

STATE OF MINNESOTA

Journal of the Senate

NINETY-SECOND LEGISLATURE

FIFTY-FOURTH DAY

St. Paul, Minnesota, Tuesday, May 11, 2021

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

Prayer was offered by the Chaplain, Pastor Mike Smith.

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

Pursuant to Rule 14.1, the President announced the following members intend to vote under Rule 40.7: Abeler, Anderson, Carlson, Champion, Clausen, Coleman, Dibble, Draheim, Dziedzic, Eaton, Eken, Fateh, Goggin, Ingebrigtsen, Isaacson, Klein, McEwen, Newman, Newton, Osmek, Putnam, Senjem, Wiger, 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 communications were received.

April 27, 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
	729	13	4:42 p.m. April 27	April 27

Sincerely,
Steve Simon
Secretary of State

May 6, 2021

The Honorable Jeremy R. Miller
President of the Senate

Dear President Miller:

I have received, approved, signed, and deposited in the Office of the Secretary of State, Chapter 15, S.F. No. 151 and Chapter 16, S.F. No. 1020.

Sincerely,
Tim Walz, Governor

May 6, 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 Acts of the 2021 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2021	Date Filed 2021
	820	14	2:11 p.m. May 6	May 6
151		15	2:11 p.m. May 6	May 6
1020		16	2:11 p.m. May 6	May 6

Sincerely,
Steve Simon
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 1315.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 10, 2021

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Latz introduced--

S.F. No. 2517: A bill for an act relating to public safety; assigning prosecutorial authority for peace-officer-involved deaths to the attorney general; appropriating money; amending Minnesota Statutes 2020, sections 8.01; 388.051, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 8.

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

Senator Pappas introduced--

S.F. No. 2518: A bill for an act relating to capital investment; amending an appropriation for a grant to Hennepin County for Phase 1 of the Avivo regional career and employment center project in Minneapolis; amending Laws 2020, Fifth Special Session chapter 3, article 1, section 21, subdivision 23.

Referred to the Committee on Capital Investment.

Senators Pratt and Rarick introduced--

S.F. No. 2519: A bill for an act relating to workforce development; establishing a Legislative-Citizen Committee on Workforce Development; requiring reports; amending Minnesota Statutes 2020, section 116L.20, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Senator Bakk introduced--

S.F. No. 2520: A bill for an act relating to capital investment; appropriating money for a wastewater treatment facility in Babbitt; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

MOTIONS AND RESOLUTIONS

Senator Draheim moved that his name be stricken as a co-author to S.F. No. 353. The motion prevailed.

Senator Koran moved that his name be stricken as chief author, shown as a co-author, and the name of Senator Rosen be added as chief author to S.F. No. 353. The motion prevailed.

Senator Wiklund moved that her name be stricken as a co-author to S.F. No. 353. The motion prevailed.

Senator Fateh moved that his name be stricken as a co-author to S.F. No. 353. The motion prevailed.

Senators Ruud and Bakk introduced --

Senate Resolution No. 52: A Senate resolution commending John Edman for 21 years of dedicated service to the state of Minnesota as the director of Explore Minnesota.

Referred to the Committee on Rules and Administration.

Senators Ingebrigtsen, Bakk, Eichorn, Gazelka, and Bigham introduced --

Senate Resolution No. 53: A Senate resolution recognizing May 15, 2021, as Peace Officers Memorial Day.

Senator Gazelka moved that Senate Resolution No. 53 be laid on the table. The motion prevailed.

Senator Gazelka moved that S.F. No. 1470 be taken from the table. The motion prevailed.

S.F. No. 1470: A bill for an act relating to housing; providing for eviction and nonrenewal of lease procedures during and after a peacetime emergency; allowing for expungement of certain eviction actions filed during and after a peacetime emergency; preventing certain home foreclosure or contract for deed termination during and after a peacetime emergency.

Senator Gazelka, for Senator Draheim, moved that the Senate do not concur in the amendments by the House to S.F. No. 1470, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

RECESS

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

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

APPOINTMENTS

Senator Gazelka from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 1470: Senators Draheim, Duckworth, and Dziedzic.

Senator Gazelka moved that the foregoing appointments be approved. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED**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. No. 1712 and H.F. No. 609.

SPECIAL ORDER

S.F. No. 1712: A bill for an act relating to retirement; temporarily extending the grandfather provision regarding actuarial assumptions used to compute an annuity in the unclassified state employees retirement plan; reducing the postretirement adjustment and eliminating the triggers that would increase the postretirement adjustment upon attainment of specified funding thresholds for the Judges Retirement Plan; revising eligibility for H-1b visa employees under the Minnesota State Retirement System and the Public Employees Retirement Association to comply with federal law and permitting the purchase of prior service credit; extending the time period for service credit for periods of military leave under the plans administered by the Public Employees Retirement Association; making changes of an administrative nature to the statutes applicable to the Public Employees Retirement Association and the St. Paul Teachers Retirement Fund Association; permitting the allocation of fire state aid between the Statewide Volunteer Firefighters Plan and municipalities; delaying an increase in the employee contribution rates by one year for the St. Paul Teachers Retirement Fund Association; making changes to the statutes applicable to volunteer firefighter relief associations recommended by the State Auditor's fire relief association working group; providing full vesting and distribution of accounts for firefighters assigned to the Nowthen fire station and revising applicable law to permit payment of fire state aid to Nowthen and midyear participation in the Statewide Volunteer Firefighter Plan; revising the deadline for bill drafting requests to commission staff from agencies and pension systems; mandating work groups on pension benefits for 911 telecommunicators and allocating firefighter supplemental state aid; increasing the benefit for a former Department of Labor and Industry employee who retired in reliance on erroneous benefit estimates; authorizing the transfer of service credit from the MSRS General Plan to the

Correctional Plan for a Department of Human Services employee; making technical clarifications and corrections to retirement statutes; amending Minnesota Statutes 2020, sections 352.01, subdivision 2b; 352D.06, subdivision 1; 353.01, subdivisions 2b, 16, 28; 353.014, subdivision 4; 353.0162; 353.27, subdivision 12; 353.30, subdivisions 1a, 1b, 1c; 353.335; 353.34, subdivision 2; 353D.071, subdivisions 1, 2; 353E.02, subdivision 2; 354A.12, subdivision 1; 354A.31, subdivision 7; 356.415, subdivision 1f; 356.635, subdivision 1; 424A.001, by adding a subdivision; 424A.01, subdivision 2; 424A.014, subdivisions 1, 2; 424A.015, subdivision 7; 424A.016, subdivisions 4, 6; 424A.02, subdivision 3; 424A.05, subdivision 3b; 424A.10, subdivision 2; 424B.01, subdivisions 3a, 3b, 3d, 3g, 3h, 3i, 4a, 5b, 5c, by adding a subdivision; 424B.04, subdivision 3; 424B.13, subdivisions 2, 4, 5, 6, 8, 9, 10; 424B.22, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10; 477B.01, subdivision 1; 477B.04, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 356B; 424B; 477B; repealing Minnesota Statutes 2020, section 356B.05; Laws 2020, chapter 108, article 14, section 1.

Senator Rosen moved to amend S.F. No. 1712 as follows:

Page 56, line 23, before the semicolon, insert "designated by the board of trustees of the Public Employees Retirement Association"

Page 56, line 24, before the period, insert "designated by the board of directors of the Minnesota State Retirement System"

The motion prevailed. So the amendment was adopted.

S.F. No. 1712 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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

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

SPECIAL ORDER

H.F. No. 609: A bill for an act relating to state government; making technical changes in chapter 16E; making a conforming change; amending Minnesota Statutes 2020, sections 15.01; 16E.01; 16E.016; 16E.02; 16E.03, subdivisions 1, 2, 3, 6; 16E.036; 16E.04, subdivision 3; 16E.0465, subdivision 2; 16E.05, subdivision 1; 16E.07, subdivision 12; 16E.21, subdivision 2; 97A.057, subdivision 1; repealing Minnesota Statutes 2020, sections 16E.0466, subdivision 1; 16E.05, subdivision 3; 16E.071; 16E.145.

Senator Rosen moved that H.F. No. 609 be laid on the table. The motion prevailed.

MEMBERS EXCUSED

Senator Latz was excused from the Session of today.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 12:00 noon, Wednesday, May 12, 2021. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

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