

STATE OF MINNESOTA

# Journal of the Senate

NINETY-SECOND LEGISLATURE

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NINETY-EIGHTH DAY

St. Paul, Minnesota, Thursday, April 28, 2022

The Senate met at 11:00 a.m. and was called to order by the President.

## CALL OF THE SENATE

Senator Koran 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. Hans Jorgensen.

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	Wicklund
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: Anderson, Clausen, Coleman, Dibble, Dziedzic, Fateh, Gazelka, Ingebrigtsen, Lang, Marty, Mathews, Newton, Pratt, Ruud, 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.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

April 28, 2022

The Honorable David J. Osmek  
President of the Senate

Dear Senator Osmek:

Pursuant to Senate Rule 8.2, the following appointments have been withdrawn from the following committees and placed on the Confirmation Calendar:

From the Committee on Labor and Industry Policy, to which was referred the following appointment as reported in the Journal for April 13, 2021:

BOARD OF HIGH PRESSURE PIPING SYSTEMS  
Mark Kincs

From the Committee on State Government Finance and Policy and Elections, to which was referred the following appointment as reported in the Journal for April 13, 2021:

GAMBLING CONTROL BOARD  
Karen Diver

Sincerely,  
Cal R. Ludeman  
Secretary of the Senate

### REPORTS OF COMMITTEES

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

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

**H.F. No. 4293** for comparison with companion Senate File, reports the following House File was found not identical with 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.
4293	3975				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 4293 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 4293, the third engrossment; and insert the language after the enacting clause of S.F. No. 3975, the second engrossment; further, delete the title of H.F. No. 4293, the third engrossment; and insert the title of S.F. No. 3975, the second engrossment.

And when so amended H.F. No. 4293 will be identical to S.F. No. 3975, and further recommends that H.F. No. 4293 be given its second reading and substituted for S.F. No. 3975, and that the 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. Amendments adopted. Report adopted.

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

**H.F. No. 4300** for comparison with companion Senate File, reports the following House File was found not identical with 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.
4300	4113				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 4300 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 4300, the fourth engrossment; and insert the language after the enacting clause of S.F. No. 4113, the second engrossment; further, delete the title of H.F. No. 4300, the fourth engrossment; and insert the title of S.F. No. 4113, the second engrossment.

And when so amended H.F. No. 4300 will be identical to S.F. No. 4113, and further recommends that H.F. No. 4300 be given its second reading and substituted for S.F. No. 4113, and that the 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. Amendments adopted. Report adopted.

## **SECOND READING OF HOUSE BILLS**

H.F. Nos. 4293 and 4300 were read the second time.

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

The following bills were read the first time.

**Senators Abeler, Hoffman, Newton, Senjem, and Clausen introduced--**

**S.F. No. 4552:** A bill for an act relating to higher education; creating a green training program at the University of Minnesota; establishing a new account in the special revenue fund; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 137.

Referred to the Committee on Higher Education Finance and Policy.

**Senators Koran, Rarick, and Housley introduced--**

**S.F. No. 4553:** A bill for an act relating to state government; appropriating money for an interchange at Interstate Highway 35 and County State-Aid Highway 19 in Chisago County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Murphy, Wiklund, Port, Kunesh, and Rest introduced--**

**S.F. No. 4554:** A bill for an act relating to public safety; amending certain statutes regarding public safety and corrections; providing for grant programs; requiring reports; appropriating money for courts, civil legal services, Guardian Ad Litem Board, Board Of Public Defense, human rights, public safety, Peace Officer Standards and Training Board, private detective board, and corrections; establishing public safety aid for local governments and Tribal governments; establishing a public safety innovation board; requiring a report; amending Minnesota Statutes 2020, sections 214.10, subdivision 10; 299C.063, subdivision 2, by adding a subdivision; 326.3382, subdivision 2; 611A.31, subdivision 2, by adding a subdivision; 611A.32, subdivisions 1, 1a, 2, 3; 611A.345; 611A.35; 626.843, by adding a subdivision; 626.8473, subdivision 3; 626.89, subdivision 17; Laws 2021, First Special Session chapter 11, article 1, section 15, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 299A; 477A.

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

**Senators Pappas, Dziedzic, Marty, and Johnson Stewart introduced--**

**S.F. No. 4555:** A bill for an act relating to public safety; amending certain statutes regarding public safety and corrections; providing for grant programs; requiring reports; appropriating money for courts, civil legal services, Guardian Ad Litem Board, Board Of Public Defense, human rights, public safety, Peace Officer Standards and Training Board, private detective board, and corrections; establishing public safety aid for local governments and Tribal governments; establishing a public safety innovation board; requiring a report; amending Minnesota Statutes 2020, sections 214.10, subdivision 10; 299C.063, subdivision 2, by adding a subdivision; 326.3382, subdivision 2; 611A.31, subdivision 2, by adding a subdivision; 611A.32, subdivisions 1, 1a, 2, 3; 611A.345; 611A.35; 626.843, by adding a subdivision; 626.8473, subdivision 3; 626.89, subdivision 17; Laws 2021, First Special Session chapter 11, article 1, section 15, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 299A; 477A.

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

**MOTIONS AND RESOLUTIONS**

Senator Rest moved that the name of Senator Putnam be added as a co-author to S.F. No. 3192. The motion prevailed.

Senator Wiklund moved that the name of Senator Frentz be added as a co-author to S.F. No. 3394. The motion prevailed.

Senator Tomassoni moved that the name of Senator Rarick be added as a co-author to S.F. No. 3510. The motion prevailed.

Senator Pratt moved that the name of Senator Rarick be added as a co-author to S.F. No. 4091. The motion prevailed.

Senator Dibble moved that the names of Senators Kunesh, Murphy, Port, and Rest be added as co-authors to S.F. No. 4548. The motion prevailed.

### SPECIAL ORDERS

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

H.F. No. 2746, S.F. Nos. 3086, and 4476.

### SPECIAL ORDER

**H.F. No. 2746:** A bill for an act relating to public safety; clarifying eligibility for participation in the Hometown Heroes Act; transferring money; amending Laws 2021, First Special Session chapter 11, article 2, section 12.

H.F. No. 2746 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	Marty	Rest
Anderson	Duckworth	Isaacson	Mathews	Rosen
Bakk	Dziedzic	Jasinski	McEwen	Senjem
Benson	Eaton	Johnson	Miller	Tomassoni
Bigham	Eichorn	Johnson Stewart	Murphy	Torres Ray
Carlson	Eken	Kent	Nelson	Utke
Chamberlain	Fateh	Kiffmeyer	Newman	Weber
Champion	Frentz	Klein	Newton	Westrom
Clausen	Gazelka	Koran	Osmek	Wiger
Coleman	Goggin	Kunesh	Pappas	Wiklund
Cwodzinski	Hawj	Lang	Port	
Dahms	Hoffman	Latz	Pratt	
Dibble	Housley	Limmer	Putnam	
Dornink	Howe	López Franzen	Rarick	

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Clausen, Dibble, Dziedzic, Fateh, Isaacson, Marty, and Newton.

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

**S.F. No. 3086:** A bill for an act relating to transportation; modifying allocation of state general sales tax revenue related to motor vehicle repair and replacement parts; dedicating sales tax revenue to small cities assistance account and town road account; amending Minnesota Statutes 2020, section 297A.94.

Senator Kent moved to amend S.F. No. 3086 as follows:

Page 2, line 32, delete "86" and insert "46"

Page 3, line 2, delete "and"

Page 3, line 4, delete the period and insert a semicolon

Page 3, after line 4, insert:

"(4) 36 percent to the metropolitan area transit account in the transit assistance fund established under section 16A.88; and

(5) four percent to the greater Minnesota transit account in the transit assistance fund established under section 16A.88."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 35, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Clausen, Dibble, Dziedzic, Fateh, Isaacson, and Marty.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Coleman, Gazelka, Goggin, Ingebrigtsen, Lang, Mathews, Pratt, Rosen, Senjem, and Tomassoni.

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

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

S.F. No. 3086 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 59 and nays 7, as follows:

Those who voted in the affirmative were:

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

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Clausen, Dibble, Dziedzic, Isaacson, and Newton.

Those who voted in the negative were:

Eaton	Kunesh	Murphy	Wiklund
Fateh	Marty	Torres Ray	

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

So the bill 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.

### CALL OF THE SENATE

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

**SPECIAL ORDER**

**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.

Senator Johnson moved to amend S.F. No. 4476 as follows:

Page 1, delete lines 7 to 9 and insert:

"Subdivision 1. **Senate district.** Notwithstanding the order of the Minnesota Special Redistricting Panel in *Watson v. Simon*, Nos. A21-0243, A21-0546 (February 15, 2022), Senate District 15 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."

Page 1, delete lines 20 to 22 and insert:

"Subdivision 1. **Senate district.** Notwithstanding the order of the Minnesota Special Redistricting Panel in *Watson v. Simon*, Nos. A21-0243, A21-0546 (February 15, 2022), Senate District 16 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."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 4476 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 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Coleman, Gazelka, Goggin, Howe, Ingebrigtsen, Lang, Mathews, Rarick, Ruud, Senjem, Tomassoni, and Westrom.



Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Clausen, Dibble, Dziejdzic, Fateh, Johnson Stewart, Klein, Marty, Newton, and Port.

Those who voted in the negative were:

Rest

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

### **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.

### **MEMBERS EXCUSED**

Senator Ruud was excused from the Session of today from 11:00 a.m. to 12:00 noon. Senator Pratt was excused from the Session of today from 1:00 to 1:35 p.m. Senator Eken was excused from the Session of today from 1:25 to 1:35 p.m. Senator McEwen was excused from the Session of today from 1:25 to 2:00 p.m.

### **ADJOURNMENT**

Senator Johnson moved that the Senate do now adjourn until 12:00 noon, Friday, April 29, 2022. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate



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