

STATE OF MINNESOTA

Journal of the Senate

NINETY-THIRD LEGISLATURE

NINETY-FIFTH DAY

St. Paul, Minnesota, Thursday, March 21, 2024

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

CALL OF THE SENATE

Senator Murphy 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 David Sorn.

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

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.

February 23, 2024

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:

BOARD OF ANIMAL HEALTH

Peggy Anne Hawkins, 101 Saint Olaf Ave., U. 409, Northfield, in the county of Rice, effective February 28, 2024, for a term expiring on January 3, 2028.

(Referred to the Committee on Agriculture, Broadband, and Rural Development.)

Sincerely,
Tim Walz, Governor

March 14, 2024

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:

GAMBLING CONTROL BOARD

Doug Forsman, 1540 Hartley Blvd. S., Shakopee, in the county of Scott, effective July 1, 2023, for a term expiring on June 30, 2027.

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

Sincerely,
Bob Jacobson, Commissioner

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 8: A Senate concurrent resolution adopting deadlines for the 2024 regular session.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned March 20, 2024

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 9: A Senate concurrent resolution relating to adjournment for more than three days.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned March 20, 2024

REPORTS OF COMMITTEES

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

Senator Port from the Committee on Housing and Homelessness Prevention, to which was referred

S.F. No. 4804: A bill for an act relating to housing; modifying housing provisions; amending Minnesota Statutes 2022, sections 462A.02, subdivision 10; 462A.05, subdivisions 14a, 14b, 15, 15b, 21, 23; 462A.07, by adding subdivisions; 462A.21, subdivision 7; 462A.35, subdivision 2; 462A.40, subdivisions 2, 3; Minnesota Statutes 2023 Supplement, sections 462A.05, subdivisions 14, 45; 462A.22, subdivision 1; 462A.37, subdivision 2; 462A.39, subdivision 2; Laws 2023, chapter 37, article 1, section 2, subdivisions 2, 32; article 2, section 12, subdivision 2.

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

Pages 6 to 7, delete sections 9 to 11

Pages 8 to 16, delete sections 13 to 21

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator McEwen from the Committee on Labor, to which was referred

S.F. No. 4745: A bill for an act relating to labor and industry; making technical and policy changes to certain workers' compensation hearing provisions; amending Minnesota Statutes 2022, sections 176.011, subdivisions 1a, 2; 176.104, subdivision 1; 176.106, subdivision 4; 176.129, subdivision 10; 176.1292, subdivisions 2, 9; 176.155, subdivision 2; 176.231, subdivision 9a; 176.238, subdivisions 3, 4, 5, 6; 176.239, subdivisions 2, 3, 4, 5, 9, 10; 176.253, subdivision 2; 176.2611, subdivision 7; 176.271, subdivision 1; 176.275, subdivision 1; 176.285, subdivisions 2, 2a, 2b; 176.305, subdivision 1; 176.321, subdivision 3; 176.322; 176.341, subdivision 6; 176.361,

subdivisions 1, 4; 176.421, subdivision 7; Minnesota Statutes 2023 Supplement, sections 176.081, subdivision 1; 176.101, subdivision 2a; 176.155, subdivision 1; 176.239, subdivisions 6, 7.

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

Page 2, after line 2, insert:

"Sec. 3. Minnesota Statutes 2022, section 176.011, subdivision 18, is amended to read:

Subd. 18. **Weekly wage.** "Weekly wage" is arrived at by multiplying the daily wage by the number of days and fractional days normally worked in the business of the employer for the employment involved. If the employee normally works less than five days per week or works an irregular number of days per week, the number of days normally worked shall be computed by dividing the total number of days in which the employee actually performed any of the duties of employment in the last 26 weeks by the number of weeks in which the employee actually performed such duties, provided that the weekly wage for part time employment during a period of seasonal or temporary layoff shall be computed on the number of days and fractional days normally worked in the business of the employer for the employment involved. If, at the time of the injury, the employee was regularly employed by two or more employers, the employee's days of work for all such employments shall be included in the computation of weekly wage. An employee injured while engaged in agricultural employment fewer than 30 days in a calendar year, and who is regularly employed by two or more employers, shall have their average weekly wage calculated based on the agricultural wages at five times the employee's daily wage, or based only on the employee's other employment, whichever is higher. Occasional overtime is not to be considered in computing the weekly wage, but if overtime is regular or frequent throughout the year it shall be taken into consideration. The maximum weekly compensation payable to an employee, or to the employee's dependents in the event of death, shall not exceed 66-2/3 percent of the product of the daily wage times the number of days normally worked, provided that the compensation payable for permanent partial disability under section 176.101, subdivision 2a, and for permanent total disability under section 176.101, subdivision 4, or death under section 176.111, shall not be computed on less than the number of hours normally worked in the employment or industry in which the injury was sustained, subject also to such maximums as are specifically otherwise provided.

EFFECTIVE DATE. This section is effective for dates of injury on or after October 1, 2024."

Page 2, line 6, strike "\$130,000" and insert "\$275,000"

Page 2, lines 28 and 33, strike "\$26,000" and insert "\$55,000"

Page 3, line 6, strike "\$130,000" and insert "\$275,000"

Page 4, line 13, strike "\$26,000" and insert "\$55,000"

Page 4, after line 22, insert:

EFFECTIVE DATE. This section is effective for dates of injury on or after October 1, 2024."

Page 4, before line 23, insert:

"Sec. 5. Minnesota Statutes 2022, section 176.101, subdivision 1, is amended to read:

Subdivision 1. **Temporary total disability.** (a) For injury producing temporary total disability, the compensation is $66\frac{2}{3}$ percent of the weekly wage at the time of injury.

(b)(1) Commencing on October 1, ~~2013~~ 2024, and each October 1 thereafter, the maximum weekly compensation payable is ~~402~~ 108 percent of the statewide average weekly wage for the period ending December 31 of the preceding year.

(2) The Workers' Compensation Advisory Council may consider adjustment increases and make recommendations to the legislature.

(c) The minimum weekly compensation payable is \$130 per week or the injured employee's actual weekly wage, whichever is less. Beginning on October 1, 2021, and each October 1 thereafter, the minimum weekly compensation shall be 20 percent of the maximum weekly compensation payable or the employee's actual weekly wage, whichever is less.

(d) Temporary total compensation shall be paid during the period of disability subject to the cessation and recommencement conditions in paragraphs (e) to (l).

(e) Temporary total disability compensation shall cease when the employee returns to work. Except as otherwise provided in section 176.102, subdivision 11, temporary total disability compensation may only be recommenced following cessation under this paragraph, paragraph (h), or paragraph (j) prior to payment of 130 weeks of temporary total disability compensation and only as follows:

(1) if temporary total disability compensation ceased because the employee returned to work, it may be recommenced if the employee is laid off or terminated for reasons other than misconduct if the layoff or termination occurs prior to 90 days after the employee has reached maximum medical improvement. Recommenced temporary total disability compensation under this clause ceases when any of the cessation events in paragraphs (e) to (l) occurs; or

(2) if temporary total disability compensation ceased because the employee returned to work or ceased under paragraph (h) or (j), it may be recommenced if the employee is medically unable to continue at a job due to the injury. Where the employee is medically unable to continue working due to the injury, temporary total disability compensation may continue until any of the cessation events in paragraphs (e) to (l) occurs following recommencement. If an employee who has not yet received temporary total disability compensation becomes medically unable to continue working due to the injury after reaching maximum medical improvement, temporary total disability compensation shall commence and shall continue until any of the events in paragraphs (e) to (l) occurs following commencement. For purposes of commencement or recommencement under this clause only, a new period of maximum medical improvement under paragraph (j) begins when the employee becomes medically unable to continue working due to the injury. Temporary total disability compensation may not be recommenced under this clause and a new period of maximum medical improvement does not begin if the employee is not actively employed when the employee becomes medically unable to work. All periods of initial and recommenced temporary total disability compensation are included in the 130-week limitation specified in paragraph (k).

(f) Temporary total disability compensation shall cease if the employee withdraws from the labor market. Temporary total disability compensation may be recommenced following cessation under this paragraph only if the employee reenters the labor market prior to 90 days after the employee

reached maximum medical improvement and prior to payment of 130 weeks of temporary total disability compensation. Once recommenced, temporary total disability ceases when any of the cessation events in paragraphs (e) to (l) occurs.

(g) Temporary total disability compensation shall cease if the total disability ends and the employee fails to diligently search for appropriate work within the employee's physical restrictions. Temporary total disability compensation may be recommenced following cessation under this paragraph only if the employee begins diligently searching for appropriate work within the employee's physical restrictions prior to 90 days after maximum medical improvement and prior to payment of 130 weeks of temporary total disability compensation. Once recommenced, temporary total disability compensation ceases when any of the cessation events in paragraphs (e) to (l) occurs.

(h) Temporary total disability compensation shall cease if the employee has been released to work without any physical restrictions caused by the work injury.

(i) Temporary total disability compensation shall cease if the employee refuses an offer of work that is consistent with a plan of rehabilitation filed with the commissioner which meets the requirements of section 176.102, subdivision 4, or, if no plan has been filed, the employee refuses an offer of gainful employment that the employee can do in the employee's physical condition. Once temporary total disability compensation has ceased under this paragraph, it may not be recommenced.

(j) Temporary total disability compensation shall cease 90 days after the employee has reached maximum medical improvement, except as provided in section 176.102, subdivision 11, paragraph (b). For purposes of this subdivision, the 90-day period after maximum medical improvement commences on the earlier of: (1) the date that the employee receives a written medical report indicating that the employee has reached maximum medical improvement; or (2) the date that the employer or insurer serves the report on the employee and the employee's attorney, if any. Once temporary total disability compensation has ceased under this paragraph, it may not be recommenced except if the employee returns to work and is subsequently medically unable to continue working as provided in paragraph (e), clause (2).

(k) Temporary total disability compensation shall cease entirely when 130 weeks of temporary total disability compensation have been paid, except as provided in section 176.102, subdivision 11, paragraph (b). Notwithstanding anything in this section to the contrary, initial and recommenced temporary total disability compensation combined shall not be paid for more than 130 weeks, regardless of the number of weeks that have elapsed since the injury, except that if the employee is in a retraining plan approved under section 176.102, subdivision 11, the 130-week limitation shall not apply during the retraining, but is subject to the limitation before the plan begins and after the plan ends.

(l) Paragraphs (e) to (k) do not limit other grounds under law to suspend or discontinue temporary total disability compensation provided under this chapter.

(m) Once an employee has been paid 52 weeks of temporary total compensation, the employer or insurer must notify the employee in writing of the 130-week limitation on payment of temporary total compensation. A copy of this notice must also be filed with the department.

EFFECTIVE DATE. This section is effective for dates of injury on or after October 1, 2024."

Page 5, after line 33, insert:

"Sec. 7. Minnesota Statutes 2022, section 176.102, subdivision 13, is amended to read:

Subd. 13. **Discontinuance.** (a) All benefits payable under chapter 176 may, after a determination and order by the commissioner or compensation judge, be discontinued or forfeited for any time during which the employee refuses to submit to any reasonable examinations and evaluative procedures ordered by the commissioner or compensation judge to determine the need for and details of a plan of rehabilitation, or refuses to participate in rehabilitation evaluation as required by this section or does not make a good faith effort to participate in a rehabilitation plan. A discontinuance under this section is governed by sections 176.238 and 176.239.

(b) Once the employer or insurer has accepted liability for a claim and a rehabilitation plan has been approved, the employer or insurer may not discontinue payment of rehabilitation services until notice has been filed with the commissioner and served on the qualified rehabilitation consultant, the employee, and the attorney representing the employee, if any. The notice shall state the date of intended discontinuance and set forth a statement of facts clearly indicating the reason for the action. Copies of whatever medical reports or other written reports in the employer's or insurer's possession which are relied on for the discontinuance shall be attached to the notice.

EFFECTIVE DATE. This section is effective August 1, 2024."

Page 9, after line 24, insert:

"Sec. 13. Minnesota Statutes 2023 Supplement, section 176.135, subdivision 7, is amended to read:

Subd. 7. **Medical bills and records.** (a) Health care providers shall submit to the insurer an itemized statement of charges in the standard electronic transaction format when required by section 62J.536 or, if there is no prescribed standard electronic transaction format, on a billing form prescribed by the commissioner. Health care providers shall also submit copies of medical records or reports that substantiate the nature of the charge and its relationship to the work injury. Pursuant to Minnesota Rules, part 5219.0300, health care providers may charge for copies of any records or reports that are in existence and directly relate to the items for which payment is sought under this chapter. The commissioner shall adopt, by rule, a schedule of reasonable charges that will apply to charges not covered by paragraphs (d) and (e).

A health care provider shall not collect, attempt to collect, refer a bill for collection, or commence an action for collection against the employee, employer, or any other party until the information required by this section has been furnished.

A United States government facility rendering health care services to veterans is not subject to the uniform billing form requirements of this subdivision.

(b) For medical services provided under this section, the codes from the International Classification of Diseases, Tenth Edition, Clinical Modification/Procedure Coding System (ICD-10), must be used to report medical diagnoses and hospital inpatient procedures when required by the United States Department of Health and Human Services for federal programs. The commissioner must replace the codes from the International Classification of Diseases, Ninth Edition, Clinical

Modification/Procedure Coding System (ICD-9), with equivalent ICD-10 codes wherever the ICD-9 codes appear in rules adopted under this chapter. The commissioner must use the General Equivalence Mappings established by the Centers for Medicare and Medicaid Services to replace the ICD-9 diagnostic codes with ICD-10 codes in the rules.

(c) The commissioner shall amend rules adopted under this chapter as necessary to implement the ICD-10 coding system in paragraph (b). The amendments shall be adopted by giving notice in the State Register according to the procedures in section 14.386, paragraph (a). The amended rules are not subject to expiration under section 14.386, paragraph (b).

(d) The requirements in this paragraph and paragraph (e) apply to each request for copies of existing medical records fulfilled by a health care provider or the health care provider's agent that are required to be maintained in electronic format by state or federal law.

(1) If an authorized requestor of copies of medical records submits a written request for advance notice of the cost of the copies requested, the health care provider must notify the requestor of the estimated cost before sending the copies. If the requestor approves the cost and copies of the records are provided, the payment is the applicable fee under paragraph (e). If the requestor does not pay for the records, the health care provider may charge a fee, which must not exceed \$10.

(2) A health care provider shall not require prepayment for the cost of copies of medical records under this paragraph or Minnesota Rules, chapter 5219, unless there is an outstanding past-due invoice for the requestor concerning a previous request for records from the health care provider.

(3) A health care provider shall provide copies of medical records in electronic format.

(4) The charges under paragraph (e) include any fee for retrieval, download, or other delivery of records.

(e) For any copies of electronic records provided under paragraph (d), a health care provider or the health care provider's agent may not charge more than a total of:

- (1) \$10 if there are no records available;
- (2) \$30 for copies of records of up to 25 pages;
- (3) \$50 for copies of records of up to 100 pages;
- (4) \$50, plus an additional 20 cents per page for pages 101 and above; or
- (5) \$500 for any request.

(f) The commissioner may assess a penalty against a health care provider for each violation of this section by the health care provider or the health care provider's agent of \$500, payable to the assigned risk safety account.

EFFECTIVE DATE. This section is effective August 1, 2024.

Sec. 14. Minnesota Statutes 2022, section 176.137, subdivision 2, is amended to read:

Subd. 2. **Cost.** The pecuniary liability of an employer for remodeling or alteration required by this section is limited to prevailing costs in the community for remodeling or alteration of that type. The costs of obtaining the architectural certification and supervision required by this section, or the costs of obtaining approval by a certified building official or certified accessibility specialist under subdivision 4, paragraph (b), clause (3), are included in the ~~\$75,000~~ \$150,000 limit in subdivision 5.

EFFECTIVE DATE. This section is effective for dates of injury on or after October 1, 2024.

Sec. 15. Minnesota Statutes 2022, section 176.137, subdivision 5, is amended to read:

Subd. 5. **Limitation.** An employee is limited to ~~\$75,000~~ \$150,000 under this section for each personal injury.

EFFECTIVE DATE. This section is effective for dates of injury on or after October 1, 2024."

Page 14, after line 7, insert:

"Sec. 19. Minnesota Statutes 2022, section 176.238, subdivision 1, is amended to read:

Subdivision 1. **Necessity for notice and showing; contents.** Except as provided in section 176.221, subdivision 1, once the employer or insurer has commenced payment of benefits, the employer may not discontinue payment of compensation until it provides the employee with notice in writing of intention to do so. A copy of the notice shall be filed with the division by the employer or insurer. The notice to the employee and the copy to the division shall state the date of intended discontinuance and set forth a statement of facts clearly indicating the reason for the action. Copies of whatever medical reports or other written reports in the employer's or insurer's possession which are relied on for the discontinuance shall be attached to the notice.

EFFECTIVE DATE. This section is effective August 1, 2024.

Sec. 20. Minnesota Statutes 2022, section 176.238, subdivision 2, is amended to read:

Subd. 2. **Employer's Liability for compensation; discontinuance.** (a) If the reason for discontinuance is that the employee has returned to work, temporary total compensation may be discontinued effective the day the employee returned to work. Written notice shall be served on the employee and filed with the division within 14 days of the date the ~~insurer or self-insured~~ employer or insurer has notice that the employee has returned to work.

(b) If the reason for the discontinuance is for other than that the employee has returned to work, the liability of the employer or insurer to make payments of compensation continues until the copy of the notice and reports have been filed with the division. When the division has received a copy of the notice of discontinuance, the statement of facts and available medical reports, the duty of the employer or insurer to pay compensation is suspended, except as provided in the following subdivisions and in section 176.239.

EFFECTIVE DATE. This section is effective August 1, 2024."

Page 14, after line 12, insert:

"EFFECTIVE DATE. This section is effective August 1, 2024."

Page 14, line 14, after "employer" insert "and insurer"

Page 14, after line 22, insert:

"EFFECTIVE DATE. This section is effective August 1, 2024."

Page 14, lines 24, 26, and 30, after "employer" insert "or insurer"

Page 15, lines 2 and 3, after "employer" insert "or insurer"

Page 15, line 25, after "administrative" insert "law"

Page 15, line 27, after "circumstances" insert "that are"

Page 16, line 1, after "employer" insert "or insurer"

Page 16, after line 14, insert:

"EFFECTIVE DATE. This section is effective August 1, 2024."

Page 16, before line 15, insert:

"Sec. 25. Minnesota Statutes 2022, section 176.238, subdivision 7, is amended to read:

Subd. 7. **Order of compensation judge.** If the order of the compensation judge confirms a discontinuance of compensation, the service and filing of the order relieves the employer and insurer from further liability for compensation subject to the right of review provided by this chapter, and to the right of the compensation judge to set aside the order at any time prior to the review and to grant a new hearing pursuant to this chapter. Once an appeal to the Workers' Compensation Court of Appeals is filed, a compensation judge may not set aside the order. In any appeal from the compensation judge's decision under this section, the court of appeals shall conclude any oral arguments by the parties within 60 days following certification of the record from the office.

EFFECTIVE DATE. This section is effective August 1, 2024.

Sec. 26. Minnesota Statutes 2022, section 176.238, subdivision 10, is amended to read:

Subd. 10. **Fines; violation.** An employer or insurer who violates requirements set forth in this section or section 176.239 is subject to a fine of up to ~~\$1,000~~ \$2,500 for each violation payable to the commissioner for deposit in the assigned risk safety account.

EFFECTIVE DATE. This section is effective August 1, 2024."

Page 20, after line 8, insert:

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

Page 22, after line 4, insert:

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

Page 22, after line 32, insert:

"Sec. 43. Minnesota Statutes 2022, section 176.321, subdivision 1, is amended to read:

Subdivision 1. **Filing, service.** Within ~~20~~ 30 days after service of the petition, an adverse party shall serve and file an answer to the petition. The party shall serve a copy of the answer on the petitioner or the petitioner's attorney."

Page 24, line 1, strike "20" and insert "30"

Page 24, after line 23, insert:

"EFFECTIVE DATE. This section is effective August 1, 2024."

Page 26, after line 16, insert:

"Sec. 50. **EFFECTIVE DATE.**

Unless otherwise specified, this act is effective August 1, 2024."

ReNUMBER the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 2, delete everything after "to" and insert "workers' compensation; making policy and technical changes to workers' compensation coverage and hearings; modifying provisions related to the Workers' Compensation Court of Appeals;"

Page 1, line 3, delete "workers' compensation hearing provisions;"

Amend the title numbers accordingly

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

Senator DZIEDZIC from the Committee on State and Local Government and Veterans, to which was referred

S.F. No. 3204: A bill for an act relating to state government; public employees insurance program modifications; creating a Minnesota insurance pool committee; requiring a report; appropriating money; amending Minnesota Statutes 2022, section 43A.316, subdivisions 5, 7.

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 43A.316, subdivision 5, is amended to read:

Subd. 5. **Public employee participation.** (a) Participation in the program is subject to the conditions in this subdivision.

(b) Each exclusive representative for an eligible employer determines whether the employees it represents will participate in the program. The exclusive representative shall give the employer notice of intent to participate at least 30 days before the expiration date of the collective bargaining agreement preceding the collective bargaining agreement that covers the date of entry into the program. The exclusive representative and the eligible employer shall give notice to the commissioner of the determination to participate in the program at least 30 days before entry into the program. Entry into the program is governed by a schedule established by the commissioner.

(c) Employees not represented by exclusive representatives may become members of the program upon a determination of an eligible employer to include these employees in the program. Either all or none of the employer's unrepresented employees must participate. The eligible employer shall give at least 30 days' notice to the commissioner before entering the program. Entry into the program is governed by a schedule established by the commissioner.

(d) Participation in the program is for a ~~two-year~~ four-year term. Participation is automatically renewed for an additional ~~two-year~~ four-year term unless the exclusive representative, or the employer for unrepresented employees, gives the commissioner notice of withdrawal at least 30 days before expiration of the participation period. A group that withdraws must wait two years before rejoining. An exclusive representative, or employer for unrepresented employees, may also withdraw if premiums increase ~~50~~ 20 percent or more from one insurance year to the next.

(e) The exclusive representative shall give the employer notice of intent to withdraw to the commissioner at least 30 days before the expiration date of a collective bargaining agreement that includes the date on which the term of participation expires.

(f) Each participating eligible employer shall notify the commissioner of names of individuals who will be participating within two weeks of the commissioner receiving notice of the parties' intent to participate. The employer shall also submit other information as required by the commissioner for administration of the program.

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

Amend the title as follows:

Page 1, delete line 3

Page 1, line 4, delete "money;"

Amend the title numbers accordingly

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

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 439: A bill for an act relating to health care facility finance; restructuring and renaming the Minnesota Higher Education Facilities Authority as the Minnesota Health and Education Facilities Authority; authorizing the authority to construct and finance health care facilities; increasing bonding capacity; amending Minnesota Statutes 2022, sections 3.732, subdivision 1; 10A.01, subdivision 35; 136A.25; 136A.26; 136A.27; 136A.28; 136A.29, subdivisions 1, 3, 6, 9, 10, 14, 19, 20, 21, 22, by adding a subdivision; 136A.32, subdivisions 1, 4; 136A.33; 136A.34, subdivisions 3, 4; 136A.36; 136A.38; 136A.41; 136A.42; 136F.67, subdivision 1; 354B.20, subdivision 7; repealing Minnesota Statutes 2022, section 136A.29, subdivision 4.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 3428: A bill for an act relating to labor; making technical and policy changes to certain public employee labor relations provisions; requiring rulemaking; amending Minnesota Statutes 2022, section 179A.12, subdivision 5; Minnesota Statutes 2023 Supplement, sections 179A.041, subdivision 10; 179A.06, subdivision 6; 179A.07, subdivisions 8, 9; 179A.10, subdivision 2; 179A.12, subdivisions 2a, 6, 11.

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 2023 Supplement, section 13.43, subdivision 6, is amended to read:

Subd. 6. Access by labor organizations, Bureau of Mediation Services, Public Employment Relations Board. (a) Personnel data must be disseminated to labor organizations and the Public Employment Relations Board to the extent necessary to conduct elections, investigate and process grievances, and implement the provisions of chapters 179 and 179A. Notwithstanding any other provision of this chapter, personnel data shall be disseminated to labor organizations, the Public Employment Relations Board, and the Bureau of Mediation Services to the extent the dissemination is ordered or authorized by the commissioner of the Bureau of Mediation Services or the Public Employment Relations Board or its employees or agents. Employee Social Security numbers are not necessary to implement the provisions of chapters 179 and 179A.

(b) Personnel data described under section 179A.07, subdivision 8, must be disseminated to an exclusive representative under the terms of that subdivision.

(c) An employer who disseminates personnel data to a labor organization pursuant to this subdivision shall not be subject to liability under section 13.08. Nothing in this paragraph shall impair or limit any remedies available under section 325E.61.

(d) The home addresses, nonemployer issued phone numbers and email addresses, dates of birth, and emails or other communications between exclusive representatives and their members, prospective members, and nonmembers are private data on individuals.

Sec. 2. Minnesota Statutes 2023 Supplement, section 179A.03, subdivision 14, is amended to read:

Subd. 14. **Public employee or employee.** (a) "Public employee" or "employee" means any person appointed or employed by a public employer except:

- (1) elected public officials;
- (2) election officers;
- (3) commissioned or enlisted personnel of the Minnesota National Guard;
- (4) emergency employees who are employed for emergency work caused by natural disaster;
- (5) part-time employees whose service does not exceed the lesser of 14 hours per week or 35 percent of the normal work week in the employee's appropriate unit;
- (6) employees, other than employees working for a Minnesota school district or charter school in a position for which no license is required by the Professional Educator Licensing Standards Board, whose positions are basically temporary or seasonal in character and: (i) are not for more than 67 working days in any calendar year; or (ii) are not working for a Minnesota school district or charter school; or (iii) are not for more than 100 working days in any calendar year and the employees are under the age of 22, are full-time students enrolled in a nonprofit or public educational institution prior to being hired by the employer, and have indicated, either in an application for employment or by being enrolled at an educational institution for the next academic year or term, an intention to continue as students during or after their temporary employment;
- (7) employees providing services for not more than two consecutive quarters to the Board of Trustees of the Minnesota State Colleges and Universities under the terms of a professional or technical services contract as defined in section 16C.08, subdivision 1;
- (8) employees of charitable hospitals as defined by section 179.35, subdivision 3, except that employees of charitable hospitals as defined by section 179.35, subdivision 3, are public employees for purposes of sections 179A.051, 179A.052, and 179A.13;
- (9) full-time undergraduate students employed by the school which they attend under a work-study program or in connection with the receipt of financial aid, irrespective of number of hours of service per week;
- (10) an individual who is employed for less than 300 hours in a fiscal year as an instructor in an adult vocational education program;
- (11) with respect to court employees:
 - (i) personal secretaries to judges;

- (ii) law clerks;
- (iii) managerial employees;
- (iv) confidential employees; and
- (v) supervisory employees; or

(12) with respect to employees of Hennepin Healthcare System, Inc., managerial, supervisory, and confidential employees.

(b) The following individuals are public employees regardless of the exclusions of paragraph (a), clauses (5) to (7):

(1) an employee hired by a school district or the Board of Trustees of the Minnesota State Colleges and Universities except at the university established in the Twin Cities metropolitan area under section 136F.10 or for community services or community education instruction offered on a noncredit basis: (i) to replace an absent teacher or faculty member who is a public employee, where the replacement employee is employed more than 30 working days as a replacement for that teacher or faculty member; or (ii) to take a teaching position created due to increased enrollment, curriculum expansion, courses which are a part of the curriculum whether offered annually or not, or other appropriate reasons;

(2) an employee hired for a position under paragraph (a), clause (6), item (i), if that same position has already been filled under paragraph (a), clause (6), item (i), in the same calendar year and the cumulative number of days worked in that same position by all employees exceeds 67 calendar days in that year. For the purpose of this paragraph, "same position" includes a substantially equivalent position if it is not the same position solely due to a change in the classification or title of the position;

(3) an early childhood family education teacher employed by a school district; and

(4) an individual hired by the Board of Trustees of the Minnesota State Colleges and Universities as the instructor of record to teach (i) one class for more than three credits in a fiscal year, or (ii) two or more credit-bearing classes in a fiscal year.

Sec. 3. Minnesota Statutes 2023 Supplement, section 179A.03, subdivision 18, is amended to read:

Subd. 18. **Teacher.** "Teacher" means any public employee other than a superintendent or assistant superintendent, principal, assistant principal, or a supervisory or confidential employee, employed by a school district:

(1) in a position for which the person must be licensed by the Professional Educator Licensing and Standards Board or the commissioner of education;

(2) in a position as a physical therapist, occupational therapist, art therapist, music therapist, or audiologist; or

(3) in a position creating and delivering instruction to children in a preschool, school readiness, school readiness plus, or prekindergarten program or other school district or charter school-based

early education program, except that an employee in a bargaining unit certified before January 1, 2023, may remain in a bargaining unit that does not include teachers unless an exclusive representative files a petition for a unit clarification ~~or to transfer exclusive representative status.~~

Sec. 4. Minnesota Statutes 2022, section 179A.041, subdivision 2, is amended to read:

Subd. 2. **Alternate members.** (a) The appointing authorities shall appoint alternate members to serve ~~only~~ in the ease event of a member having a conflict of interest or being unavailable for a meeting under subdivision 9, as follows:

(1) one alternate, appointed by the governor, who is an officer or employee of an exclusive representative of public employees, to serve as an alternate to the member appointed by the governor who is an officer or employee of an exclusive representative of public employees. This alternate must not be an officer or employee of the same exclusive representative of public employees as the member for whom the alternate serves;

(2) one alternate, appointed by the governor, who is a representative of public employers, to serve as an alternate to the member appointed by the governor who is a representative of public employers. This alternate must not represent the same public employer as the member for whom the alternate serves; and

(3) one alternate, appointed by the member who is an officer or employee of an exclusive representative of public employees and the member who is a representative of public employers, who is not an officer or employee of an exclusive representative of public employees, or a representative of a public employer, to serve as an alternate for the member that represents the public at large.

(b) Each alternate member shall serve a term that is coterminous with the term of the member for whom the alternate member serves as an alternate.

Sec. 5. Minnesota Statutes 2023 Supplement, section 179A.041, subdivision 10, is amended to read:

Subd. 10. **Open Meeting Law; exceptions.** Chapter 13D does not apply to ~~meetings of the a~~ board meeting when it the board is:

(1) deliberating on the merits of an unfair labor practice charges charge under sections 179.11, 179.12, and 179A.13;

(2) reviewing a hearing officer's recommended decision and order ~~of a hearing officer~~ under section 179A.13; or

(3) reviewing ~~decisions of the a~~ commissioner ~~of the Bureau of Mediation Services relating to~~ decision on an unfair labor practices practice under section 179A.12, subdivision 11.

Sec. 6. Minnesota Statutes 2023 Supplement, section 179A.06, subdivision 6, is amended to read:

Subd. 6. **Payroll deduction, authorization, and remittance.** (a) Public employees ~~have the right to~~ may request ~~and be allowed~~ payroll deduction for the exclusive representative and ~~the its~~

associated political fund associated with the exclusive representative and registered pursuant to under section 10A.12. If there is no exclusive representative, public employees may request payroll deduction for the organization of their choice. A public employer must provide payroll deduction according to any public employee's request under this paragraph.

(b) A public employer must rely on a certification from any an exclusive representative requesting remittance of a deduction that the organization has and will maintain an authorization, signed, either by hand or electronically according to section 325L.02, paragraph (h), by the public employee from whose salary or wages the deduction is to be made, which may include an electronic signature by the public employee as defined in section 325L.02, paragraph (h). An exclusive representative making such a certification must not be is not required to provide the public employer a copy of the authorization unless a dispute arises about the authorization's existence or terms of the authorization. The exclusive representative must indemnify the public employer for any successful claims made by the employee for unauthorized deductions in reliance on the certification.

(b) (c) A dues payroll deduction authorization remains in effect is effective until the exclusive representative notifies the employer receives notice from the exclusive representative that a public employee has changed or canceled their the employee's authorization in writing in accordance with the terms of the original authorizing document, and authorization. When determining whether deductions have been properly changed or canceled, a public employer must rely on information from the exclusive representative receiving remittance of the deduction regarding whether the deductions have been properly changed or canceled. The exclusive representative must indemnify the public employer, including any reasonable attorney fees and litigation costs, for any successful claims made by the employee for unauthorized deductions made in reliance on such information.

(e) (d) Deduction authorization under this section is:

(1) independent from the public employee's membership status in the organization to which payment is remitted; and is

(2) effective regardless of whether a collective bargaining agreement authorizes the deduction.

(d) Employers (e) An employer must commence:

(1) begin deductions within 30 days of notice of authorization from the after an exclusive representative submits a certification under paragraph (b); and must

(2) remit the deductions to the exclusive representative within 30 days of the deduction. The failure of an employer to comply with the provisions of this paragraph shall be an unfair labor practice under section 179A.13, the relief for which shall be reimbursement by the employer of deductions that should have been made or remitted based on a valid authorization given by the employee or employees.

(e) In the absence of an exclusive representative, public employees have the right to request and be allowed payroll deduction for the organization of their choice.

(f) An exclusive representative must indemnify a public employer:

(1) for any successful employee claim for unauthorized employer deductions made by relying on an exclusive representative's certification under paragraph (b); and

(2) for any successful employee claim for unauthorized employer deductions made by relying on information for changing or canceling deductions under paragraph (c), with indemnification including any reasonable attorney fees and litigation costs.

(f) (g) Any dispute under this subdivision must be resolved through an unfair labor practice proceeding under section 179A.13. It is an unfair labor practice if an employer fails to comply with paragraph (e), and the employer must reimburse deductions that should have been made or remitted based on a valid authorization given by the employee or employees.

Sec. 7. Minnesota Statutes 2023 Supplement, section 179A.07, subdivision 8, is amended to read:

Subd. 8. **Bargaining unit information.** (a) Within 20 calendar days ~~from the date of hire of~~ after a bargaining unit employee is hired, a public employer must provide the following ~~contact~~ information on the employee to an the unit's exclusive representative in an Excel file format or other format agreed to by the exclusive representative:

(1) name;

(2) job title;

(3) worksite location, including location ~~within~~ in a facility when appropriate;

(4) home address;

(5) work telephone number;

(6) home and personal cell phone numbers on file with the public employer;

(7) date of hire; and

(8) work email address and personal email address on file with the public employer.

~~(b) Every 120 calendar days beginning on January 1, 2024, a public employer must provide to an a bargaining unit's exclusive representative in an Excel file or similar format agreed to by the exclusive representative the following information under paragraph (a) for all bargaining unit employees: name; job title; worksite location, including location within a facility when appropriate; home address; work telephone number; home and personal cell phone numbers on file with the public employer; date of hire; and work email address and personal email address on file with the public employer.~~

~~(c) A public employer must notify an exclusive representative within 20 calendar days of the separation of~~ If a bargaining unit employee separates from employment or transfer transfers out of the bargaining unit of a bargaining unit employee, the employee's public employer must notify the employee's exclusive representative within 20 calendar days after the separation or transfer, including the reason for the separation or transfer.

Sec. 8. Minnesota Statutes 2023 Supplement, section 179A.07, subdivision 9, is amended to read:

Subd. 9. **Access.** (a) A public employer must allow an exclusive representative or the representative's agent to meet in person with a newly hired employees, without charge to the pay or leave time of the employees, for 30 minutes, employee within 30 calendar days from the date of hire, during new employee orientations or, if the employer does not conduct new employee orientations, at individual or group meetings arranged by the employer in coordination with the exclusive representative or the representative's agent during the newly hired employees' regular working hours. For an orientation or meeting under this paragraph, an employer must allow the employee and exclusive representative up to 30 minutes to meet and must not charge the employee's pay or leave time during the orientation or meeting, or the pay or leave time of an agent of the exclusive representative using time off under subdivision 6. An orientation or meeting may be held virtually or for longer than 30 minutes only by mutual agreement of the employer and exclusive representative.

(b) An exclusive representative ~~shall~~ must receive ~~no less than~~ at least ten days' notice ~~in advance~~ of an orientation, ~~except that~~ but a shorter notice may be provided ~~where~~ if there is an urgent need critical to the ~~employer's~~ operations of the public employer that was not reasonably foreseeable. Notice of and attendance at new employee orientations and other meetings under this paragraph ~~must be~~ and paragraph (a) are limited to ~~the public employer;~~

(1) the employees;

(2) the exclusive representative, ~~and;~~

(3) any vendor contracted to provide a service for ~~purposes of the meeting.~~ ~~Meetings may be held virtually or for longer than 30 minutes;~~ and

(4) the public employer or its designee, who may attend only by mutual agreement of the public employer and exclusive representative.

~~(b)~~ (c) A public employer must allow an exclusive representative to communicate with bargaining unit members ~~using their employer-issued email addresses regarding~~ by email on:

(1) collective bargaining;

(2) the administration of collective bargaining agreements;

(3) the investigation of grievances; and other workplace-related complaints and issues; and

(4) internal matters involving the governance or business of the exclusive representative; ~~consistent with the employer's generally applicable technology use policies.~~

(d) An exclusive representative may communicate with bargaining unit members under paragraph (c), via the members' employer-issued email addresses, but the communication must be consistent with the employer's generally applicable technology use policies.

~~(e)~~ (e) A public employer must allow an exclusive representative to meet with bargaining unit members in facilities owned or leased by the public employer ~~regarding~~ to communicate on:

(1) collective bargaining;

(2) the administration of collective bargaining agreements;

(3) the investigation of grievances and other workplace-related complaints and issues; and

(4) internal matters involving the governance or business of the exclusive representative, ~~provided the use does not interfere with governmental operations and the exclusive representative complies with worksite security protocols established by the public employer. Meetings conducted.~~

(f) The following applies for a meeting under paragraph (e):

(1) a meeting cannot interfere with government operations;

(2) the exclusive representative must comply with employer-established worksite security protocols;

(3) ~~a meeting in a government building pursuant to this paragraph must not~~ building cannot be for the purpose of supporting or opposing any candidate for partisan political office or for the purpose of distributing literature or information regarding on partisan elections; and

(4) ~~an exclusive representative conducting a meeting in a government building or other government facility pursuant to this subdivision may be charged for maintenance, security, and other costs related to the use of~~ using the government building or facility that would not otherwise be incurred by the government entity.

Sec. 9. Minnesota Statutes 2022, section 179A.09, is amended by adding a subdivision to read:

Subd. 4. **Unit mergers.** Upon the request of an exclusive representative for bargaining units, the commissioner must designate as a single unit two bargaining units represented by the exclusive representative, subject to subdivision 2 of this section as well as any other statutory bargaining unit designation.

Sec. 10. Minnesota Statutes 2022, section 179A.09, is amended by adding a subdivision to read:

Subd. 5. **Position classifications.** For the purpose of determining whether a new position should be included in an existing bargaining unit, the position shall be analyzed with respect to its assigned duties, without regard to title or telework status.

Sec. 11. Minnesota Statutes 2023 Supplement, section 179A.10, subdivision 2, is amended to read:

Subd. 2. **State employees.** (a) Unclassified employees, unless otherwise excluded, are included within the units ~~which that~~ include the classifications to which they are assigned for purposes of compensation. Supervisory employees ~~shall only~~ can be assigned only to ~~units~~ unit 12 and or 16. The following units are the appropriate units of executive branch state employees:

(1) law enforcement unit;

(2) craft, maintenance, and labor unit;

- (3) service unit;
- (4) health care nonprofessional unit;
- (5) health care professional unit;
- (6) clerical and office unit;
- (7) technical unit;
- (8) correctional guards unit;
- (9) state university instructional unit;
- (10) state college instructional unit;
- (11) state university administrative unit;
- (12) professional engineering unit;
- (13) health treatment unit;
- (14) general professional unit;
- (15) professional state residential instructional unit;
- (16) supervisory employees unit;
- (17) public safety radio communications operator unit;
- (18) licensed peace officer special unit; and
- (19) licensed peace officer leader unit.

~~Each unit consists of the classifications or positions assigned to it in the schedule of state employee job classification and positions maintained by the commissioner. The commissioner may only make changes in the schedule in existence on the day prior to August 1, 1984, as required by law or as provided in subdivision 4.~~

- (b) The following positions are included in the licensed peace officer special unit:
- (1) State Patrol lieutenant;
 - (2) NR district supervisor - enforcement;
 - (3) assistant special agent in charge;
 - (4) corrections investigation assistant director 2;
 - (5) corrections investigation supervisor; and
 - (6) commerce supervisor special agent.

(c) The following positions are included in the licensed peace officer leader unit:

- (1) State Patrol captain;
- (2) NR program manager 2 enforcement; and
- (3) special agent in charge.

(d) Each unit consists of the classifications or positions assigned to it in the schedule of state employee job classification and positions maintained by the commissioner. The commissioner may make changes in the schedule in existence on the day before August 1, 1984, only:

- (1) as required by law; or
- (2) as provided in subdivision 4.

Sec. 12. Minnesota Statutes 2023 Supplement, section 179A.12, subdivision 2a, is amended to read:

Subd. 2a. **Majority verification procedure.** ~~(a) Notwithstanding any other provision of this section,~~ An employee organization may file a petition with the commissioner requesting certification as the exclusive representative of ~~an~~ a proposed appropriate unit ~~based on a verification that for which there is no currently certified exclusive representative. The petition must verify that over 50 percent of the employees in the proposed appropriate unit wish to be represented by the petitioner organization. The commissioner shall require dated representation authorization signatures of affected employees as verification of the employee organization's claim of majority status.~~

~~(b) Upon receipt of an employee organization's petition, accompanied by employee authorization signatures under this subdivision, the commissioner shall investigate the petition. If the commissioner determines that over 50 percent of the employees in an the appropriate unit have provided authorization signatures designating the petitioning employee organization specified in the petition as their exclusive representative, the commissioner shall not order an election but shall~~ must certify the employee organization as the employees' exclusive representative without ordering an election under this section.

Sec. 13. Minnesota Statutes 2022, section 179A.12, subdivision 5, is amended to read:

Subd. 5. **Commissioner to investigate.** ~~The commissioner shall,~~ Upon receipt of an employee organization's receiving a petition to the commissioner under subdivision 3 ~~1a or 2a,~~ the commissioner must:

- (1) investigate to determine if sufficient evidence of a question of representation exists; and
- (2) hold hearings necessary to determine the appropriate unit and other matters necessary to determine the representation rights of the affected employees and employer.

Sec. 14. Minnesota Statutes 2023 Supplement, section 179A.12, subdivision 6, is amended to read:

Subd. 6. **Authorization signatures.** ~~In (a) When~~ determining the numerical status of an employee organization for purposes of this section, the commissioner ~~shall~~ must require a dated representation authorization ~~signatures of affected employees~~ signature of each affected employee as verification of the statements contained in the ~~joint request or petitions~~ petition. ~~These~~

~~(b) An authorization signatures shall be~~ signature is privileged and confidential information available to the commissioner only. ~~An electronic signatures~~ signature, as defined in section 325L.02, paragraph (h), ~~shall be~~ is valid as an ~~authorization signatures~~ signature.

~~(c) An authorization signatures shall be~~ signature is valid for a ~~period of~~ one year following the ~~signature date of signature~~.

Sec. 15. Minnesota Statutes 2023 Supplement, section 179A.12, subdivision 11, is amended to read:

Subd. 11. **Unfair labor practices.** The commissioner may void the result of an election or majority verification procedure and order a new election or procedure if the commissioner finds that one of the following:

(1) there was an unfair labor practice that:

(i) was committed by an employer or, a representative candidate or, an employee, or a group of employees; and ~~that the unfair labor practice~~

(ii) affected the result of an the election or the majority verification procedure pursuant to subdivision 2a; or ~~that~~

(2) procedural or other irregularities in the conduct of the election or majority verification procedure may have substantially affected its the results; ~~the commissioner may void the result and order a new election or majority verification procedure.~~

Sec. 16. Minnesota Statutes 2022, section 179A.13, subdivision 1, is amended to read:

Subdivision 1. **Actions.** (a) The practices specified in this section are unfair labor practices. Any employee, employer, employee or employer organization, exclusive representative, or any other person or organization aggrieved by an unfair labor practice as defined in this section may file an unfair labor practice charge with the board.

(b) Whenever it is charged that any party has engaged in or is engaging in any unfair labor practice, an investigator designated by the board shall promptly conduct an investigation of the charge. Unless after the investigation the board finds that the charge has no reasonable basis in law or fact, the board shall promptly issue a complaint and cause to be served upon the party a complaint stating the charges, accompanied by a notice of hearing before a qualified hearing officer designated by the board at the offices of the bureau or other location as the board deems appropriate, not less than five days nor more than 20 days more than 30 days after serving the complaint absent mutual agreement of the parties, provided that no complaint shall be issued based upon any unfair labor practice occurring more than six months prior to the filing of a charge. A complaint issued under this subdivision may be amended by the board at any time prior to the issuance of an order based thereon. The party who is the subject of the complaint has the right to file an answer to the original

or amended complaint prior to hearing and to appear in person or by a representative and give testimony at the place and time fixed in the complaint. In the discretion of the hearing officer conducting the hearing or the board, any other party may be allowed to intervene in the proceeding and to present testimony. The board or designated hearing officers shall not be bound by the rules of evidence applicable to courts, except as to the rules of privilege recognized by law.

(c) Designated investigators must conduct the investigation of charges.

(d) Hearing officers must ~~be licensed to practice law in the state of Minnesota~~ have a juris doctor and must conduct the hearings and issue recommended decisions and orders.

(e) The board or its designees shall have the power to issue subpoenas and administer oaths. If any party willfully fails or neglects to appear or testify or to produce books, papers, and records pursuant to the issuance of a subpoena, the board may apply to a court of competent jurisdiction to request that the party be ordered to appear to testify or produce the requested evidence.

(f) A full and complete record shall be kept of all proceedings before the board or designated hearing officer and shall be transcribed by a reporter appointed by the board.

(g) The party on whom the burden of proof rests shall be required to sustain the burden by a preponderance of the evidence.

(h) At any time prior to the close of a hearing, the parties may by mutual agreement request referral to mediation, at which time the commissioner shall appoint a mediator, and the hearing shall be suspended pending the results of the mediation.

(i) If, upon a preponderance of the evidence taken, the hearing officer determines that any party named in the charge has engaged in or is engaging in an unfair labor practice, then a recommended decision and order shall be issued stating findings of fact and conclusions, and requiring the party to cease and desist from the unfair labor practice, to post a cease-and-desist notice in the workplace, and ordering any appropriate relief to effectuate the policies of this section, including but not limited to reinstatement, back pay, and any other remedies that make a charging party whole. If back pay is awarded, the award must include interest at the rate of seven percent per annum. The order further may require the party to make reports from time to time, and demonstrate the extent to which the party has complied with the order.

(j) If there is no preponderance of evidence that the party named in the charge has engaged in or is engaging in the unfair labor practice, then the hearing officer shall issue a recommended decision and order stating findings of fact and dismissing the complaint.

(k) Parties may file exceptions to the hearing officer's recommended decision and order with the board no later than 30 days after service of the recommended decision and order. The board shall review the recommended decision and order upon timely filing of exceptions or upon its own motion. If no timely exceptions have been filed, the parties must be deemed to have waived their exceptions. Unless the board reviews the recommended decision and order upon its own motion, it must not be legal precedent and must be final and binding only on the parties to the proceeding as issued in an order issued by the board. If the board does review the recommended decision and order, the board may adopt all, part, or none of the recommended decision and order, depending on the extent to which it is consistent with the record and applicable laws. The board shall issue and

serve on all parties its decision and order. The board shall retain jurisdiction over the case to ensure the parties' compliance with the board's order. Unless overturned by the board, the parties must comply with the recommended decision and order.

(l) Until the record has been filed in the court of appeals or district court, the board at any time, upon reasonable notice and in a manner it deems appropriate, may modify or set aside, in whole or in part, any finding or order made or issued by it.

(m) Upon a final order that an unfair labor practice has been committed, the board or the charging party may petition the district court for the enforcement of the order and for appropriate temporary relief or a restraining order. When the board petitions the court, the charging party may intervene as a matter of right.

(n) Whenever it appears that any party has violated a final order of the board issued pursuant to this section, the board must petition the district court for an order directing the party and its officers, agents, servants, successors, and assigns to comply with the order of the board. The board shall be represented in this action by its general counsel, who has been appointed by the board. The court may grant or refuse, in whole or in part, the relief sought, provided that the court also may stay an order of the board pending disposition of the proceedings. The court may punish a violation of its order as in civil contempt.

(o) The board shall have power, upon issuance of an unfair labor practice complaint alleging that a party has engaged in or is engaging in an unfair labor practice, to petition the district court for appropriate temporary relief or a restraining order. Upon the filing of any such petition, the court shall cause notice thereof to be served upon such parties, and thereupon shall have jurisdiction to grant to the board or commissioner temporary relief or a restraining order as it deems appropriate. Nothing in this paragraph precludes a charging party from seeking injunctive relief in district court after filing the unfair labor practice charge.

(p) The proceedings in paragraphs (m), (n), and (o) shall be commenced in the district court for the county in which the unfair labor practice which is the subject of the order or administrative complaint was committed, or where a party alleged to have committed the unfair labor practice resides or transacts business.

Sec. 17. Minnesota Statutes 2022, section 179A.13, subdivision 2, is amended to read:

Subd. 2. **Employers.** Public employers, their agents and representatives are prohibited from:

(1) interfering, restraining, or coercing employees in the exercise of the rights guaranteed in sections 179A.01 to 179A.25;

(2) dominating or interfering with the formation, existence, or administration of any employee organization or contributing other support to it;

(3) discriminating in regard to hire or tenure to encourage or discourage membership in an employee organization;

(4) discharging or otherwise discriminating against an employee because the employee has signed or filed an affidavit, petition, or complaint or given information or testimony under sections 179A.01 to 179A.25;

(5) refusing to meet and negotiate in good faith with the exclusive representative of its employees in an appropriate unit;

(6) refusing to comply with grievance procedures contained in an agreement;

(7) distributing or circulating a blacklist of individuals exercising a legal right or of members of a labor organization for the purpose of preventing blacklisted individuals from obtaining or retaining employment;

(8) violating rules established by the commissioner regulating the conduct of representation elections;

(9) refusing to comply with a valid decision of a binding arbitration panel or arbitrator;

(10) violating or refusing to comply with any lawful order or decision issued by the commissioner or the board;

(11) refusing to provide, upon the request of the exclusive representative, all information pertaining to the public employer's budget both present and proposed, revenues, and other financing information provided that in the executive branch of state government this clause may not be considered contrary to the budgetary requirements of sections 16A.10 and 16A.11; ~~or~~

(12) granting or offering to grant the status of permanent replacement employee to a person for performing bargaining unit work for the employer during a lockout of employees in an employee organization or during a strike authorized by an employee organization that is an exclusive representative;

(13) failing or refusing to provide information that is relevant to enforcement or negotiation of a contract within a reasonable time from receiving a request by an exclusive representative, not to exceed ten days for information relevant to contract enforcement or 30 days for information relevant to contract negotiation;

(14) refusing to reallocate a position after the commissioner has determined the position was not placed into the correct bargaining unit; or

(15) refusing to restore a position to classified service after determination that the position was incorrectly placed into unclassified service under section 43A.08.

Sec. 18. Minnesota Statutes 2022, section 179A.40, subdivision 1, is amended to read:

Subdivision 1. **Units.** The following are the appropriate employee units of the Hennepin Healthcare System, Inc. All units shall exclude supervisors, managerial employees, and confidential employees. No additional units of Hennepin Healthcare System, Inc., shall be eligible to be certified for the purpose of meeting and negotiating with an exclusive representative. The units include all:

(1) registered nurses;

- (2) physicians except those employed as interns, residents, or fellows;
- (3) professionals except for registered nurses and physicians;
- (4) technical and paraprofessional employees;
- (5) carpenters, electricians, painters, and plumbers;
- (6) health general service employees;
- (7) interpreters;
- (8) emergency medical technicians/emergency medical dispatchers (EMT/EMD), and paramedics;
- (9) bioelectronics specialists, bioelectronics technicians, and electronics technicians;
- (10) skilled maintenance employees; ~~and~~
- (11) clerical employees; and
- (12) physicians employed as interns, residents, and fellows.

Sec. 19. Minnesota Statutes 2022, section 179A.54, subdivision 5, is amended to read:

Subd. 5. ~~Legislative action on Collective bargaining agreements. Any agreement reached between the state and the exclusive representative of individual providers under chapter 179A shall be submitted to the legislature to be accepted or rejected in accordance with sections 3.855 and 179A.22~~ The commissioner of management and budget is authorized to enter into and implement agreements, including interest arbitration decisions, with the exclusive representative of individual providers as provided in section 179A.22, subdivision 4, except for terms and conditions requiring appropriations, changes to state law, or approval from the federal government which shall be contingent upon and executed following receipt of appropriations and state and federal approval.

Sec. 20. **RULEMAKING.**

The commissioner of the Bureau of Mediation Services must adopt rules on petitions for majority verification, including technical changes needed for consistency with Minnesota Statutes, section 179A.12, and the commissioner may use the expedited rulemaking process under Minnesota Statutes, section 14.389.

Sec. 21. **REVISOR INSTRUCTION.**

The revisor of statutes must renumber Minnesota Statutes, section 179A.12, subdivision 3, as Minnesota Statutes, section 179A.12, subdivision 1a."

Amend the title numbers accordingly

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

Senator Dziejcie from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 3691: A bill for an act relating to health-related licensing; modifying and recodifying social worker provisional licensure; amending Minnesota Statutes 2022, sections 148D.061, subdivisions 1, 8; 148D.062, subdivisions 1, 2, 3, 4; 148D.063, subdivisions 1, 2; repealing Minnesota Statutes 2022, section 148D.061, subdivision 9.

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

Page 2, delete sections 3 and 4

Page 6, after line 11, insert:

"Sec. 7. Minnesota Statutes 2022, section 148E.055, is amended by adding a subdivision to read:

Subd. 2b. **Qualifications for licensure by completion of provisional license requirements as a licensed social worker (LSW).** To be licensed as a licensed social worker, an applicant for licensure by completion of provisional license requirements must provide evidence satisfactory to the board that the applicant:

- (1) completed all requirements under section 148D.061, subdivisions 1 to 6; and
- (2) continues to meet the requirements of subdivision 2, clauses (1) and (3) to (6).

EFFECTIVE DATE. This section is effective October 1, 2024.

Sec. 8. Minnesota Statutes 2022, section 148E.055, is amended by adding a subdivision to read:

Subd. 3b. **Qualifications for licensure by completion of provisional license requirements as a licensed graduate social worker (LGSW).** To be licensed as a licensed graduate social worker, an applicant for licensure by completion of provisional license requirements must provide evidence satisfactory to the board that the applicant:

- (1) completed all requirements under section 148D.061, subdivisions 1 to 6; and
- (2) continues to meet the requirements of subdivision 3, clauses (1) and (3) to (6).

EFFECTIVE DATE. This section is effective October 1, 2024.

Sec. 9. Minnesota Statutes 2022, section 148E.055, is amended by adding a subdivision to read:

Subd. 4b. **Qualifications for licensure by completion of provisional license requirements as a licensed independent social worker (LISW).** To be licensed as a licensed independent social worker, an applicant for licensure by completion of provisional license requirements must provide evidence satisfactory to the board that the applicant:

- (1) completed all requirements under section 148D.061, subdivisions 1 to 6; and
- (2) continues to meet the requirements of subdivision 4, clauses (1), (2), and (4) to (7).

EFFECTIVE DATE. This section is effective October 1, 2024.

Sec. 10. Minnesota Statutes 2022, section 148E.055, is amended by adding a subdivision to read:

Subd. 5b. Qualifications for licensure by completion of provisional license requirements as a licensed independent clinical social worker (LICSW). To be licensed as a licensed independent clinical social worker, an applicant for licensure by completion of provisional license requirements must provide evidence satisfactory to the board that the applicant:

(1) completed all requirements under section 148D.061, subdivisions 1 to 6; and

(2) continues to meet the requirements of subdivision 5, paragraph (a), clauses (1) to (3) and (5) to (8).

EFFECTIVE DATE. This section is effective October 1, 2024."

Re-number the sections in sequence

Amend the title numbers accordingly

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

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was referred

S.F. No. 4132: A bill for an act relating to open meeting law; strengthening sanctions for noncompliance with the open meeting law; providing a civil action; providing civil penalties; amending Minnesota Statutes 2022, sections 13D.05, subdivisions 1, 3; 13D.06, subdivisions 1, 3, 4.

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

Page 2, line 8, after "person" insert "in any court of competent jurisdiction where the administrative office of the local body is located"

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

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 4156: A bill for an act relating to financial institutions; modifying registration provisions in the Minnesota Securities Act; modifying franchise fee deferral; amending Minnesota Statutes 2022, sections 80A.61; 80A.66; 80C.05, subdivision 3; Minnesota Statutes 2023 Supplement, section 80A.50.

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

Page 11, line 23, after "registration" insert a comma

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

Senator Dzedzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 4157: A bill for an act relating to commerce; adding and modifying various provisions governing financial institutions; making technical changes; amending Minnesota Statutes 2022, sections 47.20, subdivision 2; 47.54, subdivisions 2, 6; 48.24, subdivision 2; 58.02, subdivisions 18, 21, by adding a subdivision; 58.04, subdivisions 1, 2; 58.05, subdivisions 1, 3; 58.06, by adding subdivisions; 58.08, subdivisions 1a, 2; 58.10, subdivision 3; 58.115; 58.13, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 58; repealing Minnesota Statutes 2022, section 58.08, subdivision 3.

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

Page 1, before line 11, insert:

"Section 1. [46A.01] DEFINITIONS.

Subdivision 1. **Terms.** For the purposes of this chapter, the terms defined in this section have the meanings given them.

Subd. 2. **Authorized user.** "Authorized user" means any employee, contractor, agent, or other person who: (1) participates in a financial institution's business operations; and (2) is authorized to access and use any of the financial institution's information systems and data.

Subd. 3. **Commissioner.** "Commissioner" means the commissioner of commerce.

Subd. 4. **Consumer.** (a) "Consumer" means an individual who obtains or has obtained from a financial institution a financial product or service that is used primarily for personal, family, or household purposes, or is used by the individual's legal representative. Consumer includes but is not limited to an individual who:

(1) applies to a financial institution for credit for personal, family, or household purposes, regardless of whether the credit is extended;

(2) provides nonpublic personal information to a financial institution in order to obtain a determination whether the individual qualifies for a loan used primarily for personal, family, or household purposes, regardless of whether the loan is extended;

(3) provides nonpublic personal information to a financial institution in connection with obtaining or seeking to obtain financial, investment, or economic advisory services, regardless of whether the financial institution establishes a continuing advisory relationship with the individual; or

(4) has a loan for personal, family, or household purposes in which the financial institution has ownership or servicing rights, even if the financial institution or one or more other institutions that

hold ownership or servicing rights in conjunction with the financial institution hires an agent to collect on the loan.

(b) Consumer does not include an individual who:

(1) is a consumer of another financial institution that uses a different financial institution to act solely as an agent for, or provide processing or other services to, the consumer's financial institution;

(2) designates a financial institution solely for the purposes to act as a trustee for a trust;

(3) is the beneficiary of a trust for which the financial institution serves as trustee; or

(4) is a participant or a beneficiary of an employee benefit plan that the financial institution sponsors or for which the financial institution acts as a trustee or fiduciary.

Subd. 5. **Continuing relationship.** (a) "Continuing relationship" means a consumer:

(1) has a credit or investment account with a financial institution;

(2) obtains a loan from a financial institution;

(3) purchases an insurance product from a financial institution;

(4) holds an investment product through a financial institution, including but not limited to when the financial institution acts as a custodian for securities or for assets in an individual retirement arrangement;

(5) enters into an agreement or understanding with a financial institution whereby the financial institution undertakes to arrange or broker a home mortgage loan, or credit to purchase a vehicle, for the consumer;

(6) enters into a lease of personal property on a nonoperating basis with a financial institution;

(7) obtains financial, investment, or economic advisory services from a financial institution for a fee;

(8) becomes a financial institution's client to obtain tax preparation or credit counseling services from the financial institution;

(9) obtains career counseling while: (i) seeking employment with a financial institution or the finance, accounting, or audit department of any company; or (ii) employed by a financial institution or department of any company;

(10) is obligated on an account that a financial institution purchases from another financial institution, regardless of whether the account is in default when purchased, unless the financial institution does not locate the consumer or attempt to collect any amount from the consumer on the account;

(11) obtains real estate settlement services from a financial institution; or

(12) has a loan for which a financial institution owns the servicing rights.

(b) Continuing relationship does not include situations where:

(1) the consumer obtains a financial product or service from a financial institution only in isolated transactions, including but not limited to: (i) using a financial institution's automated teller machine to withdraw cash from an account at another financial institution; (ii) purchasing a money order from a financial institution; (iii) cashing a check with a financial institution; or (iv) making a wire transfer through a financial institution;

(2) a financial institution sells the consumer's loan and does not retain the rights to service the loan;

(3) a financial institution sells the consumer airline tickets, travel insurance, or traveler's checks in isolated transactions;

(4) the consumer obtains onetime personal or real property appraisal services from a financial institution; or

(5) the consumer purchases checks for a personal checking account from a financial institution.

Subd. 6. **Customer.** "Customer" means a consumer who has a customer relationship with a financial institution.

Subd. 7. **Customer information.** "Customer information" means any record containing nonpublic personal information about a financial institution's customer, whether the record is in paper, electronic, or another form, that is handled or maintained by or on behalf of the financial institution or the financial institution's affiliates.

Subd. 8. **Customer relationship.** "Customer relationship" means a continuing relationship between a consumer and a financial institution under which the financial institution provides to the consumer one or more financial products or services that are used primarily for personal, family, or household purposes.

Subd. 9. **Encryption.** "Encryption" means the transformation of data into a format that results in a low probability of assigning meaning without the use of a protective process or key, consistent with current cryptographic standards and accompanied by appropriate safeguards for cryptographic key material.

Subd. 10. **Federally insured depository financial institution.** "Federally insured depository financial institution" means a bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank, or industrial loan company organized under the laws of the United States or any state of the United States, when the bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank, or industrial loan company has federally insured deposits.

Subd. 11. **Financial product or service.** "Financial product or service" means any product or service that a financial holding company could offer by engaging in a financial activity under section 4(k) of the Bank Holding Company Act of 1956, United States Code, title 12, section 1843(k). Financial product or service includes a financial institution's evaluation or brokerage of information

that the financial institution collects in connection with a request or an application from a consumer for a financial product or service.

Subd. 12. **Financial institution.** "Financial institution" means a consumer small loan lender under section 47.60, a person owning or maintaining electronic financial terminals under section 47.62, a trust company under chapter 48A, a loan and thrift company under chapter 53, a currency exchange under chapter 53A, a money transmitter under chapter 53B, a sales finance company under chapter 53C, a regulated loan lender under chapter 56, a residential mortgage originator or servicer under chapter 58, a student loan servicer under chapter 58B, a credit service organization under section 332.54, a debt management service provider or person providing debt management services under chapter 332A, or a debt settlement service provider or person providing debt settlement services under chapter 332B.

Subd. 13. **Information security program.** "Information security program" means the administrative, technical, or physical safeguards a financial institution uses to access, collect, distribute, process, protect, store, use, transmit, dispose of, or otherwise handle customer information.

Subd. 14. **Information system.** "Information system" means a discrete set of electronic information resources organized to collect, process, maintain, use, share, disseminate, or dispose of electronic information, as well as any specialized system, including but not limited to industrial process controls systems, telephone switching and private branch exchange systems, and environmental controls systems, that contains customer information or that is connected to a system that contains customer information.

Subd. 15. **Multifactor authentication.** "Multifactor authentication" means authentication through verification of at least two of the following factors:

- (1) knowledge factors, including but not limited to a password;
- (2) possession factors, including but not limited to a token; or
- (3) inherence factors, including but not limited to biometric characteristics.

Subd. 16. **Nonpublic personal information.** (a) "Nonpublic personal information" means:

- (1) personally identifiable financial information; or
- (2) any list, description, or other grouping of consumers, including publicly available information pertaining to the list, description, or other grouping of consumers, that is derived using personally identifiable financial information that is not publicly available.

(b) Nonpublic personal information includes but is not limited to any list of individuals' names and street addresses that is derived in whole or in part using personally identifiable financial information that is not publicly available, including account numbers.

(c) Nonpublic personal information does not include:

- (1) publicly available information, except as included on a list described in paragraph (a), clause (2);

(2) any list, description, or other grouping of consumers, including publicly available information pertaining to the list, description, or other grouping of consumers, that is derived without using any personally identifiable financial information that is not publicly available; or

(3) any list of individuals' names and addresses that contains only publicly available information, is not derived in whole or in part using personally identifiable financial information that is not publicly available, and is not disclosed in a manner that indicates that any individual on the list is the financial institution's consumer.

Subd. 17. **Notification event.** "Notification event" means the acquisition of unencrypted customer information without the authorization of the individual to which the information pertains. Customer information is considered unencrypted for this purpose if the encryption key was accessed by an unauthorized person. Unauthorized acquisition is presumed to include unauthorized access to unencrypted customer information unless the financial institution has reliable evidence showing that there has not been, or could not reasonably have been, unauthorized acquisition of customer information.

Subd. 18. **Penetration testing.** "Penetration testing" means a test methodology in which assessors attempt to circumvent or defeat the security features of an information system by attempting to penetrate databases or controls from outside or inside a financial institution's information systems.

Subd. 19. **Personally identifiable financial information.** (a) "Personally identifiable financial information" means any information:

(1) a consumer provides to a financial institution to obtain a financial product or service;

(2) about a consumer resulting from any transaction involving a financial product or service between a financial institution and a consumer; or

(3) a financial institution otherwise obtains about a consumer in connection with providing a financial product or service to the customer.

(b) Personally identifiable financial information includes:

(1) information a consumer provides to a financial institution on an application to obtain a loan, credit card, or other financial product or service;

(2) account balance information, payment history, overdraft history, and credit or debit card purchase information;

(3) the fact that an individual is or has been a financial institution's customer or has obtained a financial product or service from the financial institution;

(4) any information about a financial institution's consumer, if the information is disclosed in a manner that indicates that the individual is or has been the financial institution's consumer;

(5) any information that a consumer provides to a financial institution or that a financial institution or a financial institution's agent otherwise obtains in connection with collecting on or servicing a credit account;

(6) any information a financial institution collects through an Internet information collecting device from a web server; and

(7) information from a consumer report.

(c) Personally identifiable financial information does not include:

(1) a list of customer names and addresses for an entity that is not a financial institution; and

(2) information that does not identify a consumer, including but not limited to aggregate information or blind data that does not contain personal identifiers, including account numbers, names, or addresses.

Subd. 20. **Publicly available information.** (a) "Publicly available information" means any information that a financial institution has a reasonable basis to believe is lawfully made available to the general public from:

(1) federal, state, or local government records;

(2) widely distributed media; or

(3) disclosures to the general public that are required under federal, state, or local law.

(b) Publicly available information includes but is not limited to:

(1) with respect to government records, information in government real estate records and security interest filings; and

(2) with respect to widely distributed media, information from a telephone book, a television or radio program, a newspaper, or a website that is available to the general public on an unrestricted basis. A website is not restricted merely because an Internet service provider or a site operator requires a fee or a password, provided that access is available to the general public.

(c) For purposes of this subdivision, a financial institution has a reasonable basis to believe that information is lawfully made available to the general public if the financial institution has taken steps to determine: (1) that the information is of the type that is available to the general public; and (2) whether an individual can direct that the information not be made available to the general public and, if so, that the financial institution's consumer has not directed that the information not be made available to the general public. A financial institution has a reasonable basis to believe that mortgage information is lawfully made available to the general public if the financial institution determines the information is of the type included on the public record in the jurisdiction where the mortgage would be recorded. A financial institution has a reasonable basis to believe that an individual's telephone number is lawfully made available to the general public if the financial institution has located the telephone number in the telephone book or the consumer has informed the financial institution that the telephone number is not unlisted.

Subd. 21. **Qualified individual.** "Qualified individual" means the individual designated by a financial institution to oversee, implement, and enforce the financial institution's information security program.

Subd. 22. **Security event.** "Security event" means an event resulting in unauthorized access to, or disruption or misuse of: (1) an information system or information stored on an information system; or (2) customer information held in physical form.

Subd. 23. **Service provider.** "Service provider" means any person or entity that receives, maintains, processes, or otherwise is permitted access to customer information through the service provider's provision of services directly to a financial institution that is subject to this chapter.

Sec. 2. [46A.02] SAFEGUARDING CUSTOMER INFORMATION; STANDARDS.

Subdivision 1. **Information security program.** (a) A financial institution must develop, implement, and maintain a comprehensive information security program.

(b) The information security program must: (1) be written in one or more readily accessible parts; and (2) contain administrative, technical, and physical safeguards that are appropriate to the financial institution's size and complexity, the nature and scope of the financial institution's activities, and the sensitivity of any customer information at issue.

(c) The information security program must include the elements set forth in section 46A.03 and must be reasonably designed to achieve the objectives of this chapter, as established under subdivision 2.

Subd. 2. **Objectives.** The objectives of this chapter are to:

(1) ensure the security and confidentiality of customer information;

(2) protect against any anticipated threats or hazards to the security or integrity of customer information; and

(3) protect against unauthorized access to or use of customer information that might result in substantial harm or inconvenience to a customer.

Sec. 3. [46A.03] ELEMENTS.

Subdivision 1. **Generally.** In order to develop, implement, and maintain an information security program, a financial institution must comply with this section.

Subd. 2. **Qualified individual.** (a) A financial institution must designate a qualified individual responsible for overseeing, implementing, and enforcing the financial institution's information security program. The qualified individual may be employed by the financial institution, an affiliate, or a service provider.

(b) If a financial institution designates an individual employed by an affiliate or service provider as the financial institution's qualified individual, the financial institution must:

(1) retain responsibility for complying with this chapter;

(2) designate a senior member of the financial institution's personnel to be responsible for directing and overseeing the qualified individual's activities; and

(3) require the service provider or affiliate to maintain an information security program that protects the financial institution in a manner that complies with the requirements of this chapter.

Subd. 3. **Security risk assessment.** (a) A financial institution must base the financial institution's information security program on a risk assessment that:

(1) identifies reasonably foreseeable internal and external risks to the security, confidentiality, and integrity of customer information that might result in the unauthorized disclosure, misuse, alteration, destruction, or other compromise of customer information; and

(2) assesses the sufficiency of any safeguards in place to control the risks identified under clause (1).

(b) The risk assessment must be made in writing and must include:

(1) criteria to evaluate and categorize identified security risks or threats the financial institution faces;

(2) criteria to assess the confidentiality, integrity, and availability of the financial institution's information systems and customer information, including the adequacy of existing controls in the context of the identified risks or threats the financial institution faces; and

(3) requirements describing how:

(i) identified risks are mitigated or accepted based on the risk assessment; and

(ii) the information security program addresses the risks.

(c) A financial institution must periodically perform additional risk assessments that:

(1) reexamine the reasonably foreseeable internal and external risks to the security, confidentiality, and integrity of customer information that might result in the unauthorized disclosure, misuse, alteration, destruction, or other compromise of customer information; and

(2) reassess the sufficiency of any safeguards in place to control the risks identified under clause (1).

Subd. 4. **Risk control.** A financial institution must design and implement safeguards to control the risks the financial institution identifies through the risk assessment under subdivision 3, including by:

(1) implementing and periodically reviewing access controls, including technical and, as appropriate, physical controls to:

(i) authenticate and permit access only to authorized users to protect against the unauthorized acquisition of customer information; and

(ii) limit an authorized user's access to only customer information that the authorized user needs to perform the authorized user's duties and functions or, in the case of a customer, to limit access to the customer's own information;

(2) identifying and managing the data, personnel, devices, systems, and facilities that enable the financial institution to achieve business purposes in accordance with the business purpose's relative importance to business objectives and the financial institution's risk strategy;

(3) protecting by encryption all customer information held or transmitted by the financial institution both in transit over external networks and at rest. To the extent a financial institution determines that encryption of customer information either in transit over external networks or at rest is infeasible, the financial institution may secure the customer information using effective alternative compensating controls that have been reviewed and approved by the financial institution's qualified individual;

(4) adopting: (i) secure development practices for in-house developed applications utilized by the financial institution to transmit, access, or store customer information; and (ii) procedures to evaluate, assess, or test the security of externally developed applications the financial institution uses to transmit, access, or store customer information;

(5) implementing multifactor authentication for any individual that accesses any information system, unless the financial institution's qualified individual has approved in writing the use of a reasonably equivalent or more secure access control;

(6) developing, implementing, and maintaining procedures to securely dispose of customer information in any format no later than two years after the last date the information is used in connection with providing a product or service to the customer which relates, unless the information is necessary for business operations or for other legitimate business purposes, is otherwise required to be retained by law or regulation, or if targeted disposal is not reasonably feasible due to the manner in which the information is maintained;

(7) periodically reviewing the financial institution's data retention policy to minimize the unnecessary retention of data;

(8) adopting procedures for change management; and

(9) implementing policies, procedures, and controls designed to: (i) monitor and log the activity of authorized users; and (ii) detect unauthorized access to, use of, or tampering with customer information by authorized users.

Subd. 5. **Testing and monitoring.** (a) A financial institution must regularly test or otherwise monitor the effectiveness of the safeguards' key controls, systems, and procedures, including the controls, systems, and procedures that detect actual and attempted attacks on, or intrusions into, information systems.

(b) For information systems, monitoring and testing must include continuous monitoring or periodic penetration testing and vulnerability assessments. Absent effective continuous monitoring or other systems to detect on an ongoing basis any changes in information systems that may create vulnerabilities, a financial institution must conduct:

(1) annual penetration testing of the financial institution's information systems, based on relevant identified risks in accordance with the risk assessment; and

(2) vulnerability assessments, including systemic scans or information systems reviews that are reasonably designed to identify publicly known security vulnerabilities in the financial institution's information systems based on the risk assessment, at least every six months, whenever a material change to the financial institution's operations or business arrangements occurs, and whenever the financial institution knows or has reason to know circumstances exist that may have a material impact on the financial institution's information security program.

Subd. 6. **Internal policies and procedures.** A financial institution must implement policies and procedures to ensure that the financial institution's personnel are able to enact the financial institution's information security program by:

(1) providing the financial institution's personnel with security awareness training that is updated as necessary to reflect risks identified by the risk assessment;

(2) utilizing qualified information security personnel employed by the financial institution, an affiliate, or a service provider sufficient to manage the financial institution's information security risks and to perform or oversee the information security program;

(3) providing information security personnel with security updates and training sufficient to address relevant security risks; and

(4) verifying that key information security personnel take steps to maintain current knowledge of changing information security threats and countermeasures.

Subd. 7. **Provider oversight.** A financial institution must oversee service providers by:

(1) taking reasonable steps to select and retain service providers that are capable of maintaining appropriate safeguards for the customer information at issue;

(2) requiring by contract the financial institution's service providers to implement and maintain appropriate safeguards; and

(3) periodically assessing the financial institution's service providers based on the risk the service providers present and the continued adequacy of the service providers' safeguards.

Subd. 8. **Information security program; evaluation; adjustment.** A financial institution must evaluate and adjust the financial institution's information security program to reflect: (1) the results of the testing and monitoring required under subdivision 5; (2) any material changes to the financial institution's operations or business arrangements; (3) the results of risk assessments performed under subdivision 3, paragraph (c); or (4) any other circumstances that the financial institution knows or has reason to know may have a material impact on the financial institution's information security program.

Subd. 9. **Incident response plan.** A financial institution must establish a written incident response plan designed to promptly respond to and recover from any security event materially affecting the confidentiality, integrity, or availability of customer information the financial institution controls. An incident response plan must address:

(1) the goals of the incident response plan;

- (2) the internal processes to respond to a security event;
- (3) clear roles, responsibilities, and levels of decision-making authority;
- (4) external and internal communications and information sharing;
- (5) requirements to remediate any identified weaknesses in information systems and associated controls;
- (6) documentation and reporting regarding security events and related incident response activities; and
- (7) evaluation and revision of the incident response plan as necessary after a security event.

Subd. 10. **Annual report.** (a) A financial institution must require the financial institution's qualified individual to report at least annually in writing to the financial institution's board of directors or equivalent governing body. If a board of directors or equivalent governing body does not exist, the report under this subdivision must be presented in a timely manner to a senior officer responsible for the financial institution's information security program.

(b) The report made under this subdivision must include the following information:

- (1) the overall status of the financial institution's information security program, including compliance with this chapter and associated administrative rules; and
- (2) material matters related to the financial institution's information security program, including but not limited to addressing issues pertaining to: (i) the risk assessment; (ii) risk management and control decisions; (iii) service provider arrangements; (iv) testing results; (v) security events or violations and management's responses to the security event or violation; and (vi) recommendations for changes in the information security program.

Subd. 11. **Business continuity; disaster recovery.** A financial institution must establish a written plan addressing business continuity and disaster recovery.

Sec. 4. **[46A.04] EXCEPTIONS AND EXEMPTIONS.**

(a) The requirements under section 46A.03, subdivisions 3; 5, paragraph (a); 9; and 10, do not apply to financial institutions that maintain customer information concerning fewer than 5,000 consumers.

(b) This chapter does not apply to credit unions or federally insured depository institutions.

Sec. 5. **[46A.05] ALTERATION OF FEDERAL REGULATION.**

(a) If an amendment to Code of Federal Regulations, title 16, part 314, results in a complete lack of federal regulations in the area, the version of the state requirements in effect at the time of the amendment remain in effect for two years from the date the amendment becomes effective.

(b) During the time period under paragraph (a), the department must adopt replacement administrative rules as necessary and appropriate.

Sec. 6. **[46A.06] NOTIFICATION EVENT.**

Subdivision 1. Notification requirement. (a) Upon discovering a notification event as described in subdivision 2, if the notification event involves the information of at least 500 consumers, a financial institution must notify the commissioner as soon as possible, but no later than 30 days after the date the event is discovered. The notice must be made (1) in a format specified by the commissioner, and (2) electronically on a form located on the department's website.

(b) The notice must include:

(1) the name and contact information of the reporting financial institution;

(2) a description of the types of information involved in the notification event;

(3) if possible to determine, the date or date range of the notification event;

(4) the number of consumers affected or potentially affected by the notification event;

(5) a general description of the notification event; and

(6) a statement (i) disclosing whether a law enforcement official has provided the financial institution with a written determination indicating that providing notice to the public regarding the breach would impede a criminal investigation or cause damage to national security, and (ii) if a written determination described under item (i) was provided to the financial institution, providing contact information that enables the commissioner to contact the law enforcement official. A law enforcement official may request an initial delay of up to 30 days following the date that notice was provided to the commissioner. The delay may be extended for an additional period of up to 60 days if the law enforcement official seeks an extension in writing. An additional delay may be permitted only if the commissioner determines that public disclosure of a security event continues to impede a criminal investigation or cause damage to national security.

Subd. 2. Notification event treated as discovered. A notification event must be treated as discovered on the first day when the event is known to a financial institution. A financial institution is deemed to have knowledge of a notification event if the event is known to any person, other than the person committing the breach, who is the financial institution's employee, officer, or other agent.

Sec. 7. **[46A.07] COMMISSIONER'S POWERS.**

(a) The commissioner has the power to examine and investigate the affairs of any covered financial institution to determine whether the financial institution has been or is engaged in any conduct that violates this chapter. This power is in addition to the powers granted to the commissioner under section 46.01.

(b) If the commissioner has reason to believe that a financial institution has been or is engaged in conduct in Minnesota that violates this chapter, the commissioner may take action necessary or appropriate to enforce this chapter."

Page 10, delete section 12

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Dziezic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 4600: A bill for an act relating to occupational health and safety; requiring the commissioner of labor and industry to adopt rules related to acceptable blood lead levels for workers.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Dziezic from the Committee on State and Local Government and Veterans, to which was referred

S.F. No. 4891: A bill for an act relating to administrative law; making technical and policy changes to the Administrative Procedure Act and Office of Administrative Hearings provisions; amending Minnesota Statutes 2022, sections 14.05, subdivision 7; 14.08; 14.16, subdivision 3; 14.26, subdivision 3a; 14.386; 14.388, subdivision 2; 14.3895, subdivisions 2, 6; 14.48, subdivision 2; 14.62, subdivision 2a; 15A.083, subdivision 6a; 211B.33, subdivision 2; 211B.34, subdivisions 1, 2; 211B.35, subdivisions 1, 3; proposing coding for new law in Minnesota Statutes, chapters 13; 14; repealing Minnesota Statutes 2022, section 211B.06.

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

Page 1, line 23, after the fourth comma, insert "or"

Page 2, line 1, delete everything after "reports" and insert a period

Page 2, delete line 2

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

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

H.F. No. 3613 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.
3613	3660				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3613 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3613, the first engrossment; and insert the language after the enacting clause of S.F. No. 3660, the first engrossment; further, delete the title of H.F. No. 3613, the first engrossment; and insert the title of S.F. No. 3660, the first engrossment.

And when so amended H.F. No. 3613 will be identical to S.F. No. 3660, and further recommends that H.F. No. 3613 be given its second reading and substituted for S.F. No. 3660, 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 Murphy, from the Committee on Rules and Administration, to which was referred

H.F. No. 3769 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.
3769	3774				

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.

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 3542: A bill for an act relating to public safety; establishing the Office of Animal Protection and providing for its duties; expanding the definition of crime of violence; appropriating money; amending Minnesota Statutes 2023 Supplement, section 624.712, subdivision 5; proposing coding for new law as Minnesota Statutes, chapter 299P.

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

Page 1, delete section 1

Page 5, delete section 8

Page 5, line 29, delete "\$350,000" and insert "\$....."

Renumber the sections in sequence

Amend the title accordingly

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 3561: A bill for an act relating to solid waste; establishing Packaging Waste and Cost Reduction Act; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 115A.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Commerce and Consumer Protection. Report adopted.

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 3850: A bill for an act relating to labor and industry; modifying provisions relating to occupational health and safety; amending Minnesota Statutes 2022, sections 182.664, subdivisions 3, 5; 182.665; 182.666, subdivision 6; 182.667, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 182.6526, subdivision 1; 182.677, subdivisions 1, 2.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Labor. Report adopted.

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 4006: A bill for an act relating to corrections; modifying data sharing with prosecutor for petition for sentence adjustment; modifying correctional officer use of deadly force; clarifying use of electronic filing of detainer; authorizing Department of Corrections to disclose to victim the city and zip code of offender's residency or relocation after release from incarceration; discontinuing report to the legislature of disqualifying medical conditions related to challenge incarceration program; modifying membership of health care peer review committee; clarifying use of jail inspection data; providing medical director designee when medical director unavailable; providing for private victim input to Supervised Release Board; modifying date of probation report; providing a local advisory board for input into development of comprehensive community supervision and probation services plans submitted for state funding; amending Minnesota Statutes 2022, sections 13.84, subdivision 6; 241.021, subdivision 4b; 241.75, subdivision 2; 243.52, subdivision 2; 611A.06, subdivision 3a; Minnesota Statutes 2023 Supplement, sections 241.021, subdivision 1; 244.05, subdivision 5; 244.17, subdivision 3; 244.21, subdivision 2; 401.01, subdivision 2; 609.133, subdivision 4; 629.292, subdivision 2.

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

Page 6, line 10, after "physicians" insert "or nurse practitioners"

Page 9, line 24, after "statement" insert ", at the request of the victim"

Page 11, line 30, strike "Indeterminate Sentence" and insert "Supervised"

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 4120: A bill for an act relating to orders for protection; requiring that a custodian of a petitioner's minor children receive notice of any order for protection, hearing on an order for protection, and cancellation or modification of an order for protection; amending Minnesota Statutes 2022, section 518B.01, subdivisions 2, 3b, 4, 5, 6a, 7, 8, 8a, 9a, 11, by adding a subdivision.

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

Page 2, line 29, after the period, insert "If any custodian is a program participant as defined in section 5B.02, paragraph (g), the protections, limitations, and requirements in chapter 5B apply and information maintained by the court regarding the location or residence of the petitioner's minor children is not accessible to the public."

Page 3, line 28, after the period, insert "If any custodian is a program participant as defined in section 5B.02, paragraph (g), the location or residence of the custodian is the address designated by the secretary of state as the address of the program participant."

Page 11, delete section 11 and insert:

"Sec. 11. Minnesota Statutes 2022, section 518B.01, is amended by adding a subdivision to read:

Subd. 11a. Notice to custodian; Safe at Home participants; failure not a bar to enforcement.
(a) A custodian who is a program participant as defined in section 5B.02, paragraph (g), may direct the court to use the address designated by the secretary of state as the address of the program participant. Section 5B.03, subdivision 1, clause (3), applies to service of any notice, order, or other document required to be served under this section. The protections, limitations, and requirements in chapter 5B apply to any information regarding a custodian who is a program participant.

(b) Failure to serve a custodian with a petition, order for protection, dismissal, or any other order must not prevent any order from taking effect or otherwise invalidate any order issued pursuant to this section. In the event that service of a notice of a hearing is not completed on any custodian at least 24 hours prior to the time set for the hearing, the court may set a new hearing date no more than five days later."

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 4314: A bill for an act relating to commerce; modifying provisions governing coerced debt; amending Minnesota Statutes 2023 Supplement, sections 332.71, subdivisions 2, 4, 5, 7; 332.72; 332.73, subdivision 1; 332.74, subdivisions 3, 5; repealing Minnesota Statutes 2023 Supplement, section 332.71, subdivision 8.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Commerce and Consumer Protection. Report adopted.

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 4384: A bill for an act relating to labor standards; making policy and technical changes; amending Minnesota Statutes 2022, sections 13.79, subdivision 1; 177.30; 181.941, subdivision 4; 181.943; 181A.08; 181A.12, subdivision 1, by adding subdivisions; Minnesota Statutes 2023 Supplement, sections 177.27, subdivisions 2, 4, 7; 177.42, subdivision 2; 181.212, subdivision 7; 181.939, subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 4483: A bill for an act relating to employees; prohibiting misclassification of employees; imposing penalties; classifying data; amending Minnesota Statutes 2022, sections 177.27, subdivision 3; 181.171, subdivision 1; 181.722; 181.723; 270B.14, subdivision 17, by adding a subdivision; 326B.081, subdivisions 3, 6, 8; 326B.082, subdivisions 1, 2, 4, 6, 7, 10, 11, 13, by adding a subdivision; 326B.701; Minnesota Statutes 2023 Supplement, section 177.27, subdivisions 1, 2, 4, 7; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Page 5, line 13, after the fifth comma, insert "or" and delete everything after "agent" and insert "who engaged in any of the prohibited activities in this subdivision"

Page 5, line 14, delete everything before "may"

Page 5, line 15, delete everything after "liable" and insert a period

Page 5, line 20, after the fourth comma, insert "or" and delete the fifth comma and insert a semicolon

Page 5, delete line 21

Page 6, line 29, delete "but not less than \$5,000"

Page 10, line 9, after "services" insert ", if any," and delete "24" and insert "12"

Page 10, line 23, delete everything after "executed" and insert "no later than 30 days after the date work commences;"

Page 10, line 24, delete "and"

Page 10, delete lines 25 to 30 and insert:

"(iv) provides for compensation from the person for the services provided or performed under the contract on a commission or per-job or competitive bid basis and not on any other basis; and

(v) the requirements of item (ii) shall not apply to change orders;"

Page 11, line 2, after "written" insert "proposal," and after "contract" insert ", or change order"

Page 11, line 4, after "written" insert "proposal," and after "contract" insert ", or change order" and delete "sole direction and"

Page 11, line 6, delete "directs and"

Page 11, line 8, after "written" insert "proposal," and delete everything after "contract" and insert ", or change order;"

Page 11, delete line 9

Page 11, delete line 11 and insert "or performed under the written proposal, contract, or change order and is responsible, as provided under the written proposal, contract, or change order."

Page 11, line 12, delete "contract"

Page 11, line 14, after "written" insert "proposal," and after "contract" insert ", or change order" and after the third "the" insert "compensation provided under the"

Page 11, line 15, delete everything after "written" and insert "proposal, contract, or change order."

Page 12, line 29, after "officer," insert "or" and delete everything after "agent" and insert "who engaged in any of the prohibited activities in this subdivision"

Page 12, line 30, delete everything before "may"

Page 12, line 31, delete everything after "liable" and insert a period

Page 13, line 3, after the fourth comma, insert "or" and delete the fifth comma and insert a semicolon

Page 13, delete line 4

Page 13, line 19, delete everything after the period

Page 13, delete lines 20 and 21

Page 13, line 31, delete "but not less than \$5,000"

Page 14, after line 19, insert:

"EFFECTIVE DATE. This section is effective August 1, 2024, except that the amendments to subdivision 4 are effective for contracts entered into on or after that date and for all building construction or improvement services provided or performed on or after January 1, 2025."

Page 17, delete subdivision 5 and insert:

"Subd. 5. Separation. The Intergovernmental Misclassification Enforcement and Education Partnership is not a separate agency or board and is not subject to chapter 13D. Data shared or created by the partnership entities under this section or section 181.724 is subject to chapter 13 and holds the data classification prescribed by law."

Page 23, line 25, after "who" insert "the commissioner has determined, based on an inspection or investigation,"

Page 23, lines 26 and 27, delete "who"

Page 26, after line 3, insert:

"(l) Notwithstanding section 13.39, the data in a stop work order issued under this subdivision are classified as public data after the commissioner has issued the order.

EFFECTIVE DATE. This section is effective August 1, 2024, for contracts entered into on or after that date and for all building and construction or improvement services provided or performed on or after January 1, 2025."

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 4753: A bill for an act relating to the military; modifying the definition of criminal justice agencies; amending Minnesota Statutes 2022, section 13.02, subdivision 3a.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Dibble from the Committee on Transportation, to which was referred

S.F. No. 4823: A bill for an act relating to data practices; authorizing the Department of Public Safety to use verification systems to verify the identity of participants in the Transportation Security Administration's Registered Traveler program; amending Minnesota Statutes 2023 Supplement, section 171.12, subdivision 7b.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Judiciary and Public Safety. Report adopted.

Senator Dibble from the Committee on Transportation, to which was referred

S.F. No. 3975: A bill for an act relating to transportation; establishing registration and operation requirements for roadable aircraft; establishing criminal penalties; amending Minnesota Statutes 2022, sections 168.002, subdivision 18; 168.12, subdivision 1; 169.011, subdivisions 3a, 44, by adding a subdivision; 360.013, by adding a subdivision; 360.075, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 168; 169.

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 168.002, subdivision 18, is amended to read:

Subd. 18. **Motor vehicle.** (a) "Motor vehicle" means any self-propelled vehicle designed and originally manufactured to operate primarily on highways, and not operated exclusively upon railroad

tracks. It includes any vehicle propelled or drawn by a self-propelled vehicle and includes vehicles known as trackless trolleys that are propelled by electric power obtained from overhead trolley wires but not operated upon rails.

(b) "Motor vehicle" includes an all-terrain vehicle only if the all-terrain vehicle (1) has at least four wheels, (2) is owned and operated by a physically disabled person, and (3) displays both disability plates and a physically disabled certificate issued under section 169.345.

(c) "Motor vehicle" does not include an all-terrain vehicle except (1) an all-terrain vehicle described in paragraph (b), or (2) an all-terrain vehicle licensed as a motor vehicle before August 1, 1985. The owner may continue to license an all-terrain vehicle described in clause (2) as a motor vehicle until it is conveyed or otherwise transferred to another owner, is destroyed, or fails to comply with the registration and licensing requirements of this chapter.

(d) "Motor vehicle" does not include a snowmobile; a manufactured home; a park trailer; an electric personal assistive mobility device as defined in section 169.011, subdivision 26; a motorized foot scooter as defined in section 169.011, subdivision 46; or an electric-assisted bicycle as defined in section 169.011, subdivision 27.

(e) "Motor vehicle" includes an off-highway motorcycle modified to meet the requirements of chapter 169 according to section 84.788, subdivision 12.

(f) "Motor vehicle" includes a roadable aircraft as defined in section 169.011, subdivision 67a.

Sec. 2. Minnesota Statutes 2022, section 168.12, subdivision 1, is amended to read:

Subdivision 1. **Plates; design, visibility, periods of issuance.** (a) The commissioner, upon approval and payment, shall issue to the applicant the plates required by this chapter, bearing the state name and an assigned vehicle registration number. The number assigned by the commissioner may be a combination of a letter or sign with figures. The color of the plates and the color of the abbreviation of the state name and the number assigned must be in marked contrast. The plates must be lettered, spaced, or distinguished to suitably indicate the registration of the vehicle according to the rules of the commissioner.

(b) When a vehicle is registered on the basis of total gross weight, the plates issued must clearly indicate by letters or other suitable insignia the maximum gross weight for which the tax has been paid.

(c) Plates issued to a noncommercial vehicle must bear the inscription "noncommercial" unless the vehicle is displaying a special plate authorized and issued under this chapter.

(d) A one-ton pickup truck that is used for commercial purposes and is subject to section 168.185, is eligible to display special plates as authorized and issued under this chapter.

(e) The plates must be so treated as to be at least 100 times brighter than the conventional painted number plates. When properly mounted on an unlighted vehicle, the plates, when viewed from a vehicle equipped with standard headlights, must be visible for a distance of not less than 1,500 feet and readable for a distance of not less than 110 feet.

(f) The commissioner shall issue plates for the following periods:

(1) New plates issued pursuant to section 168.012, subdivision 1, must be issued to a vehicle for as long as the vehicle is owned by the exempt agency and the plate shall not be transferable from one vehicle to another but the plate may be transferred with the vehicle from one tax-exempt agency to another.

(2) Plates issued for passenger automobiles must be issued for a seven-year period. All plates issued under this paragraph must be replaced if they are seven years old or older at the time of registration renewal or will become so during the registration period.

(3) Plates issued under sections 168.053 and 168.27, subdivisions 16 and 17, must be for a seven-year period.

(4) Plates issued under subdivisions 2c and 2d and sections 168.123, 168.1235, and 168.1255 must be issued for the life of the veteran under section 169.79.

(5) Plates for any vehicle not specified in clauses (1) to (3) must be issued for the life of the vehicle.

(g) In a year in which plates are not issued, the commissioner shall issue for each registration a sticker to designate the year of registration. This sticker must show the year or years for which the sticker is issued, and is valid only for that period. The plates and stickers issued for a vehicle may not be transferred to another vehicle during the period for which the sticker is issued, except when issued for a vehicle registered under section 168.187.

(h) Despite any other provision of this subdivision, plates issued to a vehicle used for behind-the-wheel instruction in a driver education course in a public school may be transferred to another vehicle used for the same purpose without payment of any additional fee. The public school shall notify the commissioner of each transfer of plates under this paragraph. The commissioner may prescribe a format for notification.

(i) In lieu of plates required under this section, the commissioner must issue a registration number identical to the federally-issued tail number assigned to the aircraft for roadable aircraft operating on public roadways.

Sec. 3. [168.24] ROADABLE AIRCRAFT REGISTRATION.

(a) For purposes of this section, "roadable aircraft" has the meaning given in section 360.013, subdivision 57c.

(b) An owner of a roadable aircraft must comply with all rules and requirements of this chapter and chapter 168A governing the titling, registration, taxation, and insurance of motor vehicles.

(c) A person seeking to register a roadable aircraft for operation as a motor vehicle on public roadways in Minnesota must apply to the commissioner. The application must contain:

(1) the name and address of the owner of the roadable aircraft;

(2) the federally issued tail number assigned to the aircraft;

(3) the make and model of the roadable aircraft; and

(4) any other information the commissioner may require.

(d) Upon receipt of a valid and complete application for registration of a roadable aircraft, the commissioner must issue a certificate of registration.

(e) A valid registration certificate issued under this section must be located inside the roadable aircraft when the aircraft is in operation on a public highway.

(f) A roadable aircraft registered as a motor vehicle under this section must also be registered as an aircraft as provided in section 360.60.

Sec. 4. Minnesota Statutes 2022, section 169.011, subdivision 3a, is amended to read:

Subd. 3a. **Autocycle.** (a) "Autocycle" means a motorcycle that:

(1) has three wheels in contact with the ground;

(2) is designed with seating that does not require operators or any occupants to straddle or sit astride it;

(3) has a steering wheel;

(4) is equipped with antilock brakes; and

(5) is originally manufactured to meet federal motor vehicle safety standards for motorcycles in Code of Federal Regulations, title 49, part 571, and successor requirements.

(b) An autocycle does not include a roadable aircraft as defined in subdivision 67a.

Sec. 5. Minnesota Statutes 2022, section 169.011, subdivision 44, is amended to read:

Subd. 44. **Motorcycle.** "Motorcycle" means every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, including motor scooters and autocycles. Motorcycle does not include (1) motorized bicycles as defined in subdivision 45, (2) electric-assisted bicycles as defined in subdivision 27, ~~or~~ (3) a tractor, or (4) roadable aircraft as defined in subdivision 67a.

Sec. 6. Minnesota Statutes 2022, section 169.011, is amended by adding a subdivision to read:

Subd. 67a. **Roadable aircraft.** "Roadable aircraft" means any aircraft capable of taking off and landing from a suitable airfield which is also designed to be operated on a public highway as a motor vehicle.

Sec. 7. Minnesota Statutes 2022, section 169.79, is amended by adding a subdivision to read:

Subd. 3b. **Roadable aircraft.** Notwithstanding subdivision 1 and section 168.09, subdivision 1, a roadable aircraft is not required to display a license plate.

Sec. 8. **[169.975] OPERATION OF ROADABLE AIRCRAFT.**

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

(b) "Aircraft" has the meaning given in section 360.013, subdivision 37.

(c) "Airport" has the meaning given in section 360.013, subdivision 39, and includes a personal-use airport as defined in Minnesota Rules, part 8800.0100, subpart 22a.

(d) "Restricted landing area" has the meaning given in section 360.013, subdivision 57.

(e) "Unlicensed landing area" has the meaning given in Minnesota Rules, part 8800.0100, subpart 32a.

Subd. 2. **Operation.** (a) A roadable aircraft is considered a motor vehicle when in operation, including on a public highway, except when the vehicle is (1) at an airport, (2) on a restricted landing area, (3) on a unlicensed landing area, or (4) in flight. When operating a roadable aircraft as a motor vehicle, an operator must comply with all rules and requirements set forth in this chapter governing the operation of a motor vehicle.

(b) When in operation at an airport, a restricted landing area, an unlicensed landing area, or in flight, a roadable aircraft is considered an aircraft and the operator must comply with all rules and requirements set forth in chapter 360. An owner of a roadable aircraft registered in Minnesota under this chapter must comply with all rules and requirements of this chapter and chapter 360 governing the registration, taxation, and insurance of aircraft.

(c) A roadable aircraft may only take off or land at an airport, unlicensed landing area, or restricted landing area.

Sec. 9. Minnesota Statutes 2022, section 360.013, is amended by adding a subdivision to read:

Subd. 57c. **Roadable aircraft.** "Roadable aircraft" has the meaning given in section 169.011, subdivision 67a.

Sec. 10. Minnesota Statutes 2022, section 360.075, subdivision 1, is amended to read:

Subdivision 1. **Misdemeanor.** Every person who:

(1) operates an aircraft either on or over land or water in this state without the consent of the owner of such aircraft;

(2) operates aircraft while in the possession of any federal license, certificate, or permit or any certificate of registration issued by the Transportation Department of this state, or displays, or causes or permits to be displayed, such federal license, certificate, or permit or such state certificate of registration, knowing either to have been canceled, revoked, suspended, or altered;

(3) lends to, or knowingly permits the use of by, one not entitled thereto of any federal airman's or aircraft license, certificate, or permit, or any state airman's or aircraft certificate of registration issued to that person;

(4) displays or represents as the person's own any federal airman's or aircraft license, certificate, or permit or any state airman's or aircraft certificate of registration not issued to that person;

(5) tampers with, climbs upon or into, makes use of, or navigates any aircraft without the knowledge or consent of the owner or person having control thereof, whether while the same is in motion or at rest, or hurls stones or any other missiles at aircraft, or the occupants thereof, or otherwise damages or interferes with the same, or places upon any portion of any airport any object, obstruction, or other device tending to injure aircraft or parts thereof;

(6) uses a false or fictitious name, gives a false or fictitious address, knowingly makes any false statement or report, or knowingly conceals a material fact, or otherwise commits a fraud in any application or form required under the provisions of sections 360.011 to 360.076, or by any rules or orders of the commissioner;

(7) operates any aircraft in such a manner as to indicate either a willful or a wanton disregard for the safety of persons or property;

(8) carries on or over land or water in this state in an aircraft other than a public aircraft any explosive substance except as permitted by the Federal Explosives Act, as amended by Public Law 77-775;

(9) discharges a gun, pistol, or other weapon in or from any aircraft in this state except as the hunting of certain wild animals from aircraft may be permitted by other laws of this state, or unless the person is the pilot or officer in command of the aircraft or a peace officer or a member of the military or naval forces of the United States, engaged in the performance of duty;

(10) carries in any aircraft, other than a public aircraft, any shotgun, rifle, pistol, or small arms ammunition except in the manner in which such articles may be lawfully carried in motor vehicles in this state, or is a person excepted from the provisions of clause (9);

(11) engages in acrobatic or stunt flying without being equipped with a parachute and without providing any other occupants of the aircraft with parachutes and requiring that they be worn;

(12) while in flying over a thickly inhabited area or over a public gathering in this state, engages in trick or acrobatic flying or in any acrobatic feat;

(13) except while in landing or taking off, flies at such low levels as to endanger persons on the surface beneath, or engages in advertising through the playing of music or transcribed or oral announcements, or makes any noise with any siren, horn, whistle, or other audible device which is not necessary for the normal operation of the aircraft, except that sound amplifying devices may be used in aircraft when operated by or under the authority of any agency of the state or federal government for the purpose of giving warning or instructions to persons on the ground;

(14) drops any object, except loose water, loose fuel, or loose sand ballast, without the prior written consent of the commissioner of transportation and the prior written consent of the municipality or property owner where objects may land; drops objects from an aircraft that endanger person or property on the ground, or drops leaflets for any purpose whatsoever; ~~or~~

(15) while in flight in an aircraft, whether as a pilot, passenger, or otherwise, endangers, kills, or attempts to kill any birds or animals or uses any aircraft for the purpose of concentrating, driving, rallying, or stirring up migratory waterfowl; or

(16) while operating an aircraft, takes off or lands the aircraft on a public road without the consent of the landowner unless under conditions of an emergency;

except as may be permitted by other laws of this state, shall be guilty of a misdemeanor.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to crimes committed on or after that date."

Amend the title numbers accordingly

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 3328: A bill for an act relating to public safety; requiring a report regarding the sentencing of certain military veterans; amending Minnesota Statutes 2022, section 609.1056, by adding a subdivision.

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

Page 1, line 9, delete "paragraph (d),"

Page 1, line 20, delete "(f)" and insert "(d)"

Page 2, line 3, delete "244.196" and insert "244.195"

Page 2, line 4, delete "6" and insert "15"

Page 2, line 13, delete ", paragraph (d),"

Page 2, line 15, delete "(f)" and insert "(d)"

Page 2, line 23, delete "2023" and insert "2024"

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 3134: A bill for an act relating to health; permitting the conversion of human remains to basic elements using natural organic reduction; establishing licensure requirements for natural organic reduction facilities; establishing licensure fees; amending Minnesota Statutes 2022, sections 149A.02, subdivisions 3, 16, 26a, 27, 35, 37c, by adding subdivisions; 149A.03; 149A.65, by adding a subdivision; 149A.70, subdivisions 1, 2, 3, 5; 149A.71, subdivisions 2, 4; 149A.72, subdivisions 3, 9; 149A.73, subdivision 1; 149A.74, subdivision 1; 149A.93, subdivision 3; 149A.94, subdivisions 1, 3, 4; proposing coding for new law in Minnesota Statutes, chapter 149A.

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

Page 8, delete subdivision 8 and insert:

"Subd. 8. **Licensing information.** Section 13.41 applies to data collected and maintained by the commissioner pursuant to this section."

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 2915: A bill for an act relating to consumer data privacy; giving various rights to consumers regarding personal data; placing obligations on certain businesses regarding consumer data; providing for enforcement by the attorney general; proposing coding for new law in Minnesota Statutes, chapter 13; proposing coding for new law as Minnesota Statutes, chapter 3250.

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

Page 2, line 5, delete "(e)" and insert "(g)"

Page 3, line 27, delete "a consumer" and after "lawfully" insert "been"

Page 4, line 18, delete "or"

Page 4, line 21, delete the period and insert "; or"

Page 4, after line 21, insert:

"(6) the exchange of personal data between the producer of a good or service and authorized agents of the producer who sell and service those goods and services, to enable the cooperative provisioning of goods and services by both the producer and its agents."

Page 9, line 8, delete "and"

Page 9, line 10, delete the period and insert "; and"

Page 9, after line 10, insert:

"(21) an air carrier subject to the federal Airline Deregulation Act, Public Law 95-504, only to the extent that an air carrier collects personal data related to prices, routes, or services and only to the extent that the provisions of the Airline Deregulation Act preempt the requirements of this chapter."

Page 11, line 27, delete "solely"

Page 11, line 31, delete "and" and insert ", to"

Page 11, line 32, delete "as well as the" and insert "and, if feasible, to be informed of what" and delete the second "that"

Page 12, line 2, delete "customer's" and insert "consumer's"

Page 12, after line 4, insert:

"(h) A consumer has a right to obtain a list of the specific third parties to which the controller has disclosed the consumer's personal data. If the controller does not maintain this information in a format specific to the consumer, a list of specific third parties to whom the controller has disclosed any consumers' personal data may be provided instead."

Page 12, after line 12, insert:

"(d) A consumer may designate another person as the consumer's authorized agent to exercise the consumer's right to opt out of the processing of the consumer's personal data under subdivision 1, paragraph (f), on the consumer's behalf. A consumer may designate an authorized agent by way of, among other things, a technology, including, but not limited to, an Internet link or a browser setting, browser extension, or global device setting, indicating such consumer's intent to opt out of such processing. A controller shall comply with an opt-out request received from an authorized agent if the controller is able to verify, with commercially reasonable effort, the identity of the consumer and the authorized agent's authority to act on the consumer's behalf."

Page 14, line 4, delete "(e)" and insert "(g)"

Page 16, line 10, delete "(e)" and insert "(g)"

Page 18, line 7, after "menu" insert "or in a similarly conspicuous and accessible location"

Page 18, line 13, delete "as" and insert "which must be"

Page 18, line 20, after "personal data" insert ", including the maintenance of an inventory of the data that must be managed to exercise these responsibilities"

Page 19, after line 4, insert:

"(g) A controller may not retain personal data that is no longer relevant and reasonably necessary in relation to the purposes for which such data were collected and processed, unless retention of the data is otherwise required by law."

Page 19, line 15, after "not" insert ":(1) require a controller to provide a good or service that requires the personal data of a consumer that the controller does not collect or maintain; or (2)"

Page 20, line 8, after "PRIVACY" and insert "POLICIES" and after "AND" insert "DATA PRIVACY"

Page 20, delete lines 9 to 11 and insert:

"(a) A controller must document and maintain a description of the policies and procedures it has adopted to comply with this chapter. The description must include, where applicable:"

Page 20, line 13, delete "officer" and insert "individual"

Page 20, line 14, after the semicolon, insert "and"

Page 20, line 15, delete "ensure"

Page 20, line 16, delete "compliance with" and insert "reflect the requirements in"

Page 20, line 21, after "data" insert ", including the maintenance of an inventory of the data that must be managed to exercise these responsibilities"

Page 20, delete lines 24 and 25 and insert:

"(v) prevent the retention of personal data that is no longer relevant and reasonably necessary in relation to the purposes for which such data were collected and processed, unless retention of the data is otherwise required by law; and"

Page 20, line 26, delete the semicolon and insert a period

Page 20, delete lines 27 and 28 and insert:

"(b) A controller must conduct and document a data privacy and protection assessment for each of the following processing activities involving personal data:"

Page 20, line 29, delete "(i)" and insert "(1)"

Page 20, line 30, delete "(ii)" and insert "(2)"

Page 21, line 1, delete "(iii)" and insert "(3)"

Page 21, line 2, delete "(iv)" and insert "(4)"

Page 21, line 4, delete "(v)" and insert "(5)"

Page 21, line 6, delete "(A)" and insert "(i)"

Page 21, line 7, delete "(B)" and insert "(ii)"

Page 21, line 8, delete "(C)" and insert "(iii)"

Page 21, line 11, delete "(D)" and insert "(iv)" and delete "; and" and insert a period

Page 21, delete lines 12 to 14

Page 21, line 15, delete "(b)" and insert "(c)"

Page 21, line 18, delete "(c)" and insert "(d)"

Page 21, after line 25, insert:

"(e) A data privacy and protection assessment must include the description of policies and procedures required by paragraph (a)."

Page 21, line 26, delete "(d)" and insert "(f)"

Page 22, line 3, delete "(e)" and insert "(g)"

Page 22, line 6, delete "(f)" and insert "(h)"

Page 22, line 11, after "regulations" insert ", including but not limited to data retention requirements in state or federal law notwithstanding a consumer's request to delete personal data"

Page 23, line 15, delete "for internal use only"

Page 23, line 18, delete "solely"

Page 24, line 12, delete everything after "(f)"

Page 24, line 13, delete everything before "Personal"

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred

S.F. No. 2611: A bill for an act relating to health; authorizing transfer care specialists to remove dead human bodies from the place of death; providing for registration of transfer care specialists by the commissioner of health; adding a mortuary science fee; amending Minnesota Statutes 2022, sections 149A.01, subdivision 3; 149A.02, subdivision 13a, by adding a subdivision; 149A.03; 149A.09; 149A.11; 149A.60; 149A.61, subdivisions 4, 5; 149A.62; 149A.63; 149A.65, subdivision 2; 149A.70, subdivisions 3, 4, 5, 7; 149A.90, subdivisions 2, 4, 5; proposing coding for new law in Minnesota Statutes, chapter 149A.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Health and Human Services. Report adopted.

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 1786: A bill for an act relating to public safety; providing for appointment, licensing, and compensation of railroad peace officers; addressing civil liability issues; requiring rulemaking; amending Minnesota Statutes 2022, sections 626.05, subdivision 2; 626.84, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 219.

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

Delete everything after the enacting clause and insert:

"Section 1. **[219.995] RAILROAD PEACE OFFICERS.**

Subdivision 1. **Chief law enforcement officer.** A railroad that intends to employ railroad peace officers as defined in section 626.84, subdivision 1, paragraph (h), shall appoint a chief law enforcement officer to oversee and take responsibility for all railroad peace officers employed by the railroad. The chief law enforcement officer of a railroad company must be a Minnesota licensed peace officer. Before appointing a railroad chief law enforcement officer, the railroad must submit a request for license for a license-eligible applicant, or a notice of appointment for an officer already

licensed in Minnesota, to the Board of Peace Officer Standards and Training attesting that the appointee has met all education, training, and minimum selection standards in Minnesota Rules, chapter 6700. The appointee may not exercise peace officer powers until the request for license or notification form is received and approved by the board.

Subd. 2. **Railroad; employment of peace officers.** After appointing a railroad chief law enforcement officer, a railroad may employ railroad peace officers to aid and supplement law enforcement agencies in the protection of property owned by or in the care, custody, or control of a railroad and to protect the persons and property of railroad passengers and employees.

Subd. 3. **Responsibilities of railroad company.** A railroad company that employs railroad peace officers must cooperate with the Board of Peace Officer Standards and Training with respect to the board's authority to oversee peace officer licensing. Upon request by the board, a railroad company that employs railroad peace officers must share or produce any public, private, or confidential data that the board has the authority to request from other state and local law enforcement agencies. Failure by the railroad company to comply with the board's exercise of its regulatory and oversight authority may result in implementation of sanctions as described in subdivision 7.

Subd. 4. **Duties of railroad chief law enforcement officer.** A railroad chief law enforcement officer has the same duties and responsibilities as the chief law enforcement officer of any state or local law enforcement agency including, but not limited to, appointing and supervising peace officers, ensuring ongoing continuing education of peace officers, maintaining agency and peace officer records, reporting misconduct and policy compliance, and any other duty or responsibility described in chapter 626 or Minnesota Rules, chapter 6700.

Subd. 5. **Authority; limitation.** (a) Except as otherwise provided by this section, a railroad peace officer has all powers and privileges of a licensed peace officer in this state in connection with the prevention, investigation, arrest, or prosecution of an offense occurring on railroad property and involving injury to passengers or employees of a railroad or involving an offense against property owned by or in the care, custody, or control of a railroad. A railroad peace officer's law enforcement powers shall apply only on railroad property, except that an officer may exercise the authority given to peace officers under section 629.40, subdivisions 2 and 4. If a search warrant is obtained by a railroad peace officer, the officer shall notify the chief of police of an organized full-time police department of the municipality or, if there is no local chief of police, the sheriff or a deputy sheriff of the county in which service of the warrant is to be made, prior to execution.

(b) A railroad must not direct, require, or allow a railroad peace officer to enforce a railroad's rules, policies, or procedures that are unrelated to the commission of a criminal offense, or investigate any matter involving civil litigation by or against a railroad. A railroad company that employs railroad peace officers must adopt or update any applicable policy to be consistent with this paragraph and must provide a copy of the policy to the representatives of any labor organization that represents employees of the railroad, including but not limited to any labor organization subject to the Federal Railway Labor Act. Notwithstanding any law to the contrary, a railroad peace officer who makes a representation of being a peace officer and performs or attempts to perform any of those acts is subject to discipline as if the peace officer violated the standards of conduct set forth in Minnesota Rules, chapter 6700.

Subd. 6. **Licensing.** The Board of Peace Officer Standards and Training shall license railroad peace officers appointed by the railroad's chief law enforcement officer under subdivision 1 who meet the board's standards for peace officer licensure under chapter 626 and Minnesota Rules, chapter 6700. Except as otherwise provided in this section, railroad peace officers are subject to all of the provisions applicable to peace officers under chapter 626 and Minnesota Rules, chapter 6700.

Subd. 7. **Immediate suspension of authority.** At the sole discretion of the Board of Peace Officer Standards and Training, the board may immediately suspend or revoke the license of the chief law enforcement officer of a railroad company for any reason within the board's jurisdiction. If the board suspends or revokes the license of the chief law enforcement officer, the railroad's law enforcement agency shall be deemed disbanded and the licenses of all peace officers on the railroad agency roster will be placed in inactive status. The requirement to place a peace officer's license in inactive status does not apply to a railroad peace officer who also works as a licensed peace officer for a different law enforcement agency in Minnesota, but such an officer must no longer be designated a railroad peace officer. Except as noted in this section, the licenses of railroad peace officers are subject to the requirements, restrictions, and disciplinary procedures that apply to any other licensed peace officer.

Subd. 8. **Compensation; benefits; fees.** (a) A railroad peace officer shall be compensated by the railroad by which the officer is employed.

(b) A railroad peace officer is not entitled to receive any compensation, benefits, or other remuneration provided or required to be provided to other licensed peace officers by this state or any political subdivision or agency of this state.

(c) A railroad peace officer may attend any training course offered to peace officers of this state, provided that railroad peace officers pay reasonable tuition and costs.

Subd. 9. **Railroad liability.** A railroad company employing a railroad peace officer in this state is liable for all acts, errors, and omissions of a railroad peace officer occurring in the course and scope of the peace officer's employment by the railroad and shall indemnify its peace officers for civil damages, penalties, or fines claimed or levied against the officer according to section 181.970. Neither this state nor any political subdivision or agency of the state is liable for any act, error, or omission of a railroad peace officer.

Subd. 10. **Construction.** Nothing in this section shall be construed to limit or in any way restrict the rights, powers, or privileges granted to a peace officer in this state who is not a railroad peace officer.

Sec. 2. Minnesota Statutes 2022, section 626.05, subdivision 2, is amended to read:

Subd. 2. **Peace officer.** The term "peace officer," as used in sections 626.04 to 626.17, means a person who is licensed as a peace officer in accordance with section 626.84, subdivision 1, and who serves as a sheriff, deputy sheriff, police officer, conservation officer, agent of the Bureau of Criminal Apprehension, agent of the Division of Alcohol and Gambling Enforcement, peace officer of the Commerce Fraud Bureau, University of Minnesota peace officer, Metropolitan Transit police officer, Minnesota Department of Corrections Fugitive Apprehension Unit member, or State Patrol trooper as authorized by section 299D.03, or railroad peace officer as authorized by section 219.995 and United States Code, title 49, section 28101.

Sec. 3. Minnesota Statutes 2022, section 626.84, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** For purposes of sections 626.84 to 626.863, the following terms have the meanings given them:

(a) "Board" means the Board of Peace Officer Standards and Training.

(b) "Director" means the executive director of the board.

(c) "Peace officer" means:

(1) an employee or an elected or appointed official of a political subdivision or law enforcement agency who is licensed by the board, charged with the prevention and detection of crime and the enforcement of the general criminal laws of the state and who has the full power of arrest, and shall also include the Minnesota State Patrol, agents of the Division of Alcohol and Gambling Enforcement, state conservation officers, Metropolitan Transit police officers, Department of Corrections Fugitive Apprehension Unit officers, ~~and~~ Department of Commerce Fraud Bureau Unit officers, ~~and~~ the statewide coordinator of the Violent Crime Coordinating Council, and railroad peace officers as authorized by section 219.995 and United States Code, title 49, section 28101; and

(2) a peace officer who is employed by a law enforcement agency of a federally recognized tribe, as defined in United States Code, title 25, section 450b(e), and who is licensed by the board.

(d) "Part-time peace officer" means an individual licensed by the board whose services are utilized by law enforcement agencies no more than an average of 20 hours per week, not including time spent on call when no call to active duty is received, calculated on an annual basis, who has either full powers of arrest or authorization to carry a firearm while on active duty. The term shall apply even though the individual receives no compensation for time spent on active duty, and shall apply irrespective of the title conferred upon the individual by any law enforcement agency.

(e) "Reserve officer" means an individual whose services are utilized by a law enforcement agency to provide supplementary assistance at special events, traffic or crowd control, and administrative or clerical assistance, and shall include reserve deputies, special deputies, mounted or unmounted patrols, and all other employees or volunteers performing reserve officer functions. A reserve officer's duties do not include enforcement of the general criminal laws of the state, and the officer does not have full powers of arrest or authorization to carry a firearm on duty.

(f) "Law enforcement agency" means:

(1) a unit of state or local government that is authorized by law to grant full powers of arrest and to charge a person with the duties of preventing and detecting crime and enforcing the general criminal laws of the state; ~~and~~

(2) subject to the limitations in section 626.93, a law enforcement agency of a federally recognized tribe, as defined in United States Code, title 25, section 450b(e); and

(3) subject to the limitation of section 219.995, a railroad company.

(g) "Professional peace officer education" means a postsecondary degree program, or a nondegree program for persons who already have a college degree, that is offered by a college or university in Minnesota, designed for persons seeking licensure as a peace officer, and approved by the board.

(h) "Railroad peace officer" means an individual as authorized under United States Code, title 49, section 28101:

(1) employed by a railroad for the purpose of aiding and supplementing law enforcement agencies in the protection of property owned by or in the care, custody, or control of a railroad and to protect the persons and property of railroad passengers and employees; and

(2) licensed by the board."

Amend the title accordingly

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 3438: A bill for an act relating to civil law; amending immunity for guardians; creating a task force on guardianship; requiring a report; amending Minnesota Statutes 2022, section 524.5-315; Minnesota Statutes 2023 Supplement, section 524.5-313.

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 2023 Supplement, section 524.5-313, is amended to read:

524.5-313 POWERS AND DUTIES OF GUARDIAN.

(a) A guardian shall be subject to the control and direction of the court at all times and in all things.

(b) The court shall grant to a guardian only those powers necessary to provide for the demonstrated needs of the person subject to guardianship.

(c) The court may appoint a guardian if it determines that all the powers and duties listed in this section are needed to provide for the needs of the incapacitated person. The court may also appoint a guardian if it determines that a guardian is needed to provide for the needs of the incapacitated person through the exercise of some, but not all, of the powers and duties listed in this section. The duties and powers of a guardian or those which the court may grant to a guardian include, but are not limited to:

(1) the power to have custody of the person subject to guardianship and the power to establish a place of abode within or outside the state, except as otherwise provided in this clause. The person subject to guardianship or any interested person may petition the court to prevent or to initiate a change in abode. A person subject to guardianship may not be admitted to a regional treatment center by the guardian except:

(i) after a hearing under chapter 253B;

(ii) for outpatient services; or

(iii) for the purpose of receiving temporary care for a specific period of time not to exceed 90 days in any calendar year;

(2) the duty to provide for the care, comfort, and maintenance needs of the person subject to guardianship, including food, clothing, shelter, health care, social and recreational requirements, and, whenever appropriate, training, education, and habilitation or rehabilitation. The guardian has no duty to pay for these requirements out of personal funds. Whenever possible and appropriate, the guardian should meet these requirements through governmental benefits or services to which the person subject to guardianship is entitled, rather than from the estate of the person subject to guardianship. ~~Failure to satisfy the needs and requirements of this clause shall be grounds for removal of a private guardian, but the guardian shall have no personal or monetary liability;~~

(3) the duty to take reasonable care of the clothing, furniture, vehicles, and other personal effects of the person subject to guardianship, and, if other property requires protection, the power to seek appointment of a conservator of the estate. The guardian must give notice by mail to interested persons prior to the disposition of the clothing, furniture, vehicles, or other personal effects of the person subject to guardianship. The notice must inform the person of the right to object to the disposition of the property within ten days of the date of mailing and to petition the court for a review of the guardian's proposed actions. Notice of the objection must be served by mail or personal service on the guardian and the person subject to guardianship unless the person subject to guardianship is the objector. The guardian served with notice of an objection to the disposition of the property may not dispose of the property unless the court approves the disposition after a hearing;

(4)(i) the power to give any necessary consent to enable the person subject to guardianship to receive necessary medical or other professional care, counsel, treatment, or service, except that no guardian may give consent for psychosurgery, electroshock, sterilization, or experimental treatment of any kind unless the procedure is first approved by order of the court as provided in this clause. The guardian shall not consent to any medical care for the person subject to guardianship which violates the known conscientious, religious, or moral belief of the person subject to guardianship;

(ii) a guardian who believes a procedure described in item (i) requiring prior court approval to be necessary for the proper care of the person subject to guardianship, shall petition the court for an order and, in the case of a public guardianship under chapter 252A, obtain the written recommendation of the commissioner of human services. The court shall fix the time and place for the hearing and shall give notice to the person subject to guardianship in such manner as specified in section 524.5-308 and to interested persons. The court shall appoint an attorney to represent the person subject to guardianship who is not represented by counsel, provided that such appointment shall expire upon the expiration of the appeal time for the order issued by the court under this section or the order dismissing a petition, or upon such other time or event as the court may direct. In every case the court shall determine if the procedure is in the best interest of the person subject to guardianship. In making its determination, the court shall consider a written medical report which specifically considers the medical risks of the procedure, whether alternative, less restrictive methods of treatment could be used to protect the best interest of the person subject to guardianship, and any

recommendation of the commissioner of human services for a public person subject to guardianship. The standard of proof is that of clear and convincing evidence;

(iii) in the case of a petition for sterilization of a person with developmental disabilities subject to guardianship, the court shall appoint a licensed physician, a psychologist who is qualified in the diagnosis and treatment of developmental disability, and a social worker who is familiar with the social history and adjustment of the person subject to guardianship or the case manager for the person subject to guardianship to examine or evaluate the person subject to guardianship and to provide written reports to the court. The reports shall indicate why sterilization is being proposed, whether sterilization is necessary and is the least intrusive method for alleviating the problem presented, and whether it is in the best interest of the person subject to guardianship. The medical report shall specifically consider the medical risks of sterilization, the consequences of not performing the sterilization, and whether alternative methods of contraception could be used to protect the best interest of the person subject to guardianship;

(iv) any person subject to guardianship whose right to consent to a sterilization has not been restricted under this section or section 252A.101 may be sterilized only if the person subject to guardianship consents in writing or there is a sworn acknowledgment by an interested person of a nonwritten consent by the person subject to guardianship. The consent must certify that the person subject to guardianship has received a full explanation from a physician or registered nurse of the nature and irreversible consequences of the sterilization;

(v) a guardian or the public guardian's designee who acts within the scope of authority conferred by letters of guardianship under section 252A.101, subdivision 7, and according to the standards established in this chapter or in chapter 252A shall not be civilly or criminally liable for the provision of any necessary medical care, including, but not limited to, the administration of psychotropic medication or the implementation of aversive and deprivation procedures to which the guardian or the public guardian's designee has consented;

(5) in the event there is no duly appointed conservator of the estate of the person subject to guardianship, the guardian shall have the power to approve or withhold approval of any contract, except for necessities, which the person subject to guardianship may make or wish to make;

(6) the duty and power to exercise supervisory authority over the person subject to guardianship in a manner which limits civil rights and restricts personal freedom only to the extent necessary to provide needed care and services. A guardian may not restrict the ability of the person subject to guardianship to communicate, visit, or interact with others, including receiving visitors or making or receiving telephone calls, personal mail, or electronic communications including through social media, or participating in social activities, unless the guardian has good cause to believe restriction is necessary because interaction with the person poses a risk of significant physical, psychological, or financial harm to the person subject to guardianship, and there is no other means to avoid such significant harm. In all cases, the guardian shall provide written notice of the restrictions imposed to the court, to the person subject to guardianship, and to the person subject to restrictions. The person subject to guardianship or the person subject to restrictions may petition the court to remove or modify the restrictions;

(7) if there is no acting conservator of the estate for the person subject to guardianship, the guardian has the power to apply on behalf of the person subject to guardianship for any assistance, services, or benefits available to the person subject to guardianship through any unit of government;

(8) unless otherwise ordered by the court, the person subject to guardianship retains the right to vote;

(9) the power to establish an ABLE account for a person subject to guardianship or conservatorship. By this provision a guardian only has the authority to establish an ABLE account, but may not administer the ABLE account in the guardian's capacity as guardian. The guardian may appoint or name a person to exercise signature authority over an ABLE account, including the individual selected by the eligible individual or the eligible individual's agent under a power of attorney; conservator; spouse; parent; sibling; grandparent; or representative payee, whether an individual or organization, appointed by the SSA, in that order; and

(10) if there is no conservator appointed for the person subject to guardianship, the guardian has the duty and power to institute suit on behalf of the person subject to guardianship and represent the person subject to guardianship in expungement proceedings, harassment proceedings, and all civil court proceedings, including but not limited to restraining orders, orders for protection, name changes, conciliation court, housing court, family court, probate court, and juvenile court, provided that a guardian may not settle or compromise any claim or debt owed to the estate without court approval.

Sec. 2. Minnesota Statutes 2022, section 524.5-315, is amended to read:

524.5-315 RIGHTS AND IMMUNITIES OF GUARDIAN; LIMITATIONS.

(a) A guardian is entitled to reasonable compensation for services as guardian and to reimbursement for expenditures made on behalf of the person subject to guardianship, in a manner consistent with section 524.5-502.

(b) a guardian is not liable to a third person for acts of the person subject to guardianship solely by reason of the relationship. A guardian who exercises reasonable care in choosing a third person providing medical or other care, treatment, or service for the person subject to guardianship is not liable for injury to the person subject to guardianship resulting from the wrongful conduct of the third person.

(c) A guardian may not revoke the health care directive of a person subject to guardianship or conservatorship absent a court order.

(d) A guardian may not initiate the commitment of a person subject to guardianship to an institution except in accordance with section 524.5-313.

(e) Failure to satisfy the duties of a guardian under section 524.5-313, paragraph (c), shall be grounds for removal of a private guardian but such guardian shall not be held liable for acts or omissions made in the discharge of the guardian's duties except for acts or omissions that result in harm to the person subject to guardianship and that constitute reckless or willful misconduct, or gross negligence.

Sec. 3. Minnesota Statutes 2022, section 524.5-317, is amended to read:

524.5-317 TERMINATION OR MODIFICATION OF GUARDIANSHIP; COURT ORDERS.

(a) A guardianship terminates upon the death of the person subject to guardianship, upon the expiration of the duration of guardianship established in the order appointing the guardian, or upon order of the court.

(b) On petition of any person interested in the welfare of the person subject to guardianship the court may terminate a guardianship if the person subject to guardianship no longer needs the assistance or protection of a guardian. The court may modify the type of appointment or powers granted to the guardian if the extent of protection or assistance previously granted is currently excessive or insufficient or the capacity of the person subject to guardianship to provide for support, care, education, health, and welfare has so changed as to warrant that action. The court may make any other order that is in the best interests of the person subject to guardianship or may grant other appropriate relief.

(c) Except as otherwise ordered by the court for good cause, the court, before terminating a guardianship, shall follow the same procedures to safeguard the rights of the person subject to guardianship as apply to a petition for guardianship. Upon presentation by the petitioner of evidence establishing a prima facie case for termination, the court shall order the termination and discharge the guardian unless it is proven that continuation of the guardianship is in the best interest of the person subject to guardianship.

(d) Any documents or information disclosing or pertaining to health or financial information shall be filed as confidential documents, consistent with the bill of particulars under section 524.5-121.

(e) A guardian has the right to petition the court for discharge from the guardianship.

(f) If, after a good faith effort, the guardian is unable to find a successor guardian, the guardian may petition the court for resignation. The court may allow the guardian to resign if such resignation would not result in substantial harm to the person subject to guardianship based on clear and convincing evidence."

Amend the title accordingly

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was referred

S.F. No. 4625: A bill for an act relating to forfeiture; providing for a criminal forfeiture process; amending Minnesota Statutes 2022, sections 145.4716, subdivision 2; 289A.14; 299A.681, subdivision 11; 609.66, subdivision 1d; 609.762, subdivision 2; 611.32, subdivision 2; 629.715, subdivision 2; Minnesota Statutes 2023 Supplement, section 609.5316, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 2022, sections 609.531, subdivisions 1a, 4, 5, 5a, 6a, 7, 8, 9; 609.5311, subdivisions 2, 3, 4; 609.5312; 609.5313; 609.5314, subdivisions 1a, 2; 609.5315, subdivisions 1, 2, 3, 4, 5, 5a, 5b, 5c, 7; 609.5318; 609.5319;

609.762, subdivisions 3, 4, 5, 6; Minnesota Statutes 2023 Supplement, sections 609.531, subdivision 1; 609.5311, subdivision 1; 609.5314, subdivisions 1, 3.

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

Page 15, line 15, delete "equally" and delete the colon and insert "the general fund of the governing authority of the seizing agency."

Page 15, delete lines 16 to 18

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

Senator Frentz from the Committee on Energy, Utilities, Environment, and Climate, to which was re-referred

S.F. No. 4784: A bill for an act relating to energy; establishing the Minnesota Energy Infrastructure Permitting Act; modifying provisions governing certificates of need; making conforming and technical changes; authorizing administrative rulemaking; amending Minnesota Statutes 2022, sections 216A.037, subdivision 1; 216B.2421, subdivision 2; 216B.243, subdivisions 3, 3a, 4, 9; 216E.08, subdivision 2; 216E.11; 216E.13; 216E.14; 216E.15; 216E.16; 216E.18, subdivision 2a; Minnesota Statutes 2023 Supplement, sections 216B.243, subdivision 8; 216E.06; 216E.07; 216E.10, subdivisions 1, 2, 3; proposing coding for new law as Minnesota Statutes, chapter 216I; repealing Minnesota Statutes 2022, sections 216E.001; 216E.01, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10; 216E.02; 216E.03, subdivisions 2, 3a, 3b, 4, 9; 216E.04, subdivisions 1, 3, 4, 5, 6, 7, 8, 9; 216E.05, subdivisions 1, 3; 216E.08, subdivisions 1, 4; 216E.18, subdivisions 1, 2; 216F.01; 216F.011; 216F.012; 216F.015; 216F.02; 216F.03; 216F.05; 216F.06; 216F.07; 216F.08; 216F.081; Minnesota Statutes 2023 Supplement, sections 216E.01, subdivisions 3a, 6, 9a; 216E.03, subdivisions 1, 3, 5, 6, 7, 10, 11; 216E.04, subdivision 2; 216E.05, subdivision 2; 216F.04; Minnesota Rules, parts 7850.1000; 7850.1100; 7850.1200; 7850.1300; 7850.1400; 7850.1500; 7850.1600; 7850.1700; 7850.1800; 7850.1900; 7850.2000; 7850.2100; 7850.2200; 7850.2300; 7850.2400; 7850.2500; 7850.2600; 7850.2700; 7850.2800; 7850.2900; 7850.3000; 7850.3100; 7850.3200; 7850.3300; 7850.3400; 7850.3500; 7850.3600; 7850.3700; 7850.3800; 7850.3900; 7850.4000; 7850.4100; 7850.4200; 7850.4500; 7850.4600; 7850.4700; 7850.4800; 7850.4900; 7850.5000; 7850.5100; 7850.5200; 7850.5300; 7850.5400; 7850.5500; 7850.5600; 7854.0100; 7854.0200; 7854.0300; 7854.0400; 7854.0500; 7854.0600; 7854.0700; 7854.0800; 7854.0900; 7854.1000; 7854.1100; 7854.1200; 7854.1300; 7854.1400; 7854.1500.

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

Page 2, delete subdivision 6

Page 5, line 17, after "commission" insert "or its designee"

Page 5, line 18, after "commission" insert "or its designee"

Page 5, line 21, after the period, insert "This written determination constitutes a final decision of the commission."

Page 5, line 32, after "or" insert "large"

Page 6, line 13, after "facilities" insert ", including size, type, and timing of the facility"

Page 7, line 13, before "cultural" insert "environmental justice impacts, "

Page 7, after line 18, insert:

"(6) a description of the greenhouse gas emissions associated with construction and operation of the facility;

(7) a description of the climate change resilience of the facility;"

Page 7, line 19, delete "(6)" and insert "(8)"

Page 7, line 20, delete "(7)" and insert "(9)"

Page 7, line 22, delete "(8)" and insert "(10)"

Page 8, line 14, after "ten" insert "working"

Page 8, line 19, delete everything after "(a)" and insert "Upon finding"

Page 8, line 24, after "government" insert "as defined under section 10.65, subdivision 2"

Page 9, line 12, delete everything after "(a)"

Page 9, line 13, delete everything before "the"

Page 9, line 20, delete "Within 30 days after the date" and insert "Upon close of"

Page 9, line 21, delete "closes"

Page 9, line 28, delete everything after "identify" and insert "the scope of the"

Page 11, line 21, after "(a)" insert "The commission shall issue a site or route permit that is demonstrated to be in the public interest pursuant to this chapter. The commission may require any reasonable conditions in the site or route permit that are necessary to protect the public interest. The commission maintains continuing jurisdiction over the route and site permits and any conditions therein. (b)"

Page 11, line 27, delete "(b)" and insert "(c)"

Page 12, line 4, delete "(c)" and insert "(d)"

Page 12, line 6, delete "a large" and insert "an"

Page 12, line 11, before "The" insert "(a)"

Page 12, after line 13, insert:

"(b) Notwithstanding the requirements of section 216B.33, employees of the commission may take any action related to the requirements of this chapter immediately following a hearing and vote by the commission, prior to issuing a written order, finding, authorization, or certification."

Page 12, line 21, after "10" insert ", clause (2)"

Page 12, line 29, delete everything after "statement"

Page 12, line 30, delete everything before "in"

Page 13, line 3, delete "scoping decision" and insert "scope approved by the commission under section 216I.05, subdivision 10, clause (2)"

Page 13, line 10, delete "ten" and insert "15"

Page 13, line 14, delete everything after "Hearings"

Page 13, line 15, delete everything before the period

Page 13, line 18, delete "and"

Page 13, line 20, after "proposed" insert ", and (3) Tribal governments as defined by section 10.65, subdivision 2"

Page 13, line 28, after "after" insert "completion of post-hearing briefing or"

Page 13, line 29, after "closes" insert ", whichever is later"

Page 14, line 2, after "for" insert "which the applicant's proposal is"

Page 14, line 7, after "to" insert "projects for which the applicant's proposal is"

Page 14, line 30, after "impacts" insert "consistent with the scoping decision made pursuant to section 216I.06, subdivision 10, clause (2)" and delete everything after the period and insert "The public may provide comments on the environmental assessment and any addendum to the environmental assessment at the public hearing and comment period under subdivision 4."

Page 14, delete line 31

Page 14, line 32, delete everything before "When"

Page 15, line 4, delete everything after "hearing." and insert "After the commission issues any environmental assessment addendum and a draft permit under section 216I.05, subdivision 10,"

Page 15, line 5, delete everything before "the"

Page 15, line 10, after "hearing" insert "and prepare a report"

Page 17, line 10, delete "MINOR ALTERATIONS;"

Page 17, line 11, delete "a project that" and insert "a request by the owner of the large energy infrastructure facility to modify any provision or condition of a site or route permit issued by the commission, including the following"

Page 17, line 14, after the semicolon, insert "or"

Page 17, delete lines 15 to 17

Page 17, line 18, delete "(3)" and insert "(2)"

Page 17, line 24, delete the semicolon and insert a period

Page 17, delete lines 25 to 28

Page 17, line 29, delete "make a minor alteration in" and insert "amend"

Page 18, line 27, after "solar" insert "energy"

Page 20, line 27, after "216E.02;" insert "216E.021;"

Page 29, line 28, delete "must comply with the requirements" and insert "shall participate in the commission's siting and routing activities as described in"

Page 29, line 29, delete the first "of" and after "consideration" insert "and resolution"

Page 32, line 9, delete "of commerce"

Page 32, line 10, delete "7849" and insert "7850"

Renumber the subdivisions in sequence

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

SECOND READING OF SENATE BILLS

S.F. Nos. 4804, 3204, 439, 4006, 4120, 4384, 4753, 3328, 3438, and 4625 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 3613 and 3769 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Anderson and Carlson introduced--

S.F. No. 5136: A bill for an act relating to crime; modifying period of time that criminal investigation is active regarding investigative data; amending Minnesota Statutes 2022, section 13.82, subdivision 7.

Referred to the Committee on Judiciary and Public Safety.

Senator Jasinski introduced--

S.F. No. 5137: A bill for an act relating to capital investment; appropriating money for sanitary sewer improvements in the city of Waseca; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Lieske, Kupec, Coleman, Kreun, and Duckworth introduced--

S.F. No. 5138: A bill for an act relating to public safety; expanding fourth-degree assault crime related to nurses, physicians, and other persons providing health care services; amending Minnesota Statutes 2022, section 609.2231, subdivision 2, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

Senator Kreun introduced--

S.F. No. 5139: A bill for an act relating to taxation; property; providing a distribution of the state general levy to certain municipalities; amending Minnesota Statutes 2022, section 275.025, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Mathews introduced--

S.F. No. 5140: A bill for an act relating to state government; requiring audio recording of the state constitution.

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

Senator Rarick introduced--

S.F. No. 5141: A bill for an act relating to natural resources; requiring a report on reopening General C.C. Andrews State Nursery.

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

Senator Jasinski introduced--

S.F. No. 5142: A bill for an act relating to transportation; establishing an autonomous ditch mowing program; requiring a report.

Referred to the Committee on Transportation.

Senators Lieske, Kupec, Coleman, Kreun, and Hoffman introduced--

S.F. No. 5143: A bill for an act relating to public safety; expanding fourth-degree assault crime related to transit operators to include transportation network company drivers; amending Minnesota Statutes 2023 Supplement, section 609.2231, subdivision 11.

Referred to the Committee on Judiciary and Public Safety.

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

S.F. No. 5144: A bill for an act relating to statutory construction; establishing a biological definition of male and female; defining terms; amending Minnesota Statutes 2022, section 645.451, by adding subdivisions.

Referred to the Committee on Health and Human Services.

Senators Duckworth, Coleman, Housley, Pratt, and Kreun introduced--

S.F. No. 5145: A bill for an act relating to taxation; local taxes and fees; repealing the regional transportation sales and use tax; repealing the metropolitan region sales and use tax; repealing local affordable housing aid; repealing the retail delivery fee; providing for use of amounts in repealed accounts; making technical changes; amending Minnesota Statutes 2023 Supplement, sections 174.49, subdivision 2; 270C.15; 297A.99, subdivision 1; Laws 2023, chapter 37, article 1, section 2, subdivision 30; repealing Minnesota Statutes 2023 Supplement, sections 168E.01; 168E.03; 168E.05; 168E.07; 168E.09; 297A.9915; 297A.9925; 462A.05, subdivision 42; 462A.2095; 473.4051, subdivision 2; 473.4465; 477A.35; 477A.37.

Referred to the Committee on Transportation.

Senator Morrison introduced--

S.F. No. 5146: A bill for an act relating to capital investment; appropriating money for trail and water main improvements in the city of Shorewood; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Morrison introduced--

S.F. No. 5147: A bill for an act relating to capital investment; appropriating money for municipal infrastructure improvements in the city of Spring Park; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Hoffman introduced--

S.F. No. 5148: A bill for an act relating to health occupations; creating licensure for music therapists; establishing fees; imposing civil penalties; amending Minnesota Statutes 2022, section 144.0572, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 148G.

Referred to the Committee on Health and Human Services.

Senator Pratt introduced--

S.F. No. 5149: A bill for an act relating to liquor; establishing a social district license for the city of Shakopee.

Referred to the Committee on Commerce and Consumer Protection.

Senator Mohamed introduced--

S.F. No. 5150: A bill for an act relating to capital investment; imposing restrictions on Minnesota's Multipurpose Community Facility Projects to Support Community Revitalization, Connectedness and Equity by Promoting Education, Work and Health program.

Referred to the Committee on Capital Investment.

Senator Mohamed introduced--

S.F. No. 5151: A bill for an act relating to workforce development; creating the youth climate action fellowship program; requiring a report; appropriating money for the program.

Referred to the Committee on Jobs and Economic Development.

Senator Gustafson introduced--

S.F. No. 5152: A bill for an act relating to education finance; creating a pilot project to provide school meals to students attending online school programs; requiring a report; appropriating money.

Referred to the Committee on Education Finance.

Senator Gustafson introduced--

S.F. No. 5153: A bill for an act relating to public safety; increasing penalties for transferring certain firearms to persons who are ineligible to possess firearms; amending Minnesota Statutes 2022, section 624.7141.

Referred to the Committee on Judiciary and Public Safety.

Senators Lucero, Gruenhagen, Green, Drazkowski, and Bahr introduced--

S.F. No. 5154: A bill for an act relating to consumer protection; requiring certain energy generating facilities to be certified as child labor free; requiring certain products sold to be certified as child labor free; amending Minnesota Statutes 2022, section 216F.08; Minnesota Statutes 2023 Supplement, section 216F.04; proposing coding for new law in Minnesota Statutes, chapters 216E; 325D.

Referred to the Committee on Commerce and Consumer Protection.

Senator Oumou Verbeten introduced--

S.F. No. 5155: A bill for an act relating to taxation; tax increment financing; providing an extension of the five-year rule for a tax increment financing district in the city of St. Paul; amending Laws 2017, First Special Session chapter 1, article 6, section 22.

Referred to the Committee on Taxes.

Senator Hauschild introduced--

S.F. No. 5156: A bill for an act relating to capital investment; appropriating money for the Northeast Regional Corrections Center photovoltaic solar array project; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Hauschild introduced--

S.F. No. 5157: A bill for an act relating to labor and industry; requiring a prevailing wage for certain financial assistance; amending Minnesota Statutes 2023 Supplement, section 116J.871, subdivision 1.

Referred to the Committee on Labor.

Senator Hauschild introduced--

S.F. No. 5158: A bill for an act relating to capital investment; appropriating money for renovation and expansion of the Cook County Courthouse and Law Enforcement Center; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Hauschild introduced--

S.F. No. 5159: A bill for an act relating to health; prohibiting manufacturers and wholesale distributors from limiting pharmacy access to 340B drugs; amending Minnesota Statutes 2023 Supplement, section 151.071, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 62J.

Referred to the Committee on Health and Human Services.

Senator Carlson introduced--

S.F. No. 5160: A bill for an act relating to health; modifying membership of the Rare Disease Advisory Council; appropriating money; amending Minnesota Statutes 2022, section 256.4835, subdivisions 2, 4, by adding subdivisions.

Referred to the Committee on Health and Human Services.

Senator Pappas introduced--

S.F. No. 5161: A bill for an act relating to capital investment; providing notice of state contribution for local projects; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on Capital Investment.

Senator Kunesh introduced--

S.F. No. 5162: A bill for an act relating to state lands; appropriating money to condemn certain land in Mille Lacs County and authorizing its transfer for no consideration.

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

Senator Pha introduced--

S.F. No. 5163: A bill for an act relating to civil law; requiring landlords to provide just cause for terminating tenancy; proposing coding for new law in Minnesota Statutes, chapter 504B.

Referred to the Committee on Judiciary and Public Safety.

Senators Boldon, Mitchell, McEwen, and Maye Quade introduced--

S.F. No. 5164: A bill for an act relating to firearms; establishing standards for the safe storage of firearms and criminal penalties for failing to meet those standards; amending Minnesota Statutes 2022, section 609.666; Minnesota Statutes 2023 Supplement, section 624.713, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

Senator Boldon introduced--

S.F. No. 5165: A bill for an act relating to emergency medical services; modifying reimbursement for volunteer education costs; authorizing carryforward of certain appropriations; amending Minnesota Statutes 2023 Supplement, section 144E.35.

Referred to the Committee on Health and Human Services.

Senator Boldon introduced--

S.F. No. 5166: A bill for an act relating to campaign finance; regulating small donor political committees and funds; establishing a small donor match program; repealing the campaign public subsidy program; transferring money; amending Minnesota Statutes 2022, sections 10A.25, subdivisions 1, 2; 10A.257, subdivision 1; 10A.31, subdivisions 7a, 7b; 10A.322, subdivision 1; 10A.323; Minnesota Statutes 2023 Supplement, section 10A.31, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 10A; repealing Minnesota Statutes 2022, sections 10A.31, subdivisions 5, 6, 6a, 7, 10, 10a, 10b, 11; 10A.315; 10A.321; 10A.324, subdivisions 1, 3.

Referred to the Committee on Elections.

Senator Kreun introduced--

S.F. No. 5167: A bill for an act relating to taxation; modifying the definition of income for purposes of the property tax refund; amending Minnesota Statutes 2023 Supplement, section 290A.03, subdivision 3.

Referred to the Committee on Taxes.

Senators Klein and Drazkowski introduced--

S.F. No. 5168: A bill for an act relating to taxation; providing limitations on assessments of individual income, corporate franchise, and sales and use taxes; amending Minnesota Statutes 2022, section 270C.33, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Kunesh introduced--

S.F. No. 5169: A bill for an act relating to school boards; amending requirements for a school board to publish its proceedings; amending Minnesota Statutes 2022, section 123B.09, subdivision 10.

Referred to the Committee on Education Policy.

Senator Kunesh introduced--

S.F. No. 5170: A bill for an act relating to state government; adding the Board on Aging to the list of agencies subject to certain obligations to Tribal governments; amending Minnesota Statutes 2023 Supplement, section 10.65, subdivision 2.

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

Senators Kunesh and Mohamed introduced--

S.F. No. 5171: A bill for an act relating to health; appropriating money for a grant to plan and develop an African American-focused Homeplace model.

Referred to the Committee on Health and Human Services.

Senators Mitchell, Pratt, and Pappas introduced--

S.F. No. 5172: A bill for an act relating to arts and culture; appropriating money to commemorate Vietnam War/Southeast Asian conflict.

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

Senators Coleman and Mathews introduced--

S.F. No. 5173: A bill for an act relating to health; establishing a program to provide grants to women's pregnancy centers and maternity homes; reducing an appropriation; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Senators Coleman and Dibble introduced--

S.F. No. 5174: A bill for an act relating to transportation; allowing motorcycles to split lanes under certain circumstances; requiring public awareness campaign; appropriating money; amending Minnesota Statutes 2022, section 169.974, subdivision 5.

Referred to the Committee on Transportation.

Senators Coleman, Lucero, Mathews, and Rasmusson introduced--

S.F. No. 5175: A resolution memorializing the Government of Israel to continue to defend its citizens and bolster peaceful co-existence and mutual respect between Israelis and Palestinians.

Referred to the Committee on Judiciary and Public Safety.

MOTIONS AND RESOLUTIONS

Senator Mathews moved that the name of Senator Gruenhagen be added as a co-author to S.F. No. 1457. The motion prevailed.

Senator Mathews moved that the name of Senator Gruenhagen be added as a co-author to S.F. No. 1458. The motion prevailed.

Senator Lang moved that the name of Senator Gruenhagen be added as a co-author to S.F. No. 2869. The motion prevailed.

Senator Morrison moved that the name of Senator Abeler be added as a co-author to S.F. No. 2885. The motion prevailed.

Senator Maye Quade moved that the name of Senator Boldon be added as a co-author to S.F. No. 3503. The motion prevailed.

Senator Gustafson moved that the name of Senator Kupec be added as a co-author to S.F. No. 3527. The motion prevailed.

Senator Limmer moved that the name of Senator Mathews be added as a co-author to S.F. No. 3848. The motion prevailed.

Senator Morrison moved that the name of Senator Hoffman be added as a co-author to S.F. No. 3927. The motion prevailed.

Senator Maye Quade moved that the name of Senator Lucero be added as a co-author to S.F. No. 4029. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4041. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4042. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4043. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4045. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Gustafson be added as a co-author to S.F. No. 4093. The motion prevailed.

Senator Hauschild moved that the name of Senator Nelson be added as a co-author to S.F. No. 4446. The motion prevailed.

Senator Mann moved that the name of Senator Abeler be added as a co-author to S.F. No. 4462. The motion prevailed.

Senator Latz moved that the names of Senators Westlin and Oumou Verbeten be added as co-authors to S.F. No. 4625. The motion prevailed.

Senator Fateh moved that the name of Senator Abeler be added as a co-author to S.F. No. 4668. The motion prevailed.

Senator Housley moved that the name of Senator Mitchell be added as a co-author to S.F. No. 4685. The motion prevailed.

Senator Frenz moved that the names of Senators Nelson and Pratt be added as co-authors to S.F. No. 4784. The motion prevailed.

Senator Kunesh moved that the names of Senators Oumou Verbeten and Boldon be added as co-authors to S.F. No. 4992. The motion prevailed.

Senator Hawj moved that the name of Senator Kunesh be added as a co-author to S.F. No. 5003. The motion prevailed.

Senator Johnson moved that his name be stricken as chief author and the name of Senator Duckworth be added as chief author to S.F. No. 5016. The motion prevailed.

Senator Boldon moved that S.F. No. 3809 be withdrawn from the Committee on Judiciary and Public Safety and re-referred to the Committee on Human Services. The motion prevailed.

Senator Kunesh moved that S.F. No. 4250 be withdrawn from the Committee on Education Finance and re-referred to the Committee on Environment, Climate, and Legacy. The motion prevailed.

Senator Xiong moved that S.F. No. 4593 be withdrawn from the Committee on Judiciary and Public Safety and re-referred to the Committee on Labor. The motion prevailed.

Senator Seeberger moved that S.F. No. 4826 be withdrawn from the Committee on Transportation and re-referred to the Committee on Agriculture, Broadband, and Rural Development. The motion prevailed.

Senator McEwen moved that the appointments withdrawn from the Committee on Labor and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 20, 2024, be returned to the committee from which they were withdrawn.

BOARD OF HIGH PRESSURE PIPING SYSTEMS

Aubrey Archer
 Kyle Bain
 Nirmal Jain
 Mark Kines
 Jake Pettit

The motion prevailed.

Pursuant to Rule 5.1, Senator Coleman, chief author, moved that S.F. No. 733 be withdrawn from the Committee on Finance, given a second reading, and placed on General Orders.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Seeberger
Bahr	Eichorn	Johnson	Mathews	Utke
Coleman	Farnsworth	Koran	Miller	Weber
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

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

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Wesenberg
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Dziejdzic and Port.

The motion did not prevail.

Pursuant to Rule 5.1, Senator Westrom, chief author, moved that S.F. No. 4771 be withdrawn from the Committee on State and Local Government and Veterans, given a second reading, and placed on General Orders.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

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

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziejdzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Dziejdzic and Port.

The motion did not prevail.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Howe introduced --

Senate Resolution No. 84: A Senate resolution declaring November 1 Minnesota Beer Day.

Referred to the Committee on Rules and Administration.

Pursuant to Rule 26, Senator Murphy, Chair of the Committee on Rules and Administration, designated H.F. No. 4518 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 4518: A bill for an act relating to education finance; making forecast adjustments; appropriating money; amending Laws 2023, chapter 18, section 4, subdivisions 2, as amended, 3, as amended; Laws 2023, chapter 54, section 20, subdivisions 7, 9, 17; Laws 2023, chapter 55, article 1, section 36, subdivisions 2, 3, 4, 5, 6, 7, 9; article 2, section 64, subdivisions 2, 6, 21, 23; article 4, section 21, subdivisions 2, 5; article 5, section 64, subdivisions 3, 14; article 7, section 18, subdivisions 2, 3, 4, 6, 7; article 8, section 19, subdivisions 3, 6; article 9, section 18, subdivisions 4, 8; article 11, section 11, subdivisions 2, 3, 5, 10.

Senator Rarick moved to amend H.F. No. 4518 as follows:

Page 12, after line 14, insert:

"J. MANDATE RELIEF**Sec. 34. FUND TRANSFERS FOR FISCAL YEARS 2025, 2026, AND 2027.**

Notwithstanding Minnesota Statutes, section 123B.80, subdivision 3, or any law to the contrary, for fiscal years 2025, 2026, and 2027 only, a school district, charter school, or cooperative unit may transfer any funds not already assigned to or encumbered by staff salary and benefits, or otherwise encumbered by federal law, from any operating account or operating fund to the undesignated balance in any other operating account or operating fund. A fund or account transfer under this section must not increase state aid obligations to the district or school, or result in additional property tax authority for the district. The school board must adopt a written resolution outlining the purpose for and specifying the amount of funds that are transferred under this section. A school board must post the resolution for each approved transfer on its website and must transmit a timely, electronic notice of each approved transfer to the commissioner.

Sec. 35. RELIEF FROM STATE MANDATES FOR SCHOOL YEARS 2024-2025, 2025-2026, AND 2026-2027.

Notwithstanding any law to the contrary, for the 2024-2025, 2025-2026, and 2026-2027 school years only, a school district or charter school may adopt a resolution not to comply with a state law or rule applicable to that school if enacted, adopted, or amended after February 12, 2024, or under Laws 2023, chapter 54 or 55. Upon a recorded vote, a school board that formally resolves not to comply with a state law or rule under this section must post a record of each decision to not comply on its website and transmit to the commissioner an electronic notice of each decision."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Dahms	Duckworth	Gruenhagen	Johnson
Anderson	Dornink	Eichorn	Housley	Koran
Bahr	Draheim	Farnsworth	Howe	Kreun
Coleman	Drazkowski	Green	Jasinski	Lang

Lieske	Mathews	Pratt	Utke	Westrom
Limmer	Miller	Rarick	Weber	
Lucero	Nelson	Rasmusson	Wesenberg	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Housley and Lieske.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Dziedzic and Port.

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

H.F. No. 4518 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 51 and nays 16, as follows:

Those who voted in the affirmative were:

Abeler	Dziedzic	Kreun	Mitchell	Rarick
Boldon	Farnsworth	Kunesh	Mohamed	Rest
Carlson	Fateh	Kupec	Morrison	Seeberger
Champion	Frentz	Lang	Murphy	Weber
Coleman	Gustafson	Latz	Nelson	Westlin
Cwodzinski	Hauschild	Limmer	Oumou Verbeten	Wiklund
Dahms	Hawj	Mann	Pappas	Xiong
Dibble	Hoffman	Marty	Pha	
Dornink	Housley	Maye Quade	Port	
Draheim	Jasinski	McEwen	Pratt	
Duckworth	Klein	Miller	Putnam	

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

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

Those who voted in the negative were:

Anderson	Green	Koran	Rasmusson
Bahr	Gruenhagen	Lieske	Utke
Drazkowski	Howe	Lucero	Wesenberg
Eichorn	Johnson	Mathews	Westrom

So the bill passed and its title was agreed to.

95TH DAY]

THURSDAY, MARCH 21, 2024

12539

ADJOURNMENT

Senator Murphy moved that the Senate do now adjourn until 11:00 a.m., Monday, March 25, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate

INDEX TO DAILY JOURNAL

Thursday, March 21, 2024

EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 12457 to 12458

MESSAGES FROM THE HOUSE AND FIRST READING OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
Sen. Con. No. 8	..... 12458			
Sen. Con. No. 9	..... 12459			

REPORTS OF COMMITTEES

S.F. Nos.	Page	H.F. Nos.	Page
439	..... 12469	3613	..... 12498
1786	..... 12514	3769	..... 12499
2611	..... 12514		
2915	..... 12511		
3134	..... 12510		
3204	..... 12467		
3328	..... 12510		
3428	..... 12469		
3438	..... 12518		
3542	..... 12499		
3561	..... 12500		
3691	..... 12484		
3850	..... 12500		
3975	..... 12504		
4006	..... 12500		
4120	..... 12501		
4132	..... 12485		
4156	..... 12485		
4157	..... 12486		
4314	..... 12501		
4384	..... 12502		
4483	..... 12502		
4600	..... 12498		
4625	..... 12522		
4745	..... 12459		

4753	.....	12504
4784	.....	12523
4804	.....	12459
4823	.....	12504
4891	.....	12498

SECOND READINGS

S.F. Nos.	Page	H.F. Nos.	Page
439	12526	
3204	12526	
3328	12526	
3438	12526	
4006	12526	
4120	12526	
4384	12526	
4625	12526	
4753	12526	
4804	12526	
		3613	.....
		3769	.....

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F Nos. 5136 to 5175 Pages 12526 to 12533

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
733	12535	
1457	12533	
1458	12533	
2869	12533	
2885	12533	
3503	12533	
3527	12533	
3809	12534	
3848	12533	
3927	12533	
4029	12534	
4041	12534	
4042	12534	
4043	12534	
4045	12534	
4093	12534	
4250	12535	
4446	12534	
4462	12534	
4593	12535	
4625	12534	
4668	12534	

4685	.....	12534
4771	.....	12536
4784	.....	12534
4826	.....	12535
4992	.....	12534
5003	.....	12534
5016	.....	12534
Sen. Res.		
No. 84	.....	12536

SPECIAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
		4518	..... 12537

THIRD READINGS

S.F. Nos.	Page	H.F. Nos.	Page
		4518	..... 12538

