

STATE OF MINNESOTA

Journal of the Senate

NINETY-SECOND LEGISLATURE

ONE HUNDRED FOURTEENTH DAY

St. Paul, Minnesota, Saturday, May 21, 2022

The Senate met at 1:00 p.m. and was called to order by the President.

CALL OF THE SENATE

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

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	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, Chamberlain, Dahms, Dziedzic, Fateh, Hawj, Ingebrigtsen, Johnson, Lang, Newton, Tomassoni, Torres Ray and Wiklund.

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 3107, 3338, and 4108.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 20, 2022

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 3008, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 3008: A bill for an act relating to liquor; prohibiting exclusive contracts for distillers; amending Minnesota Statutes 2020, section 340A.307, subdivisions 1, 2, 4.

Senate File No. 3008 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 20, 2022

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 3503: A bill for an act relating to commerce; real estate appraisers; making changes related to minimum damage acquisition reports and continuing education; amending Minnesota Statutes 2020, sections 82B.03, by adding a subdivision; 82B.19, by adding a subdivision; 82C.17, subdivision 2; Minnesota Statutes 2021 Supplement, section 82B.25, subdivision 2.

Senate File No. 3503 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 20, 2022

CONCURRENCE AND REPASSAGE

Senator Weber moved that the Senate concur in the amendments by the House to S.F. No. 3503 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 3503 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Chamberlain, Dahms, Ingebrigtsen, Johnson, Lang, Tomassoni, and Westrom.

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, Newton, Torres Ray, and Wiklund.

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1829:

H.F. No. 1829: A bill for an act relating to commerce; prohibiting discrimination against organ or bone marrow donors by certain insurers; amending Minnesota Statutes 2020, section 72A.20, by adding a subdivision.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Her, Acomb and Kiel have been appointed as such committee on the part of the House.

House File No. 1829 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 20, 2022

Senator Utke moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1829, 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.

REPORTS OF COMMITTEES

Senator Miller 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. 3775 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3775	3242				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3775 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3775, the first engrossment; and insert the language after the enacting clause of S.F. No. 3242; further, delete the title of H.F. No. 3775, the first engrossment; and insert the title of S.F. No. 3242.

And when so amended H.F. No. 3775 will be identical to S.F. No. 3242, and further recommends that H.F. No. 3775 be given its second reading and substituted for S.F. No. 3242, 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. 3394 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3394	3175				

and that the above Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 3775 and 3394 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Port, Murphy, and McEwen introduced--

S.F. No. 4607: A bill for an act relating to health; limiting the application of certain out-of-state laws or actions regarding the provision or receipt of reproductive health care services; establishing a civil action; proposing coding for new law in Minnesota Statutes, chapters 145; 604.

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

Senators Utke, Johnson, and Koran introduced--

S.F. No. 4608: A bill for an act relating to education; allowing public silent prayer at student athletic activities; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education Finance and Policy.

Senator Port introduced--

S.F. No. 4609: A bill for an act relating to economic development; appropriating money to WomenVenture to establish a women food entrepreneurs business expansion program.

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

MOTIONS AND RESOLUTIONS**Senator Champion introduced --**

Senate Resolution No. 145: A Senate resolution congratulating Minnesota Orchestra music director Osmo Vanska.

Referred to the Committee on Rules and Administration.

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.

APPOINTMENTS

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

H.F. No. 1829: Senators Utke, Draheim, and Dziedzic.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Marty moved that S.F. No. 2491 be withdrawn from the Committee on Commerce and Consumer Protection Finance and Policy, given a second reading, and placed on General Orders.

CALL OF THE SENATE

Senator Marty imposed a call of the Senate for the balance of the proceedings on S.F. No. 2491. The Sergeant at Arms was instructed to bring in the absent members.

Pursuant to Rule 41.2, Senator Miller moved that he be excused from voting on all questions pertaining to S.F. No. 2491. The motion prevailed.

The question was taken on the adoption of the Marty motion.

The roll was called, and there were yeas 34 and nays 30, as follows:

Those who voted in the affirmative were:

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

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, Newton, Torres Ray, and Wiklund.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Chamberlain, Dahms, Ingebrigtsen, Johnson, Lang, Tomassoni, and Westrom.

The motion did not prevail.

MOTIONS AND RESOLUTIONS - CONTINUED

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:

S.F. No. 2644, H.F. Nos. 4670, 1442, and 3001.

President Osmek called Senator Rosen to preside.

SPECIAL ORDER

S.F. No. 2644: A bill for an act relating to education finance; authorizing a lease levy for a transportation hub for Eastern Carver County Schools.

S.F. No. 2644 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	Rosen
Anderson	Duckworth	Isaacson	Mathews	Ruud
Bakk	Dziedzic	Jasinski	McEwen	Senjem
Benson	Eaton	Johnson	Miller	Tomassoni
Bigham	Eichorn	Johnson Stewart	Nelson	Torres Ray
Carlson	Eken	Kent	Newman	Utke
Chamberlain	Fateh	Kiffmeyer	Newton	Weber
Champion	Frentz	Klein	Osmek	Westrom
Clausen	Gazelka	Koran	Pappas	Wiger
Coleman	Goggin	Kunesh	Port	Wiklund
Cwodzinski	Hawj	Lang	Pratt	
Dahms	Hoffman	Latz	Putnam	
Dibble	Housley	Limmer	Rarick	
Dornink	Howe	López Franzen	Rest	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Chamberlain, Dahms, Ingebrigtsen, Johnson, Lang, Tomassoni, and Westrom.

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, Newton, Torres Ray, and Wiklund.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 4670: A bill for an act relating to claims against the state; providing for the settlement of certain claims; appropriating money.

H.F. No. 4670 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	Rosen
Anderson	Duckworth	Isaacson	Mathews	Ruud
Bakk	Dziedzic	Jasinski	McEwen	Senjem
Benson	Eaton	Johnson	Miller	Tomassoni
Bigham	Eichorn	Johnson Stewart	Nelson	Torres Ray
Carlson	Eken	Kent	Newman	Utke
Chamberlain	Fateh	Kiffmeyer	Newton	Weber
Champion	Frentz	Klein	Osmek	Westrom
Clausen	Gazelka	Koran	Pappas	Wiger
Coleman	Goggin	Kunesh	Port	Wiklund
Cwodzinski	Hawj	Lang	Pratt	
Dahms	Hoffman	Latz	Putnam	
Dibble	Housley	Limmer	Rarick	
Dornink	Howe	López Franzen	Rest	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Chamberlain, Dahms, Ingebrigtsen, Johnson, Lang, Tomassoni, and Westrom.

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, Newton, Torres Ray, and Wiklund.

So the bill 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.

CALL OF THE SENATE

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

SPECIAL ORDER

H.F. No. 1442: A bill for an act relating to the military; modifying the Minnesota Code of Military Justice; making changes to data provisions; modifying certain requirements and qualifications; making jurisdictional and appellate changes; providing punitive article updates; providing punishable offenses under the military code; providing penalties; amending Minnesota Statutes 2020, sections 192.67; 192A.02, subdivision 2; 192A.021; 192A.111; 192A.15, subdivisions 1, 2; 192A.155, subdivision 2; 192A.20; 192A.235, subdivision 3; 192A.343, subdivision 3; 192A.353, subdivision 2; 192A.371; 192A.384; 192A.56; 192A.612; 192A.62; 606.06; proposing coding for new law in Minnesota Statutes, chapter 192A; repealing Minnesota Statutes 2020, section 192A.385.

H.F. No. 1442 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Chamberlain, Dahms, Ingebrigtsen, Johnson, Kiffmeyer, Lang, Newman, Tomassoni, and Westrom.

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Champion, Dibble, Dziedzic, Fateh, Hawj, Marty, McEwen, Newton, Pappas, Torres Ray, and Wiklund.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 3001: A bill for an act relating to local government; allowing certificates of discharge from the armed forces of the United States of America to be recorded with the county recorder without a fee; amending Minnesota Statutes 2020, section 386.20, subdivision 1.

H.F. No. 3001 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

Wiger

Wiklund

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Chamberlain, Dahms, Gazelka, Ingebrigtsen, Johnson, Kiffmeyer, Koran, Lang, Newman, and Tomassoni.

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Champion, Dibble, Dziedzic, Fateh, Hawj, McEwen, Newton, Torres Ray, and Wiklund.

So the bill 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.

President Osmek resumed the Chair.

MEMBERS EXCUSED

Senator Nelson was excused from the Session of today from 1:00 to 2:10 p.m. Senator Murphy was excused from the Session of today from 1:00 to 4:15 p.m.

ADJOURNMENT

Senator Weber moved that the Senate do now adjourn until 11:00 a.m., Sunday, May 22, 2022. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

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