

STATE OF MINNESOTA

# Journal of the Senate

NINETY-SECOND LEGISLATURE

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FIFTY-FIRST DAY

St. Paul, Minnesota, Wednesday, May 5, 2021

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

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

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

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

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

Pursuant to Rule 14.1, the President announced the following members intend to vote under Rule 40.7: Anderson, Carlson, Champion, Clausen, Coleman, Dahms, Dziedzic, Eaton, Eken, Fateh, Hawj, Ingebrigtsen, Isaacson, Klein, Latz, Newman, Newton, Port, Putnam, Senjem, Torres Ray, Westrom, 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.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

April 26, 2021

The Honorable Melissa Hortman  
Speaker of the House of Representatives

The Honorable Jeremy R. Miller  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2021 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2021	Date Filed 2021
	2253	12	1:32 p.m. April 26	April 26

Sincerely,  
Steve Simon  
Secretary of State

### REPORTS OF COMMITTEES

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

#### **Senator Rosen from the Committee on Finance, to which was re-referred**

**S.F. No. 1534:** A bill for an act relating to transportation; establishing Minnesota 100 Club special plates; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168.

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

Page 1, line 10, delete "motor"

Page 2, line 11, delete "July 1, 2021" and insert "January 1, 2022"

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

#### **Senator Rosen from the Committee on Finance, to which was re-referred**

**S.F. No. 1019:** A bill for an act relating to legislative audits; modifying various provisions governing Office of the Legislative Auditor activities; appropriating money; repealing certain auditing duties; amending Minnesota Statutes 2020, sections 3.971, subdivision 2, by adding a subdivision; 3.972, subdivisions 2, 2a; 3.9741, subdivision 5; 3.978, subdivision 2; 3.979, subdivision 3; 299D.03, subdivision 2a; repealing Minnesota Statutes 2020, section 3.972, subdivisions 2c, 2d.

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

#### **Senator Rosen from the Committee on Finance, to which was re-referred**

**S.F. No. 1558:** A bill for an act relating to human services; modifying provisions governing child foster care and background studies; appropriating money; amending Minnesota Statutes 2020, sections 245A.05; 245A.07, subdivision 1; 245A.16, by adding a subdivision; 245C.05, subdivisions

2c, 2d, 4; 245C.08, subdivision 3; 245C.14, subdivision 1; 245C.15, by adding a subdivision; 245C.24, subdivisions 2, 3, 4, by adding a subdivision; 260C.215, subdivision 4.

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

Page 19, delete section 16

Amend the title as follows:

Page 1, line 3, delete "appropriating money;"

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

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

**H.F. No. 1947** for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1947	2029				

and that the above Senate File be indefinitely postponed.

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

### **SECOND READING OF SENATE BILLS**

S.F. Nos. 1534, 1019, and 1558 were read the second time.

### **SECOND READING OF HOUSE BILLS**

H.F. No. 1947 was read the second time.

### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senator Newman introduced--**

**S.F. No. 2489:** A bill for an act relating to capital investment; modifying an appropriation for flood mitigation in the counties of Sibley and Le Sueur; amending Laws 2020, Fifth Special Session chapter 3, article 2, section 2, subdivision 4.

Referred to the Committee on Capital Investment.

**Senators Pratt and Duckworth introduced--**

**S.F. No. 2490:** A bill for an act relating to the Metropolitan Council; modifying governance of the Metropolitan Council; eliminating the Transportation Advisory Board; creating a technical advisory committee; amending Minnesota Statutes 2020, sections 3.8841, subdivision 9; 15A.0815, subdivision 3; 473.123; 473.146, subdivisions 3, 4; repealing Laws 1994, chapter 628, article 1, section 8.

Referred to the Committee on Transportation Finance and Policy.

**Senators Marty, Cwodzinski, Kunesh, and Wiger introduced--**

**S.F. No. 2491:** A bill for an act relating to public safety; establishing requirements for the purchase of catalytic converters; providing for penalties; amending Minnesota Statutes 2020, sections 325E.21, subdivision 6, by adding subdivisions; 609.5316, subdivision 3.

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

**Senator Newton introduced--**

**S.F. No. 2492:** A bill for an act relating to capital investment; amending an appropriation for highway improvements in Anoka County; amending Laws 2020, Fifth Special Session chapter 3, article 1, section 16, subdivision 5.

Referred to the Committee on Capital Investment.

**Senator Lang introduced--**

**S.F. No. 2493:** A bill for an act relating to capital investment; appropriating money for an education learning center in Willmar; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Lang introduced--**

**S.F. No. 2494:** A bill for an act relating to taxation; property; providing reimbursement of local refunds of tax on state-assessed property; appropriating money.

Referred to the Committee on Taxes.

**Senator Lang introduced--**

**S.F. No. 2495:** A bill for an act relating to taxation; property; providing reimbursement of local refunds of tax on state-assessed property; appropriating money.

Referred to the Committee on Taxes.

**MOTIONS AND RESOLUTIONS**

Senator Eken moved that the name of Senator Marty be added as a co-author to S.F. No. 1113. The motion prevailed.

Senator Koran moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 1370. The motion prevailed.

Senator Fateh moved that the name of Senator McEwen be added as a co-author to S.F. No. 1596. The motion prevailed.

Senator Dziedzic moved that the name of Senator McEwen be added as a co-author to S.F. No. 1906. The motion prevailed.

Senator Housley moved that the name of Senator Bigham be added as a co-author to S.F. No. 2311. The motion prevailed.

Senator Fateh moved that the name of Senator McEwen be added as a co-author to S.F. No. 2462. The motion prevailed.

Senator Mathews moved that the name of Senator Eichorn be added as a co-author to S.F. No. 2464. The motion prevailed.

Senator Pappas moved that S.F. No. 323 be withdrawn from the Committee on Civil Law and Data Practices Policy, given a second reading, and be placed on General Orders.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Champion, Clausen, Dziedzic, Eaton, Eken, Fateh, Hawj, Isaacson, Klein, Latz, Newton, Port, Putnam, and Wiklund.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Dahms, Ingebrigtsen, Lang, Newman, Pratt, Senjem, and Westrom.

The motion did not prevail.

### MOTIONS AND RESOLUTIONS - CONTINUED

#### SPECIAL ORDERS

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

S.F. Nos. 519 and 529.

#### SPECIAL ORDER

**S.F. No. 519:** A bill for an act relating to corrections; requiring that certain information, assistance, services, and medications be provided to inmates upon release from prison; providing identification cards for released inmates; requiring a homelessness mitigation plan and annual reporting on information relating to homelessness; amending Minnesota Statutes 2020, section 171.06, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 241.

S.F. No. 519 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Bakk, Coleman, Dahms, Ingebrigtsen, Lang, Newman, Pratt, Ruud, Senjem, Tomassoni, and Westrom.

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**S.F. No. 529:** A bill for an act relating to housing; permitting a landlord to require a tenant to provide documentation supporting the tenant's need for a service or support animal; amending Minnesota Statutes 2020, sections 256C.02; 363A.09, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 504B.

S.F. No. 529 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Bakk, Coleman, Dahms, Ingebrigtsen, Lang, Newman, Pratt, Ruud, Senjem, Tomassoni, Weber, and Westrom.

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

So the bill passed and its title was agreed to.

### MEMBERS EXCUSED

Senator Goggin was excused from the Session of today. Senator Torres Ray was excused from the Session of today from 12:20 to 12:40 p.m.

### ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 10:00 a.m., Thursday, May 6, 2021. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate





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