

STATE OF MINNESOTA

# Journal of the Senate

NINETY-THIRD LEGISLATURE

---

FOURTH DAY

St. Paul, Minnesota, Monday, January 9, 2023

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

## CALL OF THE SENATE

Senator Dziejcz 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	Dziejcz	Klein	McEwen	Rasmusson
Anderson	Eichorn	Koran	Miller	Rest
Bahr	Farnsworth	Kreun	Mitchell	Seeberger
Boldon	Fateh	Kunesh	Mohamed	Utke
Carlson	Frentz	Kupec	Morrison	Weber
Champion	Green	Lang	Murphy	Wesenberg
Coleman	Gruenhagen	Latz	Nelson	Westlin
Cwodzinski	Gustafson	Lieske	Oumou Verbeten	Westrom
Dahms	Hauschild	Limmer	Pappas	Wiklund
Dibble	Hawj	Lucero	Pha	Xiong
Dornink	Hoffman	Mann	Port	
Draheim	Howe	Marty	Pratt	
Drazkowski	Jasinski	Mathews	Putnam	
Duckworth	Johnson	Maye Quade	Rarick	

The President declared a quorum present.

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

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

October 21, 2022

The Honorable David J. Osmek  
President of the Senate

Dear Senator Osmek:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

BOARD OF HIGH PRESSURE PIPING SYSTEMS

Joseph Abbott, 6459 - 204th Ave. N.W., Nowthen, in the county of Anoka, effective October 24, 2022, for a term expiring on December 31, 2025.

Ronald Staskivige, 917 N.W. 20th St., Grand Rapids, in the county of Itasca, effective October 24, 2022, for a term expiring on December 31, 2025.

(Referred to the Committee on Labor.)

December 21, 2022

The Honorable David J. Osmek  
President of the Senate

Dear Senator Osmek:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

PUBLIC UTILITIES COMMISSION

Katherine Sieben, 121 - 7th Pl. E., Ste. 350, Saint Paul, in the county of Ramsey, effective January 3, 2023, for a term expiring on January 1, 2029.

(Referred to Committee on Energy, Utilities, Environment, and Climate.)

January 3, 2023

The Honorable Bobby Joe Champion  
President of the Senate

Dear Senator Champion:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

DEPARTMENT OF CORRECTIONS  
COMMISSIONER

Paul Schnell, 1450 Energy Park Dr., Ste. 200, Saint Paul, in the county of Ramsey, effective January 2, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on Judiciary and Public Safety.)

4TH DAY]

MONDAY, JANUARY 9, 2023

87

January 3, 2023

The Honorable Bobby Joe Champion  
President of the Senate

Dear Senator Champion:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

DEPARTMENT OF HUMAN RIGHTS  
COMMISSIONER

Rebecca Lucero, 540 Fairview Ave. N., Ste. 201, Saint Paul, in the county of Ramsey, effective January 2, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on Judiciary and Public Safety.)

January 3, 2023

The Honorable Bobby Joe Champion  
President of the Senate

Dear Senator Champion:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

DEPARTMENT OF HUMAN SERVICES  
COMMISSIONER

Jodi Harpstead, 540 Cedar St., Saint Paul, in the county of Ramsey, effective January 2, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on Health and Human Services.)

January 3, 2023

The Honorable Bobby Joe Champion  
President of the Senate

Dear Senator Champion:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA POLLUTION CONTROL AGENCY  
COMMISSIONER

Katrina Kessler, 520 Lafayette Rd. N., Saint Paul, in the county of Ramsey, effective January 2, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on Environment, Climate, and Legacy.)

January 3, 2023

The Honorable Bobby Joe Champion  
President of the Senate

Dear Senator Champion:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

OFFICE OF MN.IT SERVICES  
COMMISSIONER

Tarek Tomes, 658 Cedar St., Saint Paul, in the county of Ramsey, effective January 2, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on State and Local Government and Veterans.)

Sincerely,  
Tim Walz, Governor

### REPORTS OF COMMITTEES

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

#### **Senator Rest from the Committee on Taxes, to which was referred**

**S.F. No. 25:** A bill for an act relating to taxation; individual income and corporate franchise; providing for certain conformity to federal tax provisions; amending Minnesota Statutes 2022, sections 289A.02, subdivision 7; 290.01, by adding a subdivision; 290.0123, subdivision 3; 290.0131, by adding a subdivision; 290.0132, subdivisions 18, 24, by adding a subdivision; 290.0133, by adding a subdivision; 290.0134, by adding a subdivision; 290.0671, subdivision 1a; 290.0675, subdivision 1; 290.091, subdivision 2; 290.095, subdivision 11; 290A.03, subdivision 15; 291.005, subdivision 1; Minnesota Statutes 2023 Supplement, sections 289A.08, subdivision 7; 290.01, subdivisions 19, 31; 290.06, subdivision 2c.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2022, section 289A.02, subdivision 7, is amended to read:

Subd. 7. **Internal Revenue Code.** Unless specifically defined otherwise, "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended through ~~December 31, 2018~~ December 15, 2022.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

Sec. 2. Minnesota Statutes 2022, section 289A.08, subdivision 7, is amended to read:

**Subd. 7. Composite income tax returns for nonresident partners, shareholders, and beneficiaries.** (a) The commissioner may allow a partnership with nonresident partners to file a composite return and to pay the tax on behalf of nonresident partners who have no other Minnesota source income. This composite return must include the names, addresses, Social Security numbers, income allocation, and tax liability for the nonresident partners electing to be covered by the composite return.

(b) The computation of a partner's tax liability must be determined by multiplying the income allocated to that partner by the highest rate used to determine the tax liability for individuals under section 290.06, subdivision 2c. Nonbusiness deductions, standard deductions, or personal exemptions are not allowed.

(c) The partnership must submit a request to use this composite return filing method for nonresident partners. The requesting partnership must file a composite return in the form prescribed by the commissioner of revenue. The filing of a composite return is considered a request to use the composite return filing method.

(d) The electing partner must not have any Minnesota source income other than the income from the partnership, other electing partnerships, and other qualifying entities electing to file and pay the pass-through entity tax under subdivision 7a. If it is determined that the electing partner has other Minnesota source income, the inclusion of the income and tax liability for that partner under this provision will not constitute a return to satisfy the requirements of subdivision 1. The tax paid for the individual as part of the composite return is allowed as a payment of the tax by the individual on the date on which the composite return payment was made. If the electing nonresident partner has no other Minnesota source income, filing of the composite return is a return for purposes of subdivision 1.

(e) This subdivision does not negate the requirement that an individual pay estimated tax if the individual's liability would exceed the requirements set forth in section 289A.25. The individual's liability to pay estimated tax is, however, satisfied when the partnership pays composite estimated tax in the manner prescribed in section 289A.25.

(f) If an electing partner's share of the partnership's gross income from Minnesota sources is less than the filing requirements for a nonresident under this subdivision, the tax liability is zero. However, a statement showing the partner's share of gross income must be included as part of the composite return.

(g) The election provided in this subdivision is only available to a partner who has no other Minnesota source income and who is either (1) a full-year nonresident individual or (2) a trust or estate that does not claim a deduction under either section 651 or 661 of the Internal Revenue Code.

(h) A corporation defined in section 290.9725 and its nonresident shareholders may make an election under this paragraph. The provisions covering the partnership apply to the corporation and the provisions applying to the partner apply to the shareholder.

(i) Estates and trusts distributing current income only and the nonresident individual beneficiaries of the estates or trusts may make an election under this paragraph. The provisions covering the partnership apply to the estate or trust. The provisions applying to the partner apply to the beneficiary.

(j) For the purposes of this subdivision, "income" means the partner's share of federal adjusted gross income from the partnership modified by the additions provided in section 290.0131, subdivisions 8 to 10, 16, ~~and 17, 19, and 20~~, and the subtractions provided in: (1) section 290.0132, subdivisions 9, 27, ~~and 28, 31, and 32~~, to the extent the amount is assignable or allocable to Minnesota under section 290.17; and (2) section 290.0132, subdivision 14. The subtraction allowed under section 290.0132, subdivision 9, is only allowed on the composite tax computation to the extent the electing partner would have been allowed the subtraction.

**EFFECTIVE DATE.** This section is effective retroactively for taxable years beginning after December 31, 2017.

Sec. 3. Minnesota Statutes 2022, section 289A.08, subdivision 7a, is amended to read:

Subd. 7a. **Pass-through entity tax.** (a) For the purposes of this subdivision, the following terms have the meanings given:

(1) "income" has the meaning given in subdivision 7, paragraph (j), modified by the addition provided in section 290.0131, subdivision 5, and the subtraction provided in section 290.0132, subdivision 3, except that the provisions that apply to a partnership apply to a qualifying entity and the provisions that apply to a partner apply to a qualifying owner. The income of both a resident and nonresident qualifying owner is allocated and assigned to this state as provided for nonresident partners and shareholders under sections 290.17, 290.191, and 290.20;

(2) "qualifying entity" means a partnership, limited liability company, or S corporation including a qualified subchapter S subsidiary organized under section 1361(b)(3)(B) of the Internal Revenue Code. Qualifying entity does not include a partnership, limited liability company, or corporation that has a partnership, limited liability company other than a disregarded entity, or corporation as a partner, member, or shareholder; and

(3) "qualifying owner" means:

(i) a resident or nonresident individual or estate that is a partner, member, or shareholder of a qualifying entity; or

(ii) a resident or nonresident trust that is a shareholder of a qualifying entity that is an S corporation.

(b) For taxable years beginning after December 31, 2020, in which the taxes of a qualifying owner are limited under section 164(b)(6)(B) of the Internal Revenue Code, a qualifying entity may elect to file a return and pay the pass-through entity tax imposed under paragraph (c). The election:

(1) must be made on or before the due date or extended due date of the qualifying entity's pass-through entity tax return;

(2) may only be made by qualifying owners who collectively hold more than a 50 percent ownership interest in the qualifying entity;

(3) is binding on all qualifying owners who have an ownership interest in the qualifying entity; and

(4) once made is irrevocable for the taxable year.

(c) Subject to the election in paragraph (b), a pass-through entity tax is imposed on a qualifying entity in an amount equal to the sum of the tax liability of each qualifying owner.

(d) The amount of a qualifying owner's tax liability under paragraph (c) is the amount of the qualifying owner's income multiplied by the highest tax rate for individuals under section 290.06, subdivision 2c. When making this determination:

(1) nonbusiness deductions, standard deductions, or personal exemptions are not allowed; and

(2) a credit or deduction is allowed only to the extent allowed to the qualifying owner.

(e) The amount of each credit and deduction used to determine a qualifying owner's tax liability under paragraph (d) must also be used to determine that qualifying owner's income tax liability under chapter 290.

(f) This subdivision does not negate the requirement that a qualifying owner pay estimated tax if the qualifying owner's tax liability would exceed the requirements set forth in section 289A.25. The qualifying owner's liability to pay estimated tax on the qualifying owner's tax liability as determined under paragraph (d) is, however, satisfied when the qualifying entity pays estimated tax in the manner prescribed in section 289A.25 for composite estimated tax.

(g) A qualifying owner's adjusted basis in the interest in the qualifying entity, and the treatment of distributions, is determined as if the election to pay the pass-through entity tax under paragraph (b) is not made.

(h) To the extent not inconsistent with this subdivision, for purposes of this chapter, a pass-through entity tax return must be treated as a composite return and a qualifying entity filing a pass-through entity tax return must be treated as a partnership filing a composite return.

(i) The provisions of subdivision 17 apply to the election to pay the pass-through entity tax under this subdivision.

(j) If a nonresident qualifying owner of a qualifying entity making the election to file and pay the tax under this subdivision has no other Minnesota source income, filing of the pass-through entity tax return is a return for purposes of subdivision 1, provided that the nonresident qualifying owner must not have any Minnesota source income other than the income from the qualifying entity, other electing qualifying entities, and other partnerships electing to file a composite return under subdivision 7. If it is determined that the nonresident qualifying owner has other Minnesota source income, the inclusion of the income and tax liability for that owner under this provision will not

constitute a return to satisfy the requirements of subdivision 1. The tax paid for the qualifying owner as part of the pass-through entity tax return is allowed as a payment of the tax by the qualifying owner on the date on which the pass-through entity tax return payment was made.

(k) Once a credit is claimed by a qualifying owner under section 290.06, subdivision 40, a qualifying entity cannot receive a refund for tax paid under this subdivision for any amounts claimed under that section by the qualifying owners. Once a credit is claimed under section 290.06, subdivision 40, any refund must be claimed in conjunction with a return filed by the qualifying owner.

**EFFECTIVE DATE.** This section is effective retroactively for taxable years beginning after December 31, 2020.

Sec. 4. Minnesota Statutes 2022, section 290.01, subdivision 19, is amended to read:

Subd. 19. **Net income.** (a) For a trust or estate taxable under section 290.03, and a corporation taxable under section 290.02, the term "net income" means the federal taxable income, as defined in section 63 of the Internal Revenue Code of 1986, as amended through the date named in this subdivision, incorporating the federal effective dates of changes to the Internal Revenue Code and any elections made by the taxpayer in accordance with the Internal Revenue Code in determining federal taxable income for federal income tax purposes, and with the modifications provided in sections 290.0131 to 290.0136.

(b) For an individual, the term "net income" means federal adjusted gross income with the modifications provided in sections 290.0131, 290.0132, and 290.0135 to 290.0137.

(c) In the case of a regulated investment company or a fund thereof, as defined in section 851(a) or 851(g) of the Internal Revenue Code, federal taxable income means investment company taxable income as defined in section 852(b)(2) of the Internal Revenue Code, except that:

(1) the exclusion of net capital gain provided in section 852(b)(2)(A) of the Internal Revenue Code does not apply;

(2) the deduction for dividends paid under section 852(b)(2)(D) of the Internal Revenue Code must be applied by allowing a deduction for capital gain dividends and exempt-interest dividends as defined in sections 852(b)(3)(C) and 852(b)(5) of the Internal Revenue Code; and

(3) the deduction for dividends paid must also be applied in the amount of any undistributed capital gains which the regulated investment company elects to have treated as provided in section 852(b)(3)(D) of the Internal Revenue Code.

(d) The net income of a real estate investment trust as defined and limited by section 856(a), (b), and (c) of the Internal Revenue Code means the real estate investment trust taxable income as defined in section 857(b)(2) of the Internal Revenue Code.

(e) The net income of a designated settlement fund as defined in section 468B(d) of the Internal Revenue Code means the gross income as defined in section 468B(b) of the Internal Revenue Code.

(f) The Internal Revenue Code of 1986, as amended through ~~December 31, 2018~~ December 15, 2022, applies for taxable years beginning after December 31, 1996, ~~except the sections of federal law in section 290.0111 shall also apply.~~

(g) Except as otherwise provided, references to the Internal Revenue Code in this subdivision and sections 290.0131 to 290.0136 mean the code in effect for purposes of determining net income for the applicable year.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

Sec. 5. Minnesota Statutes 2022, section 290.01, subdivision 31, is amended to read:

Subd. 31. **Internal Revenue Code.** Unless specifically defined otherwise, "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended through ~~December 31, 2018~~, ~~except the sections of federal law in section 290.0111 shall also apply~~ December 15, 2022. Internal Revenue Code also includes any uncodified provision in federal law that relates to provisions of the Internal Revenue Code that are incorporated into Minnesota law.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

Sec. 6. Minnesota Statutes 2022, section 290.01, is amended by adding a subdivision to read:

Subd. 33. **Earned income.** "Earned income" has the meaning given in section 32(c) of the Internal Revenue Code, except a taxpayer must use earned income from the taxable year for which the taxpayer filed a return.

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

Sec. 7. Minnesota Statutes 2022, section 290.0123, subdivision 3, is amended to read:

Subd. 3. **Amount for dependents.** For an individual who is a dependent, as defined in sections 151 and 152 of the Internal Revenue Code, of another taxpayer for a taxable year beginning in the calendar year in which the individual's taxable year begins, the standard deduction for that individual is limited to the greater of:

(1) \$1,100; or

(2) the lesser of: (i) the sum of \$350 and that individual's earned income, ~~as defined in section 32(c) of the Internal Revenue Code~~; or (ii) the standard deduction amount allowed under subdivision 1, clause (3).

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

Sec. 8. Minnesota Statutes 2022, section 290.0131, is amended by adding a subdivision to read:

Subd. 19. **Disallowed business interest deduction.** For any taxable year beginning after December 31, 2018, and before January 1, 2021, the amount of business interest deducted under the special rule in section 163(j)(10)(A) and (B) of the Internal Revenue Code of 1986, as amended through December 15, 2022, is an addition. Entities that are part of a combined reporting group under the unitary rules in section 290.17, subdivision 4, must compute deductions and additions as required under section 290.34, subdivision 5.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

Sec. 9. Minnesota Statutes 2022, section 290.0131, is amended by adding a subdivision to read:

Subd. 20. **Disallowed net operating loss deduction.** (a) The amount of a net operating loss arising in any taxable year beginning after December 31, 2017, and before January 1, 2021, and carried back under section 172(b)(1)(D) of the Internal Revenue Code is an addition in the taxable year the loss is carried. No addition is required for a net operating loss deduction that is a farming loss under section 172(b)(1)(B) of the Internal Revenue Code carried to the two years preceding the year the farming loss arose.

(b) The amount of a net operating loss deduction in any taxable year beginning after December 31, 2017, and before January 1, 2021, that exceeds the deduction allowed under section 172(a)(2) of the Internal Revenue Code is an addition. For purposes of this paragraph, the deduction allowed under section 172(a)(2) of the Internal Revenue Code is allowed in the case of a taxable year beginning after December 31, 2017.

(c) The amount of a Minnesota disallowed loss carryover is an addition. For purposes of this paragraph, "Minnesota disallowed loss carryover" means, for any taxable year beginning after December 31, 2017, and before January 1, 2021, a disallowed loss carryover as defined in section 461(l)(2) of the Internal Revenue Code, for a loss that is not allowed under section 461(l)(1)(B) of the Internal Revenue Code. For purposes of this paragraph, the limitation under section 461(l)(1)(B) of the Internal Revenue Code applies for any taxable year beginning after December 31, 2017.

(d) For purposes for this subdivision, "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended through December 15, 2022.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

Sec. 10. Minnesota Statutes 2022, section 290.0132, is amended by adding a subdivision to read:

Subd. 31. **Delayed business interest.** (a) For each taxable year an addition is required under section 290.0131, subdivision 19, the amount of the addition, less the sum of all amounts subtracted under this paragraph in all prior taxable years, that does not exceed the limitation on business interest in section 163(j) of the Internal Revenue Code of 1986, as amended through December 15, 2022, notwithstanding the special rule in section 163(j)(10) of the Internal Revenue Code, is a subtraction. Any excess is a delayed business interest carryforward, the entire amount of which must be carried

to the earliest taxable year. No subtraction is allowed under this paragraph for taxable years beginning after December 31, 2022.

(b) For each of the five taxable years beginning after December 31, 2022, there is allowed a subtraction equal to one-fifth of the sum of all carryforward amounts that remain after the expiration of paragraph (a).

(c) Entities that are part of a combined reporting group under the unitary rules of section 290.17, subdivision 4, must compute deductions and additions as required under section 290.34, subdivision 5.

**EFFECTIVE DATE.** Paragraphs (a) and (c) are effective retroactively for taxable years beginning after December 31, 2019. Paragraph (b) is effective for taxable years beginning after December 31, 2022.

Sec. 11. Minnesota Statutes 2022, section 290.0132, is amended by adding a subdivision to read:

Subd. 32. **Delayed net operating loss deduction.** The amount of the sum of each addition required in section 290.0131, subdivision 20, for each taxable year, except as otherwise provided, less the sum of all amounts subtracted under this subdivision in all prior taxable years, that does not exceed 80 percent of federal taxable income as defined in section 290.01, subdivision 19, determined without regard to this subdivision, is a subtraction. Any excess is a delayed net operating loss deduction carryforward, the entire amount of which must be carried to the earliest taxable year. No subtraction under this subdivision is allowed after 20 taxable years from the taxable year in which an operating loss arises. The sum of the additions required under section 290.0131, subdivision 20, paragraph (a), are aggregated and assigned to the taxable year immediately succeeding the taxable year in which the operating loss arises, for purposes of determining the subtraction allowed under this subdivision in that succeeding taxable year and the amount carried forward.

**EFFECTIVE DATE.** This section is effective retroactively for taxable years beginning after December 31, 2018.

Sec. 12. Minnesota Statutes 2022, section 290.0132, is amended by adding a subdivision to read:

Subd. 33. **Excess business losses.** The amount of a disallowed loss carryover under section 461(l)(1)(B) of the Internal Revenue Code is a subtraction.

**EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2025.

Sec. 13. Minnesota Statutes 2022, section 290.0133, is amended by adding a subdivision to read:

Subd. 15. **Disallowed business interest deduction.** For any taxable year beginning after December 31, 2018, and before January 1, 2021, the amount of business interest deducted under the special rule in section 163(j)(10)(A) and (B) of the Internal Revenue Code of 1986, as amended through December 15, 2022, is an addition. Entities that are part of a combined reporting group

under the unitary rules in section 290.17, subdivision 4, must compute deductions and additions as required under section 290.34, subdivision 5.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

Sec. 14. Minnesota Statutes 2022, section 290.0134, is amended by adding a subdivision to read:

Subd. 20. **Delayed business interest.** (a) For each taxable year an addition is required under section 290.0131, subdivision 19, the amount of the addition, less the sum of all amounts subtracted under this paragraph in all prior taxable years, that does not exceed the limitation on business interest in section 163(j) of the Internal Revenue Code of 1986, as amended through December 15, 2022, notwithstanding the special rule in section 163(j)(10) of the Internal Revenue Code, is a subtraction. Any excess is a delayed business interest carryforward, the entire amount of which must be carried to the earliest taxable year. No subtraction is allowed under this paragraph for taxable years beginning after December 31, 2022.

(b) For each of the five taxable years beginning after December 31, 2022, there is allowed a subtraction equal to one-fifth of the sum of all carryforward amounts that remain after the expiration of paragraph (a).

(c) Entities that are part of a combined reporting group under the unitary rules of section 290.17, subdivision 4, must compute deductions and additions as required under section 290.34, subdivision 5.

**EFFECTIVE DATE.** Paragraphs (a) and (c) are effective retroactively for taxable years beginning after December 31, 2019. Paragraph (b) is effective for taxable years beginning after December 31, 2022.

Sec. 15. Minnesota Statutes 2022, section 290.06, subdivision 2c, is amended to read:

Subd. 2c. **Schedules of rates for individuals, estates, and trusts.** (a) The income taxes imposed by this chapter upon married individuals filing joint returns and surviving spouses as defined in section 2(a) of the Internal Revenue Code must be computed by applying to their taxable net income the following schedule of rates:

- (1) On the first \$38,770, 5.35 percent;
- (2) On all over \$38,770, but not over \$154,020, 6.8 percent;
- (3) On all over \$154,020, but not over \$269,010, 7.85 percent;
- (4) On all over \$269,010, 9.85 percent.

Married individuals filing separate returns, estates, and trusts must compute their income tax by applying the above rates to their taxable income, except that the income brackets will be one-half of the above amounts after the adjustment required in subdivision 2d.

(b) The income taxes imposed by this chapter upon unmarried individuals must be computed by applying to taxable net income the following schedule of rates:

- (1) On the first \$26,520, 5.35 percent;
- (2) On all over \$26,520, but not over \$87,110, 6.8 percent;
- (3) On all over \$87,110, but not over \$161,720, 7.85 percent;
- (4) On all over \$161,720, 9.85 percent.

(c) The income taxes imposed by this chapter upon unmarried individuals qualifying as a head of household as defined in section 2(b) of the Internal Revenue Code must be computed by applying to taxable net income the following schedule of rates:

- (1) On the first \$32,650, 5.35 percent;
- (2) On all over \$32,650, but not over \$131,190, 6.8 percent;
- (3) On all over \$131,190, but not over \$214,980, 7.85 percent;
- (4) On all over \$214,980, 9.85 percent.

(d) In lieu of a tax computed according to the rates set forth in this subdivision, the tax of any individual taxpayer whose taxable net income for the taxable year is less than an amount determined by the commissioner must be computed in accordance with tables prepared and issued by the commissioner of revenue based on income brackets of not more than \$100. The amount of tax for each bracket shall be computed at the rates set forth in this subdivision, provided that the commissioner may disregard a fractional part of a dollar unless it amounts to 50 cents or more, in which case it may be increased to \$1.

(e) An individual who is not a Minnesota resident for the entire year must compute the individual's Minnesota income tax as provided in this subdivision. After the application of the nonrefundable credits provided in this chapter, the tax liability must then be multiplied by a fraction in which:

(1) the numerator is the individual's Minnesota source federal adjusted gross income as defined in section 62 of the Internal Revenue Code and increased by:

(i) the additions required under sections 290.0131, subdivisions 2, 6, 8 to 10, 16, ~~and~~ 17, 19, and 20, and 290.0137, paragraph (a); and reduced by

(ii) the Minnesota assignable portion of the subtraction for United States government interest under section 290.0132, subdivision 2, the subtractions under sections 290.0132, subdivisions 9, 10, 14, 15, 17, 18, ~~and~~ 27, 31, and 32, and 290.0137, paragraph (c), after applying the allocation and assignability provisions of section 290.081, clause (a), or 290.17; and

(2) the denominator is the individual's federal adjusted gross income as defined in section 62 of the Internal Revenue Code, increased by:

(i) the additions required under sections 290.0131, subdivisions 2, 6, 8 to 10, 16, ~~and 17, 19, and 20~~, and 290.0137, paragraph (a); and reduced by

(ii) the subtractions under sections 290.0132, subdivisions 2, 9, 10, 14, 15, 17, 18, ~~and 27, 31, and 32~~, and 290.0137, paragraph (c).

(f) If an individual who is not a Minnesota resident for the entire year is a qualifying owner of a qualifying entity that elects to pay tax as provided in section 289A.08, subdivision 7a, paragraph (b), the individual must compute the individual's Minnesota income tax as provided in paragraph (e), and also must include, to the extent attributed to the electing qualifying entity:

(1) in paragraph (e), clause (1), item (i), and paragraph (e), clause (2), item (i), the addition under section 290.0131, subdivision 5; and

(2) in paragraph (e), clause (1), item (ii), and paragraph (e), clause (2), item (ii), the subtraction under section 290.0132, subdivision 3.

**EFFECTIVE DATE.** This section is effective retroactively for taxable years beginning after December 31, 2017.

Sec. 16. Minnesota Statutes 2022, section 290.0671, subdivision 1a, is amended to read:

Subd. 1a. **Definitions.** For purposes of this section, the ~~terms term~~ "qualifying child," ~~and "earned income,"~~ have has the meanings meaning given in section 32(c) of the Internal Revenue Code, ~~and the term "adjusted gross income" has the meaning given in section 62 of the Internal Revenue Code.~~

"Earned income of the lesser-earning spouse" has the meaning given in section 290.0675, subdivision 1, paragraph (d).

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

Sec. 17. Minnesota Statutes 2022, section 290.0675, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) For purposes of this section the following terms have the meanings given.

(b) "Earned income" means the sum of the following, to the extent included in Minnesota taxable income:

(1) earned income as defined in section ~~32(e)(2) of the Internal Revenue Code~~ 290.01, subdivision 33;

(2) income received from a retirement pension, profit-sharing, stock bonus, or annuity plan; and

(3) Social Security benefits as defined in section 86(d)(1) of the Internal Revenue Code.

(c) "Taxable income" means net income as defined in section 290.01, subdivision 19.

(d) "Earned income of lesser-earning spouse" means the earned income of the spouse with the lesser amount of earned income as defined in paragraph (b) for the taxable year minus one-half the amount of the standard deduction under section 290.0123, subdivision 1, clause (1).

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

Sec. 18. Minnesota Statutes 2022, section 290.091, subdivision 2, is amended to read:

Subd. 2. **Definitions.** For purposes of the tax imposed by this section, the following terms have the meanings given.

(a) "Alternative minimum taxable income" means the sum of the following for the taxable year:

(1) the taxpayer's federal alternative minimum taxable income as defined in section ~~55(b)(2)~~ 55(b)(1)(D) of the Internal Revenue Code;

(2) the taxpayer's itemized deductions allowed in computing federal alternative minimum taxable income, but excluding:

(i) the charitable contribution deduction under section 170 of the Internal Revenue Code;

(ii) the medical expense deduction;

(iii) the casualty, theft, and disaster loss deduction; and

(iv) the impairment-related work expenses of a person with a disability;

(3) for depletion allowances computed under section 613A(c) of the Internal Revenue Code, with respect to each property (as defined in section 614 of the Internal Revenue Code), to the extent not included in federal alternative minimum taxable income, the excess of the deduction for depletion allowable under section 611 of the Internal Revenue Code for the taxable year over the adjusted basis of the property at the end of the taxable year (determined without regard to the depletion deduction for the taxable year);

(4) to the extent not included in federal alternative minimum taxable income, the amount of the tax preference for intangible drilling cost under section 57(a)(2) of the Internal Revenue Code determined without regard to subparagraph (E);

(5) to the extent not included in federal alternative minimum taxable income, the amount of interest income as provided by section 290.0131, subdivision 2;

(6) the amount of addition required by section 290.0131, subdivisions 9, 10, ~~and 16~~, 19, and 20;

(7) the deduction allowed under section 199A of the Internal Revenue Code, to the extent not included in the addition required under clause (6); and

(8) to the extent not included in federal alternative minimum taxable income, the amount of foreign-derived intangible income deducted under section 250 of the Internal Revenue Code;

less the sum of the amounts determined under the following:

(i) interest income as defined in section 290.0132, subdivision 2;

(ii) an overpayment of state income tax as provided by section 290.0132, subdivision 3, to the extent included in federal alternative minimum taxable income;

(iii) the amount of investment interest paid or accrued within the taxable year on indebtedness to the extent that the amount does not exceed net investment income, as defined in section 163(d)(4) of the Internal Revenue Code. Interest does not include amounts deducted in computing federal adjusted gross income;

(iv) amounts subtracted from federal taxable or adjusted gross income as provided by section 290.0132, subdivisions 7, 9 to 15, 17, 21, 24, ~~and~~ 26 to 29, 31, and 32;

(v) the amount of the net operating loss allowed under section 290.095, subdivision 11, paragraph (c); and

(vi) the amount allowable as a Minnesota itemized deduction under section 290.0122, subdivision 7.

In the case of an estate or trust, alternative minimum taxable income must be computed as provided in section 59(c) of the Internal Revenue Code, except alternative minimum taxable income must be increased by the addition in section 290.0131, subdivision 16.

(b) "Investment interest" means investment interest as defined in section 163(d)(3) of the Internal Revenue Code.

(c) "Net minimum tax" means the minimum tax imposed by this section.

(d) "Regular tax" means the tax that would be imposed under this chapter (without regard to this section and section 290.032), reduced by the sum of the nonrefundable credits allowed under this chapter.

(e) "Tentative minimum tax" equals 6.75 percent of alternative minimum taxable income after subtracting the exemption amount determined under subdivision 3.

**EFFECTIVE DATE.** (a) The changes in paragraph (a), clause (1), are effective at the same time the changes in section 10101(a)(4)(A) of Public Law 117-169 are effective for federal purposes.

(b) All other changes are effective retroactively for taxable years beginning after December 31, 2017.

Sec. 19. Minnesota Statutes 2022, section 290.095, subdivision 11, is amended to read:

Subd. 11. **Carryback or carryover adjustments.** (a) Except as provided in ~~paragraph~~ paragraphs (c) and (d), for individuals, estates, and trusts the amount of a net operating loss that may be carried back or carried over shall be the same dollar amount allowable in the determination of federal taxable income, provided that, notwithstanding any other provision, estates and trusts must apply the

following adjustments to the amount of the net operating loss that may be carried back or carried over:

- (1) Nonassignable income or losses as required by section 290.17.
- (2) Deductions not allocable to Minnesota under section 290.17.

(b) The net operating loss carryback or carryover applied as a deduction in the taxable year to which the net operating loss is carried back or carried over shall be equal to the net operating loss carryback or carryover applied in the taxable year in arriving at federal taxable income provided that trusts and estates must apply the following modifications:

(1) Increase the amount of carryback or carryover applied in the taxable year by the amount of losses and interest, taxes and other expenses not assignable or allowable to Minnesota incurred in the taxable year.

(2) Decrease the amount of carryback or carryover applied in the taxable year by the amount of income not assignable to Minnesota earned in the taxable year. For estates and trusts, the net operating loss carryback or carryover to the next consecutive taxable year shall be the net operating loss carryback or carryover as calculated in clause (b) less the amount applied in the earlier taxable year(s). No additional net operating loss carryback or carryover shall be allowed to estates and trusts if the entire amount has been used to offset Minnesota income in a year earlier than was possible on the federal return. However, if a net operating loss carryback or carryover was allowed to offset federal income in a year earlier than was possible on the Minnesota return, an estate or trust shall still be allowed to offset Minnesota income but only if the loss was assignable to Minnesota in the year the loss occurred.

(c) This paragraph does not apply to eligible small businesses that make a valid election to carry back their losses for federal purposes under section 172(b)(1)(H) of the Internal Revenue Code as amended through March 31, 2009.

(1) A net operating loss of an individual, estate, or trust that is allowed under this subdivision and for which the taxpayer elects to carry back for more than two years under section 172(b)(1)(H) of the Internal Revenue Code is a net operating loss carryback to each of the two taxable years preceding the loss, and unused portions may be carried forward for 20 taxable years after the loss.

(2) The entire amount of the net operating loss for any taxable year must be carried to the earliest of the taxable years to which the loss may be carried. The portion of the loss which may be carried to each of the other taxable years is the excess, if any, of the amount of the loss over the greater of the taxable net income or alternative minimum taxable income for each of the taxable years to which the loss may be carried.

(d) The amount of a net operating loss carried forward must be reduced by any amounts used for the subtraction in section 290.0132, subdivision 33, in the next taxable year following the subtraction in which a net operating loss deduction is claimed.

**EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2025.

Sec. 20. Minnesota Statutes 2022, section 290A.03, subdivision 15, is amended to read:

Subd. 15. **Internal Revenue Code.** "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended through ~~December 31, 2018~~ December 15, 2022.

**EFFECTIVE DATE.** This section is effective retroactively beginning with refunds based on rent paid in 2021 and property taxes payable in 2022.

Sec. 21. Minnesota Statutes 2022, section 291.005, subdivision 1, is amended to read:

Subdivision 1. **Scope.** Unless the context otherwise clearly requires, the following terms used in this chapter shall have the following meanings:

(1) "Commissioner" means the commissioner of revenue or any person to whom the commissioner has delegated functions under this chapter.

(2) "Federal gross estate" means the gross estate of a decedent as required to be valued and otherwise determined for federal estate tax purposes under the Internal Revenue Code, increased by the value of any property in which the decedent had a qualifying income interest for life and for which an election was made under section 291.03, subdivision 1d, for Minnesota estate tax purposes, but was not made for federal estate tax purposes.

(3) "Internal Revenue Code" means the United States Internal Revenue Code of 1986, as amended through ~~December 31, 2018~~ December 15, 2022.

(4) "Minnesota gross estate" means the federal gross estate of a decedent after (a) excluding therefrom any property included in the estate which has its situs outside Minnesota, and (b) including any property omitted from the federal gross estate which is includable in the estate, has its situs in Minnesota, and was not disclosed to federal taxing authorities.

(5) "Nonresident decedent" means an individual whose domicile at the time of death was not in Minnesota.

(6) "Personal representative" means the executor, administrator or other person appointed by the court to administer and dispose of the property of the decedent. If there is no executor, administrator or other person appointed, qualified, and acting within this state, then any person in actual or constructive possession of any property having a situs in this state which is included in the federal gross estate of the decedent shall be deemed to be a personal representative to the extent of the property and the Minnesota estate tax due with respect to the property.

(7) "Resident decedent" means an individual whose domicile at the time of death was in Minnesota. The provisions of section 290.01, subdivision 7, paragraphs (c) and (d), apply to determinations of domicile under this chapter.

(8) "Situs of property" means, with respect to:

(i) real property, the state or country in which it is located;

(ii) tangible personal property, the state or country in which it was normally kept or located at the time of the decedent's death or for a gift of tangible personal property within three years of death, the state or country in which it was normally kept or located when the gift was executed;

(iii) a qualified work of art, as defined in section 2503(g)(2) of the Internal Revenue Code, owned by a nonresident decedent and that is normally kept or located in this state because it is on loan to an organization, qualifying as exempt from taxation under section 501(c)(3) of the Internal Revenue Code, that is located in Minnesota, the situs of the art is deemed to be outside of Minnesota, notwithstanding the provisions of item (ii); and

(iv) intangible personal property, the state or country in which the decedent was domiciled at death or for a gift of intangible personal property within three years of death, the state or country in which the decedent was domiciled when the gift was executed.

For a nonresident decedent with an ownership interest in a pass-through entity with assets that include real or tangible personal property, situs of the real or tangible personal property, including qualified works of art, is determined as if the pass-through entity does not exist and the real or tangible personal property is personally owned by the decedent. If the pass-through entity is owned by a person or persons in addition to the decedent, ownership of the property is attributed to the decedent in proportion to the decedent's capital ownership share of the pass-through entity.

(9) "Pass-through entity" includes the following:

(i) an entity electing S corporation status under section 1362 of the Internal Revenue Code;

(ii) an entity taxed as a partnership under subchapter K of the Internal Revenue Code;

(iii) a single-member limited liability company or similar entity, regardless of whether it is taxed as an association or is disregarded for federal income tax purposes under Code of Federal Regulations, title 26, section 301.7701-3; or

(iv) a trust to the extent the property is includable in the decedent's federal gross estate; but excludes

(v) an entity whose ownership interest securities are traded on an exchange regulated by the Securities and Exchange Commission as a national securities exchange under section 6 of the Securities Exchange Act, United States Code, title 15, section 78f.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the changes incorporated by federal changes are effective retroactively at the same time the changes were effective for federal purposes.

**Sec. 22. TEMPORARY ADDITIONS AND SUBTRACTIONS; INDIVIDUALS, ESTATES, AND TRUSTS.**

(a) For the purposes of this section:

(1) "subtraction" has the meaning given in Minnesota Statutes, section 290.0132, subdivision 1, and the rules in that subdivision apply to this section;

(2) "addition" has the meaning given in Minnesota Statutes, section 290.0131, subdivision 1, and the rules in that subdivision apply to this section; and

(3) the definitions in Minnesota Statutes, section 290.01, apply to this section.

(b) The following amounts are subtractions:

(1) the amount of wages used for the calculation of the employee retention credit for employers affected by qualified disasters, to the extent not deducted from income, under Public Law 116-94, division Q, section 203, or Public Law 116-260, division EE, section 303;

(2) the amount of wages used for the calculation of the payroll credit for required paid sick leave, to the extent not deducted from income, under Public Law 116-127, section 7001, as amended by section 9641 of Public Law 117-2;

(3) the amount of wages or expenses used for the calculation of the payroll credit for required paid family leave, to the extent not deducted from income, under Public Law 116-127, section 7003, as amended by section 9641 of Public Law 117-2;

(4) the amount of wages used for the calculation of the employee retention credit for employers subject to closure due to COVID-19, to the extent not deducted from income, under Public Law 116-136, section 2301, as amended by Public Law 116-260, division EE, section 207, and Public Law 117-2, section 9651; and

(5) the amount required to be added to gross income to claim the credit in section 6432 of the Internal Revenue Code.

(c) The following amounts are additions:

(1) the amount subtracted for qualified tuition expenses under section 222 of the Internal Revenue Code, as amended by Public Law 116-94, division Q, section 104;

(2) the amount of above the line charitable contributions deducted under section 2204 of Public Law 116-136;

(3) the amount of meal expenses in excess of the 50 percent limitation under section 274(n)(1) of the Internal Revenue Code allowed under subsection (n), paragraph (2), subparagraph (D), of that section; and

(4) the amount of charitable contributions deducted from federal taxable income by a trust for taxable year 2020 under Public Law 116-136, section 2205(a).

(d) For the purpose of calculating property tax refunds under Minnesota Statutes, chapter 290A, any amounts allowed as a subtraction in paragraph (b) are excluded from "income," as defined in Minnesota Statutes, section 290A.03, subdivision 3.

**EFFECTIVE DATE.** (a) Paragraphs (a) to (c) are effective retroactively at the same time the changes were effective for federal purposes.

(b) Paragraph (d) is effective retroactively beginning with refunds based on rent paid in 2021 and property taxes payable in 2022.

Sec. 23. **TEMPORARY ADDITIONS AND SUBTRACTIONS; CORPORATIONS.**

(a) For the purposes of this section:

(1) "subtraction" has the meaning given in Minnesota Statutes, section 290.0134, subdivision 1, and the rules in that subdivision apply to this section;

(2) "addition" has the meaning given in Minnesota Statutes, section 290.0133, subdivision 1, and the rules in that subdivision apply to this section; and

(3) the definitions in Minnesota Statutes, section 290.01, apply to this section.

(b) The following amounts are subtractions:

(1) the amount of wages used for the calculation of the employee retention credit for employers affected by qualified disasters, to the extent not deducted from income, under Public Law 116-94, division Q, section 203, or Public Law 116-260, division EE, section 303;

(2) the amount of wages used for the calculation of the payroll credit for required paid sick leave, to the extent not deducted from income, under Public Law 116-127, section 7001, as amended by section 9641 of Public Law 117-2;

(3) the amount of wages or expenses used for the calculation of the payroll credit for required paid family leave, to the extent not deducted from income, under Public Law 116-127, section 7003, as amended by section 9641 of Public Law 117-2;

(4) the amount of wages used for the calculation of the employee retention credit for employers subject to closure due to COVID-19, to the extent not deducted from income, under Public Law 116-136, section 2301, as amended by Public Law 116-260, division EE, section 207, and Public Law 117-2, section 9651; and

(5) the amount required to be added to gross income to claim the credit in section 6432 of the Internal Revenue Code.

(c) The following amounts are additions:

(1) the amount of meal expenses in excess of the 50 percent limitation under section 274(n)(1) of the Internal Revenue Code allowed under subsection (n), paragraph (2), subparagraph (D), of that section; and

(2) the amount of charitable contributions deducted for taxable year 2020 pursuant to the provisions of Public Law 116-136, section 2205(a).

**EFFECTIVE DATE.** This section is effective retroactively at the same time the changes were effective for federal purposes.

Sec. 24. **CHARITABLE CONTRIBUTION DEDUCTION; SPECIAL RULE FOR 2020.**

For charitable contribution deductions under Minnesota Statutes, section 290.0122, for taxable year 2020, the provisions of Public Law 116-136, section 2205(a), do not apply.

**EFFECTIVE DATE.** This section is effective retroactively at the same time the changes were effective for federal purposes.

**Sec. 25. DEPENDENT CARE CREDIT; SPECIAL RULE FOR 2021.**

For the purpose of calculating the dependent care credit under Minnesota Statutes, section 290.067, for taxable year 2021, the provisions of Public Law 117-2, sections 9631 and 9632, do not apply.

**EFFECTIVE DATE.** This section is effective retroactively at the same time the changes were effective for federal purposes.

**Sec. 26. CASUALTY LOSS DEDUCTION; SPECIAL RULE FOR 2021.**

For the purpose of calculating the standard deduction under Minnesota Statutes, section 290.0123, and the casualty loss deduction under Minnesota Statutes, section 290.0122, subdivision 8, the following provisions do not apply:

(1) section 204(b) of the Taxpayer Certainty and Disaster Tax Relief Act of 2019, Public Law 116-94; and

(2) section 304(b) of the Taxpayer Certainty and Disaster Tax Relief Act of 2020, Public Law 116-260.

**EFFECTIVE DATE.** This section is effective retroactively at the same time the changes were effective for federal purposes.

**Sec. 27. WORKING FAMILY CREDIT; SPECIAL RULE FOR TAX YEAR 2021.**

For the purpose of calculating the working family credit under Minnesota Statutes, section 290.0671, for taxable year 2021, the provisions of section 32(n) of the Internal Revenue Code do not apply.

**EFFECTIVE DATE.** This section is effective retroactively at the same time the changes were effective for federal purposes.

**Sec. 28. EXTENSION OF STATUTE OF LIMITATIONS.**

(a) Notwithstanding any law to the contrary, a taxpayer whose tax liability changes as a result of this act may file an amended return for up to six months after the final enactment date of this act. The commissioner may review and assess the return of a taxpayer covered by this provision for the later of:

(1) the periods under Minnesota Statutes, sections 289A.38; 289.39, subdivision 3; and 289A.40;  
or

(2) one year from the time the amended return is filed as a result of a change in tax liability under this section.

(b) Interest on any additional liabilities as a result of any provision in this act shall run beginning six months after the final enactment date.

**EFFECTIVE DATE.** This section is effective retroactively at the same time the changes incorporated in this act were effective for federal purposes.

**Sec. 29. PROPERTY TAX REFUNDS; CORONAVIRUS-RELATED RETIREMENT DISTRIBUTIONS.**

For the purpose of calculating property tax refunds under Minnesota Statutes, chapter 290A, "income" does not include coronavirus-related distributions included in gross income under section 2202(a)(5) of Public Law 116-136.

**EFFECTIVE DATE.** This section is effective retroactively beginning with refunds based on rent paid in 2021 and property taxes payable in 2022.

**Sec. 30. REPEALER.**

Minnesota Statutes 2022, section 290.0111, is repealed.

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

Delete the title and insert:

"A bill for an act relating to taxation; individual income and corporate franchise; providing for certain conformity to federal tax provisions; amending Minnesota Statutes 2022, sections 289A.02, subdivision 7; 289A.08, subdivisions 7, 7a; 290.01, subdivisions 19, 31, by adding a subdivision; 290.0123, subdivision 3; 290.0131, by adding subdivisions; 290.0132, by adding subdivisions; 290.0133, by adding a subdivision; 290.0134, by adding a subdivision; 290.06, subdivision 2c; 290.0671, subdivision 1a; 290.0675, subdivision 1; 290.091, subdivision 2; 290.095, subdivision 11; 290A.03, subdivision 15; 291.005, subdivision 1; repealing Minnesota Statutes 2022, section 290.0111."

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

**SECOND READING OF SENATE BILLS**

S.F. No. 25 was read the second time.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senator Hauschild introduced--**

**S.F. No. 51:** A bill for an act relating to capital investment; appropriating money for the Gitchi Gami State Trail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Hauschild introduced--**

**S.F. No. 52:** A bill for an act relating to taxation; modifying Cook County local taxes; amending Laws 2008, chapter 366, article 7, section 17.

Referred to the Committee on Taxes.

**Senators Wiklund, Boldon, and Maye Quade introduced--**

**S.F. No. 53:** A bill for an act relating to child care; modifying child care stabilization base grants; appropriating money; amending Laws 2021, First Special Session chapter 7, article 14, section 21, subdivision 4.

Referred to the Committee on Health and Human Services.

**Senator Wiklund introduced--**

**S.F. No. 54:** A bill for an act relating to capital investment; appropriating money for predesign and design of facilities at the Wood Lake Nature Center in Richfield; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Champion introduced--**

**S.F. No. 55:** A bill for an act relating to human services; establishing the Office of Juvenile Restorative Justice; requiring local steering committees to establish local juvenile restorative justice programs; establishing grants; requiring reports; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 260B.

Referred to the Committee on Judiciary and Public Safety.

**Senators Hoffman, Abeler, Maye Quade, Morrison, and Boldon introduced--**

**S.F. No. 56:** A bill for an act relating to education; establishing student support personnel aid; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Education Finance.

**Senators Hoffman and Abeler introduced--**

**S.F. No. 57:** A bill for an act relating to capital investment; appropriating money for a trail and pedestrian bridge over Coon Rapids Boulevard; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Murphy, Mohamed, Port, and McEwen introduced--**

**S.F. No. 58:** A bill for an act relating to employment; establishing worker safety requirements; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 182.

Referred to the Committee on Labor.

**Senators Gruenhagen and Drazkowski introduced--**

**S.F. No. 59:** A bill for an act relating to taxation; individual income; allowing a subtraction for certain expenditures for medical care and health insurance; amending Minnesota Statutes 2022, section 290.0132, by adding a subdivision.

Referred to the Committee on Taxes.

**Senators Kunesh, Cwodzinski, Hauschild, and Wiklund introduced--**

**S.F. No. 60:** A bill for an act relating to education; allowing educational data sharing with Tribal nations about Tribally enrolled or descendent students; amending Minnesota Statutes 2022, section 13.32, subdivision 3.

Referred to the Committee on Education Policy.

**Senator Kunesh introduced--**

**S.F. No. 61:** A bill for an act relating to labor and industry; modifying fair labor standards provisions for agricultural and food processing workers; amending Minnesota Statutes 2022, sections 177.27, subdivision 4; 179.86, subdivisions 1, 3, by adding subdivisions; 181.14, subdivision 1; 181.635, subdivisions 1, 2, 3, 4, 6; 181.85, subdivisions 2, 4; 181.86, subdivision 1; 181.87, subdivisions 2, 3, 7; 181.88; 181.89, subdivision 2, by adding a subdivision.

Referred to the Committee on Labor.

**Senator Kunesh introduced--**

**S.F. No. 62:** A bill for an act relating to capital investment; appropriating money for a food relief facility in the city of Columbia Heights.

Referred to the Committee on Capital Investment.

**Senators Maye Quade, Dibble, Oumou Verbeten, Port, and McEwen introduced--**

**S.F. No. 63:** A bill for an act relating to children; preventing the use of subpoenas to gather information for out-of-state laws interfering in the use of gender-affirming health care; amending child custody and child welfare provisions related to out-of-state laws interfering in the use of gender-affirming health care; amending provisions related to warrants, arrests, and extraditions related to out-of-state laws on gender-affirming health care; amending Minnesota Statutes 2022, sections 518D.201; 518D.204; 518D.207; 629.02; 629.05; 629.06; 629.13; 629.14; proposing coding for new law in Minnesota Statutes, chapters 260; 543.

Referred to the Committee on Judiciary and Public Safety.

**Senator Limmer introduced--**

**S.F. No. 64:** A bill for an act relating to taxation; sales and use; providing a sales tax exemption for construction materials for the North Metro Range; amending Minnesota Statutes 2022, section 297A.71, subdivision 52.

Referred to the Committee on Taxes.

**Senators Draheim, Cwodzinski, Coleman, Hoffman, and Farnsworth introduced--**

**S.F. No. 65:** A bill for an act relating to public safety; appropriating money for additional school safety specialists.

Referred to the Committee on Judiciary and Public Safety.

**Senators Port, Dzedzic, Putnam, Dibble, and Drazkowski introduced--**

**S.F. No. 66:** A bill for an act relating to ethics in government; limiting certain types of contributions that grant registered lobbyists or other individuals special access to a meeting room, hospitality area, or other event space where public officials are likely to gather and the primary purpose of granting that special access is to facilitate informal meetings or socialization with public officials; amending Minnesota Statutes 2022, section 10A.273, subdivision 1.

Referred to the Committee on Elections.

**Senators Port, Westlin, Putnam, Dibble, and Pappas introduced--**

**S.F. No. 67:** A bill for an act relating to civil law; creating a name change process following a final marriage dissolution; amending Minnesota Statutes 2022, section 259.11; proposing coding for new law in Minnesota Statutes, chapter 259.

Referred to the Committee on Judiciary and Public Safety.

**Senator McEwen introduced--**

**S.F. No. 68:** A bill for an act relating to waters; requiring reporting of fish kills and development of protocol for state response; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 103G.

Referred to the Committee on Environment, Climate, and Legacy.

**Senators Mann, Morrison, Kunesh, Cwodzinski, and Fateh introduced--**

**S.F. No. 69:** A bill for an act relating to education; prohibiting dismissals of students in kindergarten through grade 3; appropriating money; amending Minnesota Statutes 2022, section 121A.425.

Referred to the Committee on Education Finance.

**Senators Maye Quade, Morrison, Port, Wiklund, and Dzedzic introduced--**

**S.F. No. 70:** A bill for an act relating to health; repealing certain statutes regulating abortion; repealing certain sex offenses; repealing certain statutes governing the sale of certain articles and information and prohibiting certain advertisements; removing a limitation on the performance of abortions at birth centers; striking certain language regarding medical assistance coverage of abortion; removing a limitation on MinnesotaCare coverage of abortion; making conforming changes; amending Minnesota Statutes 2022, sections 13.3805, subdivision 1; 144.222, subdivision 1; 144.615, subdivision 7; 145.411, subdivisions 1, 5; 145.4235, subdivision 2; 148.261, subdivision 1; 256B.0625, subdivision 16; 256B.692, subdivision 2; 256L.03, subdivision 1; 518A.39, subdivision

2; 609.269; 617.22; 617.26; repealing Minnesota Statutes 2022, sections 62Q.145; 144.343, subdivisions 2, 3, 4, 5, 6, 7; 145.1621; 145.411, subdivisions 2, 4; 145.412; 145.413, subdivisions 2, 3; 145.4131; 145.4132; 145.4133; 145.4134; 145.4135; 145.4136; 145.415; 145.416; 145.423; 145.4241; 145.4242; 145.4243; 145.4244; 145.4245; 145.4246; 145.4247; 145.4248; 145.4249; 145.925, subdivisions 2, 4; 256B.011; 256B.40; 261.28; 393.07, subdivision 11; 609.293, subdivisions 1, 5; 609.34; 609.36; 617.20; 617.201; 617.202; 617.21; 617.28; 617.29; Minnesota Rules, part 4615.3600.

Referred to the Committee on Health and Human Services.

**Senators Maye Quade and Morrison introduced--**

**S.F. No. 71:** A bill for an act relating to human services; appropriating money for food shelf programs.

Referred to the Committee on Human Services.

**Senators Maye Quade, Kupec, Rasmusson, and Dahms introduced--**

**S.F. No. 72:** A bill for an act relating to capital investment; appropriating money for renovation projects at state readiness centers; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Port, Oumou Verbeten, Putnam, and Murphy introduced--**

**S.F. No. 73:** A bill for an act relating to cannabis; establishing the Office of Cannabis Management; establishing advisory councils; requiring reports relating to cannabis use and sales; legalizing and limiting the possession and use of cannabis by adults; providing for the licensing, inspection, and regulation of cannabis businesses; requiring testing of cannabis flower and cannabinoid products; requiring labeling of cannabis flower and cannabinoid products; limiting the advertisement of cannabis flower, cannabinoid products, and cannabis businesses; providing for the cultivation of cannabis in private residences; transferring regulatory authority for the medical cannabis program; taxing the sale of adult-use cannabis; establishing grant and loan programs; amending criminal penalties; establishing expungement procedures for certain individuals; establishing labor standards for the use of cannabis by employees and testing of employees; providing for the temporary regulation of certain edible cannabinoid products; amending the scheduling of marijuana and tetrahydrocannabinols; classifying data; making miscellaneous cannabis-related changes and additions; making clarifying and technical changes; appropriating money; amending Minnesota Statutes 2022, sections 13.411, by adding a subdivision; 13.871, by adding a subdivision; 34A.01, subdivision 4; 144.99, subdivision 1; 151.72; 152.02, subdivisions 2, 4; 152.022, subdivisions 1, 2; 152.023, subdivisions 1, 2; 152.024, subdivision 1; 152.025, subdivisions 1, 2; 181.938, subdivision 2; 181.950, subdivisions 2, 4, 5, 8, 13, by adding a subdivision; 181.951, by adding subdivisions; 181.952, by adding a subdivision; 181.953; 181.954; 181.955; 181.957, subdivision 1; 244.05, subdivision 2; 245C.08, subdivision 1; 256.01, subdivision 18c; 256B.0625, subdivision 13d; 256D.024, subdivisions 1, 3; 256J.26, subdivisions 1, 3; 273.13, subdivision 24; 275.025, subdivision 2; 290.0132, subdivision 29; 290.0134, subdivision 19; 297A.61, subdivision 3; 297A.67, subdivisions 2, 7; 297A.70, subdivisions 2, 18; 297A.99, by adding a subdivision; 297D.01; 297D.04; 297D.06; 297D.07; 297D.08; 297D.085; 297D.09, subdivision 1a; 297D.10; 297D.11; 340A.412, subdivision 14; 609.135, subdivision 1; 609.5311, subdivision 1; 609.5314, subdivision 1; 609.5316, subdivision 2; 609A.01; 609A.03, subdivisions 5, 9; 609B.425, subdivision 2; 609B.435, subdivision 2; 624.712, by adding subdivisions; 624.713, subdivision 1; 624.714, subdivision 6; 624.7142, subdivision 1; 624.7151; proposing coding for new law in Minnesota Statutes, chapters 3; 116J; 116L; 120B; 144;

152; 289A; 295; 340A; 609A; 624; proposing coding for new law as Minnesota Statutes, chapter 342; repealing Minnesota Statutes 2022, sections 151.72; 152.027, subdivisions 3, 4; 152.21; 152.22, subdivisions 1, 2, 3, 4, 5, 5a, 5b, 6, 7, 8, 9, 10, 11, 12, 13, 14; 152.23; 152.24; 152.25, subdivisions 1, 1a, 1b, 1c, 2, 3, 4; 152.26; 152.261; 152.27, subdivisions 1, 2, 3, 4, 5, 6, 7; 152.28, subdivisions 1, 2, 3; 152.29, subdivisions 1, 2, 3, 3a, 4; 152.30; 152.31; 152.32, subdivisions 1, 2, 3; 152.33, subdivisions 1, 1a, 2, 3, 4, 5, 6; 152.34; 152.35; 152.36, subdivisions 1, 1a, 2, 3, 4, 5; 152.37; Minnesota Rules, parts 4770.0100; 4770.0200; 4770.0300; 4770.0400; 4770.0500; 4770.0600; 4770.0800; 4770.0900; 4770.1000; 4770.1100; 4770.1200; 4770.1300; 4770.1400; 4770.1460; 4770.1500; 4770.1600; 4770.1700; 4770.1800; 4770.1900; 4770.2000; 4770.2100; 4770.2200; 4770.2300; 4770.2400; 4770.2700; 4770.2800; 4770.4000; 4770.4002; 4770.4003; 4770.4004; 4770.4005; 4770.4007; 4770.4008; 4770.4009; 4770.4010; 4770.4012; 4770.4013; 4770.4014; 4770.4015; 4770.4016; 4770.4017; 4770.4018; 4770.4030.

Referred to the Committee on Judiciary and Public Safety.

**Senators Port and Dibble introduced--**

**S.F. No. 74:** A bill for an act relating to transit; repealing certain moratoriums related to commuter rail and intercity passenger rail; repealing Minnesota Statutes 2022, section 473.1467; Laws 2002, chapter 393, section 85.

Referred to the Committee on Transportation.

**Senators Hawj, Hauschild, and Eichorn introduced--**

**S.F. No. 75:** A bill for an act relating to state lands; modifying requirements for conveying easements and leasing state lands; adding to and deleting from state forests; adding to state parks; authorizing sales and conveyances of certain land; amending Minnesota Statutes 2022, sections 84.63; 84.631; 84.632; 92.502; 282.04, subdivision 1, by adding a subdivision; repealing Laws 2012, chapter 236, section 28, subdivision 9, as amended.

Referred to the Committee on Environment, Climate, and Legacy.

**Senators Gruenhagen, Bahr, and Lucero introduced--**

**S.F. No. 76:** A bill for an act relating to families; creating a parent's bill of rights; proposing coding for new law in Minnesota Statutes, chapter 260C.

Referred to the Committee on Judiciary and Public Safety.

**Senator Rarick introduced--**

**S.F. No. 77:** A bill for an act relating to capital investment; appropriating money for a campground and recreational area in the city of Brookston; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Rarick introduced--**

**S.F. No. 78:** A bill for an act relating to capital investment; appropriating money for the Cloquet Area Fire District; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Rarick introduced--**

**S.F. No. 79:** A bill for an act relating to capital investment; appropriating money for high water mitigation measures for Mora Lake; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator McEwen introduced--**

**S.F. No. 80:** A bill for an act relating to taxation; corporate franchise; applying a rate increase to certain corporations; amending Minnesota Statutes 2022, sections 290.06, by adding a subdivision; 290.068, subdivision 2; 290.0921, subdivisions 1, 8.

Referred to the Committee on Taxes.

**Senator Rarick introduced--**

**S.F. No. 81:** A bill for an act relating to transportation; appropriating money for improvements on marked Trunk Highway 73 near the city of Cromwell.

Referred to the Committee on Transportation.

**Senator Rarick introduced--**

**S.F. No. 82:** A bill for an act relating to capital investment; appropriating money for improvements on the Pine Technical and Community College campus; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator McEwen introduced--**

**S.F. No. 83:** A bill for an act relating to state government; permitting legislative employees to obtain elections for exclusive representation to bargain collectively as to terms of employment; amending Minnesota Statutes 2022, sections 3.07; 3.09; 43A.18, subdivision 6; 179A.01; 179A.03, subdivision 15, by adding subdivisions; 179A.12, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 179A.

Referred to the Committee on State and Local Government and Veterans.

**Senators McEwen, Hauschild, and Rarick introduced--**

**S.F. No. 84:** A bill for an act relating to capital investment; appropriating money for the Duluth Armory Arts and Music Center.

Referred to the Committee on Capital Investment.

**Senators Marty, Fateh, McEwen, and Carlson introduced--**

**S.F. No. 85:** A joint resolution relating to Religious Freedom Day.

Referred to the Committee on Judiciary and Public Safety.

**Senators Koran and Coleman introduced--**

**S.F. No. 86:** A bill for an act relating to education; providing for reporting of student fights; amending Minnesota Statutes 2022, section 121A.53.

Referred to the Committee on Education Policy.

**Senators Koran, Mathews, Eichorn, and Draheim introduced--**

**S.F. No. 87:** A bill for an act proposing an amendment to the Minnesota Constitution; adding a section to article I; protecting the right of the people to keep and bear arms.

Referred to the Committee on Judiciary and Public Safety.

**Senators Koran, Utke, and Drazkowski introduced--**

**S.F. No. 88:** A bill for an act relating to public safety; providing for the right to carry without a permit; providing for an optional permit to carry; amending Minnesota Statutes 2022, section 624.714, subdivisions 2, 3, 7, 15, 20, 23, by adding subdivisions; repealing Minnesota Statutes 2022, sections 624.714, subdivisions 1a, 1b, 16; 624.7181.

Referred to the Committee on Judiciary and Public Safety.

**Senators Koran and Howe introduced--**

**S.F. No. 89:** A bill for an act relating to public safety; providing that a person may not be denied the right to purchase, own, possess, or carry a firearm solely on the basis that the person is enrolled as a patient in the medical cannabis registry; amending Minnesota Statutes 2022, sections 624.712, by adding subdivisions; 624.713, subdivision 1; 624.714, subdivision 6; 624.7142, subdivision 1; 624.7151; proposing coding for new law in Minnesota Statutes, chapter 624.

Referred to the Committee on Judiciary and Public Safety.

**Senators Koran, Wesenberg, and Lucero introduced--**

**S.F. No. 90:** A bill for an act relating to public safety; allowing permitted and trained school staff to carry firearms; amending Minnesota Statutes 2022, sections 609.66, subdivision 1d; 624.714, subdivision 18, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Judiciary and Public Safety.

**Senators Koran, Rarick, Wesenberg, and Hoffman introduced--**

**S.F. No. 91:** A bill for an act relating to water; authorizing certain water appropriations from Mt. Simon-Hinckley aquifer; amending Minnesota Statutes 2022, section 103G.271, subdivision 4a.

Referred to the Committee on Environment, Climate, and Legacy.

**Senators Koran, Lieske, Howe, Draheim, and Anderson introduced--**

**S.F. No. 92:** A bill for an act relating to firearms; establishing the age of eligibility to apply for a permit to carry a pistol at 18 years of age; amending Minnesota Statutes 2022, section 624.714, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

**Senator Limmer introduced--**

**S.F. No. 93:** A bill for an act relating to transportation; appropriating money for the interchange reconstruction project at U.S. Highway 169 and Hennepin County State-Aid Highway 130.

Referred to the Committee on Transportation.

**Senators Mann and Latz introduced--**

**S.F. No. 94:** A bill for an act relating to capital investment; extending an appropriation for the South Metro Public Safety Training Facility and appropriating additional money for the project; amending Laws 2020, Fifth Special Session chapter 3, article 1, section 15, subdivision 6.

Referred to the Committee on Capital Investment.

**Senator Rasmusson introduced--**

**S.F. No. 95:** A bill for an act relating to taxation; individual income; allowing an unlimited Social Security subtraction; amending Minnesota Statutes 2022, section 290.0132, subdivision 26.

Referred to the Committee on Taxes.

**Senator Putnam introduced--**

**S.F. No. 96:** A bill for an act relating to capital investment; authorizing the issuance of shelter facility appropriation bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on Capital Investment.

**Senator Putnam introduced--**

**S.F. No. 97:** A bill for an act relating to capital investment; appropriating money for Phase 2 of the Quarry Redevelopment Project in the city of Waite Park; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Mohamed, Port, Mann, McEwen, and Gustafson introduced--**

**S.F. No. 98:** A bill for an act relating to housing; providing for a right to counsel in certain public housing eviction actions; proposing coding for new law in Minnesota Statutes, chapter 504B.

Referred to the Committee on Judiciary and Public Safety.

**Senator Klein introduced--**

**S.F. No. 99:** A bill for an act relating to taxation; individual income; conforming to the federal tax rules for the Shuttered Venue Operators grant program; amending Minnesota Statutes 2022, section 290.0111, subdivision 4.

Referred to the Committee on Taxes.

**Senator Klein introduced--**

**S.F. No. 100:** A bill for an act relating to education finance; lowering the property tax levy share and increasing the state aid share of operating referendum revenue for qualifying special school districts; appropriating money; amending Minnesota Statutes 2022, section 126C.17, subdivision 6.

Referred to the Committee on Education Finance.

**Senator Klein introduced--**

**S.F. No. 101:** A bill for an act relating to education finance; increasing referendum equalization aid for certain special schools; appropriating money; amending Minnesota Statutes 2022, section 126C.17, subdivision 6.

Referred to the Committee on Education Finance.

**Senator Klein introduced--**

**S.F. No. 102:** A bill for an act relating to capital investment; appropriating money for the 3rd Street Collector Roadway Improvements Project in the city of St. Paul Park; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**MOTIONS AND RESOLUTIONS**

Senator Frenz moved that the name of Senator Xiong be added as a co-author to S.F. No. 4. The motion prevailed.

Senator Marty moved that the name of Senator Latz be added as a co-author to S.F. No. 5. The motion prevailed.

Senator Port moved that the names of Senators Fateh, Latz, and Marty be added as co-authors to S.F. No. 6. The motion prevailed.

Senator Hauschild moved that the name of Senator Gustafson be added as a co-author to S.F. No. 9. The motion prevailed.

Senator Champion moved that the name of Senator Marty be added as a co-author to S.F. No. 13. The motion prevailed.

Senator Wiklund moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 14. The motion prevailed.

Senator Rest moved that the names of Senators Nelson and Dibble be added as co-authors to S.F. No. 25. The motion prevailed.

Senator Champion moved that the names of Senators Marty and Mann be added as co-authors to S.F. No. 26. The motion prevailed.

Senator Murphy moved that the names of Senators Fateh and Marty be added as co-authors to S.F. No. 33. The motion prevailed.

Senator Pappas moved that the name of Senator Fateh be added as a co-author to S.F. No. 34. The motion prevailed.

Senator Kunesh moved that the name of Senator Xiong be added as a co-author to S.F. No. 39. The motion prevailed.

Senator Champion moved that the names of Senators Kunesh, Marty, and Boldon be added as co-authors to S.F. No. 43. The motion prevailed.

Senator Champion moved that the name of Senator Kunesh be added as a co-author to S.F. No. 44. The motion prevailed.

Senator Klein moved that the names of Senators Mohamed and Dziejdzic be added as co-authors to S.F. No. 45. The motion prevailed.

Senator Dibble moved that the names of Senators Mitchell and Boldon be added as co-authors to S.F. No. 48. The motion prevailed.

Senator Wiklund moved that the names of Senators Mitchell and Mann be added as co-authors to S.F. No. 49. The motion prevailed.

Senator Cwodzinski moved that S.F. No. 50 be withdrawn from the Committee on Education Finance and re-referred to the Committee on Education Policy. The motion prevailed.

**Senators Dziejdzic and Johnson introduced --**

**Senate Concurrent Resolution No. 2:** A Senate concurrent resolution relating to adjournment for more than three days.

BE IT RESOLVED by the Senate of the State of Minnesota, the House of Representatives concurring:

1. Upon adjournment on January 11, 2023, or January 12, 2023, the Senate and the House of Representatives may set the next day of meeting for 12:00 noon on January 17, 2023.

2. By the adoption of this resolution, each house consents to the adjournment of the other house for more than three days.

Senator Dziejdzic moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

**RECESS**

Senator Dziejdzic 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, and Reports of Committees.

**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. 31.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted January 9, 2023

**FIRST READING OF HOUSE BILLS**

The following bill was read the first time.

**H.F. No. 31:** A bill for an act relating to taxation; individual income and corporate franchise; providing for certain conformity to federal tax provisions; amending Minnesota Statutes 2022, sections 289A.02, subdivision 7; 289A.08, subdivisions 7, 7a; 290.01, subdivisions 19, 31, by adding a subdivision; 290.0123, subdivision 3; 290.0131, by adding subdivisions; 290.0132, by adding subdivisions; 290.0133, by adding a subdivision; 290.0134, by adding a subdivision; 290.06, subdivision 2c; 290.0671, subdivision 1a; 290.0675, subdivision 1; 290.091, subdivision 2; 290.095, subdivision 11; 290A.03, subdivision 15; 291.005, subdivision 1; repealing Minnesota Statutes 2022, section 290.0111.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 25, now on General Orders.

**REPORTS OF COMMITTEES**

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

**Senator Champion from the Committee on Jobs and Economic Development, to which was referred**

**S.F. No. 40:** A bill for an act relating to unemployment insurance; providing for additional benefits.

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

Delete everything after the enacting clause and insert:

"Section 1. **IRON ORE MINING ADDITIONAL UNEMPLOYMENT BENEFITS PROGRAM.**

Subdivision 1. **Availability of additional benefits.** Additional unemployment benefits are available from the Minnesota unemployment insurance trust fund to an applicant who was laid off due to lack of work between April 3, 2022, and March 4, 2023, from:

(1) an employer in the iron ore mining industry that laid off 50 percent or more of the employer's workforce between April 3, 2022, and March 4, 2023; or

(2) an employer that is in the explosive manufacturing industry providing goods or services to an employer in the iron ore mining industry if the applicant was laid off due to the cessation or substantial reduction in operations of an employer in the iron ore mining industry as described in clause (1).

Subd. 2. **Eligibility requirements.** An applicant is eligible to receive additional unemployment benefits under this section for any week through the week ending January 27, 2024, if:

(1) the applicant established a benefit account under Minnesota Statutes, section 268.07, with 50 percent or greater of the wage credits from an employer as described in subdivision 1, and has exhausted the maximum amount of regular unemployment benefits available on that benefit account; and

(2) the applicant meets the same requirements that an applicant for regular unemployment benefits must meet under Minnesota Statutes, section 268.069, subdivision 1.

Subd. 3. **Weekly and maximum amount of additional unemployment benefits.** (a) The weekly benefit amount of additional unemployment benefits is the same as the weekly benefit amount of regular unemployment benefits on the benefit account established in subdivision 2, clause (1).

(b) The maximum amount of additional unemployment benefits available to an applicant under this section is an amount equal to 26 weeks of payment at the applicant's weekly additional unemployment benefit amount.

(c) If an applicant qualifies for a new regular benefit account that meets the requirements of subdivision 4, paragraph (b), before the applicant has been paid additional unemployment benefits, and the new regular benefit account meets the requirements of subdivision 2, clause (1), the applicant's weekly additional unemployment benefit amount is equal to the weekly unemployment benefit amount on the applicant's new regular benefit account.

Subd. 4. **Qualifying for a new regular benefit account.** (a) If, after exhausting the maximum amount of regular unemployment benefits available as a result of the layoff under subdivision 1, an applicant qualifies for the new regular benefit account under Minnesota Statutes, section 268.07, the applicant must apply for and establish the new regular benefit account.

(b) If the applicant's weekly benefit amount under the new regular benefit account is equal to or higher than the applicant's weekly additional unemployment benefit amount, the applicant must request unemployment benefits under the new regular benefit account. An applicant is ineligible for additional unemployment benefits under this section until the applicant has exhausted the maximum amount of unemployment benefits available on the new regular benefit account.

(c) If the applicant's weekly unemployment benefit amount on the new regular benefit account is less than the applicant's weekly benefit amount of additional unemployment benefits, the applicant must request additional unemployment benefits. An applicant is ineligible for new regular unemployment benefits until the applicant has exhausted the maximum amount of additional unemployment benefits available under this section.

Subd. 5. **Charging of benefits.** Additional unemployment benefits paid under this section may not be used to compute the future unemployment tax rate of a taxpaying employer and may not be charged to the reimbursing account of government or nonprofit employers.

Subd. 6. **Eligibility for federal Trade Readjustment Allowance benefits.** An applicant who has applied and been determined eligible for federal Trade Readjustment Allowance benefits is not eligible for additional unemployment benefits under this section.

**EFFECTIVE DATE.** This section is effective retroactively from August 14, 2022."

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

#### **MEMBERS EXCUSED**

Senator Housley was excused from the Session of today.

#### **ADJOURNMENT**

Senator Dziejdzic moved that the Senate do now adjourn until 11:00 a.m., Tuesday, January 10, 2023. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate

# INDEX TO DAILY JOURNAL

Monday, January 9, 2023

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 85 to 88

## MESSAGES FROM THE HOUSE AND FIRST READING OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
		31 .....	118	118

## REPORTS OF COMMITTEES

S.F. Nos.	Page	H.F. Nos.	Page
25 .....	88		
40 .....	119		

## SECOND READINGS

S.F. Nos.	Page	H.F. Nos.	Page
25 .....	107		

## INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 51 to 102 .....

Pages 107 to 116

## MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
4 .....	116		
5 .....	116		
6 .....	116		
9 .....	116		
13 .....	116		
14 .....	116		
25 .....	117		
26 .....	117		

33 .....	117
34 .....	117
39 .....	117
43 .....	117
44 .....	117
45 .....	117
48 .....	117
49 .....	117
50 .....	117
Sen. Con.	
No. 2 .....	117