

STATE OF MINNESOTA

# Journal of the Senate

NINETY-SECOND LEGISLATURE

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NINETY-SEVENTH DAY

St. Paul, Minnesota, Wednesday, April 27, 2022

The Senate met at 11:00 a.m. and was called to order by the presider, Senator Kiffmeyer.

## CALL OF THE SENATE

Senator Jasinski imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Richard Buller.

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

Pursuant to Rule 14.1, the President announced the following members intend to vote under Rule 40.7: Abeler, Anderson, Benson, Coleman, Gazelka, Ingebrigtsen, Johnson Stewart, Newton, Port, and Tomassoni.

The President declared a quorum present.

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

President Osmek assumed the Chair.

**MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

**S.F. No. 2677:** A bill for an act relating to unemployment insurance; repaying unemployment insurance trust fund loans; replenishing the unemployment insurance trust fund; freezing the base tax rate for employers; eliminating the additional assessment for calendar years 2022 and 2023; establishing a zero percent special assessment rate for calendar year 2022; eliminating a revenue replacement transfer; appropriating money; repealing Laws 2021, First Special Session chapter 12, article 5, section 3.

There has been appointed as such committee on the part of the House:

Pelowski, Noor, Frazier, Greenman and Baker.

Senate File No. 2677 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned April 26, 2022

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 4293.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted April 26, 2022

**FIRST READING OF HOUSE BILLS**

The following bill was read the first time.

**H.F. No. 4293:** A bill for an act relating to state government; appropriating money for certain government agencies and pension plans; allowing certain contracts; determining acceptance of certain collateral by the executive council; designating Juneteenth; defining certain terms; specifying emergency management provisions; modifying data practices provisions; amending provisions of the Legislative Salary Council; changing the revolving fund for services rate and statewide systems services; providing changes to state budget and finance sections; moving the Office of Collaborations and Dispute Resolution under the Department of Administration; establishing the Office of Enterprise Translations; creating the language access service account; changing provisions for grant administration, solicitation process, affirmative action measures, technology accessibility standards, hiring processes, salary differential benefits, supported work practices, deposit and investment of local public funds, Minnesota State Colleges and Universities, burial grounds, manufactured homes, managed natural landscapes, military salary differential, Mississippi River Parkway Commission,

campaign finance and elections, barbering, and cosmetology; permitting certain local licenses; creating certain separation and retention incentive programs; requiring an Office of Small Agency study; establishing State Emblems Redesign Commission, Legislative Task Force on Aging, and Advisory Committee on Service Worker Standards; making policy and technical changes to various military and veterans affairs provisions, including provisions related to veterans housing, veteran benefits, veterans services, veterans bonus program, and Veterans Service Office grant program; creating a Veterans Service Office grant program; determining actuarial assumption for investment rate of return and direct state aid; providing for allocation of federal transportation-related funds; providing various policy changes to transportation-related provisions; establishing a working group and a task force; authorizing the sale and issuance of state bonds; requiring reports; setting certain fees; amending Minnesota Statutes 2020, sections 3.303, subdivision 6; 4.075, by adding subdivisions; 5B.06; 9.031, subdivision 3; 10.55; 10A.273, subdivision 1; 12.03, by adding subdivisions; 12.21, subdivision 2; 12.31, subdivision 2; 12.35, subdivision 4; 12.36; 13.04, subdivision 4; 13.072, subdivision 1; 15A.0825, subdivisions 1, 2, 3; 16A.126, subdivision 1; 16A.1286, subdivision 2; 16A.15, subdivision 3; 16B.33, subdivisions 1, 3, 3a, by adding a subdivision; 16B.98, by adding a subdivision; 16C.10, subdivision 2; 16C.32, subdivision 1; 43A.01, subdivision 2; 43A.02, by adding subdivisions; 43A.04, subdivisions 1a, 4, 7; 43A.09; 43A.10, subdivisions 2a, 7; 43A.14; 43A.15, subdivision 14, by adding a subdivision; 43A.183, subdivisions 1, 2; 43A.19, subdivision 1; 43A.191; 43A.21, subdivisions 1, 2, 3, by adding a subdivision; 43A.36, subdivision 1; 43A.421; 82.75, subdivision 8; 118A.09, subdivisions 1, 2; 136F.02, subdivision 1; 138.081, subdivision 3; 138.665, subdivision 2; 154.001, subdivision 2; 154.003; 154.01; 154.02, subdivisions 1, 4, 5, by adding subdivisions; 154.05; 154.07, subdivision 1; 154.08; 154.09; 154.11, subdivision 1, by adding a subdivision; 155A.20; 155A.23, subdivisions 8, 11, 18, by adding a subdivision; 155A.25, subdivision 1a; 155A.27, subdivisions 1, 5a, 6, 10, by adding a subdivision; 155A.271, subdivision 1; 155A.29, subdivision 1; 155A.30, subdivisions 2, 3, 4, 11; 160.08, subdivision 7; 160.266, by adding a subdivision; 161.088, subdivisions 1, 2, 4, 5, as amended, by adding a subdivision; 161.115, by adding a subdivision; 161.14, by adding subdivisions; 161.1419, subdivision 2; 162.07, subdivision 2; 162.13, subdivisions 2, 3; 168.002, by adding a subdivision; 168.1235, subdivision 1; 168.1253, subdivision 3; 168.27, subdivision 11; 168.327, subdivisions 2, 3; 168.33, subdivision 7; 168.345; 168A.01, subdivision 17b, by adding a subdivision; 168A.04, subdivisions 1, 4; 168A.05, subdivision 3; 168A.11, subdivision 3; 168A.151, subdivision 1; 168A.152, subdivisions 1, 1a; 168B.07, subdivision 3, by adding subdivisions; 169.14, by adding a subdivision; 169.18, subdivision 3; 169.8261; 171.01, by adding a subdivision; 171.06, subdivision 2, by adding a subdivision; 171.061, subdivision 4; 171.0705, by adding a subdivision; 171.12, subdivision 1a; 171.13, subdivision 1a; 174.52, subdivision 3; 197.608, subdivisions 4, 6; 197.79, subdivisions 1, 2, 3, 5, 10; 201.061, subdivision 3; 201.071, subdivisions 1, 3, 8; 201.091, subdivision 2; 201.12, subdivision 2; 201.13, subdivision 3; 201.1611, subdivision 1; 202A.16, subdivision 1; 203B.01, by adding a subdivision; 203B.02, by adding a subdivision; 203B.07, subdivisions 1, 2, 3; 203B.081, subdivisions 1, 2, 3; 203B.11, subdivision 1; 203B.121, subdivision 3; 203B.16, subdivision 2; 203B.21, subdivisions 1, 3; 203B.23, subdivision 2; 203B.28; 204B.06, subdivision 4a; 204B.09, subdivision 1; 204B.13, by adding a subdivision; 204B.19, subdivision 6; 204B.21, subdivision 2; 204B.45, subdivisions 1, 2; 204B.46; 204C.15, subdivision 1; 204C.33, subdivision 3; 204D.19, subdivision 2; 204D.22, subdivision 3; 204D.23, subdivision 2; 205.13, subdivision 5; 205A.10, subdivision 5; 205A.12, subdivision 5; 207A.12; 209.021, subdivision 2; 211B.04, subdivisions 2, 3, by adding a subdivision; 211B.11, subdivision 1; 211B.32, subdivision 1; 216D.03, by adding a subdivision; 219.1651; 221.025; 299A.41, subdivision 3; 299A.705, by adding a subdivision; 299D.03, subdivision 5; 299F.60, subdivision 1; 299J.16, subdivision 1; 307.08, as amended; 325F.662, subdivision 3;

325F.6641; 325F.6642; 325F.665, subdivision 14; 327C.095, subdivisions 12, 13, 16; 353.65, subdivision 3b; 354A.12, subdivisions 3a, 3c; 356.215, subdivision 8; 367.03, subdivision 6; 447.32, subdivision 4; 473.375, by adding a subdivision; 490.123, subdivision 5; 609.855, subdivisions 1, 7; 645.44, subdivision 5; Minnesota Statutes 2021 Supplement, sections 10A.01, subdivision 16a; 168.327, subdivision 1; 169.09, subdivision 13; 169.222, subdivision 4; 169A.60, subdivision 13; 171.0605, subdivision 5; 171.13, subdivision 1; 171.306, subdivision 4; 196.081; 201.225, subdivision 2; 203B.082, subdivision 2, by adding a subdivision; 203B.121, subdivisions 2, 4; 203B.24, subdivision 1; 204B.09, subdivision 3; 204B.16, subdivision 1; 207A.13, subdivision 2; 360.55, subdivision 9; 360.59, subdivision 10; Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 3; article 2, section 2, subdivision 1; Laws 2021, First Special Session chapter 12, article 1, sections 11, subdivision 4; 37, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 16B; 16E; 43A; 118A; 154; 160; 161; 169; 171; 174; 197; 211B; 412; 471; 473; repealing Minnesota Statutes 2020, sections 1.135; 1.141; 12.03, subdivision 5d; 136F.03; 168A.01, subdivision 17a; 179.90; 179.91; 325F.6644; Minnesota Rules, parts 2100.2500; 2100.2600; 2100.2900; 2100.3000; 2100.3200; 8835.0350, subpart 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3975, now on General Orders.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

#### **Senator Newton introduced--**

**S.F. No. 4544:** A bill for an act relating to capital investment; appropriating money for the development and construction of veterans affordable housing in the city of Richfield; authorizing the sale and issuance of general obligation bonds.

Referred to the Committee on Capital Investment.

#### **Senator McEwen introduced--**

**S.F. No. 4545:** A bill for an act relating to transportation; authorizing collection of race and ethnicity data on applications for drivers' licenses and identification cards; appropriating money; amending Minnesota Statutes 2020, section 13.69, subdivision 1; Minnesota Statutes 2021 Supplement, section 171.06, subdivision 3.

Referred to the Committee on Transportation Finance and Policy.

#### **Senator McEwen introduced--**

**S.F. No. 4546:** A bill for an act relating to transportation; requiring rulemaking on collecting certain demographic information on driver's license holders; appropriating money; amending Minnesota Statutes 2020, section 171.12, by adding a subdivision.

Referred to the Committee on Transportation Finance and Policy.

**Senators Wiger, Cwodzinski, Putnam, Isaacson, and Kunesh introduced--**

**S.F. No. 4547:** A bill for an act relating to education finance; providing for supplemental funding for prekindergarten through grade 12 education; modifying provisions for general education, education excellence, teachers, special education, facilities, nutrition and libraries, early childhood, community education, and state agencies; requiring reports; appropriating money; amending Minnesota Statutes 2020, sections 119A.52; 120A.20, subdivision 1; 120A.41; 120B.018, by adding a subdivision; 120B.02, by adding a subdivision; 120B.12; 121A.19; 122A.06, subdivision 4; 122A.187, by adding a subdivision; 122A.415, subdivision 4, by adding subdivisions; 123B.595, subdivisions 1, 2, 7; 124D.095, subdivisions 2, 7, 8; 124D.1158, subdivisions 1, 3, 4; 124D.151, as amended; 124D.165, subdivisions 2, 3; 124D.2211; 124D.231; 124D.4531, subdivisions 1, 1a, 1b; 124D.531, subdivision 1; 124D.55; 124D.59, subdivision 2; 124D.65, subdivision 5; 124D.68, subdivision 2; 124D.74, subdivision 3; 124D.81, subdivisions 1, 2, 2a; 124D.98, by adding a subdivision; 125A.03; 125A.76, subdivision 2e; 126C.05, subdivisions 17, 19; 126C.10, subdivisions 2a, 4; 126C.15, subdivisions 1, 2; 126C.44; 127A.45, subdivision 12a; Minnesota Statutes 2021 Supplement, sections 122A.73, subdivisions 2, 3, 5; 124D.111, subdivisions 1a, 4; 126C.05, subdivisions 1, 3; 126C.10, subdivisions 2, 2d, 2e; 245.4889, subdivision 1; Laws 2021, First Special Session chapter 13, article 1, sections 9; 10, subdivisions 2, 6, 7, 9, 11; article 2, section 4, subdivisions 2, 3, 4, 27; article 3, section 7, subdivisions 4, 7; article 5, section 3, subdivision 2; article 7, section 2, subdivision 3; article 8, section 3, subdivisions 2, 3; article 9, section 4, subdivisions 3, 5, 6; article 10, section 1, subdivision 9; article 11, sections 4, subdivision 2; 7, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 122A; 124D; 125A; repealing Minnesota Statutes 2020, section 124D.4531, subdivision 3a.

Referred to the Committee on Education Finance and Policy.

**Senator Dibble introduced--**

**S.F. No. 4548:** 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.

**Senators Rarick and Kunesh introduced--**

**S.F. No. 4549:** A bill for an act relating to higher education; appropriating money for transfer to Minnesota's Tribal colleges.

Referred to the Committee on Higher Education Finance and Policy.

**Senator Cwodzinski introduced--**

**S.F. No. 4550:** A bill for an act relating to capital investment; appropriating money for a sound barrier along Interstate Highway 494 in Eden Prairie; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Lang introduced--**

**S.F. No. 4551:** A bill for an act relating to capital investment; appropriating money for a highway-rail grade separation on County State-Aid Highways 55, 5, and 15 in Kandiyohi County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**MOTIONS AND RESOLUTIONS**

Senator Rosen moved that the name of Senator Draheim be added as a co-author to S.F. No. 2918. The motion prevailed.

Senator Putnam moved that the name of Senator Clausen be added as a co-author to S.F. No. 3001. The motion prevailed.

Senator Pratt moved that the names of Senators Senjem and Housley be added as co-authors to S.F. No. 4091. The motion prevailed.

Senator Abeler moved that the name of Senator Housley be added as a co-author to S.F. No. 4410. The motion prevailed.

Senator Draheim moved that his name be stricken as chief author and the name of Senator Johnson be added as chief author to S.F. No. 4476. The motion prevailed.

**SPECIAL ORDERS**

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

H.F. No. 4366.

**SPECIAL ORDER**

**H.F. No. 4366:** A bill for an act relating to state government; establishing agriculture grant programs; making policy and technical changes to agricultural and animal health provisions; modifying provisions governing housing finance, housing policy, and various other housing-related provisions; establishing housing grant and loan programs; modifying the border-to-border broadband grant program; requiring reports; transferring money; appropriating money; amending Minnesota Statutes 2020, sections 17.041, subdivision 1; 17.117, subdivisions 9, 9a, 10, 11, 11a; 17.118, subdivisions 1, 3, 4; 18B.01, by adding subdivisions; 18B.051; 18B.07, by adding a subdivision;

18C.005, by adding subdivisions; 18C.201, by adding a subdivision; 21.81, by adding a subdivision; 21.86, subdivision 2; 28A.08, by adding a subdivision; 28A.09, by adding a subdivision; 28A.10; 28A.21, subdivision 2; 35.155, subdivision 10; 41A.16, subdivisions 1, 2; 41A.17, subdivisions 1, 2; 41A.18, subdivisions 1, 2; 41B.047, subdivision 3; 116J.395, subdivision 7; 223.17, subdivisions 4, 6; 363A.09, subdivisions 1, 2, by adding a subdivision; 462A.03, subdivision 13; 462A.05, by adding subdivisions; 462A.07, subdivisions 9, 10, 14; 462A.201, subdivision 2; 462A.204, subdivisions 3, 8; 462A.21, subdivision 4a; 462A.22, subdivision 1; 462A.36, subdivision 4, by adding a subdivision; 462A.37, subdivisions 1, 2, 4, by adding subdivisions; 462A.38, subdivision 1; 462A.39, subdivisions 2, 5; 484.014, subdivisions 2, 3; 500.20, subdivision 2a; 504B.135; 504B.161, subdivision 1; 504B.211, subdivisions 2, 6; 504B.291; 504B.321; 504B.375, subdivision 1; 504B.381, subdivisions 1, 5, by adding a subdivision; Minnesota Statutes 2021 Supplement, sections 41A.19; 41A.21, subdivisions 2, 6; 462A.05, subdivision 14; 462A.37, subdivision 5; Laws 2021, First Special Session chapter 3, article 1, sections 2; 4; Laws 2021, First Special Session chapter 8, article 1, section 3, subdivision 11; proposing coding for new law in Minnesota Statutes, chapters 17; 21; 462A; 504B.

Senator Westrom moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)

Page 5, line 23, after the period, insert "The Veterinary Diagnostic Laboratory must report expenditures under this paragraph to the legislative committees with jurisdiction over agriculture finance and higher education with an initial report completed by January 3, 2023, and a final report by September 1, 2023. The reports must include a list of equipment purchased including the cost of each item."

Page 5, line 24, before the period, insert "that is available until June 30, 2023"

Page 20, line 19, after the period, insert "By January 15, 2023, the commissioner must report to the chairs and ranking members of the committees with jurisdiction over agriculture finance and education finance listing the grants made under this paragraph by county and noting the number and amount of grant requests not fulfilled. The report may include additional information as determined by the commissioner, including but not limited to information regarding the outcomes produced by these grants. If additional grants are awarded under this paragraph that were not covered in the report due by January 15, 2023, the commissioner must submit an additional report to the chairs and ranking members of the committees with jurisdiction over agriculture finance and education finance regarding all grants issued under this paragraph by November 1, 2023."

Page 22, line 5, delete "first" and insert "second"

Page 22, line 14, delete "second" and insert "first"

Page 22, line 33, after the period, insert "This is a onetime transfer. This transfer is in addition to the appropriations made in Laws 2022, chapter 47, section 2."

Page 23, line 2, delete everything after "may" and insert "use the amount to be transferred for the purposes identified under Laws 2022 chapter 47, section 2, paragraph (b)."

Page 23, delete lines 3 to 5

Page 23, line 6, delete everything before "This"

Page 25, after line 23, insert:

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

Page 27, delete section 1

Page 35, after line 7, insert:

**"EFFECTIVE DATE. This section is effective July 1, 2022."**

Page 36, after line 14, insert:

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

Page 38, after line 8, insert:

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

Page 39, after line 17, insert:

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

Page 42, after line 18, insert:

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

Page 52, after line 24, insert:

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

Page 63, after line 2, insert:

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

Page 72, after line 3, insert:

**"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 Bakk moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)



Page 36, line 19, strike "2022" and insert "2023"

Page 36, line 21, strike "2025" and insert "2026"

The motion prevailed. So the amendment was adopted.

Senator Bigham moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)

Page 35, after line 7, insert:

"Sec. 10. Minnesota Statutes 2020, section 35.155, subdivision 10, is amended to read:

Subd. 10. **Mandatory registration.** (a) A person may not possess live Cervidae in Minnesota unless the person is registered with the Board of Animal Health and meets all the requirements for farmed Cervidae under this section. Cervidae possessed in violation of this subdivision may be seized and destroyed by the commissioner of natural resources.

(b) A person whose registration is revoked by the board is ineligible for future registration under this section unless the board determines that the person has undertaken measures that make future escapes extremely unlikely.

(c) The board must not allow new registrations under this section for possessing white-tailed deer. This paragraph does not prohibit a person holding a valid registration under this subdivision from selling or transferring the person's registration to a family member who resides in this state and is related to the person within the third degree of kindred according to the rules of civil law.

Sec. 11. Minnesota Statutes 2020, section 35.155, subdivision 12, is amended to read:

Subd. 12. **Importation.** (a) A person must not import white-tailed deer from any herd originating from a state or province where chronic wasting disease has been detected in either farmed or wild deer. For states and provinces where chronic wasting disease has not been detected, if there is an antemortem test for chronic wasting disease validated by the United States Department of Agriculture, a person may only import white-tailed deer that have tested negative immediately prior to importation.

(b) For all other species of Cervidae, a person must not import Cervidae into the state from a herd that is infected or exposed to chronic wasting disease or from a known chronic wasting disease endemic area, as determined by the board. A person may import Cervidae into the state only from a herd that is not in a known chronic wasting disease endemic area, as determined by the board, and the herd has been subject to a state or provincial approved chronic wasting disease monitoring program for at least three years.

(c) Any Cervidae imported in violation of this section may be seized and destroyed by the commissioner of natural resources."

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 36 and nays 31, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Abeler.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Fateh, Johnson Stewart, Newton, and Port.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Benson, Coleman, Gazelka, Ingebrigtsen, and Tomassoni.

The motion prevailed. So the amendment was adopted.

Senator Westrom moved that H.F. No. 4366 be laid on the table. The motion prevailed.

### RECESS

Senator Miller 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.

### CALL OF THE SENATE

Senator Draheim imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

### MOTIONS AND RESOLUTIONS - CONTINUED

Senator Draheim moved that H.F. No. 4366 be taken from the table. The motion prevailed.

**H.F. No. 4366:** A bill for an act relating to state government; establishing agriculture grant programs; making policy and technical changes to agricultural and animal health provisions; modifying provisions governing housing finance, housing policy, and various other housing-related provisions; establishing housing grant and loan programs; modifying the border-to-border broadband grant program; requiring reports; transferring money; appropriating money; amending Minnesota Statutes 2020, sections 17.041, subdivision 1; 17.117, subdivisions 9, 9a, 10, 11, 11a; 17.118, subdivisions 1, 3, 4; 18B.01, by adding subdivisions; 18B.051; 18B.07, by adding a subdivision; 18C.005, by adding subdivisions; 18C.201, by adding a subdivision; 21.81, by adding a subdivision; 21.86, subdivision 2; 28A.08, by adding a subdivision; 28A.09, by adding a subdivision; 28A.10; 28A.21, subdivision 2; 35.155, subdivision 10; 41A.16, subdivisions 1, 2; 41A.17, subdivisions 1, 2; 41A.18, subdivisions 1, 2; 41B.047, subdivision 3; 116J.395, subdivision 7; 223.17, subdivisions 4, 6; 363A.09, subdivisions 1, 2, by adding a subdivision; 462A.03, subdivision 13; 462A.05, by adding subdivisions; 462A.07, subdivisions 9, 10, 14; 462A.201, subdivision 2; 462A.204, subdivisions 3, 8; 462A.21, subdivision 4a; 462A.22, subdivision 1; 462A.36, subdivision 4, by adding a subdivision; 462A.37, subdivisions 1, 2, 4, by adding subdivisions; 462A.38, subdivision 1; 462A.39, subdivisions 2, 5; 484.014, subdivisions 2, 3; 500.20, subdivision 2a; 504B.135; 504B.161, subdivision 1; 504B.211, subdivisions 2, 6; 504B.291; 504B.321; 504B.375, subdivision 1; 504B.381, subdivisions 1, 5, by adding a subdivision; Minnesota Statutes 2021 Supplement, sections 41A.19; 41A.21, subdivisions 2, 6; 462A.05, subdivision 14; 462A.37, subdivision 5; Laws 2021, First Special Session chapter 3, article 1, sections 2; 4; Laws 2021, First Special Session chapter 8, article 1, section 3, subdivision 11; proposing coding for new law in Minnesota Statutes, chapters 17; 21; 462A; 504B.

Senator Rest moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)

Page 63, delete section 29

Page 72, delete section 35

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

President Osmeck called Senator Mathews to preside.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Fateh, Johnson Stewart, López Franzen, Newton, and Port.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Gazelka, Goggin, Ingebrigtsen, and Tomassoni.

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

Senator Bigham moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)

Page 50, delete section 2

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 32 and nays 34, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Fateh, Hoffman, Johnson Stewart, López Franzen, Newton, Port, Putnam.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Gazelka, Goggin, Ingebrigtsen, and Tomassoni.

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

President Osmek resumed the Chair.

Senator Dziejdzic moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)

Page 72, after line 6, insert:

## "ARTICLE 7

### AFFORDABLE HOMEOWNERSHIP PROTECTIONS

#### Section 1. [500.35] SINGLE FAMILY HOME RENTAL BY CORPORATE ENTITIES RESTRICTED.

Subdivision 1. Purpose. The legislature finds that it is in the interests of the state to encourage and protect home ownership and the single-family home as a basic housing option, to allow families increased access to housing through homeownership, for families to build equity and wealth through their housing, and to enhance and promote the stability and well-being of families and society in Minnesota.

Subd. 2. Definitions. (a) For purposes of this section, the following terms have the meanings given.

(b) "Affordable housing" means at least two-thirds of its units are rented to an individual or family with an annual income of up to 50 percent of the area median income as determined by the United States Department of Housing and Urban Development, adjusted for family size, that is paying no more than 30 percent of annual income on rent.

(c) "Corporate entity" means any partnership, corporation, limited liability company, pension or investment fund, or trust but does not include a nonprofit corporation, a family trust, or a family limited liability company.

(d) "Commissioner" means the commissioner of the Minnesota Housing Finance Agency.

(e) "Family limited liability company" means a limited liability company organized under chapter 322C meeting the following standards:

(1) it has no more than five members;

(2) all its members are natural persons or family trusts;

(3) all of its members who are natural persons or spouses of natural persons are related to each other within the third degree of kindred according to the rules of civil law; and

(4) its revenue from rent or any other means is paid directly from one member to another.

(f) "Family trust" means:

(1) a trust in which:

(i) a majority of the current beneficiaries are persons or spouses of persons who are related to each other within the third degree of kindred according to the rules of civil law;

(ii) all of the current beneficiaries are natural persons or nonprofit corporations or trusts described in Internal Revenue Code, section 170(c), as amended; and

(iii) one of the current beneficiaries or a person related to a current beneficiary within the third degree of kindred according to the rules of civil law is residing at the property subject to the trust;  
or

(2) a charitable remainder trust as defined in Internal Revenue Code, section 664, as amended, or a charitable lead trust as set forth in Internal Revenue Code, section 170(f).

(g) "Nonprofit corporation" means a nonprofit corporation organized under state nonprofit corporation or trust law or qualified for tax-exempt status under federal tax law that was incorporated for the purpose of providing affordable housing.

(h) "Pension or investment fund" means a pension or employee welfare benefit fund, however organized; a mutual fund; a life insurance company separate account; a common trust of a bank or other trustee established for the investment and reinvestment of money contributed to it; a real estate investment trust; or an investment company as defined in United States Code, title 15, section 80a-3.

(i) "Real estate developer" means a business that is engaged in real estate development or construction.

(j) "Residential building contractor" has the meaning given in section 326B.802, subdivision 11.

Subd. 3. **Single-family home rental restricted; exemptions.** (a) No corporate entity, real estate developer, or residential building contractor shall:

(1) directly or indirectly purchase, own, build, acquire, or otherwise obtain any interest in property classified as class 1a under section 273.13, subdivision 22; and

(2) subsequently convert the property into nonhomestead residential real estate containing one rental unit.

(b) A corporate entity, real estate developer, or residential building contractor may petition the commissioner for an exemption from paragraph (a). The commissioner may issue an exemption if, during the time an employee is employed by the corporation, an employee of a corporation rents a unit for a periodic tenancy from that corporation and pays rent to the corporation, or the entity meets the following criteria:

(1) the exemption would not contradict the purpose of this section; and

(2) the petitioning entity would not have an impact upon the availability of affordable housing.

(c) A limited liability company organized under chapter 322C may petition the commissioner for an exemption from paragraph (a) if the limited liability company:

(1) has an interest in less than 20 properties classified as class 1a under section 273.13, subdivision 22; and

(2) certifies to the commissioner that the limited liability company is not a subsidiary or partner or related in any way to a corporate entity that has an interest in 20 or more properties classified as class 1a under section 273.13, subdivision 22.

(d) The commissioner shall review annually each entity, developer, or contractor that is issued an exemption under this section to ensure that the entity continues to meet the criteria in paragraph (b) or (c). If an entity, developer, or contractor fails to meet the criteria, the commissioner shall withdraw the exemption and the entity is subject to enforcement proceedings under subdivision 4. The commissioner shall submit a report with a list of each entity that is issued an exemption under this paragraph to the chairs and ranking minority members of the senate and house of representatives housing policy committees by October 1 of each year.

Subd. 4. **Enforcement.** If the attorney general has reason to believe that a corporate entity, real estate developer, or residential building contractor is violating this section, the attorney general shall commence an action in the district court in which any real property relative to such violation is situated. The attorney general shall file for record with the county recorder or the registrar of titles of each county in which any portion of said property is located a notice of the pendency of the action as provided in section 557.02. If the court finds that the property in question is being held in violation of subdivision 3, it shall enter an order so declaring. The attorney general shall file for record any such order with the county recorder or the registrar of titles for the county in which the property is located. Thereafter, the corporate entity shall have a period of one year from the date of the order to divest itself of the property. The aforementioned one-year limitation period shall be deemed a covenant running with the title to the property against the entity, developer, contractor, assignee, or successor. Any property not so divested within the time prescribed shall be sold at public sale in the manner prescribed by law for the foreclosure of a mortgage by action. In addition, any prospective or threatened violation may be enjoined by an action brought by the attorney general in the manner provided by law.

**EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to any interest acquired in property on or after that date."

Amend the title accordingly

Senator Draheim questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Senator Dziedzic 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 35 and nays 31, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Gazelka, Goggin, Ingebrigtsen, and Tomassoni.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Fateh, Hoffman, Johnson Stewart, López Franzen, Newton, and Port.

So the decision of the President was sustained.

Senator Marty moved to amend H.F. No. 4366, as amended pursuant to Rule 45, adopted by the Senate April 26, 2022, as follows:

(The text of the amended House File is identical to S.F. No. 4019.)

Page 71, after line 5, insert:

"Sec. 34. **REPORT ON HOME OWNERSHIP OPPORTUNITIES.**

(a) The Housing Finance Agency must complete a report regarding the impact on the housing market and homeownership opportunities of corporate entities including, but not limited to, pension funds, investment funds, an employee welfare benefit fund, a mutual fund, life insurance companies, a common trust of a bank or other trustee established for the investment and reinvestment of money contributed to it, a real estate investment trust, or an investment company as defined in United States Code, title 15, section 80a-3, purchasing single-family homes and converting them to rental properties. The report must review the impact corporate entities are having on the availability and the purchase price of single-family homes and the ability of prospective home buyers to purchase owner-occupied homes throughout the United States. The report must also include, but is not limited to, an examination of the following:

(1) the current housing market, including an analysis of supply and demand, in Minnesota, in the Twin Cities metropolitan area, and within the cities of Minneapolis and St. Paul;



(2) the impact, both nationally and within Minnesota, on home ownership opportunities, including opportunities for Black, indigenous, and people of color in cities or regions where corporate entities have purchased 20 or more single-family homes and converted them to single-family rentals as compared to similar communities where corporate entities are not buying single-family homes and converting them to rental properties;

(3) the impact of corporate ownership on the maintenance of the residential properties and the impact on nearby property values;

(4) whether the purchase of single-family homes by corporate entities has led to increases in regulatory burdens and costs for renters and the local governments where the corporate entities are purchasing the homes; and

(5) if other states or local governments across the country have proposed any conditions or solutions to mitigate the impact of corporate entities buying single-family homes.

(b) The agency must consult with stakeholders, including renters, realtors, local landlords, financiers and lending institutions, home investors, nonprofits supporting renters, and local units of government during the preparation of this report. The agency must also consult relevant academic literature and may consult with academic institutions and the Federal Reserve during the preparation of this report.

(c) The report must be submitted to chairs and ranking minority members of the legislative committees with jurisdiction over housing by August 1, 2023."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Westrom moved to amend the first Bigham amendment to H.F. No. 4366, adopted by the Senate April 27, 2022, as follows:

Page 1, delete lines 5 to 17

Page 1, lines 19 to 21, delete the new language

Page 1, line 22, delete "been detected,"

Page 1, lines 25 and 31, delete the new language

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Chamberlain	Draheim	Goggin	Jasinski
Anderson	Coleman	Duckworth	Housley	Johnson
Bakk	Dahms	Eichorn	Howe	Kiffmeyer
Benson	Dornink	Gazelka	Ingebrigtsen	Koran

Lang	Miller	Osmek	Senjem	Weber
Limmer	Nelson	Rarick	Tomassoni	Westrom
Mathews	Newman	Rosen	Utke	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Gazelka, Goggin, Ingebrigtsen, and Tomassoni.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Fateh, Hoffman, Johnson Stewart, Newton, and Port.

The motion prevailed. So the amendment was adopted.

H.F. No. 4366 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 41 and nays 26, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Gazelka, Goggin, Ingebrigtsen, Miller, Rarick, and Tomassoni.

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

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Fateh, Johnson Stewart, López Franzen, Newton, and Port.

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

### RECESS

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

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

### MOTIONS AND RESOLUTIONS - CONTINUED

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

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 4300.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted April 27, 2022

### FIRST READING OF HOUSE BILLS

The following bill was read the first time.

**H.F. No. 4300:** A bill for an act relating to education finance; modifying provisions for prekindergarten through grade 12 education including general education, education excellence, teachers, charter schools, special education, health and safety, facilities, nutrition and libraries, early childhood, community education and lifelong learning, and state agencies; making forecast adjustments to funding for general education, education excellence, special education, facilities, nutrition, early education, and community education and lifelong learning; requiring reports; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2020, sections 13.32, subdivision 3; 119A.52; 120A.20, subdivision 1; 120A.22, subdivisions 7, 9; 120A.41; 120A.42; 120B.018, subdivision 6; 120B.021, subdivisions 1, 2, 3, 4; 120B.022, subdivision 1; 120B.024, subdivisions 1, 2; 120B.026; 120B.11, subdivisions 1, 1a, 2, 3; 120B.12; 120B.15; 120B.30, subdivisions 1, 1a; 120B.301; 120B.35, subdivision 3; 120B.36, subdivision 2; 121A.031, subdivisions 5, 6; 121A.17, subdivision 3; 121A.19; 121A.21; 121A.41, subdivisions 2, 10, by adding subdivisions; 121A.425; 121A.45, subdivision 1; 121A.46, subdivision 4, by adding a subdivision; 121A.47, subdivisions 2, 14; 121A.53, subdivision 1; 121A.55; 121A.61, subdivisions 1, 3, by adding a subdivision; 122A.06, subdivisions 4, 6; 122A.091, subdivision 5; 122A.14, by adding a subdivision; 122A.181, subdivision 5; 122A.183, subdivision 1; 122A.184, subdivision 1; 122A.185, subdivision 1; 122A.187, by adding a subdivision; 122A.31, subdivision 1; 122A.40, subdivisions 3, 5, 8; 122A.41, subdivisions 2, 5, by adding a subdivision; 122A.415, subdivision 4, by adding subdivisions;

122A.50; 122A.635; 122A.76; 123A.485, subdivision 2; 123B.04, subdivision 1; 123B.147, subdivision 3; 123B.195; 123B.44, subdivisions 1, 5, 6; 123B.595; 123B.86, subdivision 3; 124D.09, subdivisions 3, 9, 10, 12, 13; 124D.095, subdivisions 2, 3, 4, 7, 8, by adding subdivisions; 124D.1158, subdivisions 3, 4; 124D.119; 124D.128, subdivision 1; 124D.13, subdivisions 2, 3; 124D.141, subdivision 2; 124D.151, as amended; 124D.165, subdivisions 2, 3; 124D.2211; 124D.4531, subdivisions 1, 1a, 1b; 124D.531, subdivisions 1, 4; 124D.55; 124D.59, subdivisions 2, 2a; 124D.65, subdivision 5; 124D.68, subdivision 2; 124D.73, by adding a subdivision; 124D.74, subdivisions 1, 3, 4, by adding a subdivision; 124D.76; 124D.78; 124D.79, subdivision 2; 124D.791, subdivision 4; 124D.81, subdivisions 1, 2, 2a, 5, by adding a subdivision; 124D.83, subdivision 2, by adding a subdivision; 124D.861, subdivision 2; 124D.98, by adding a subdivision; 124E.02; 124E.03, subdivision 2, by adding a subdivision; 124E.05, subdivisions 4, 7; 124E.06, subdivisions 1, 4, 5; 124E.07, subdivision 3; 124E.11; 124E.13, subdivisions 1, 3; 124E.16, subdivision 1; 124E.25, subdivision 1a; 125A.03; 125A.08; 125A.094; 125A.0942, subdivisions 1, 2, 3; 125A.15; 125A.51; 125A.515, subdivision 3; 125A.71, subdivision 1; 125A.76, subdivision 2e; 126C.05, subdivision 19; 126C.10, subdivisions 2a, 4, 13, 13a, 14, 18a; 126C.15, subdivisions 1, 2; 126C.19, by adding a subdivision; 127A.353, subdivision 2; 127A.45, subdivisions 12a, 13; 134.31, subdivisions 1, 4a; 134.32, subdivision 4; 134.34, subdivision 1; 134.355, subdivisions 5, 6, 7; 144.4165; 179A.03, subdivision 19; Minnesota Statutes 2021 Supplement, sections 122A.70; 126C.05, subdivisions 1, 3; 126C.10, subdivisions 2d, 2e; 127A.353, subdivision 4; Laws 2021, First Special Session chapter 13, article 1, sections 9; 10, subdivisions 2, 3, 4, 5, 6, 7, 9, 11; article 2, section 4, subdivisions 2, 3, 4, 7, 12, 15, 22, 27; article 3, sections 7, subdivisions 3, 4, 5, 6, 7; 8, subdivision 2; article 5, section 3, subdivisions 2, 3, 4, 5; article 7, section 2, subdivisions 2, 3; article 8, section 3, subdivisions 2, 3, 4, 6; article 9, section 4, subdivisions 3, 4, 5, 6, 12; article 10, section 1, subdivisions 2, 5, 8, 9; article 11, sections 4, subdivision 2; 7, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 120B; 121A; 122A; 124D; 125A; 127A; repealing Minnesota Statutes 2020, sections 120B.35, subdivision 5; 124D.151, subdivision 5; 124D.4531, subdivision 3a; Minnesota Statutes 2021 Supplement, section 124D.151, subdivision 6.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 4113, now on General Orders.

### REPORTS OF COMMITTEES

Senator Limmer moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 4476. The motion prevailed.

**Senator Miller from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 4209:** A bill for an act relating to children and families; establishing the Office of the Foster Youth Ombudsperson and Board of the Foster Youth Ombudsperson; appropriating money for the Office of the Foster Youth Ombudsperson and Board of the Foster Youth Ombudsperson; proposing coding for new law in Minnesota Statutes, chapters 13; 260C.

Reports the same back with the recommendation that Joint Rule 2.03 be suspended for all further proceedings on S.F. No. 4209 and that the report from the Committee on State Government Finance

and Policy and Elections, shown in the Journal for April 5, 2022, be adopted; that committee recommendation being:

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

**Senator Miller from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 4043:** A bill for an act relating to natural resources; providing environment and natural resources trust fund appropriation extensions.

Reports the same back with the recommendation that Joint Rule 2.03 be suspended for all further proceedings on S.F. No. 4043 and that the report from the Committee on Environment and Natural Resources Finance, shown in the Journal for April 21, 2022, be adopted; that committee recommendation being:

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

**Senator Miller from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 2307:** A bill for an act relating to education; creating the Student Data Privacy Act; providing penalties; amending Minnesota Statutes 2020, section 13.32, subdivision 1, by adding subdivisions.

Reports the same back with the recommendation that Joint Rule 2.03 be suspended for all further proceedings on S.F. No. 2307 and that the report from the Committee on Civil Law and Data Practices Policy, shown in the Journal for April 4, 2022, be adopted; that committee recommendation being:

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

**Senator Miller from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 3636:** A bill for an act relating to civil law; amending process for and approval of transfer of structured settlement payment rights; requiring structured settlement purchase companies to register and provide a surety bond; requiring disclosures to payees; prohibiting certain practices; authorizing enforcement of prohibited practices and judicial sanctions; requiring judicial consideration of best interest factors; authorizing appointment of attorney evaluator; amending Minnesota Statutes 2020, section 549.30, subdivisions 1, 5, 6, 7, 9, 13, 15, 17, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 549; repealing Minnesota Statutes 2020, sections 549.30, subdivision 3; 549.31; 549.32; 549.33; 549.34.

Reports the same back with the recommendation that Joint Rule 2.03 be suspended for all further proceedings on S.F. No. 3636 and that the report from the Committee on State Government Finance

and Policy and Elections, shown in the Journal for April 21, 2022, be adopted; that committee recommendation being:

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

**Senator Miller from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 4131:** A bill for an act relating to natural resources; proposing an amendment to the Minnesota Constitution, article XI, section 14; providing for the renewal of the environment and natural resources trust fund; making changes to the Legislative-Citizen Commission on Minnesota Resources; amending Minnesota Statutes 2020, sections 116P.05, subdivision 1; 349A.08, subdivision 5.

Reports the same back with the recommendation that Joint Rule 2.03 be suspended for all further proceedings on S.F. No. 4131 and that the report from the Committee on Environment and Natural Resources Finance, shown in the Journal for March 30, 2022, be amended to read:

Delete everything after the enacting clause and insert:

## "ARTICLE 1

### CONSTITUTIONAL AMENDMENT

#### Section 1. CONSTITUTIONAL AMENDMENT PROPOSED.

An amendment to the Minnesota Constitution is proposed to the people. If the amendment is adopted, article XI, section 14, will read:

Sec. 14. A permanent environment and natural resources trust fund is and a water improvement fund are established in the state treasury. Loans may be made of up to five percent of the principal of the fund for water system improvements as provided by law. The assets of the environment and natural resources trust fund shall be appropriated by law for the public purpose of protection, conservation, preservation, and enhancement of the state's air, water, land, fish, wildlife, and other natural resources. The assets of the environment and natural resources trust fund shall not be used to pay the principal or interest of any bonds. The assets of the environment and natural resources trust fund shall not be used to pay for any costs related to the construction, repair, improvement, or operation of any facility or system that processes wastewater, but may be used to pay for research related to wastewater. The amount appropriated from the environment and natural resources trust fund each year of a biennium, commencing on July 1 in each odd-numbered year and ending on and including June 30 in the next odd-numbered year, may be up to 5-1/2 percent of the market value of the fund on June 30 one year before the start of the biennium. Not less than 40 The assets of the water improvement fund shall be appropriated by law for the public purpose of construction, repair, and improvement of public water systems and related facilities. Until the year 2050, 50 percent of the net proceeds from any state-operated lottery must be credited to the environment and natural resources trust fund until the year 2025, and the remaining 50 percent of the net proceeds must be credited to the water improvement fund.

Sec. 2. SUBMISSION TO VOTERS.

(a) The proposed amendment must be submitted to the people at the 2024 general election. The question submitted must be:

"Shall the Minnesota Constitution be amended to protect drinking water sources; protect the water quality of lakes, rivers, and streams; and protect forests to improve air quality, wildlife habitat, natural areas, parks, and trails by extending from 2025 until 2050 the transfer of proceeds from the state-operated lottery to the environment and natural resources trust fund; to increase the portion of lottery proceeds transferred to the fund from the lottery from 40 to 50 percent; to limit the uses of trust fund money; and to transfer the remaining 50 percent of the net proceeds from the state-operated lottery to a new water improvement fund for the construction, repair, and improvement of public water systems and related facilities?"

Yes .....  
No ..... "

(b) The title required under Minnesota Statutes, section 204D.15, subdivision 1, for the question submitted to the people under paragraph (a) shall be: "Environment and Natural Resources Trust Fund Renewal and Water Improvement Fund Creation."

**ARTICLE 2**

**STATUTORY CHANGES**

Section 1. Minnesota Statutes 2020, section 116P.05, subdivision 1, is amended to read:

Subdivision 1. **Membership.** (a) A Legislative-Citizen Commission on Minnesota Resources of 17 members is created in the legislative branch, consisting of the chairs of the house of representatives and senate committees on environment and natural resources finance or designees appointed for the terms of the chairs, four members of the senate appointed by the Subcommittee on Committees of the Committee on Rules and Administration, and four members of the house of representatives appointed by the speaker.

(b) At least two members from the senate and two members from the house of representatives must be from the minority caucus. Members are entitled to reimbursement for per diem expenses plus travel expenses incurred in the services of the commission.

(c) Seven citizens are members of the commission, five appointed by the governor, one appointed by the Senate Subcommittee on Committees of the Committee on Rules and Administration, and one appointed by the speaker of the house. The citizen members are selected and recommended to the appointing authorities according to subdivision 1a. The citizen members appointed by the governor must reside in different geographic regions of the state, with no more than two citizen members from the seven-county metropolitan area as defined under section 473.121, subdivision 2, and must:

(1) have experience or expertise in the science, policy, or practice of the protection, conservation, preservation, and enhancement of the state's air, water, land, fish, wildlife, and other natural resources;

(2) have strong knowledge in the state's environment and natural resource issues around the state; and

(3) have demonstrated ability to work in a collaborative environment.

(d) Members shall develop procedures to elect a chair that rotates between legislative and citizen members each meeting. A citizen member, a senate member, and a house of representatives member shall serve as chairs. The citizen members, senate members, and house of representatives members must select their respective chairs. The chair shall preside and convene meetings as often as necessary to conduct duties prescribed by this chapter.

(e) Appointed legislative members shall serve on the commission for two-year terms, beginning in January of each odd-numbered year and continuing through the end of December of the next even-numbered year. Appointed citizen members shall serve four-year terms, beginning in January of the first year and continuing through the end of December of the final year. Citizen and legislative members continue to serve until their successors are appointed.

(f) A citizen member may be removed by an appointing authority for cause. Vacancies occurring on the commission shall not affect the authority of the remaining members of the commission to carry out their duties, and vacancies shall be filled for the remainder of the term in the same manner under paragraphs (a) to (c).

(g) Citizen members are entitled to per diem and reimbursement for expenses incurred in the services of the commission, as provided in section 15.059, subdivision 3.

(h) The governor's appointments are subject to the advice and consent of the senate.

Sec. 2. Minnesota Statutes 2020, section 349A.08, subdivision 5, is amended to read:

Subd. 5. **Payment; unclaimed prizes.** A prize in the state lottery must be claimed by the winner within one year of the date of the drawing at which the prize was awarded or the last day sales were authorized for a game where a prize was determined in a manner other than by means of a drawing. If a valid claim is not made for a prize payable directly by the lottery by the end of this period, the prize money is considered unclaimed and the winner of the prize shall have no further claim to the prize. A prize won by a person who purchased the winning ticket in violation of section 349A.12, subdivision 1, or won by a person ineligible to be awarded a prize under subdivision 7 must be treated as an unclaimed prize under this section. The director must transfer all unclaimed prize money at the end of each fiscal year from the lottery cash flow account to the ~~general~~ environment and natural resources trust fund.

**EFFECTIVE DATE.** If the constitutional amendment in article 1, section 1, is approved by the voters at the 2024 general election, this section is effective January 1, 2025.

Sec. 3. **[446A.077] WATER SYSTEM IMPROVEMENT FUND RECOMMENDATIONS.**

By March 1 of each year, the authority must submit to the chairs and ranking minority members of the legislative committees and divisions with jurisdiction over environment and natural resources finance recommendations for appropriations from the water improvement fund established under the Minnesota Constitution, article XI, section 14. The recommendations may be in the form of



recommendations for appropriations to existing programs administered by the authority that provide for the construction, repair, or improvement of public water systems or in the form of recommendations for new programs to be established for this purpose.

**EFFECTIVE DATE.** If the constitutional amendment in article 1, section 1, is approved by the voters at the 2024 general election, this section is effective January 1, 2025.

Sec. 4. **APPLICATION TO CITIZEN MEMBERS OF THE LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES.**

The requirements of Minnesota Statutes, section 116P.05, subdivision 1, paragraph (c), as amended by section 1, must not be construed to require the removal of existing citizen members on the effective date of that section but apply only to future appointments. "

Delete the title and insert:

"A bill for an act proposing an amendment to the Minnesota Constitution, article XI, section 14; providing for the renewal of the environment and natural resources trust fund; providing for the establishment of a water improvement fund to provide for the construction, repair, and improvement of public water systems and related facilities; making changes to the Legislative-Citizen Commission on Minnesota Resources; amending Minnesota Statutes 2020, sections 116P.05, subdivision 1; 349A.08, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 446A."

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

**Senator Johnson from the Committee on Redistricting, to which was referred**

**S.F. No. 4476:** A bill for an act relating to redistricting; adjusting the house of representatives district boundaries within Senate District 58; proposing coding for new law in Minnesota Statutes, chapter 2.

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

Page 1, after line 5, insert:

"Section 1. **[2.155] FIFTEENTH DISTRICT.**

Subdivision 1. **Senate district.** Senate District 15 consists of that district as described in the order of the Minnesota Special Redistricting Panel in Wattson v. Simon, Nos. A21-0243, A21-0546 (February 15, 2022).

Subd. 2. **House of representatives districts.** Notwithstanding the order of the Minnesota Special Redistricting Panel in Wattson v. Simon, Nos. A21-0243, A21-0546 (February 15, 2022), Senate District 15 is divided into two house of representatives districts as follows:

(a) House of Representatives District 15A consists of the district as described in that order, with the modification contained in file L15A-1, on file with the Geographic Information Systems Office of the Legislative Coordinating Commission and published on its website on April 27, 2022.

(b) House of Representatives District 15B consists of all territory of Senate District 15 not included in House of Representatives District 15A, as described in paragraph (a).

Sec. 2. **[2.165] SIXTEENTH DISTRICT.**

Subdivision 1. **Senate district.** Senate District 16 consists of that district as described in the order of the Minnesota Special Redistricting Panel in Wattson v. Simon, Nos. A21-0243, A21-0546 (February 15, 2022).

Subd. 2. **House of representatives districts.** Notwithstanding the order of the Minnesota Special Redistricting Panel in Wattson v. Simon, Nos. A21-0243, A21-0546 (February 15, 2022), Senate District 16 is divided into two house of representatives districts as follows:

(a) House of Representatives District 16A consists of the district as described in that order, with the modification contained in file L15A-1, on file with the Geographic Information Systems Office of the Legislative Coordinating Commission and published on its website on April 27, 2022.

(b) House of Representatives District 16B consists of all territory of Senate District 16 not included in House of Representatives District 16A, as described in paragraph (a)."

ReNUMBER the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon, insert "adjusting the district boundaries of Senate Districts 15 and 16;"

Page 1, line 3, delete "District" and insert "Districts 15, 16, and"

And when so amended the bill do pass.

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

**RECESS**

Senator Limmer 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.

**REPORTS OF COMMITTEES - CONTINUED**

Senator Limmer moved that the Committee Report at the Desk be now adopted. The motion prevailed.

**Senator Miller from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 4476:** A bill for an act relating to redistricting; adjusting the house of representatives district boundaries within Senate District 58; proposing coding for new law in Minnesota Statutes, chapter 2.

Reports the same back with the recommendation that Joint Rule 2.03 be suspended for all further proceedings on S.F. No. 4476 and that the report from the Committee on Redistricting, shown in the Journal for April 27, 2022, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

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

S.F. No. 4476 was read the second time.

### **MEMBERS EXCUSED**

Senator Pratt was excused from the Session of today from 2:15 to 3:25 p.m.

### **ADJOURNMENT**

Senator Limmer moved that the Senate do now adjourn until 11:00 a.m., Thursday, April 28, 2022. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate



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