacy;
- (4) auditors may not enter the pharmacy area unless escorted where patient-specific information is available and to the extent possible must be out of sight and hearing range of the pharmacy customers;
- (5) any recoupment will not be deducted against future remittances until after the appeals process and both parties have received the results of the final audit;

(6) a pharmacy benefit manager may not require information to be written on a prescription unless the information is required to be written on the prescription by state or federal law. Recoupment may be assessed for items not written on the prescription if:

(i) additional information is required in the provider manual; or

(ii) the information is required by the Food and Drug Administration (FDA); or

(iii) the information is required by the drug manufacturer's product safety program; and

(iv) the information in item (i), (ii), or (iii) is not readily available for the auditor at the time of the audit; and

(7) the auditing company or agent may not receive payment based on a percentage of the amount recovered. This section does not prevent the entity conducting the audit from charging or assessing the responsible party, directly or indirectly, based on amounts recouped if both of the following conditions are met:

(i) the plan sponsor and the entity conducting the audit have a contract that explicitly states the percentage charge or assessment to the plan sponsor; and

(ii) a commission to an agent or employee of the entity conducting the audit is not based, directly or indirectly, on amounts recouped.

(c) An amendment to pharmacy audit terms in a contract between a pharmacy benefit manager and a pharmacy must be disclosed to the pharmacy at least 60 days prior to the effective date of the proposed change."

Page 6, line 13, after the comma, insert "more than 30 days after the original claim was submitted," and strike the colon

Page 6, line 14, strike "(1)"

Page 6, line 16, delete "(i)" and insert "(1)"

Page 6, line 17, delete "(ii)" and insert "(2)"

Page 6, line 19, delete "(iii)" and insert "(3)" and delete "properly" and insert "dispensed or"

Page 6, line 20, strike "; or" and insert a period

Page 6, strike line 21

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 Commerce and Consumer Protection Finance and Policy. Amendments adopted. Report adopted.

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 831: A bill for an act relating to health; authorizing incentives for manufacturers that choose to import certain drugs pursuant to "Pathway 2" of the safe importation action plan; proposing coding for new law in Minnesota Statutes, chapter 62J.

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 1496: A bill for an act relating to health insurance; requiring disclosure of whether funds from a patient assistance program are applied to a health plan deductible; proposing coding for new law in Minnesota Statutes, chapter 62Q.

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 82: A bill for an act relating to public safety; increasing the penalty for certain attempts to commit murder in the first degree; amending Minnesota Statutes 2020, sections 244.05, subdivision 4; 609.17, subdivision 4.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2020, section 609.221, is amended to read:

609.221 ASSAULT IN THE FIRST DEGREE.

Subdivision 1. **Great bodily harm.** Whoever assaults another and inflicts great bodily harm may be sentenced to imprisonment for not more than 20 years or to payment of a fine of not more than \$30,000, or both.

Subd. 2. **Use of deadly force against peace officer, prosecuting attorney, judge, or correctional employee.** ~~(a)~~ Whoever assaults a peace officer, prosecuting attorney, judge, or correctional employee by using or attempting to use deadly force against the officer, attorney, judge, or employee while the person is engaged in the performance of a duty imposed by law, policy, or rule may be sentenced to imprisonment for not more than 20 years or to payment of a fine of not more than \$30,000, or both.

~~(b) A person convicted of assaulting a peace officer, prosecuting attorney, judge, or correctional employee as described in paragraph (a) shall be committed to the commissioner of corrections for not less than ten years, nor more than 20 years. A defendant convicted and sentenced as required~~

by this paragraph is not eligible for probation, parole, discharge, work release, or supervised release, until that person has served the full term of imprisonment as provided by law, notwithstanding the provisions of sections 241.26, 242.19, 243.05, 244.04, 609.12, and 609.135. Notwithstanding section 609.135, the court may not stay the imposition or execution of this sentence.

Subd. 3. **Great bodily harm; peace officer, prosecuting attorney, judge, or correctional employee.** Whoever assaults a peace officer, prosecuting attorney, judge, or correctional employee and inflicts great bodily harm on the officer, attorney, judge, or employee while the person is engaged in the performance of a duty imposed by law, policy, or rule may be sentenced to imprisonment for not more than 25 years or to payment of a fine of not more than \$35,000, or both.

Subd. 4. **Use of dangerous weapon or deadly force resulting in great bodily harm against peace officer, prosecuting attorney, judge, or correctional employee.** Whoever assaults and inflicts great bodily harm upon a peace officer, prosecuting attorney, judge, or correctional employee with a dangerous weapon or by using or attempting to use deadly force against the officer, attorney, judge, or employee while the person is engaged in the performance of a duty imposed by law, policy, or rule may be sentenced to imprisonment for not more than 30 years or to payment of a fine of not more than \$40,000, or both.

Subd. 5. **Mandatory sentences for assaults against a peace officer, prosecuting attorney, judge, or correctional employee.** (a) A person convicted of assaulting a peace officer, prosecuting attorney, judge, or correctional employee shall be committed to the custody of the commissioner of corrections for not less than:

- (1) ten years, nor more than 20 years, for a violation of subdivision 2;
- (2) 15 years, nor more than 25 years, for a violation of subdivision 3; or
- (3) 25 years, nor more than 30 years, for a violation of subdivision 4.

(b) A defendant convicted and sentenced as required by this subdivision is not eligible for probation, parole, discharge, work release, or supervised release, until that person has served the full term of imprisonment as provided by law, notwithstanding the provisions of sections 241.26, 242.19, 243.05, 244.04, 609.12, and 609.135. Notwithstanding section 609.135, the court may not stay the imposition or execution of this sentence.

Subd. 6. **Definitions.** (e) As used in this ~~subdivision~~ section:

- (1) "correctional employee" means an employee of a public or private prison, jail, or workhouse;
- (2) "deadly force" has the meaning given in section 609.066, subdivision 1;
- (3) "peace officer" has the meaning given in section 626.84, subdivision 1;
- (4) "prosecuting attorney" means an attorney, with criminal prosecution or civil responsibilities, who is the attorney general, a political subdivision's elected or appointed county or city attorney, or a deputy, assistant, or special assistant of any of these; and
- (5) "judge" means a judge or justice of any court of this state that is established by the Minnesota Constitution.

EFFECTIVE DATE. This section is effective August 1, 2021, and applies to crimes committed on or after that date."

Delete the title and insert:

"A bill for an act relating to public safety; increasing penalties for certain assaults on peace officers, judges, prosecuting attorneys, and correctional employees; providing for mandatory minimum sentences; amending Minnesota Statutes 2020, section 609.221."

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 1177: A bill for an act relating to public safety; authorizing a pilot project for oral fluid roadside testing for drug-impaired driving; amending Minnesota Statutes 2020, sections 169A.41, by adding a subdivision; 169A.51, subdivision 1.

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

Delete everything after the enacting clause and insert:

"Section 1. **DWI CONTROLLED SUBSTANCE ROADSIDE TESTING INSTRUMENT PILOT PROJECT; REPORT REQUIRED.**

(a) The commissioner of public safety shall design, plan, and implement a pilot project to study oral fluid roadside testing instruments to determine the presence of a controlled substance or intoxicating substance in individuals stopped or arrested for driving while impaired offenses. The pilot project shall determine the practicality, accuracy, and efficacy of these testing instruments and determine and make recommendations on the best instrument or instruments to pursue in the future.

(b) The pilot project must begin on September 1, 2021, and continue until August 31, 2022.

(c) The commissioner shall consult with law enforcement officials, prosecutors, criminal defense attorneys, and other interested and knowledgeable parties when designing, implementing, and evaluating the pilot project.

(d) All oral fluid samples obtained for the purpose of this pilot project shall be obtained by a certified drug recognition evaluator and may only be collected with the express voluntary consent of the person stopped or arrested for suspicion of driving while impaired. Results of tests conducted under the pilot project are to be used for the purpose of analyzing the practicality, accuracy, and efficacy of the instrument. Results may not be used to decide whether an arrest should be made and are not admissible in any legal proceeding.

(e) By February 1, 2023, the commissioner shall report to the chairs and ranking minority members of the legislative committees with jurisdiction over public safety on the results of the pilot project. At a minimum, the report must include information on how accurate the instruments were when tested against laboratory results, how often participants were found to have controlled substances

or intoxicating substances in their systems, how often there was commingling of controlled substances or intoxicating substances with alcohol, the types of controlled substances or intoxicating substances found in participants' systems and which types were most common, and the number of participants in the project. In addition, the report must assess the practicality and reliability of using the instruments in the field and make recommendations on continuing the project permanently.

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

Amend the title numbers accordingly

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 903: A bill for an act relating to crime; allowing addition of registrants from other states to the Predatory Offender Registry when offense facts require registration in Minnesota; amending Minnesota Statutes 2020, section 243.166, subdivision 1b.

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

Senator Dahms from the Committee on Commerce and Consumer Protection Finance and Policy, to which was referred

S.F. No. 1284: A bill for an act relating to financial institutions; modifying checking account requirements; amending Minnesota Statutes 2020, section 48.512, subdivisions 2, 3, 7.

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

Page 3, reinstate lines 17 and 18

Page 3, line 17, strike "\$4" and insert "\$10"

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

Senator Dahms from the Committee on Commerce and Consumer Protection Finance and Policy, to which was referred

S.F. No. 1391: A bill for an act relating to commerce; regulating debt settlement services providers; amending Minnesota Statutes 2020, section 332B.02, subdivision 13.

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 2020, section 332A.02, subdivision 8, is amended to read:

Subd. 8. **Debt management services provider.** "Debt management services provider" means any person offering or providing debt management services to a debtor domiciled in this state, regardless of whether or not a fee is charged for the services and regardless of whether the person

maintains a physical presence in the state. This term includes any person to whom debt management services are delegated, and does not include services performed by the following when engaged in the regular course of their respective businesses and professions:

- (1) exempt attorneys at law, escrow agents, accountants, broker-dealers in securities;
- (2) state or national banks, credit unions, trust companies, savings associations, title insurers, insurance companies, and all other lending institutions duly authorized to transact business in Minnesota;
- (3) persons who, as employees on a regular salary or wage of an employer not engaged in the business of debt management, perform credit services for their employer;
- (4) public officers acting in their official capacities and persons acting as a debt management services provider pursuant to court order;
- (5) any person while performing services incidental to the dissolution, winding up, or liquidation of a partnership, corporation, or other business enterprise;
- (6) the federal government, the state, their political subdivisions, public agencies, and employees;
- (7) collection agencies, provided that the services are provided to a creditor;
- (8) "qualified organizations" designated as representative payees for purposes of the Social Security and Supplemental Security Income Representative Payee System and the federal Omnibus Budget Reconciliation Act of 1990, Public Law 101-508;
- (9) accelerated mortgage payment providers. "Accelerated mortgage payment providers" are persons who, after satisfying the requirements of sections 332.30 to 332.303, receive funds to make mortgage payments to a lender or lenders, on behalf of mortgagors, in order to exceed regularly scheduled minimum payment obligations under the terms of the indebtedness. The term does not include: (i) persons or entities described in clauses (1) to (8); (ii) mortgage lenders or servicers, industrial loan and thrift companies, or regulated lenders under chapter 56; or (iii) persons authorized to make loans under section 47.20, subdivision 1. For purposes of this clause and sections 332.30 to 332.303, "lender" means the original lender or that lender's assignee, whichever is the current mortgage holder;
- (10) trustees, guardians, and conservators; ~~and~~
- (11) a registered accounting practitioner, registered accounting practitioner firm, certified public accountant, or certified public accountant firm licensed under chapter 326A;
- (12) an enrolled agent in good standing licensed by the United States Department of Treasury under United States Code, title 31, section 330, or enrolled agent firm; and
- (13) debt settlement services providers.

Sec. 2. Minnesota Statutes 2020, section 332B.02, subdivision 13, is amended to read:

Subd. 13. **Debt settlement services provider.** "Debt settlement services provider" means any person offering or providing debt settlement services to a debtor domiciled in this state, regardless of whether or not a fee is charged for the services and regardless of whether the person maintains a physical presence in the state. The term includes any person to whom debt settlement services are delegated. The term shall not include an exempt attorney at law and persons listed in section 332A.02, subdivision 8, clauses (2) to ~~(10)~~ (12), or a debt management services provider."

Amend the title numbers accordingly

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

Senator Dahms from the Committee on Commerce and Consumer Protection Finance and Policy, to which was referred

S.F. No. 1846: A bill for an act relating to commerce; modifying various provisions governing or administered by the Department of Commerce; making technical changes; requiring a report; amending Minnesota Statutes 2020, sections 60A.71, subdivision 7; 79.55, subdivision 10; 80G.06, subdivision 1; 82.57, subdivisions 1, 5; 82.62, subdivisions 2, 3; 82.81, subdivision 12, by adding a subdivision; 82B.021, subdivision 18; 82B.11, subdivision 3; 332.33, subdivision 3, by adding a subdivision; 386.375, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 80G; 332; repealing Minnesota Statutes 2020, section 45.017.

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

Page 4, delete section 7

Page 4, reinstate line 18

Page 4, line 19, reinstate everything before the colon and after the colon, insert "all requirements for renewal, including continuing education requirements, have been completed and reported pursuant to section 45.43, subdivision 1."

Page 7, delete section 10

Renumber the sections in sequence

Amend the title accordingly

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was re-referred

S.F. No. 1762: A bill for an act relating to human services; implementing certain recommendations from the Family Child Care Task Force; directing the commissioner of human services to include representatives of family child care providers in groups developing plans that implement recommendations from the Family Child Care Task Force; requiring counties to forward communications from the department regarding family child care matters to family child care providers; establishing the family child care regulation modernization project; establishing exemption

from personal liability for municipality officers or employees; removing exception for counties to be liable for claims at family day care where county had actual knowledge of risk that led to claims; directing the commissioner of human services to develop a one-stop assistance network for family child care providers; appropriating funds for child care provider grants; appropriating funds for a child care business training program grant; appropriating funds for a grant to Minnesota Initiative Foundations to develop action plan for economic development of child care in rural communities; clarifying the meaning of special family day care home; establishing licensing provisions for alternative day care programs; permitting certain providers to operate up to four licensed programs in the same building; requiring a validation study of the Parent Aware program; adding a supervised adult to the definition of helper for family child care programs; permitting family child care training instructors to count two instruction hours for annual training hour requirements; establishing the Family Child Care Training Advisory Committee; creating the Office of Ombudsperson for Child Care Providers; directing the commissioner of human services to modify the ask DHS website function for family child care providers; providing appointments; requiring reports; appropriating money; amending Minnesota Statutes 2020, sections 245A.14, subdivision 4; 245A.16, subdivision 1; 245A.50, subdivisions 1a, 7; 466.03, subdivision 6d; proposing coding for new law in Minnesota Statutes, chapters 119B; 245A.

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

Page 16, after line 6, insert:

"(e) The commissioner of human services must convene the first meeting of the advisory committee by March 1, 2022."

Page 16, line 10, after "Committee" insert ", including any draft legislation necessary to implement the recommendations"

And when so amended the bill do pass and be re-referred to the Committee on Civil Law and Data Practices Policy. Amendments adopted. Report adopted.

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was re-referred

S.F. No. 1566: A bill for an act relating to economic development; establishing the Energy Transition Legacy Office; creating an advisory committee for transition communities and workers; requiring the development of a state transition plan for communities and workers impacted by the retirement of power plants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Page 4, line 7, delete "15" and insert "17"

Page 4, delete lines 12 and 13 and insert:

"(1) two members of the senate, one appointed by the majority leader of the senate and one appointed by the minority leader of the senate;

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

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1836, 1532, 1075, 1572, 1025, 1614, 1470, 1807, 359, 1177, 903, 1284, 1391, and 1846 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Kunesh introduced--

S.F. No. 1989: A bill for an act relating to human rights; creating an office for missing and murdered indigenous relatives; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 241.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Fateh introduced--

S.F. No. 1990: A bill for an act relating to capital investment; appropriating money for improvements to the Native American Community Clinic in the city of Minneapolis.

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

Senator Howe introduced--

S.F. No. 1991: A bill for an act relating to transportation; taxes; amending allocation of motor vehicle rental tax revenue; amending Minnesota Statutes 2020, section 297A.94.

Referred to the Committee on Transportation Finance and Policy.

Senator Housley introduced--

S.F. No. 1992: A bill for an act relating to liquor; allowing off-sales of alcoholic beverages by certain on-sale licensees during the COVID-19 peacetime emergency; amending Laws 2020, chapter 75, section 1.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senator Howe introduced--

S.F. No. 1993: A bill for an act relating to retirement; Public Employees Retirement Association; extending the payment period for the purchase of service credit for periods of military service; amending Minnesota Statutes 2020, section 353.014, subdivision 4.

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

Senator Senjem introduced--

S.F. No. 1994: A bill for an act relating to human services; appropriating money for emergency shelters.

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

Senator Johnson Stewart introduced--

S.F. No. 1995: A bill for an act relating to health; establishing reproductive health rights; proposing coding for new law in Minnesota Statutes, chapter 145A.

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

Senator Clausen introduced--

S.F. No. 1996: A bill for an act relating to arts and cultural heritage; appropriating money to the Minnesota Zoological Garden.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Johnson Stewart introduced--

S.F. No. 1997: A bill for an act relating to capital investment; establishing a loan fund for solar energy systems in state buildings; appropriating money; authorizing the sale and issuance of state bonds; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Senator Johnson Stewart introduced--

S.F. No. 1998: A bill for an act relating to local government; authorizing a municipality to establish a street improvement district; proposing coding for new law in Minnesota Statutes, chapter 435.

Referred to the Committee on Local Government Policy.

Senator Senjem introduced--

S.F. No. 1999: A bill for an act relating to energy; establishing a nonprofit corporation to provide financing and leverage private investment for clean energy and other projects; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

Referred to the Committee on Energy and Utilities Finance and Policy.

Senator Housley introduced--

S.F. No. 2000: A bill for an act relating to education; appropriating money for a grant to Reach Out and Read Minnesota program.

Referred to the Committee on Education Finance and Policy.

Senators Abeler, Goggin, Rarick, Hoffman, and Clausen introduced--

S.F. No. 2001: A bill for an act relating to higher education; requiring campus mental health services, training, and information; appropriating money; amending Minnesota Statutes 2020, section 136F.20, by adding a subdivision.

Referred to the Committee on Higher Education Finance and Policy.

Senator Dibble introduced--

S.F. No. 2002: A bill for an act relating to taxation; property; modifying classification of community land trust property; amending Minnesota Statutes 2020, sections 273.11, subdivision 12; 273.13, subdivision 25.

Referred to the Committee on Taxes.

Senator Pappas introduced--

S.F. No. 2003: A bill for an act relating to public safety; expanding the reporting of crimes motivated by bias; amending the crimes of assault, property damage, and harassment motivated by bias; requiring the Board of Peace Officer Standards and Training to update training in recognizing, responding to, and reporting crimes of bias; appropriating money; amending Minnesota Statutes 2020, sections 363A.06, subdivision 1; 609.2231, subdivision 4; 609.2233; 609.595, subdivisions 1a, 2; 609.749, subdivision 3; 626.5531, subdivision 1; 626.8451, subdivision 1; 626.8469, subdivision 1.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Pappas introduced--

S.F. No. 2004: A bill for an act relating to public safety; establishing eligibility for release for individuals sentenced to life in prison for crimes committed while under the age of 18; establishing eligibility for early supervised release for certain individuals sentenced for crimes committed while under the age of 18; establishing a Juvenile Release Board; providing for review by the court of

appeals; amending Minnesota Statutes 2020, sections 244.05, subdivisions 1b, 4, 5, by adding a subdivision; 244.101, subdivision 1; 480A.06, subdivision 4; 609.106, subdivision 2, by adding a subdivision; 609.3455, subdivisions 2, 5; proposing coding for new law in Minnesota Statutes, chapter 244.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Pappas introduced--

S.F. No. 2005: A bill for an act relating to public safety; establishing prosecutor-initiated sentence adjustments; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Pappas introduced--

S.F. No. 2006: A bill for an act relating to corrections; requiring state and local jail and prison inmates to be housed in publicly owned and operated jails and prisons; prohibiting the state and counties from contracting with private prisons; amending Minnesota Statutes 2020, section 241.01, subdivision 3a; proposing coding for new law in Minnesota Statutes, chapters 243; 641.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Rarick introduced--

S.F. No. 2007: A bill for an act relating to agriculture; appropriating money to the Agricultural Utilization Research Institute for a meat scientist.

Referred to the Committee on Agriculture and Rural Development Finance and Policy.

Senator Rarick introduced--

S.F. No. 2008: A bill for an act relating to taxation; property; authorizing the creation of a fire and ambulance special taxing district.

Referred to the Committee on Taxes.

Senator Carlson introduced--

S.F. No. 2009: A bill for an act relating to capital investment; appropriating money for preliminary engineering for a segment of marked U.S. Highway 3 in Dakota County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Marty introduced--

S.F. No. 2010: A bill for an act relating to health; conducting an analysis of the benefits and costs of a universal health care system to assist the legislature in comparing it to the current health care financing system; requiring a report; appropriating money.

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

Senators Port and Clausen introduced--

S.F. No. 2011: A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 191, Burnsville-Eagan-Savage.

Referred to the Committee on Education Finance and Policy.

Senator Murphy introduced--

S.F. No. 2012: A bill for an act relating to capital investment; appropriating money for the Riverview Corridor Transitway; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Marty and Hawj introduced--

S.F. No. 2013: A bill for an act relating to arts and culture; appropriating money for Como Park Zoo and Conservatory.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senators Marty, Murphy, Klein, and Eaton introduced--

S.F. No. 2014: A bill for an act relating to health care; establishing a Primary Care Case Management program; authorizing direct state payments to health care providers; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Senator Dibble introduced--

S.F. No. 2015: A bill for an act relating to state government; establishing the PROMISE Act; creating a community repair panel to consider claims and determine awards; classifying certain data; creating redevelopment and relief programs; establishing a Metropolitan Area Redevelopment Corporation; imposing a sales and use tax; requiring insurance claims assistance; regulating certain leases; authorizing limited use of eminent domain; exempting certain items from sales and use tax; requiring property tax abatement for certain properties; establishing the Civil Unrest Investigatory Commission; appropriating money; amending Minnesota Statutes 2020, sections 297A.71, by adding a subdivision; 297A.75, subdivisions 1, 2; proposing coding for new law as Minnesota Statutes, chapter 473K.

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

Senator Dibble introduced--

S.F. No. 2016: A bill for an act relating to public safety; authorizing the commissioner of public safety to accept grant funding; proposing coding for new law in Minnesota Statutes, chapter 299A.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Dibble introduced--

S.F. No. 2017: A bill for an act relating to agriculture; banning the sale, use, and application of chlorpyrifos; requiring certain product recall and collection efforts; transferring money; proposing coding for new law in Minnesota Statutes, chapter 18B.

Referred to the Committee on Agriculture and Rural Development Finance and Policy.

Senator Dibble introduced--

S.F. No. 2018: A bill for an act relating to transportation; regulating railroad safety; appropriating money; amending Minnesota Statutes 2020, sections 219.015, subdivisions 1, 2; 219.1651.

Referred to the Committee on Transportation Finance and Policy.

Senators Ruud, Dahms, Limmer, and Weber introduced--

S.F. No. 2019: A bill for an act relating to taxation; individual income; providing a phase-in of a full subtraction for taxable Social Security benefits; amending Minnesota Statutes 2020, section 290.0132, subdivision 26.

Referred to the Committee on Taxes.

Senator Franzen introduced--

S.F. No. 2020: A bill for an act relating to employment and economic development; appropriating money for the Latino Economic Development Center.

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

Senator Pappas introduced--

S.F. No. 2021: A bill for an act relating to judiciary; extending the civil statute of limitations for certain actions by peace officers; amending Minnesota Statutes 2020, sections 541.073, subdivision 2; 573.02, subdivision 1.

Referred to the Committee on Civil Law and Data Practices Policy.

Senator Pappas introduced--

S.F. No. 2022: A bill for an act relating to capital investment; appropriating money for a public realm land bridge over Shepard Road in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Putnam introduced--

S.F. No. 2023: A bill for an act relating to economic development; appropriating money for the central Minnesota opportunity grant program.

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

Senator Putnam introduced--

S.F. No. 2024: A bill for an act relating to arts and cultural heritage; appropriating money for Great River Children's Museum.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Nelson introduced--

S.F. No. 2025: A bill for an act relating to education; allowing a charter school authorizer to assess a fee for additional operational school buildings; amending Minnesota Statutes 2020, section 124E.10, subdivision 3.

Referred to the Committee on Education Finance and Policy.

Senator Frenz introduced--

S.F. No. 2026: A bill for an act relating to taxation; income; providing a temporary credit for the purchase and installation of solar energy systems.

Referred to the Committee on Taxes.

Senator Senjem introduced--

S.F. No. 2027: A bill for an act relating to transportation fuels; establishing a standard to reduce the carbon intensity of transportation fuels; setting fees; creating an account; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 239.

Referred to the Committee on Energy and Utilities Finance and Policy.

Senator McEwen introduced--

S.F. No. 2028: A bill for an act relating to economic development; appropriating money for a grant to the Duluth Entertainment Convention Center Authority.

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

Senator McEwen introduced--

S.F. No. 2029: A bill for an act relating to local government; modifying enacting language of Duluth Entertainment and Convention Center; amending Laws 1963, chapter 305, sections 2, as amended; 3, as amended; 4, as amended; 5, as amended; 8, as amended; 9, as amended; 10, as amended.

Referred to the Committee on Local Government Policy.

Senator McEwen introduced--

S.F. No. 2030: A bill for an act relating to economic development; appropriating money for repayment of certain bond payments.

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

Senator McEwen introduced--

S.F. No. 2031: A bill for an act relating to economic development; providing a minimum wage increase to help low-income workers meet basic needs; amending Minnesota Statutes 2020, section 177.24, subdivision 1.

Referred to the Committee on Labor and Industry Policy.

Senator McEwen introduced--

S.F. No. 2032: A bill for an act relating to commerce; prohibiting sale of water in plastic containers; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators McEwen and Dibble introduced--

S.F. No. 2033: A bill for an act relating to environment; appropriating money to study the feasibility of requiring certain bids for state projects to include supply-chain specific type III environmental product declarations.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

MOTIONS AND RESOLUTIONS

Senator Lang moved that the name of Senator Nelson be added as a co-author to S.F. No. 91. The motion prevailed.

Senator Utke moved that the name of Senator Clausen be added as a co-author to S.F. No. 321. The motion prevailed.

Senator Kiffmeyer moved that the name of Senator Rosen be added as a co-author to S.F. No. 439. The motion prevailed.

Senator Utke moved that the name of Senator Duckworth be added as a co-author to S.F. No. 492. The motion prevailed.

Senator Anderson moved that the names of Senator Duckworth and Carlson be added as co-authors to S.F. No. 562. The motion prevailed.

Senator Duckworth moved that the name of Senator Jasinski be added as a co-author to S.F. No. 656. The motion prevailed.

Senator Koran moved that the name of Senator Osmek be added as a co-author to S.F. No. 708. The motion prevailed.

Senator Chamberlain moved that the name of Senator Nelson be added as a co-author to S.F. No. 783. The motion prevailed.

Senator Draheim moved that the name of Senator Wiklund be added as a co-author to S.F. No. 917. The motion prevailed.

Senator Pappas moved that the name of Senator Marty be added as a co-author to S.F. No. 951. The motion prevailed.

Senator Ruud moved that the name of Senator Nelson be added as a co-author to S.F. No. 971. The motion prevailed.

Senator Bigham moved that her name be stricken as a co-author to S.F. No. 1025. The motion prevailed.

Senator Hoffman moved that the name of Senator Duckworth be added as a co-author to S.F. No. 1092. The motion prevailed.

Senator Benson moved that the name of Senator Nelson be added as a co-author to S.F. No. 1156. The motion prevailed.

Senator Weber moved that the name of Senator Nelson be added as a co-author to S.F. No. 1168. The motion prevailed.

Senator Weber moved that the name of Senator Nelson be added as a co-author to S.F. No. 1169. The motion prevailed.

Senator Senjem moved that the name of Senator Dornink be added as a co-author to S.F. No. 1177. The motion prevailed.

Senator Draheim moved that the name of Senator Nelson be added as a co-author to S.F. No. 1186. The motion prevailed.

Senator Nelson moved that the name of Senator Duckworth be added as a co-author to S.F. No. 1319. The motion prevailed.

Senator Eaton moved that the names of Senators Murphy, Klein, and McEwen be added as co-authors to S.F. No. 1352. The motion prevailed.

Senator Benson moved that the name of Senator Kunesh be added as a co-author to S.F. No. 1372. The motion prevailed.

Senator Limmer moved that the name of Senator Latz be added as a co-author to S.F. No. 1467. The motion prevailed.

Senator Dibble moved that his name be stricken as chief author and the name of Senator Rarick be added as chief author to S.F. No. 1508. The motion prevailed.

Senator Rosen moved that the names of Senators Abeler, Miller, Bigham, and Hoffman be added as co-authors to S.F. No. 1558. The motion prevailed.

Senator Hawj moved that the name of Senator Weber be added as a co-author to S.F. No. 1569. The motion prevailed.

Senator Murphy moved that the name of Senator Marty be added as a co-author to S.F. No. 1580. The motion prevailed.

Senator Champion moved that the name of Senator Franzen be added as a co-author to S.F. No. 1618. The motion prevailed.

Senator McEwen moved that the names of Senators Dibble, Hawj, Eaton, and Torres Ray be added as co-authors to S.F. No. 1630. The motion prevailed.

Senator Nelson moved that the name of Senator Coleman be added as a co-author to S.F. No. 1632. The motion prevailed.

Senator Housley moved that the name of Senator Pappas be added as a co-author to S.F. No. 1697. The motion prevailed.

Senator Housley moved that the name of Senator Anderson be added as a co-author to S.F. No. 1700. The motion prevailed.

Senator Coleman moved that the name of Senator Nelson be added as a co-author to S.F. No. 1709. The motion prevailed.

Senator Eken moved that the name of Senator Benson be added as a co-author to S.F. No. 1726. The motion prevailed.

Senator Nelson moved that the name of Senator Coleman be added as a co-author to S.F. No. 1778. The motion prevailed.

Senator Nelson moved that the name of Senator Coleman be added as a co-author to S.F. No. 1779. The motion prevailed.

Senator Housley moved that the name of Senator Ingebrigtsen be added as a co-author to S.F. No. 1786. The motion prevailed.

Senator Kiffmeyer moved that the name of Senator Benson be added as a co-author to S.F. No. 1836. The motion prevailed.

Senator Hawj moved that the names of Senators Eaton and Dzedzic be added as co-authors to S.F. No. 1854. The motion prevailed.

Senator Abeler moved that the name of Senator Clausen be added as a co-author to S.F. No. 1861. The motion prevailed.

Senator Abeler moved that the names of Senators Klein and Newton be added as co-authors to S.F. No. 1862. The motion prevailed.

Senator Miller moved that the name of Senator Pappas be added as a co-author to S.F. No. 1962. The motion prevailed.

Senator Tomassoni moved that the names of Senators Clausen and Goggin be added as co-authors to S.F. No. 1975. The motion prevailed.

Senator Kent, for Senator Wiklund, moved that S.F. No. 1573 be withdrawn from the Committee on Human Services Licensing Policy and re-referred to the Committee on Human Services Reform Finance and Policy. The motion prevailed.

SPECIAL ORDERS

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

S.F. Nos. 672, 659, and 263.

SPECIAL ORDER

S.F. No. 672: A bill for an act relating to natural resources; classifying data on individuals who are minors; amending Minnesota Statutes 2020, section 13.7931, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 84.

Senator Ruud moved to amend S.F. No. 672 as follows:

Page 1, line 8, delete the second "Data" and insert "Except for electronic licensing system data classified under section 84.0874, data"

Page 2, after line 8, insert:

"(c) When data about minors is created, collected, stored, or maintained as part of the electronic licensing system described in section 84.0874, the data is governed by section 84.0874 and may be disclosed pursuant to the provisions therein."

The motion prevailed. So the amendment was adopted.

S.F. No. 672 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	Marty	Rest
Anderson	Duckworth	Ingebrigtsen	Mathews	Rosen
Bakk	Dziedzic	Isaacson	McEwen	Ruud
Benson	Eaton	Jasinski	Miller	Senjem
Bigham	Eichorn	Johnson	Murphy	Tomassoni
Carlson	Eken	Johnson Stewart	Nelson	Torres Ray
Chamberlain	Fateh	Kent	Newman	Utke
Champion	Franzen	Kiffmeyer	Newton	Weber
Clausen	Frentz	Klein	Osmek	Westrom
Coleman	Gazelka	Koran	Pappas	Wiger
Cwodzinski	Goggin	Kunesh	Port	Wiklund
Dahms	Hawj	Lang	Pratt	
Dibble	Hoffman	Latz	Putnam	
Dornink	Housley	Limmer	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Housley, Newman, Osmek, and Senjem.

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

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

SPECIAL ORDER

S.F. No. 659: A bill for an act relating to construction codes; specifying approval of Internet continuing education courses for manufactured home installers; amending Minnesota Statutes 2020, section 326B.0981, subdivision 4.

S.F. No. 659 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	Draheim	Howe	Marty	Rest
Anderson	Duckworth	Ingebrigtsen	Mathews	Rosen
Bakk	Dziedzic	Isaacson	McEwen	Ruud
Benson	Eaton	Jasinski	Miller	Senjem
Bigham	Eichorn	Johnson	Murphy	Tomassoni
Carlson	Eken	Johnson Stewart	Nelson	Torres Ray
Chamberlain	Fateh	Kent	Newman	Utke
Champion	Franzen	Kiffmeyer	Newton	Weber
Clausen	Frentz	Klein	Osmek	Westrom
Coleman	Gazelka	Koran	Pappas	Wiger
Cwodzinski	Goggin	Kunesh	Port	Wiklund
Dahms	Hawj	Lang	Pratt	
Dibble	Hoffman	Latz	Putnam	
Dornink	Housley	Limmer	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Housley, Newman, Osmek, and Senjem.

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 263: A bill for an act relating to taxation; individual income and corporate franchise; providing for federal conformity to exclusion of paycheck protection loan forgiveness from gross income and certain related deductions; providing certain business entities the option to file as C-option corporations; clarifying section 179 expensing conformity; providing a deduction for certain unemployment compensation; amending Minnesota Statutes 2020, sections 289A.02, subdivision 7; 289A.08, by adding a subdivision; 289A.38, by adding a subdivision; 290.01, subdivisions 19, 31, by adding a subdivision; 290.0132, by adding subdivisions; 290.06, subdivisions 2c, 22; 290.091, subdivision 2; 290.0921, subdivision 2; 290.92, subdivisions 4b, 4c; 290A.03, subdivision 15; 291.005, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 290.

Senator Bakk moved to amend S.F. No. 263 as follows:

Page 1, lines 17 to 21, delete the new language and insert "except that for the following purposes, "Internal Revenue Code" means the Internal Revenue Code as amended through December 27, 2020: (1) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (2) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; (3) deductions allowed under section 276 of Public Law 116-260"

Page 5, lines 2 to 7, delete the new language and insert "except that for the following purposes, "Internal Revenue Code" means the Internal Revenue Code as amended through December 27, 2020: (1) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (2) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; (3) deductions allowed under section 276 of Public Law 116-260"

Page 5, lines 18 to 23, delete the new language and insert "except that for the following purposes, "Internal Revenue Code" means the Internal Revenue Code as amended through December 27, 2020: (1) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (2) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; (3) deductions allowed under section 276 of Public Law 116-260"

Page 13, lines 24 to 28, delete the new language and insert "except that for the following purposes, "Internal Revenue Code" means the Internal Revenue Code as amended through December 27, 2020: (1) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (2) modifications to the paycheck protection loan program under

Public Laws 116-142, 116-139, and 116-147; (3) deductions allowed under section 276 of Public Law 116-260"

Page 17, lines 17 to 22, delete the new language and insert ", except that for the following purposes, "Internal Revenue Code" means the Internal Revenue Code as amended through December 27, 2020: (1) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (2) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; (3) deductions allowed under section 276 of Public Law 116-260"

Page 18, lines 7 to 11, delete the new language and insert ", except that for the following purposes, "Internal Revenue Code" means the Internal Revenue Code as amended through December 27, 2020: (1) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (2) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; (3) deductions allowed under section 276 of Public Law 116-260"

Page 20, after line 20, insert:

"Sec. 20. **CLARIFICATION OF NET OPERATING LOSS TREATMENT.**

The update of the Internal Revenue Code in sections 1, 5, 6, 12, 16, 17, and 19:

(1) applies only to:

(i) the exclusion from gross income under section 1106 of Public Law 116-136;

(ii) modifications to Paycheck Protection Program loan requirements under Public Laws 116-142, 116-139, and 116-147; and

(iii) deductions allowed under section 276 of Public Law 116-260; and

(2) does not apply to the modifications to treatment of net operating losses under section 2303 of the CARES Act, Public Law 116-136, as modified by section 281 of the COVID-related Tax Relief Act of 2020 in Public Law 116-260.

EFFECTIVE DATE. This section is effective the day following final enactment, except that changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes."

Amend the title accordingly

Senator Nelson moves to amend the Bakk amendment to S.F. No. 263 as follows:

Page 1, after line 19, insert:

"Page 6, delete section 8 and insert:

"Sec. 8. Minnesota Statutes 2020, section 290.0132, is amended by adding a subdivision to read:

Subd. 31. **Certain unemployment insurance compensation payments.** For taxable years beginning after December 31, 2019, and before January 1, 2021, 18 percent of the amount of unemployment compensation received by an individual under section 2104 of the CARES Act, Public Law 116-136, is a subtraction. The subtraction is reduced by \$1 for every \$4 of adjusted gross income over:

(1) \$150,000 for married couples filing a joint return or surviving spouses;

(2) \$112,500 for head of household filers; and

(3) \$75,000 for all other filers.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2019, and before January 1, 2021."

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

The question recurred on the adoption of the Bakk amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Senator McEwen moved to amend S.F. No. 263 as follows:

Page 6, delete section 8 and insert:

"Sec. 8. Minnesota Statutes 2020, section 290.0132, is amended by adding a subdivision to read:

Subd. 31. **Certain unemployment insurance compensation payments.** For taxable years beginning after December 31, 2019, and before January 1, 2021, the amount of unemployment compensation received by an individual under section 2104 of the CARES Act, Public Law 116-136, up to \$10,200, is a subtraction. The subtraction is reduced by \$1 for every \$4 of adjusted gross income over:

(1) \$150,000 for married couples filing a joint return or surviving spouses;

(2) \$112,500 for head of household filers; and

(3) \$75,000 for all other filers.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2019, and before January 1, 2021."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, and Senjem.

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

Senator Klein moved to amend S.F. No. 263 as follows:

Page 19, after line 30, insert:

"Sec. 18. Laws 2020, Seventh Special Session chapter 2, article 1, section 1, subdivision 7, is amended to read:

Subd. 7. **Appropriation.** (a) \$88,000,000 in fiscal year 2021 is appropriated from the general fund to the commissioner of revenue to make payments required under this section. This is a onetime appropriation. Of this amount, \$250,000 is appropriated to the commissioner of revenue to administer this section.

(b) The appropriation under this subdivision expires on ~~March 15~~ May 5, 2021. Any unexpended amount from the appropriation in paragraph (a) after ~~March 15~~ May 5, 2021, is canceled.

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

Sec. 19. Laws 2020, Seventh Special Session chapter 2, article 4, section 1, subdivision 2, is amended to read:

Subd. 2. **Grants.** (a) To be eligible for a grant under this subdivision, a business must, to the extent it is feasible for the commissioner of employment and economic development to determine:

(1) be either:

(i) a movie theater that has at least one permanent indoor auditorium for viewing films for entertainment by the general public who attend by the purchase of an individual ticket to view a specific non-adult-oriented film and that also had at least \$15,000 in ticket sales in 2019; or

(ii) a multipurpose convention center with a capacity for 1,500 people or more, that is not part of a hotel, university, or retail mall, and is not primarily a music venue or theater;

(2) have experienced a decline in overall sales between 2019 and 2020 of 30 percent or more measured by sales in the second and third quarters of each year;

(3) have been directly impacted by Governor's Executive Order No. 20-99 and not be exempt from that order;

(4) have a physical location in the state of Minnesota; and

(5) have no current tax liens on record with the secretary of state as of the time of application for a grant under this section.

(b) The commissioner of employment and economic development shall make grants to eligible businesses according to the following:

(1) eligible businesses that are movie theaters shall receive a grant of \$15,000 per screen for each of the first two screens in the theater and a grant of \$10,000 per screen for each additional screen in the theater, with no theater receiving a total grant of more than \$150,000. Grant funds must be used for the operating expenses of the location that qualified for the grant; and

(2) eligible businesses that are convention centers shall receive a grant proportional to the size of the venue and its workforce, with no convention center receiving a grant of more than \$500,000. Grant funds must be used for the direct operations and upkeep of convention center facilities and must not be added to the general fund of any local unit of government.

(c) Grants and the process of making grants under this section are exempt from the following statutes and related policies: Minnesota Statutes, sections 16A.15, subdivision 3; 16B.97; and 16B.98, subdivisions 5, 7, and 8. The commissioner of employment and economic development shall monitor the use of grant funds under this section. The exemptions under this paragraph expire on March 15, 2021.

(d) Any unexpended amount from the appropriation in subdivision 1 after ~~April 1~~ May 5, 2021, is canceled.

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

Sec. 20. Laws 2020, Seventh Special Session chapter 2, article 5, section 1, is amended to read:

Section 1. **COUNTY RELIEF GRANTS TO LOCAL BUSINESSES; APPROPRIATION.**

(a) \$114,800,000 in fiscal year 2021 is appropriated from the general fund to the commissioner of management and budget for payments to counties for relief grants to local businesses. This is a onetime appropriation.

(b) Each county shall be issued a payment in the amount of \$256,250 or a per capita amount determined by reference to the population of each county according to the most recently available 2019 population estimate from the state demographer as of December 1, 2020, whichever is greater.

(c) Each county may use the greater of \$6,250 or 2.5 percent of the amount received under paragraph (b) for administrative costs incurred from making grants under this section. A county may contract with a third party to administer the grant program on behalf of the county.

(d) Counties shall use the funds to make grants to individual businesses and nonprofits that, to the extent it is feasible for the county to determine:

(1) are located in the applicable county in the state of Minnesota or on adjacent tribal land;

(2) have no current tax liens on record with the secretary of state as of the time of application for a grant under this section; and

(3) were impacted by an executive order related to the COVID-19 pandemic.

(e) A county shall determine grant recipients and the grant amount awarded per grant. A business that receives a business relief payment under article 1 is not excluded from applying for a county relief grant under this section. A county may award a grant to a business that is owned by a tribal government and located on tribal land if the business has voluntarily complied with Executive Order No. 20-99. Nonprofits, nonprofit arts organizations, nonprofit museums, and nonprofit fitness centers that earn revenue similar to businesses, including but not limited to ticket sales and membership fees, are eligible for grants under this section.

(f) Grant funds must be used by the eligible business or nonprofit for operations expenses incurred during the COVID-19 pandemic.

(g) Grants under this section must be awarded by March 15, 2021.

(h) Grants and the process of making grants under this section are exempt from the following statutes and related policies: Minnesota Statutes, sections 16A.15, subdivision 3; 16B.97; and 16B.98, subdivisions 5, 7, and 8. A county opting to use a third party to administer grants is exempt from Minnesota Statutes, section 471.345, in the selection of the third-party administrator. The exemptions under this paragraph expire on March 15, 2021.

(i) By June 30, 2021, the commissioner of employment and economic development shall report to the legislative committees with jurisdiction over economic development policy and finance on the grants provided under this section.

(j) Any unexpended amount from the appropriation in paragraph (a) after ~~April 1~~ May 5, 2021, is canceled.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Dibble moved to amend S.F. No. 263 as follows:

Page 1, line 18, delete everything after "forgiveness"

Page 1, line 19, delete everything after the first comma

Page 1, line 20, delete "276(a)(i) of Public Law 116-260,"

Page 1, line 21, delete "December" and insert "March"

Page 5, line 3, delete "and allowable"

Page 5, line 4, delete everything before "under"

Page 5, line 5, delete everything after the first comma

Page 5, line 6, delete "December" and insert "March"

Page 5, line 20, delete "and allowable deductions of covered expenses paid for with covered loans"

Page 5, line 21, delete everything after the first comma

Page 5, line 22, delete "Public Law 116-260,"

Page 5, line 23, delete "December" and insert "March"

Page 5, delete section 7

Page 6, after line 18, insert:

"Sec. 8. Minnesota Statutes 2020, section 290.0132, is amended by adding a subdivision to read:

Subd. 32. **Certain business expenses.** For taxable years beginning after December 31, 2019, and before January 1, 2022, the amount allowed as deductions in a taxable year under section 276 of Public Law 116-260, up to \$1,000,000, is a subtraction.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2019, and before January 1, 2022.

Sec. 9. Minnesota Statutes 2020, section 290.0134, is amended by adding a subdivision to read:

Subd. 20. **Certain business expenses.** (a) For taxable years beginning after December 31, 2019, and before January 1, 2022, the amount allowed as deductions in a taxable year under section 276 of Public Law 116-260, up to \$1,000,000, is a subtraction.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2019, and before January 1, 2022."

Page 13, line 25, delete everything after "forgiveness"

Page 13, line 26, delete "for with covered loans" and delete "as clarified by Title II,"

Page 13, line 27, delete "subtitle B, section 276(a)(i) of Public Law 116-260,"

Page 13, line 28, delete "December" and insert "March"

Page 17, line 18, delete "and allowable"

Page 17, line 19, delete everything before "under"

Page 17, line 20, delete everything after the comma

Page 17, line 21, delete "December" and insert "March"

Page 18, line 8, delete everything after "forgiveness"

Page 18, line 9, delete everything before "under" and delete ", as clarified"

Page 18, line 10, delete everything before the third comma

Page 18, line 11, delete "December" and insert "March"

Page 20, line 16, delete everything after "under" and insert "Minnesota Statutes, section 290.0132, subdivision 32, or 290.0134, subdivision 20."

Page 20, delete lines 17 to 20 and insert:

"EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2019, and before January 1, 2022."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, and Senjem.

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

Senator Hoffman moved to amend S.F. No. 263 as follows:

Page 1, line 17, delete "paycheck protection" and insert "the following items"

Page 1, delete lines 18 and 19

Page 1, line 20, delete everything before the comma

Page 1, line 21, strike the period and insert a colon

Page 1, after line 21, insert:

"(1)(i) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (ii) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; and (iii) deductions allowed under section 276 of Public Law 116-260; and

(2) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of employer payments of student loans under section 2206 of Public Law 116-136, and section 120 of Public Law 116-260."

Page 5, line 3, delete "paycheck protection loan forgiveness and allowable" and insert "the following items,"

Page 5, delete lines 4 and 5

Page 5, line 7, strike the period and insert a colon

Page 5, after line 7, insert:

"(1)(i) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (ii) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; and (iii) deductions allowed under section 276 of Public Law 116-260; and

(2) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of employer payments of student loans under section 2206 of Public Law 116-136, and section 120 of Public Law 116-260."

Page 5, line 19, delete "paycheck protection loan" and insert "the following items"

Page 5, delete lines 20 and 21

Page 5, line 22, delete everything before the comma

Page 5, line 23, strike the period and insert a colon

Page 5, after line 23, insert:

"(1)(i) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (ii) modifications to the paycheck protection loan program under Public

Laws 116-142, 116-139, and 116-147; and (iii) deductions allowed under section 276 of Public Law 116-260; and

(2) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of employer payments of student loans under section 2206 of Public Law 116-136, and section 120 of Public Law 116-260."

Page 13, delete lines 25 and 26 and insert "of the following items"

Page 13, line 27, delete everything before the second comma

Page 13, line 28, strike the period and insert a colon

Page 13, after line 28, insert:

"(1)(i) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (ii) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; and (iii) deductions allowed under section 276 of Public Law 116-260; and

(2) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of employer payments of student loans under section 2206 of Public Law 116-136, and section 120 of Public Law 116-260."

Page 17, line 18, delete everything after "of" and insert "the following items."

Page 17, delete lines 19 and 20

Page 17, line 22, strike the period and insert a colon

Page 17, after line 22, insert:

"(1)(i) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (ii) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; and (iii) deductions allowed under section 276 of Public Law 116-260; and

(2) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of employer payments of student loans under section 2206 of Public Law 116-136, and section 120 of Public Law 116-260."

Page 18, line 8, delete everything after the first "of" and insert "the following items"

Page 18, delete line 9

Page 18, line 10, delete everything before the third comma

Page 18, line 11, strike the period and insert a colon

Page 18, after line 11, insert:

"(1)(i) exclusion from gross income of paycheck protection loan forgiveness under section 1106 of Public Law 116-136; (ii) modifications to the paycheck protection loan program under Public Laws 116-142, 116-139, and 116-147; and (iii) deductions allowed under section 276 of Public Law 116-260; and

(2) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of employer payments of student loans under section 2206 of Public Law 116-136, and section 120 of Public Law 116-260."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, and Senjem.

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

Senator Murphy moved to amend S.F. No. 263 as follows:

Page 20, after line 20, insert:

"Sec. 20. TEMPORARY WORKING FAMILY CREDIT ALTERNATIVE CALCULATION.

Notwithstanding Minnesota Statutes, section 290.0671, subdivision 1a, for purposes of calculating the credit under Minnesota Statutes, section 290.0671, for taxable years beginning after December 31, 2019, and before January 1, 2021, "earned income" means the greater of a taxpayer's earned income for the taxable year beginning after December 31, 2018, and before January 1, 2020, and the taxpayer's earned income for the taxable year beginning after December 31, 2019, and before January 1, 2021.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2019, and before January 1, 2021."

Amend the title accordingly

Senator Murphy moved to amend the Murphy amendment to S.F. No. 263 as follows:

Page 1, before line 2, insert:

"Page 6, lines 24 and 25, strike "\$38,770" and insert "\$39,810"

Page 6, lines 25 and 26, strike "\$154,020" and insert "\$158,140"

Page 6, lines 26 and 27, strike "\$269,010" and insert "\$276,200"

Page 6, line 27, after the comma, insert "but not over \$500,000," and strike the period and insert a semicolon

Page 6, after line 27, insert:

"(5) On all over \$500,000, 12.45 percent."

Page 7, lines 3 and 4, strike "\$26,520" and insert "\$27,230"

Page 7, lines 4 and 5, strike "\$87,110" and insert "\$89,440"

Page 7, lines 5 and 6, strike "\$161,720" and insert "\$166,040"

Page 7, line 6, after the comma, insert "but not over \$250,000," and strike the period and insert a semicolon

Page 7, after line 6, insert:

"(5) On all over \$250,000, 12.45 percent."

Page 7, lines 10 and 11, strike "\$32,650" and insert "\$33,520"

Page 7, lines 11 and 12, strike "\$131,190" and insert "\$134,700"

Page 7, lines 12 and 13, strike "\$214,980" and insert "\$220,730"

Page 7, line 13, after the comma, insert "but not over \$400,000," and strike the period and insert a semicolon

Page 7, after line 13, insert:

"(5) On all over \$400,000, 12.45 percent."

Page 8, after line 10, insert:

"Sec. 10. Minnesota Statutes 2020, section 290.06, subdivision 2d, is amended to read:

Subd. 2d. **Inflation adjustment of brackets.** The commissioner shall annually adjust the minimum and maximum dollar amounts for each rate bracket for which a tax is imposed in subdivision 2c as provided in section 270C.22. The statutory year is taxable year ~~2019~~ 2021. The rate applicable to any rate bracket must not be changed. The dollar amounts setting forth the tax shall be adjusted to reflect the changes in the rate brackets. The rate brackets as adjusted must be rounded to the nearest \$10 amount. If the rate bracket ends in \$5, it must be rounded up to the nearest \$10 amount. The commissioner shall determine the rate bracket for married filing separate returns after this adjustment is done. The rate bracket for married filing separate must be one-half of the rate bracket for married filing joint.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2021."

Page 1, before line 13, insert:

"Renumber the sections in sequence and correct the internal references"

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

The roll was called, and there were yeas 27 and nays 40, as follows:

Those who voted in the affirmative were:

Bigham	Dziedzic	Isaacson	McEwen	Torres Ray
Carlson	Eaton	Kent	Murphy	Wiger
Champion	Fateh	Klein	Newton	Wiklund
Clausen	Franzen	Kunesh	Pappas	
Cwodziński	Frentz	Latz	Port	
Dibble	Hawj	Marty	Rest	

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, and Senjem.

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

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

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

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

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Champion, Clausen, Eaton, Eken, Fateh, Isaacson, Latz, Marty, Newton, Torres Ray, and Wiklund.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, and Senjem.

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

Senator Putnam moved to amend S.F. No. 263, as amended by the Bakk amendment, as follows:

Page 1, line 21, strike the period and insert "; and (4) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of educator expenses, including personal protective equipment, disinfectant, and other supplies used for the prevention of the spread of COVID-19 under section 275 of Public Law 116-260."

Page 5, line 7, strike the period and insert "; and (4) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of educator expenses, including personal protective equipment, disinfectant, and other supplies used for the prevention of the spread of COVID-19 under section 275 of Public Law 116-260."

Page 5, line 23, strike the period and insert "; and (4) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of educator expenses, including personal protective equipment, disinfectant, and other supplies used for the prevention of the spread of COVID-19 under section 275 of Public Law 116-260."

Page 13, line 28, strike the period and insert "; and (4) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of educator expenses, including personal protective equipment, disinfectant, and other supplies used for the prevention of the spread of COVID-19 under section 275 of Public Law 116-260."

Page 17, line 22, strike the period and insert "; and (4) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of educator expenses,

including personal protective equipment, disinfectant, and other supplies used for the prevention of the spread of COVID-19 under section 275 of Public Law 116-260."

Page 18, line 11, strike the period and insert "; and (4) for taxable years beginning after December 31, 2019, and before January 1, 2022, the exclusion from gross income of educator expenses, including personal protective equipment, disinfectant, and other supplies used for the prevention of the spread of COVID-19 under section 275 of Public Law 116-260."

Senator Kunesh moved to amend the Putnam amendment to S.F. No. 263 as follows:

Page 3, after line 17, insert:

"Page 20, after line 20, insert:

"Sec. 20. **FEDERAL FUNDS APPROVAL.**

The expenditures of federal grants and aids for expanding kindergarten through grade 12 summer academic programming as shown in the biennial budget document for the Department of Education are approved and appropriated and shall be spent as indicated.

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

Sec. 21. **APPROPRIATIONS; DEPARTMENT OF EDUCATION.**

Subdivision 1. **Department of Education.** The sums in this section are appropriated from the general fund to the commissioner of education for the fiscal years designated.

Subd. 2. **Expand mental health supports.** (a) For grants to school districts and charter schools to expand mental health and well-being supports to youth and adolescents attending summer learning programs.

\$ 12,000,000 2021

(b) Grant funds must be used to pay summer stipends and benefits for student support personnel to offer summer school students services and programming, which may include but are not limited to:

(1) one-on-one or group mental health supports;

(2) trauma-informed practices;

(3) evidence-based social and emotional learning district or school-wide programming; and

(4) other well-being activities like physical activity, mindfulness, and stress-relieving activities.

(c) Grant recipients may partner with community organizations that work with youth to provide mental health and well-being supports under this subdivision.

(d) The department must prioritize grant recipients by their number of historically underserved students.

(e) Up to two percent of this appropriation is available for grant administration.

(f) This is a onetime appropriation and is available until June 30, 2022.

Subd. 3. **Neighborhood programs.** (a) For grants to schools to bring summer programming into neighborhoods and apartment buildings and to collaborate and, if appropriate, contract with community-based organizations, libraries, parks and recreation departments, tribes and tribal organizations, faith-based organizations, and other similar learning providers to bring summer learning into the community.

\$ 5,000,000 2021

(b) Grant funds may be for transportation, academic enrichment programming and associated costs, mental health services, other wraparound services, location rentals, and meal reimbursements.

(c) Grants may be made in amounts up to \$100,000.

(d) The department must make all attempts to prioritize grant recipients by number of historically underserved students.

(e) Eligible grantees include school districts, charter schools, intermediate school districts, and cooperative units as defined in Minnesota Statutes, section 123A.24, subdivision 2.

(f) Up to two percent of this appropriation is available for grant administration.

(g) This is a onetime appropriation and is available until June 30, 2022.

Subd. 4. **Summer preschool for four- and five-year-olds.** (a) For grants to provide high-quality early learning opportunities to four- and five-year-olds by providing funds to be used in a three- or four-star-rated private preschool, a public preschool, or a public prekindergarten in-person learning program.

\$ 20,000,000 2021

(b)(1) Grant funds of up to \$4,800 per enrolled and attending student must be allocated to children who need additional support, were four or five years old on September 1, 2020, and have not yet attended kindergarten. Grant funds must be used for applicable program costs limited to tuition, transportation, food service, and interpreter or multilingual student support costs.

(2) Prioritization for program participation must take into consideration children who qualify for free and reduced-price lunch and meet at least one of the following eligibility categories, with the highest priority to children qualifying under multiple categories:

(i) children in foster care, under child protection, experiencing homelessness, tribally enrolled, or children of teenage parents; or

(ii) children at risk for or currently receiving supports and services.

(c) In order to qualify for a grant, a summer preschool program must: (1) offer a minimum of six instructional hours per day, for five days per week, for between ten and 12 weeks; (2) continue to meet school-year standards of school readiness, voluntary prekindergarten, school readiness plus,

Head Start, or three- or four-star Parent Aware rating; and (3) allow families to participate on a sliding fee scale for services if space permits.

(d)(1) Programs that qualify under paragraph (c) may apply for grant funding to the commissioner, in the form and manner prescribed by the commissioner. The application must indicate the number of students the program has the capacity to serve. The commissioner must equitably distribute grant funds across school-based, Head Start, and community preschool and child care programs.

(2) A program that receives grant funds must report student information following the criteria required under the applicable program type and as determined by the commissioner.

(e) Up to 0.5 percent of this appropriation is available for grant administration.

(f) This is a onetime appropriation and is available until June 30, 2022.

Subd. 5. **Math corps.** (a) For Minnesota math corps under Minnesota Statutes, section 124D.42, subdivision 9:

\$ 10,000,000 2021

(b) This grant must be used to provide services to students in any grade to reduce math deficiencies related to the effects of the COVID-19 pandemic.

(c) This grant is in addition to any other revenue received for this purpose.

(d) This appropriation is available until June 30, 2022. This is a onetime appropriation.

Subd. 6. **Reading corps.** (a) For Minnesota reading corps:

\$ 10,000,000 2021

(b) This grant must be used to provide childhood literacy services consistent with Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision 8.

(c) This grant is to provide services to students to reduce reading deficiencies related to the effects of the COVID-19 pandemic and is in addition to any other revenue received for this purpose.

(d) This appropriation is available until June 30, 2022. This is a onetime appropriation."

Amend the title accordingly

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

The President ruled that the amendment to the amendment was not germane.

Senator Kunesh 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 36 and nays 29, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, Senjem, and Westrom.

Those who voted in the negative were:

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

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

So the decision of the President was sustained.

The question was taken on the adoption of the Putnam amendment. The motion prevailed. So the amendment was adopted.

Senator Rest moved to amend S.F. No. 263 as follows:

Page 20, after line 20, insert:

"Sec. 20. **ONETIME FILING EXTENSION FOR CORPORATE AND PARTNERSHIP RETURNS.**

For taxable years beginning after December 31, 2019, and before January 1, 2021:

(1) notwithstanding Minnesota Statutes, section 298A.18, subdivision 1, clause (1), for returns made on the basis of the calendar year, returns of corporations and partnerships may be filed 30 days after the due date for filing the federal return; and

(2) notwithstanding Minnesota Statutes, section 298A.18, subdivision 1, clause (2), for returns made on the basis of the fiscal year, returns of corporations and partnerships may be filed 30 days after the due date for filing the federal return.

EFFECTIVE DATE. This section is effective the day following final enactment, and applies to taxable years beginning after December 31, 2019, and before January 1, 2021."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 263 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 55 and nays 12, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Newman, Osmek, Senjem, and Westrom.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Eken, Isaacson, Latz, Newton, Torres Ray, and Wiklund.

Those who voted in the negative were:

Champion	Eaton	Kent	McEwen
Dibble	Fateh	Kunesh	Murphy
Dziedzic	Hawj	Marty	Pappas

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

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

MEMBERS EXCUSED

Senator Rest was excused from the Session of today from 10:45 to 11:55 a.m. Senators Fateh and Pappas were excused from the Session of today from 12:35 to 1:00 p.m.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 10:30 a.m., Monday, March 15, 2021. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

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