FORTY-NINTH DAY

St. Paul, Minnesota, Friday, April 14, 2023

The Senate met at 12:00 noon and was called to order by the President.

CALL OF THE SENATE

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

The members of the Senate paused for a moment of silent prayer and reflection.

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	Fateh	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 communication was received.

March 3, 2023

The Honorable Bobby Joe Champion
President of the Senate

POST PUBLISHING NOTE: The following redactions were completed on March 24, 2026, at the request of the Metropolitan Council.

Dear Senator Champion:

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

METROPOLITAN COUNCIL

Deb Barber, [redacted] Shakopee, in the county of Scott, effective March 8, 2023, for a term expiring on January 4, 2027.

Anjuli Cameron, [redacted] Edina, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

Tyronne Carter, [redacted] Minnetonka, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

Willetha Carter, [redacted] Saint Paul, in the county of Ramsey, effective March 8, 2023, for a term expiring on January 4, 2027.

Gail Cederberg, [redacted] Mahtomedi, in the county of Washington, effective March 8, 2023, for a term expiring on January 4, 2027.

Reva Chamblis, [redacted] Brooklyn Park, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

Tenzin Dolkar, [redacted] Inver Grove Heights, in the county of Dakota, effective March 8, 2023, for a term expiring on January 4, 2027.

Judy Johnson, [redacted] Plymouth, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

Chai Lee, [redacted] Saint Paul, in the county of Ramsey, effective March 8, 2023, for a term expiring on January 4, 2027.

Robert Lilligren, [redacted] Minneapolis, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

Peter Lindstrom, [redacted] Falcon Heights, in the county of Ramsey, effective March 8, 2023, for a term expiring on January 4, 2027.

Diego Morales, [redacted] Coon Rapids, in the county of Anoka, effective March 8, 2023, for a term expiring on January 4, 2027.

Yassin Osman, [redacted] Minneapolis, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

John Pacheco Jr., [redacted] Minneapolis, in the county of Hennepin, effective March 8, 2023, for a term expiring on January 4, 2027.

Susan Vento, [redacted] Maplewood, in the county of Ramsey, effective March 8, 2023, for a term expiring on January 4, 2027.

Wendy Wulff, [redacted] Lakeville, in the county of Dakota, effective March 8, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on Transportation.)

Sincerely,
Tim Walz, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 463, 1019, and 2204.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted April 13, 2023

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 463: A bill for an act relating to capital investment; appropriating money for the Rural Finance Authority; authorizing the sale and issuance of state bonds.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 548, now on General Orders.

H.F. No. 1019: A bill for an act relating to civil actions; modifying the survival of certain causes of action; amending Minnesota Statutes 2022, sections 573.01; 573.02, subdivisions 1, 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 997, now on General Orders.

H.F. No. 2204: A bill for an act relating to metropolitan government; providing for redistricting of the Metropolitan Council districts; amending Minnesota Statutes 2022, section 473.123, by adding a subdivision; repealing Minnesota Statutes 2022, section 473.123, subdivision 3e.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2171, now on General Orders.

REPORTS OF COMMITTEES

Senator Murphy moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 2099.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 44 and nays 17, as follows:

Those who voted in the affirmative were:

Boldon	Duckworth	Housley	McEwen	Pha
Carlson	Dziedzic	Johnson	Miller	Port
Champion	Farnsworth	Klein	Mitchell	Putnam
Coleman	Fateh	Kreun	Mohamed	Seeberger
Cwodzinski	Frentz	Kunesh	Morrison	Weber
Dahms	Gustafson	Kupec	Murphy	Westlin
Dibble	Hauschild	Latz	Nelson	Wiklund
Dornink	Hawj	Mann	Oumou Verbeten	Xiong
Draheim	Hoffman	Maye Quade	Pappas	

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Farnsworth and Miller.

Those who voted in the negative were:

Anderson	Gruenhagen	Lang	Rarick	Westrom
Bahr	Howe	Lieske	Rasmusson	
Eichorn	Jasinski	Lucero	Utke	
Green	Koran	Mathews	Wesenberg	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr and Lang.

The motion prevailed.

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

S.F. No. 2099: A bill for an act relating to transportation; driver and vehicle services; establishing full-service providers; allowing full-service providers to provide copies of certain driver and vehicle records; increasing filing fees for driver's license applications; eliminating requirement for new Minnesota residents to take written driver's license exam; modifying provisions regarding access to driver and vehicle services information system; making various changes to driver and vehicle services procedures; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 168.002, by adding a subdivision; 168.327, subdivisions 1, 2, 3, by adding a subdivision; 168.33, subdivision 7; 168.345, subdivision 2; 169.09, subdivision 13, by adding a subdivision; 171.01, by adding a subdivision; 171.06, by adding a subdivision; 171.061, subdivision 4; 171.0705, by adding a subdivision; 171.12, subdivision 1a; 171.13, subdivisions 1, 1a; 299A.705, subdivisions 1, 3, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 171; 299A.

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

Page 11, after line 33, insert:

"(f) An individual whose access was permanently revoked under this section between October 1, 2018, and September 30, 2023, based on the commissioner's determination that the individual willfully entered, updated, accessed, shared, or disseminated data in violation of state or federal law, may apply to the commissioner for reinstatement of their access. An individual convicted of a

crime related to the conduct that resulted in permanent revocation of their access is ineligible to reapply for access under this section. Any individual reapplying for access must submit the request in writing to the commissioner no later than June 30, 2024, and the request must contain:

(1) written documentation that demonstrates the individual is currently employed at an agency or entity that requires access for the employee to conduct their work duties;

(2) written documentation that demonstrates the individual is in compliance with all existing requirements to be considered eligible for access, including completion of required background checks;

(3) a signed statement from their employer acknowledging the employer is aware that the individual's access was previously revoked and any future violations of state or federal law may again result in permanent revocation of access; and

(4) a signed statement from the individual describing:

(i) their understanding of appropriate use of the system data under state and federal laws; and

(ii) the remedial steps they have taken to ensure no future misuse occurs.

The commissioner must respond in writing to the individual's request for access within 90 days of receipt of the request. The commissioner's decision under this section is final and an individual applying under this section is not entitled to further review."

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

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

Senator Rest from the Committee on Taxes, to which was re-referred

S.F. No. 2684: A bill for an act relating to education finance; providing funding for prekindergarten through grade 12 education; modifying provisions for general education, education excellence, literacy, teachers, special education, facilities, nutrition, libraries, early childhood, community education, and state agencies; making forecast adjustments; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 119A.52; 120A.20, subdivision 1; 120B.11, subdivisions 1, 2; 120B.12; 120B.122, subdivision 1; 121A.19; 121A.41, subdivision 7; 121A.582, subdivision 1; 122A.092, subdivision 5; 122A.183, subdivision 1; 122A.184, subdivision 1; 122A.185, subdivision 1; 122A.187, subdivision 5; 122A.31, subdivision 1; 122A.40, subdivisions 3, 5; 122A.41, subdivision 2, by adding a subdivision; 122A.415, subdivision 4; 122A.59; 122A.635; 122A.70; 122A.73, subdivisions 2, 3; 123B.147, subdivision 3; 123B.595, subdivision 3; 123B.92, subdivision 1; 124D.095, subdivisions 2, 7, 8; 124D.1158, as amended; 124D.128, subdivision 2; 124D.13, by adding a subdivision; 124D.151, subdivision 6; 124D.165, subdivisions 2, 3; 124D.20, subdivisions 3, 5; 124D.2211; 124D.231; 124D.42, subdivision 8; 124D.531, subdivisions 1, 4; 124D.55; 124D.56; 124D.59, subdivision 2; 124D.65, subdivision 5; 124D.68, subdivision 2; 124D.74, subdivision 3; 124D.81; 124D.98, by adding a subdivision; 124D.99, subdivisions 2, 3, 5; 125A.03; 125A.08; 125A.71, subdivision 1; 125A.76, subdivision 2e; 126C.05, subdivisions 1, 19; 126C.10, subdivisions 2, 2d, 2e, 4, 13, 13a, 14; 126C.12, by adding a subdivision; 126C.15, subdivision 2; 126C.17, by adding a subdivision; 126C.40, subdivisions 1, 6; 126C.43, subdivision

2; 134.355, subdivisions 1, 5, 6, 7; 256B.0625, subdivision 26; 268.085, subdivision 7; Laws 2021, First Special Session chapter 13, article 1, sections 9; 10, subdivisions 2, 3, 4, 5, 6, 7, 9; article 2, section 4, subdivisions 2, 3, 4, 12, 27; article 3, section 7, subdivision 7; article 5, section 3, subdivisions 2, 3, 4; article 7, section 2, subdivisions 2, 3; article 8, section 3, subdivisions 2, 3, 4; article 9, section 4, subdivisions 5, 6, 12; article 10, section 1, subdivisions 2, 8; article 11, section 4, subdivision 2; Laws 2023, chapter 18, section 4, subdivisions 2, 3; proposing coding for new law in Minnesota Statutes, chapters 120B; 121A; 122A; 124D; 125A; 127A; 134; repealing Minnesota Statutes 2022, sections 122A.06, subdivision 4; 268.085, subdivision 8; Laws 2023, chapter 18, section 4, subdivision 5.

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

Page 8, line 14, delete "$539,086" and insert "$587,244"

Page 8, line 16, delete "$530,147" and insert "$578,149"

Page 8, line 19, delete "$541,385" and insert "$597,109"

Page 9, line 24, delete "$23,468" and insert "$23,683"

Page 9, line 25, delete "$23,359" and insert "$23,490" and delete "$23,372" and insert "$23,499"

Page 9, line 27, delete "2025" and insert "2024"

Page 12, line 29, delete "once"

Page 13, line 2, delete "and"

Page 13, line 5, delete the period and insert "; and"

Page 13, after line 5, insert:

"(4) the expiring referendum has not been previously renewed under this subdivision."

Page 13, line 13, delete "levy is certified" and insert "written resolution is adopted"

Page 16, line 22, delete "8,102,554,000" and insert "8,100,088,000"

Page 16, line 23, delete "8,476,351,000" and insert "8,478,142,000"

Page 16, line 24, delete "$7,395,300,000" and insert "$7,392,835,000"

Page 16, line 26, delete "$772,528,000" and insert "$772,256,000" and delete "$7,703,819,000" and insert "$7,705,886,000"

Page 38, line 23, delete "5,075,000" and insert "4,738,000"

Page 38, line 24, delete "5,076,000" and insert "4,738,000"

Page 38, line 25, delete everything after the comma and insert "$2,755,000 each year"

Page 38, line 26, delete "are" and insert "is"

Page 38, line 29, delete "$2,124,000" and insert "$1,983,000"

Page 39, line 5, delete "$14,968,000" and insert "$14,786,000"

Page 121, line 10, delete "not exceed" and insert "be included within"

Page 134, delete section 7

Page 143, line 15, delete "greater" and insert "lesser"

Renumber the sections in sequence

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

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

S.F. No. 3157: A bill for an act relating to transportation; establishing a budget for transportation; appropriating money for transportation purposes, including Department of Transportation, Metropolitan Council, and Department of Public Safety activities; authorizing the sale and issuance of state bonds; modifying various provisions governing transportation finance, including vehicle registration, drivers' licenses, and the motor vehicle sales tax; authorizing the Metropolitan Council to impose a metropolitan region sales tax for roads, transit, and active transportation projects; amending various provisions relating to transportation, motor vehicles, drivers, driver's education, bicycle safety, traffic safety, transit safety, license plates, rail safety, and the Metropolitan Council; requiring reports and studies; creating an advisory council; establishing a Metropolitan Council governance commission; making technical changes; amending Minnesota Statutes 2022, sections 3.9741, subdivision 5; 13.69, subdivision 1; 13.6905, by adding a subdivision; 115E.042, subdivisions 2, 3, 4, 5, 6; 123B.90, subdivision 2; 151.37, subdivision 12; 160.262, subdivision 3; 160.266, subdivisions 1b, 6, by adding a subdivision; 161.045, subdivision 3; 161.088, subdivisions 1, 2, 4, 5, by adding subdivisions; 161.45, subdivisions 1, 2; 161.46, subdivision 2; 161.53; 162.145, subdivisions 2, 3, 4; 168.002, by adding a subdivision; 168.013, subdivisions 1a, 8; 168.1293, subdivision 7; 168.1295, subdivision 5; 168.1296, subdivision 5; 168.1298, subdivision 5; 168.27, subdivisions 11, 31; 168.326; 168.327, subdivisions 1, 2, 3, 5b, by adding a subdivision; 168.33, subdivision 7; 168.345, subdivision 2; 168.381, subdivision 4; 168A.152, subdivision 2; 168A.29, subdivision 1; 168A.31, subdivision 2; 168D.06; 168D.07; 169.011, subdivision 27; 169.09, subdivision 13, by adding a subdivision; 169.14, by adding a subdivision; 169.18, subdivisions 3, 11; 169.222, subdivision 4, by adding a subdivision; 169.345, subdivision 2; 169.475, subdivisions 2, 3; 169A.60, subdivision 16; 171.01, by adding a subdivision; 171.042; 171.05, subdivision 2; 171.06, subdivisions 2, 3, as amended, by adding a subdivision; 171.061, subdivision 4; 171.07, subdivisions 11, 15; 171.0705, by adding a subdivision; 171.12, subdivision 1a; 171.13, subdivisions 1, 1a, 7; 171.26; 171.29, subdivision 2; 171.36; 174.01, by adding a subdivision; 174.03, subdivision 1c; 174.38, subdivisions 3, 6; 219.015, subdivision 2; 219.1651; 222.37, subdivision 1; 256.9752, by adding a subdivision; 270C.15; 297A.61, subdivision 7; 297A.64, subdivisions 1, 2; 297A.94; 297A.99, subdivision 1; 297B.02, subdivision 1; 297B.09; 299A.01, by adding a subdivision; 299A.55; 299A.705, subdivisions 1, 3, by adding a subdivision; 357.021, subdivisions 6, 7; 360.915,

subdivision 6; 473.146, subdivision 1, by adding a subdivision; 473.3994, subdivisions 1a, 4, 7, 9, 14; 473.3995; 473.3997; 473.405, subdivision 4; 473.859, by adding a subdivision; 609.855, subdivisions 1, 3, 7, by adding a subdivision; Laws 2005, First Special Session chapter 6, article 3, section 103; Laws 2018, chapter 214, article 1, section 16, subdivision 11, as amended; Laws 2021, First Special Session chapter 5, article 1, sections 2, subdivision 2; 4, subdivision 5; article 4, section 143; Laws 2022, chapter 39, section 2; proposing coding for new law in Minnesota Statutes, chapters 4; 123B; 160; 161; 162; 168; 169; 171; 174; 219; 290; 297A; 299A; 473; proposing coding for new law as Minnesota Statutes, chapter 168E; repealing Minnesota Statutes 2022, sections 167.45; 168.121, subdivision 5; 168.1282, subdivision 5; 168.1294, subdivision 5; 168.1299, subdivision 4; 168B.15; 169.829, subdivision 2; 299A.705, subdivision 2; 360.915, subdivision 5; Minnesota Rules, parts 7411.0530; 7411.0535.

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

Page 6, delete line 34 and insert:

"(a) **Operations and Maintenance**	415,137,000	425,258,000"

Page 7, delete lines 1 to 4 and insert:

"Appropriations by Fund

	2024	2025
General	3,000,000	-0-
Trunk Highway	412,137,000	425,258,000"

Page 7, delete line 29 and insert:

"(1) **Planning and Research**	32,679,000	33,465,000"

Page 8, delete lines 24 to 28 and insert:

"(2) **Program Delivery**	284,751,000	273,985,000

Appropriations by Fund

	2024	2025
General	23,743,000	2,000,000
Trunk Highway	261,008,000	271,985,000"

Page 10, delete line 15 and insert:

"(c) **State Road Construction**	1,210,213,000	1,179,045,000"

Page 11, delete lines 12 to 15 and insert:

"The base for this appropriation is $1,166,813,000 in each of fiscal years 2026 and 2027.

(d) **Corridors of Commerce**	25,000,000	30,000,000"

Page 11, delete lines 21 to 24 and insert:

"(e) **Highway Debt Service** 270,205,000 297,377,000"

Page 11, line 25, delete "$267,097,000" and insert "$267,205,000"

Page 11, line 26, delete "$294,280,000" and insert "$294,377,000"

Page 12, delete line 19 and insert:

"(a) **County State-Aid Highways** 969,647,000 1,037,326,000"

Page 13, delete line 13 and insert:

"(b) **Municipal State-Aid Streets** 235,772,000 247,104,000"

Page 35, delete section 2 and insert:

"Sec. 2. **DEPARTMENT OF TRANSPORTATION**

Subdivision 1. **Corridors of Commerce** $ 350,000,000

(a) This appropriation is to the commissioner of transportation for the corridors of commerce program under Minnesota Statutes, section 161.088. The commissioner may use up to 17 percent of the amount for program delivery.

(b) This appropriation is available in the amounts of:

(1) $175,000,000 in fiscal year 2024; and

(2) $175,000,000 in fiscal year 2025.

(c) The appropriation in this subdivision cancels as specified under Minnesota Statutes, section 16A.642, except that the commissioner of management and budget must count the start of authorization for issuance of state bonds as the first day of the fiscal year during which the bonds are available to be issued as specified under paragraph (b), and not as the date of enactment of this section.

Subd. 2. **State Road Construction** 200,000,000

(a) This appropriation is to the commissioner of transportation for construction, reconstruction, and improvement of trunk highways, including design-build contracts,

internal department costs associated with delivering the construction program, and consultant usage to support these activities. The commissioner may use up to 17 percent of the amount for program delivery.

(b) This appropriation is available in the amounts of:

(1) $100,000,000 in fiscal year 2024; and

(2) $100,000,000 in fiscal year 2025.

(c) The appropriation in this subdivision cancels as specified under Minnesota Statutes, section 16A.642, except that the commissioner of management and budget must count the start of authorization for issuance of state bonds as the first day of the fiscal year during which the bonds are available to be issued as specified under paragraph (b), and not as the date of enactment of this section."

Page 36, delete section 3 and insert:

"Sec. 3. **BOND SALE EXPENSES** **$ 550,000**

(a) This appropriation is to the commissioner of management and budget for bond sale expenses under Minnesota Statutes, sections 16A.641, subdivision 8, and 167.50, subdivision 4.

(b) This appropriation is available in the amounts of:

(1) $275,000 in fiscal year 2024; and

(2) $275,000 in fiscal year 2025."

Page 41, delete section 7

Page 42, delete sections 8 and 9

Page 43, delete sections 10 and 11

Page 44, delete sections 13 and 14

Page 45, delete section 15

Page 51, line 10, delete "three-quarters" and insert "one-half"

Page 51, delete lines 16 to 17 and insert:

"Subd. 4. **Deposit.** Proceeds of the metropolitan sales tax must be deposited as follows:

(1) 83 percent in the metropolitan area transit account under section 16A.88; and

(2) 17 percent in the county state-aid highway fund."

Page 51, line 24, after "4" insert ", clause (1),"

Page 53, delete subdivision 2

Page 53, line 13, delete "allocated to the"

Page 53, line 14, delete "council under subdivision 2, clause (1),"

Page 54, line 12, delete "subdivision 2, clause (2)" and insert "section 297A.9925, subdivision 4, clause (2)"

Page 176, delete lines 22 to 26 and insert:

"(d) The commissioner must not allocate an amount of credits totaling more than $2,000,000 each year. If the entire annual amount is not allocated in the taxable year beginning after December 31, 2023, and before January 1, 2025, any remaining amount is available for the taxable year beginning after December 31, 2024, and before January 1, 2026. The commissioner must not award any credits for taxable years beginning after December 31, 2025."

Page 176, delete lines 27 to 28

Renumber the subdivisions and sections in sequence

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 Marty from the Committee on Finance, to which was referred

H.F. No. 1999: A bill for an act relating to state government; appropriating money from outdoor heritage, clean water, parks and trails, and arts and cultural heritage funds; modifying prior appropriations; modifying provisions related to outdoor heritage fund and parks and trails fund; modifying Clean Water Legacy Act; requiring financial review of certain grant recipients; requiring reports; amending Minnesota Statutes 2022, sections 85.53, subdivision 2, by adding a subdivision; 85.536, subdivisions 1, 2; 97A.056, subdivisions 2, 11, 22; 114D.20, subdivision 2; 114D.30, subdivisions 4, 6, 7; 114D.50, subdivision 4; 129D.17, by adding subdivisions; Laws 2020, chapter 104, article 1, section 2, subdivision 5, as amended.

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

Delete everything after the enacting clause and insert:

"ARTICLE 1

OUTDOOR HERITAGE FUND

Section 1. **APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the outdoor heritage fund for the fiscal year indicated for each purpose. The "first year" is fiscal year 2024. The "second year" is fiscal year 2025. The "biennium" is fiscal years 2024 and 2025. The appropriations in this article are onetime appropriations.

	APPROPRIATIONS Available for the Year Ending June 30	
	2024	**2025**
Sec. 2. **OUTDOOR HERITAGE FUND**		
Subdivision 1. **Total Appropriation**	**$ 171,135,000**	**$ 655,000**
This appropriation is from the outdoor heritage fund. The amounts that may be spent for each purpose are specified in the following subdivisions.		
Subd. 2. **Prairies**	31,917,000	-0-
(a) Minnesota Prairie Recovery Program, Phase XIII		
$3,856,000 the first year is to the commissioner of natural resources for an agreement with The Nature Conservancy to acquire land in fee and restore and enhance native prairie, grasslands, wetlands, and savanna. Subject to the evaluation criteria in Minnesota Rules, part 6136.0900, priority must be given to acquiring lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. Annual income statements and balance sheets for income and expenses from land acquired with this appropriation must be submitted to the Lessard-Sams Outdoor Heritage Council no		

later than 180 days after the close of The Nature Conservancy's fiscal year. A list of proposed land acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan and must be consistent with the priorities identified in the *Minnesota Prairie Conservation Plan*.

(b) Martin County DNR WMA Acquisition, Phase VII

$2,137,000 the first year is to the commissioner of natural resources for agreements to acquire land in fee and restore and enhance strategic prairie grassland, wetland, and other wildlife habitat in Martin and Watonwan Counties for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8, as follows: $1,670,000 to Fox Lake Conservation League Inc.; $421,000 to Ducks Unlimited; and $46,000 to The Conservation Fund. A list of proposed acquisitions must be provided as part of the required accomplishment plan.

(c) RIM Grasslands Reserve, Phase V

$2,747,000 the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements and to restore and enhance grassland habitat under Minnesota Statutes, sections 103F.501 to 103F.531. Of this amount, up to $46,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(d) Prairie Chicken Habitat Partnership of the Southern Red River Valley, Phase IX

$4,400,000 the first year is to the commissioner of natural resources for an agreement with Pheasants Forever, in cooperation with the Minnesota Prairie Chicken Society, to acquire land in fee and

restore and enhance lands in the southern Red River Valley for wildlife management purposes under Minnesota Statutes, section 86A.05, subdivision 8, or to be designated and managed as waterfowl production areas in Minnesota, in cooperation with the United States Fish and Wildlife Service. Subject to the evaluation criteria in Minnesota Rules, part 6136.0900, priority must be given to acquiring lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(e) Working Lands for Habitat

$2,709,000 the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements that allow long-term grazing while also protecting wildlife habitat and water quality under Minnesota Statutes, sections 103F.501 to 103F.531. Grazing plans must be developed before grazing is allowed. Of this amount, up to $46,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(f) Accelerating the Wildlife Management Area Program, Phase XV

$5,216,000 the first year is to the commissioner of natural resources for an agreement with Pheasants Forever to acquire in fee and restore and enhance lands for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8. Subject to the evaluation criteria in Minnesota Rules, part 6136.0900, priority must be given to acquiring lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of

proposed land acquisitions must be provided as part of the required accomplishment plan.

(g) Accelerating the USFWS Habitat Conservation Easement Program, Phase IV

$5,077,000 the first year is to the commissioner of natural resources for agreements to restore and enhance wetland and prairie habitat on habitat easements of the United States Fish and Wildlife Service as follows: $3,391,000 to Ducks Unlimited and $1,686,000 to Pheasants Forever. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(h) DNR Grassland Enhancement, Phase XV

$3,003,000 the first year is to the commissioner of natural resources to accelerate the restoration and enhancement of prairies, grasslands, and savannas in wildlife management areas, in scientific and natural areas, in aquatic management areas, on lands in the native prairie bank, in bluff prairies on state forest land in southeastern Minnesota, and in waterfowl production areas and refuge lands of the United States Fish and Wildlife Service. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(i) Enhanced Public Land - Grasslands, Phase VI

$2,772,000 the first year is to the commissioner of natural resources for an agreement with Pheasants Forever to enhance and restore grassland and wetland habitat on public lands. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

Subd. 3. **Forests**	6,569,000	-0-

(a) Hardwood Hills Habitat Conservation Program

$1,894,000 the first year is to the commissioner of natural resources for

agreements to acquire permanent conservation easements and restore and enhance forest habitats in the hardwood hills ecological section of west-central Minnesota as follows: $175,000 to St. John's University and $1,719,000 to Minnesota Land Trust. $168,000 of the amount to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed permanent conservation easements, restorations, and enhancements must be provided as part of the required accomplishment plan.

(b) Camp Ripley Sentinel Landscape Protection Program ACUB, Phase XI

$2,133,000 the first year is to the Board of Water and Soil Resources, in cooperation with the Morrison County Soil and Water Conservation District, to acquire permanent conservation easements and restore and enhance forest wildlife habitat within the boundaries of the Minnesota National Guard Camp Ripley Sentinel Landscape and Army Compatible Use Buffer. Up to $111,000 to the Board of Water and Soil Resources is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(c) Protecting and Enhancing Public Land Forest Habitats by Strategically Acquiring Private Land Inholdings

$1,046,000 the first year is to the commissioner of natural resources for an agreement with the Ruffed Grouse Society to protect and enhance forest habitats by strategically acquiring private forest land inholdings to provide better public forest management, reduce fragmentation, and provide public access. A list of proposed acquisitions and enhancements must be

provided as part of the required accomplishment plan.

(d) DNR Forest Habitat Enhancement, Phase III

$1,496,000 the first year is to the commissioner of natural resources to restore and enhance forest wildlife habitats on public lands throughout Minnesota. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

Subd. 4. **Wetlands**	33,469,000	-0-

(a) RIM Wetlands - Restoring the Most Productive Habitat in Minnesota, Phase XII

$4,122,000 the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements and to restore wetlands and native grassland habitat under Minnesota Statutes, section 103F.515. Of this amount, up to $72,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(b) Shallow Lake and Wetland Protection and Restoration Program, Phase XII

$7,061,000 the first year is to the commissioner of natural resources for an agreement with Ducks Unlimited to acquire land in fee for wildlife management purposes under Minnesota Statutes, section 86A.05, subdivision 8, and to restore and enhance prairie lands, wetlands, and land that buffers shallow lakes. A list of proposed acquisitions must be provided as part of the required accomplishment plan.

(c) Wetland Habitat Protection and Restoration Program, Phase VIII

$3,012,000 the first year is to the commissioner of natural resources for an agreement with Minnesota Land Trust to

acquire permanent conservation easements and restore and enhance prairie, wetland, and other habitat on permanently protected conservation easements in high-priority wetland habitat complexes in the prairie, forest/prairie transition, and forest regions. Of this amount, up to $168,000 is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed conservation easement acquisitions and restorations and enhancements must be provided as part of the required accomplishment plan.

(d) Accelerating the Waterfowl Production Area Acquisition Program, Phase XIV

$5,231,000 the first year is to the commissioner of natural resources for an agreement with Pheasants Forever, in cooperation with the United States Fish and Wildlife Service, to acquire land in fee and restore and enhance wetlands and grasslands to be designated and managed as waterfowl production areas in Minnesota. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(e) Wetland Enhancement in the Big Woods

$619,000 the first year is to the commissioner of natural resources for an agreement with Scott-Le Sueur Waterfowlers to restore and enhance wetlands in Scott and Rice Counties. A list of proposed restorations and enhancements must be provided as part of the required accomplishment plan.

(f) Living Shallow Lakes and Wetlands Enhancement and Restoration Initiative, Phase IX

$6,634,000 the first year is to the commissioner of natural resources for an agreement with Ducks Unlimited to restore and enhance shallow lakes, wetlands, and grasslands on public lands and wetlands and grasslands under permanent conservation easement for wildlife management. A list of

proposed shallow-lake enhancements and wetland restorations must be provided as part of the required accomplishment plan.

(g) Voyageurs National Park Wetland Restoration Project, Phase III

$1,153,000 the first year is to the commissioner of natural resources for an agreement with the National Park Service to restore and enhance wetland and lacustrine habitat in Voyageurs National Park. A list of proposed restorations and enhancements must be provided as part of the required accomplishment plan.

(h) Accelerated Shallow Lakes and Wetland Enhancement, Phase XV

$3,695,000 the first year is to the commissioner of natural resources to enhance and restore shallow lakes and wetland habitat statewide. A list of proposed shallow lake and wetland restorations and enhancements must be provided as part of the required accomplishment plan.

(i) Bone Lake South Wetland Acquisition

$1,942,000 the first year is to the commissioner of natural resources for an agreement with the Comfort Lake-Forest Lake Watershed District to acquire in fee and restore and enhance lands for wildlife and water quality purposes in the Bone Lake watershed. A list of proposed acquisitions must be provided as part of the required accomplishment plan.

Subd. 5. **Habitats**	97,349,000	-0-

(a) Hennepin County Habitat Conservation Program, Phase III

$4,649,000 the first year is to the commissioner of natural resources for agreements to acquire permanent conservation easements and to restore and enhance wildlife habitat in Hennepin County as follows: $1,687,000 to Hennepin County and $2,962,000 to Minnesota Land Trust.

$216,000 of the amount to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed permanent conservation easements, restorations, and enhancements must be provided as part of the required accomplishment plan.

(b) Anoka Sand Plain Habitat Conservation, Phase VIII

$3,269,000 the first year is to the commissioner of natural resources for agreements to acquire permanent conservation easements and to restore and enhance wildlife habitat on public lands and easements in the Anoka Sand Plain ecoregion and intersecting minor watersheds as follows: $802,000 to the Anoka Conservation District; $839,000 to Great River Greening; $175,000 to the National Wild Turkey Federation; $280,000 to Sherburne County; and $1,173,000 to Minnesota Land Trust. $144,000 of the amount to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed permanent conservation easements, restorations, and enhancements must be provided as part of the required accomplishment plan.

(c) Accelerating Habitat Conservation in Southwest Minnesota, Phase II

$3,071,000 the first year is to the commissioner of natural resources for an agreement with Minnesota Land Trust to acquire permanent conservation easements and to restore and enhance high-quality wildlife habitat in southwest Minnesota. Of this amount, up to $168,000 is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed

conservation easement acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(d) Buffalo-Red River Watershed District Stream Habitat Program, Phase III

$3,748,000 the first year is to acquire permanent conservation easements and restore and enhance aquatic and upland habitat associated with the Red River and Buffalo River watersheds. Of this amount, $2,250,000 is to the commissioner of natural resources for an agreement with the Buffalo-Red River Watershed District and $1,498,000 is to the Board of Water and Soil Resources. $102,000 of the amount to the Board of Water and Soil Resources is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed acquisitions and restorations must be included as part of the required accomplishment plan.

(e) Southeast Minnesota Protection and Restoration, Phase XI

$3,675,000 the first year is to the commissioner of natural resources for agreements to acquire lands in fee and permanent conservation easements and to restore and enhance wildlife habitat on public lands and permanent conservation easements in southeast Minnesota as follows: $1,311,000 to The Nature Conservancy; $942,000 to Trust for Public Land; and $1,422,000 to Minnesota Land Trust. $168,000 of the amount to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed land acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(f) Protecting Minnesota's Lakes of Outstanding Biological Significance, Phase II

$3,648,000 the first year is to the commissioner of natural resources for agreements to acquire land in fee and permanent conservation easements and to restore and enhance lakes of outstanding biological significance in northeast and north-central Minnesota. Of this amount, $1,507,000 is to Northern Waters Land Trust and $2,141,000 is to Minnesota Land Trust. $192,000 of the amount to Minnesota Land Trust is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed acquisitions must be included as part of the required accomplishment plan.

(g) Fisheries Habitat Protection on Strategic North-Central Minnesota Lakes, Phase IX

$3,719,000 the first year is to the commissioner of natural resources for agreements to acquire land in fee and in permanent conservation easements and to restore and enhance wildlife habitat to sustain healthy fish habitat on coldwater lakes in Aitkin, Cass, Crow Wing, and Hubbard Counties as follows: $1,777,000 to Northern Waters Land Trust and $1,942,000 to Minnesota Land Trust. Up to $168,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of acquisitions must be provided as part of the required accomplishment plan.

(h) DNR Wildlife Management Area and Scientific and Natural Area Acquisition, Phase XV

$2,340,000 the first year is to the commissioner of natural resources to acquire in fee and restore and enhance lands for wildlife management purposes under

Minnesota Statutes, section 86A.05, subdivision 8, and to acquire land in fee for scientific and natural area purposes under Minnesota Statutes, section 86A.05, subdivision 5. Subject to the evaluation criteria in Minnesota Rules, part 6136.0900, priority must be given to acquiring lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(i) DNR Trout Stream Conservation Easements, Phase III

$1,043,000 the first year is to the commissioner of natural resources to acquire land in permanent conservation easements to protect trout-stream aquatic habitat. Of this amount, up to $120,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the required accomplishment plan.

(j) Metro Big Rivers, Phase XIII

$15,339,000 the first year is to the commissioner of natural resources for agreements to acquire land in fee and permanent conservation easements and to restore and enhance natural habitat systems associated with the Mississippi, Minnesota, and St. Croix Rivers and their tributaries in the metropolitan area as follows: $700,000 to Minnesota Valley Trust; $540,000 to Friends of the Mississippi River; $928,000 to Great River Greening; $11,171,000 to Trust for Public Land; and $2,000,000 to Minnesota Land Trust. Up to $192,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed land acquisitions and permanent conservation

easements must be provided as part of the required accomplishment plan.

(k) St. Croix Watershed Habitat Protection and Restoration, Phase IV

$13,306,000 the first year is to the commissioner of natural resources for agreements to acquire land in fee and permanent conservation easements and to restore and enhance natural habitat systems in the St. Croix River watershed as follows: $11,171,000 to Trust for Public Land; $105,000 to Wild Rivers Conservancy; and $2,030,000 to Minnesota Land Trust. Up to $168,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed land acquisitions and permanent conservation easements must be provided as part of the required accomplishment plan.

(l) Shell Rock River Watershed Habitat Restoration Program, Phase XII

$2,198,000 the first year is to the commissioner of natural resources for an agreement with the Shell Rock River Watershed District to acquire land in fee and to restore and enhance habitat in the Shell Rock River watershed. A list of proposed acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(m) Integrating Habitat and Clean Water, Phase II

$3,269,000 the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements and restore and enhance wildlife habitat identified in One Watershed, One Plan for stacked benefit to wildlife and clean water. Up to $85,000 of the amount is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent

conservation easements must be provided as part of the final report.

(n) Cannon River Watershed Habitat Restoration and Protection Program, Phase XII

$2,981,000 the first year is to the commissioner of natural resources for agreements to acquire lands in fee and restore and enhance wildlife habitat in the Cannon River watershed as follows: $119,000 to Clean River Partners; $994,000 to Great River Greening; and $1,868,000 to Trust for Public Land. A list of proposed land acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(o) Enhance Metro and Southeast Minnesota Trout Stream Habitats, Phase II

$1,690,000 the first year is to the commissioner of natural resources for an agreement with Minnesota Trout Unlimited to restore and enhance habitat for trout and other species in and along coldwater rivers, lakes, and streams in the metro and southeast regions of Minnesota. A list of proposed restorations and enhancements must be provided as part of the required accomplishment plan.

(p) Lake Nokomis Shoreline Enhancements for Turtles and Pollinators, Phase II

$755,000 the first year is to the commissioner of natural resources for an agreement with the Minneapolis Park and Recreation Board to enhance shoreline and upland habitat on Lake Nokomis. A list of proposed enhancements must be provided as part of the required accomplishment plan.

(q) Upper Sioux Community Habitat Restoration

$966,000 the first year is to the commissioner of natural resources for an agreement with the Upper Sioux Community to restore and enhance oak savanna, forest, prairie, and other wildlife habitats on Tribal lands. A list

of proposed restorations and enhancements must be provided as part of the required accomplishment plan.

(r) Rum River Corridor Fish and Wildlife Habitat Enhancement, Phase II

$1,699,000 the first year is to the commissioner of natural resources for an agreement with the Anoka County Soil and Water Conservation District to restore and enhance upland and riverine habitat in the Rum River corridor. A list of proposed enhancements and restorations must be provided as part of the required accomplishment plan.

(s) Restoring and Enhancing Minnesota's Important Bird Areas in the St. Croix River Valley

$1,034,000 the first year is to the commissioner of natural resources for an agreement with Audubon Minnesota to restore and enhance wildlife habitat in important bird areas and other priority wildlife areas in the St. Croix River Valley. A list of proposed restorations and enhancements must be provided as part of the required accomplishment plan.

(t) DNR St. Louis River Restoration Initiative, Phase X

$2,596,000 the first year is to the commissioner of natural resources to restore and enhance priority aquatic, riparian, and forest habitats in the St. Louis River estuary. Of this amount, up to $140,000 is for an agreement with Minnesota Land Trust. A list of proposed restorations and enhancements must be provided as part of the required accomplishment plan.

(u) DNR Aquatic Habitat Restoration and Enhancement, Phase XI

$4,122,000 the first year is to the commissioner of natural resources to restore and enhance aquatic habitat in degraded streams and aquatic management areas and

to facilitate fish passage. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(v) DNR Roving Crew, Phase II

$8,732,000 the first year is to the commissioner of natural resources to restore and enhance fish and wildlife habitat on permanently protected lands throughout Minnesota using the roving crew program of the Department of Natural Resources. A list of restoration and enhancement projects must be provided as part of the required accomplishment plan.

(w) Conservation Partners Legacy Grant Program: Statewide and Metro Habitat, Phase XV

$9,500,000 the first year is to the commissioner of natural resources for a program to provide competitive matching grants of up to $500,000 to local, regional, state, and national organizations for enhancing, restoring, or protecting forests, wetlands, prairies, or habitat for fish, game, or wildlife in Minnesota. Of this amount, at least $2,500,000 is for grants in the seven-county metropolitan area and cities with a population of 50,000 or greater. Grants must not be made for activities required to fulfill the duties of owners of lands subject to conservation easements. Grants must not be made from the appropriation in this paragraph for projects that have a total project cost exceeding $1,000,000. Of the total appropriation, $450,000 may be spent for personnel costs and other direct and necessary administrative costs. Grantees may acquire land or interests in land. Easements must be permanent. Grants may not be used to establish easement stewardship accounts. Land acquired in fee must be open to hunting and fishing during the open season unless otherwise provided by law. The program must require a match of at least ten percent from nonstate sources for all grants. The match may be cash or in-kind resources. For

grant applications of $25,000 or less, the commissioner must provide a separate, simplified application process. Subject to Minnesota Statutes, the commissioner of natural resources must, when evaluating projects of equal value, give priority to organizations that have a history of receiving, or a charter to receive, private contributions for local conservation or habitat projects. For grant requests to acquire land in fee or a conservation easement, the commissioner must give priority to projects associated with or within one mile of existing wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8; scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5; or aquatic management areas under Minnesota Statutes, sections 86A.05, subdivision 14, and 97C.02. All restoration or enhancement projects must be on land permanently protected by a permanent covenant ensuring perpetual maintenance and protection of restored and enhanced habitat, by a conservation easement, or by public ownership or in public waters as defined in Minnesota Statutes, section 103G.005, subdivision 15. Priority must be given to restoration and enhancement projects on public lands. Minnesota Statutes, section 97A.056, subdivision 13, applies to grants awarded under this paragraph. This appropriation is available until June 30, 2026. No less than five percent of the amount of each grant must be held back from reimbursement until the grant recipient has completed a grant accomplishment report by the deadline and in the form prescribed by and satisfactory to the Lessard-Sams Outdoor Heritage Council. The commissioner must provide notice of the grant program in the summary of game and fish law prepared under Minnesota Statutes, section 97A.051, subdivision 2.

Subd. 6. **Administration**	1,831,000	655,000

(a) Contract Management

$336,000 the first year is to the commissioner of natural resources for contract management duties assigned in this section. The commissioner must provide an accomplishment plan in the form specified by the Lessard-Sams Outdoor Heritage Council on expending this appropriation. The accomplishment plan must include a copy of the grant contract template and reimbursement manual. No money may be expended before the Lessard-Sams Outdoor Heritage Council approves the accomplishment plan. Money appropriated in this paragraph is available until June 30, 2025.

(b) Legislative Coordinating Commission

$634,000 the first year and $651,000 the second year are to the Legislative Coordinating Commission for administrative expenses of the Lessard-Sams Outdoor Heritage Council and for compensating and reimbursing expenses of council members. This appropriation is available until June 30, 2025. Minnesota Statutes, section 16A.281, applies to this appropriation.

(c) Technical Evaluation Panel

$190,000 the first year is to the commissioner of natural resources for a technical evaluation panel to conduct up to 25 restoration and enhancement evaluations under Minnesota Statutes, section 97A.056, subdivision 10. This appropriation is available until June 30, 2025.

(d) Core Functions in Partner-Led OHF Land Acquisitions

$668,000 the first year is to the commissioner of natural resources to administer the initial development, restoration, and enhancement of fee title acquisitions funded through the outdoor heritage fund. Money may be used for land acquisition costs incurred by the department as part of conveying parcels to the Department of Natural Resources and for initial development activities on fee title

acquisitions. This appropriation is available until June 30, 2026.

(e) Legacy Website

$3,000 the first year and $4,000 the second year are to the Legislative Coordinating Commission for the website required under Minnesota Statutes, section 3.303, subdivision 10.

Subd. 7. **Availability of Appropriation**

(a) Money appropriated in this section may not be spent on activities unless they are directly related to and necessary for a specific appropriation and are specified in the accomplishment plan approved by the Lessard-Sams Outdoor Heritage Council. Money appropriated in this section must not be spent on indirect costs or other institutional overhead charges that are not directly related to and necessary for a specific appropriation. Money appropriated to acquire land in fee title may be used to restore, enhance, and provide for public use of the land acquired with the appropriation. Public-use facilities must have a minimal impact on habitat in acquired lands.

(b) Money appropriated in this section is available as follows:

(1) money appropriated to acquire real property is available until June 30, 2027;

(2) money appropriated to restore and enhance land acquired with an appropriation in this act is available for four years after the acquisition date with a maximum end date of June 30, 2031;

(3) money appropriated to restore and enhance other land is available until June 30, 2028;

(4) notwithstanding clauses (1) to (3), money appropriated for a project that receives at least 15 percent of its funding from federal funds is available until a date sufficient to

match the availability of federal funding to a maximum of six years if the federal funding was confirmed and included in the original approved draft accomplishment plan; and

(5) money appropriated for other projects is available until the end of the fiscal year in which it is appropriated.

Subd. 8. **Payment Conditions and Capital Equipment Expenditures**

All agreements referred to in this section must be administered on a reimbursement basis unless otherwise provided in this section. Notwithstanding Minnesota Statutes, section 16A.41, expenditures directly related to each appropriation's purpose made on or after July 1, 2023, or the date of accomplishment plan approval, whichever is later, are eligible for reimbursement unless otherwise provided in this section. For purposes of administering appropriations and legislatively authorized agreements paid out of the outdoor heritage fund, an expense must be considered reimbursable by the administering agency when the recipient presents the agency with an invoice or binding agreement with the landowner and the recipient attests that the goods have been received or the landowner agreement is binding. Periodic reimbursement must be made upon receiving documentation that the items articulated in the accomplishment plan approved by the Lessard-Sams Outdoor Heritage Council have been achieved, including partial achievements as evidenced by progress reports approved by the Lessard-Sams Outdoor Heritage Council. Reasonable amounts may be advanced to projects to accommodate cash-flow needs, support future management of acquired lands, or match a federal share. The advances must be approved as part of the accomplishment plan. Capital equipment expenditures for specific items over $10,000 must be itemized in and approved as part of the accomplishment plan.

Subd. 9. **Mapping**

Each direct recipient of money appropriated in this section, as well as each recipient of a grant awarded under this section, must provide geographic information to the Lessard-Sams Outdoor Heritage Council to map any lands that are acquired in fee with money appropriated in this section and open to public taking of fish and game. The commissioner of natural resources must include the lands acquired in fee with money appropriated in this section on maps showing public recreation opportunities. Maps must include information on and acknowledgment of the outdoor heritage fund, including a notation of any restrictions.

Subd. 10. **Carryforward**

(a) The availability of the appropriation under Laws 2016, chapter 172, article 1, section 2, subdivision 5, paragraph (j), Roseau Lake Rehabilitation, is extended to June 30, 2024.

(b) The availability of the appropriation under Laws 2017, chapter 91, article 1, section 2, subdivision 2, paragraph (g), Reinvest in Minnesota (RIM) Buffers for Wildlife and Water - Phase VII, is extended to June 30, 2025.

(c) The availability of the appropriation under Laws 2018, chapter 208, article 1, section 2, subdivision 5, paragraph (i), Lower Mississippi River Habitat Partnership - Phase IV, is extended to June 30, 2027.

(d) The availability of the appropriation under Laws 2018, chapter 208, section 2, subdivision 5, paragraph (n), Buffalo River Watershed Stream Habitat Program, is extended to June 30, 2025.

(e) The availability of the appropriation for Laws 2020, chapter 104, article 1, section 2, subdivision 5, paragraph (a), Protecting Coldwater Fisheries on Minnesota's North Shore, is extended to June 30, 2025.

(f) The availability of the appropriation for Laws 2020, chapter 104, article 1, section 2, subdivision 5, paragraph (h), Hennepin County Habitat Conservation Program - Phase II, is extended to June 30, 2025.

(g) The availability of the appropriation under Laws 2022, chapter 77, article 1, section 2, subdivision 6, paragraph (a), Contract Management, is extended to June 30, 2024.

(h) The availability of the appropriation under Laws 2022, chapter 77, article 1, section 2, subdivision 6, paragraph (b), Technical Evaluation Panel, is extended to June 30, 2024.

Sec. 3. Minnesota Statutes 2022, section 97A.056, subdivision 22, is amended to read:

Subd. 22. **Revenues.** (a) A recipient must disclose to the Lessard-Sams Outdoor Heritage Council and the commissioner all revenues that are received by the recipient before the availability of the appropriation ends and that are generated from activities on land acquired in fee title or easement, restored, or enhanced with money from the outdoor heritage fund. The revenues must be disclosed to the council and commissioner no later than ~~60~~ 90 days after the availability of the appropriation ends.

(b) For all revenues disclosed under paragraph (a), a recipient must:

(1) use the revenues to protect, restore, or enhance wetlands, prairies, forests, or habitat for fish, game, or wildlife according to the appropriation purposes and the approved accomplishment plan;

(2) use the revenues for other purposes as approved in the accomplishment plan by the Lessard-Sams Outdoor Heritage Council; or

(3) transfer the revenues to the outdoor heritage fund no later than ~~60~~ 90 days after the availability of the appropriation ends, unless otherwise approved by the council.

(c) Paragraph (b), clause (3), does not apply to the state and its departments and agencies.

Sec. 4. Laws 2020, chapter 104, article 1, section 2, subdivision 5, as amended by Laws 2021, First Special Session chapter 1, article 1, section 4, is amended to read:

Subd. 5. **Habitats** -0- 55,429,000

(a) Protecting Coldwater Fisheries on Minnesota's North Shore

$1,809,000 the second year is to the commissioner of natural resources for an agreement with Minnesota Land Trust to

acquire permanent conservation easements and to restore and enhance wildlife habitat in priority coldwater tributaries to Lake Superior. Of this amount, up to ~~$144,000~~ $240,000 is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed conservation easement acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(b) Metro Big Rivers - Phase X

$6,473,000 the second year is to the commissioner of natural resources for agreements to acquire lands in fee and permanent conservation easements and to restore and enhance natural habitat systems associated with the Mississippi, Minnesota, and St. Croix Rivers and their tributaries in the metropolitan area. Of this amount, $801,000 is to Minnesota Valley National Wildlife Refuge Trust Inc., $300,000 is to Friends of the Mississippi River, $366,000 is to Great River Greening, $3,406,000 is to The Trust for Public Land, and $1,600,000 is to Minnesota Land Trust. Up to $144,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed land acquisitions and permanent conservation easements must be provided as part of the required accomplishment plan.

(c) Resilient Habitat for Heritage Brook Trout

$2,266,000 the second year is to the commissioner of natural resources for agreements to acquire land in fee and permanent conservation easements and to restore and enhance habitat in targeted watersheds of southeast Minnesota to improve heritage brook trout and coldwater communities. Of this amount, $350,000 is to

The Nature Conservancy, $258,000 is to Trout Unlimited, $857,000 is to The Trust for Public Land, and $801,000 is to Minnesota Land Trust. Up to $96,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed land acquisitions and permanent conservation easements must be provided as part of the required accomplishment plan.

(d) Fisheries Habitat Protection on Strategic North Central Minnesota Lakes - Phase VI

$2,814,000 the second year is to the commissioner of natural resources for agreements to acquire lands in fee and permanent conservation easements and to restore and enhance wildlife habitat to sustain healthy fish habitat on coldwater lakes in Aitkin, Cass, Crow Wing, and Hubbard Counties. Of this amount, $883,000 is to Northern Waters Land Trust and $1,931,000 is to Minnesota Land Trust. Up to $192,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of acquisitions must be provided as part of the required accomplishment plan.

(e) Accelerating Habitat Conservation in Southwest Minnesota

$3,044,000 the second year is to the commissioner of natural resources for an agreement with Minnesota Land Trust to acquire permanent conservation easements and to restore and enhance high-quality wildlife habitat in southwest Minnesota. Of this amount, up to $144,000 is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed conservation easement acquisitions,

restorations, and enhancements must be provided as part of the required accomplishment plan.

(f) Targeted RIM Easement Program to Individual Parcel: Pine and Leech Watersheds - Phase I

$2,458,000 the second year is to the Board of Water and Soil Resources to acquire and restore permanent conservation easements of high-quality forest, wetland, and shoreline habitat. Of this amount, $164,000 is for an agreement with the Crow Wing County Soil and Water Conservation District. Up to $97,000 of the total amount is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed acquisitions must be included as part of the required accomplishment plan.

(g) Mississippi Headwaters Habitat Corridor Project - Phase V

$3,695,000 the second year is to acquire lands in fee and conservation easement and restore wildlife habitat in the Mississippi headwaters as follows:

(1) $2,177,000 is to the commissioner of natural resources for agreements as follows: $69,000 to the Mississippi Headwaters Board and $2,108,000 to The Trust for Public Land; and

(2) $1,518,000 is to the Board of Water and Soil Resources, of which up to $175,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17.

A list of proposed acquisitions must be included as part of the required accomplishment plan.

(h) Hennepin County Habitat Conservation Program - Phase II

$3,155,000 the second year is to the commissioner of natural resources for agreements with Hennepin County, in cooperation with Minnesota Land Trust, to acquire permanent conservation easements and to restore and enhance habitats in Hennepin County as follows: $446,000 to Hennepin County and $2,709,000 to Minnesota Land Trust. Up to $264,000 to Minnesota Land Trust is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed permanent conservation easements, restorations, and enhancements must be provided as part of the required accomplishment plan.

(i) Trout Unlimited Coldwater Fish Habitat Enhancement and Restoration - Phase XII

$1,474,000 the second year is to the commissioner of natural resources for an agreement with Trout Unlimited to restore and enhance habitat for trout and other species in and along coldwater rivers, lakes, and streams in Minnesota. A list of proposed land acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(j) DNR Aquatic Habitat Restoration and Enhancement - Phase III

$3,790,000 the second year is to the commissioner of natural resources to restore and enhance aquatic habitat in degraded streams and aquatic management areas and to facilitate fish passage. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(k) St. Louis River Restoration Initiative - Phase VII

$2,280,000 the second year is to the commissioner of natural resources to restore priority aquatic and riparian habitats in the St. Louis River estuary. A list of proposed

restorations must be provided as part of the required accomplishment plan.

(l) Knife River Habitat Rehabilitation - Phase V

$700,000 the second year is to the commissioner of natural resources for an agreement with Zeitgeist, a nonprofit corporation, in cooperation with the Lake Superior Steelhead Association, to restore and enhance trout habitat in the Knife River watershed. A list of proposed enhancements must be provided as part of the required accomplishment plan.

(m) Shell Rock River Watershed Habitat Restoration Program - Phase IX

$1,918,000 the second year is to the commissioner of natural resources for an agreement with the Shell Rock River Watershed District to acquire lands in fee and to restore and enhance aquatic habitat in the Shell Rock River watershed. A list of proposed acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(n) Rum River Wildlife and Fish Habitat Enhancement Using Bioengineered Bank Stabilization

$816,000 the second year is to the commissioner of natural resources for an agreement with the Anoka County Soil and Water Conservation District to restore and enhance riverine habitat in the Rum River using eco-sensitive, habitat-building, and bioengineering approaches. A list of proposed enhancements must be provided as part of the required accomplishment plan.

(o) Roseau River Habitat Restoration

$3,036,000 the second year is to the commissioner of natural resources for an agreement with the Roseau River Watershed District to restore and enhance riverine habitat in the Roseau River and the Roseau River Wildlife Management Area.

(p) Sauk River Watershed Habitat Protection and Restoration - Phase II

$3,926,000 the second year is to the commissioner of natural resources for agreements to acquire lands in fee and permanent conservation easements and to restore and enhance wildlife habitat in the Sauk River watershed as follows: $430,000 to the Sauk River Watershed District, $2,073,000 to Pheasants Forever, and $1,423,000 to Minnesota Land Trust. Up to $168,000 to Minnesota Land Trust is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of acquisitions must be provided as part of the required accomplishment plan.

(q) Southeast Wetland Restoration

$1,351,000 the second year is to the commissioner of natural resources for an agreement with the city of Mankato to acquire land in fee in the city of Mankato for wetland and grassland restoration. A list of acquisitions must be provided as part of the required accomplishment plan.

(r) Conservation Partners Legacy Grant Program: Statewide and Metro Habitat - Phase XII

$10,424,000 the second year is to the commissioner of natural resources for a program to provide competitive matching grants of up to $400,000 to local, regional, state, and national organizations for enhancing, restoring, or protecting forests, wetlands, prairies, or habitat for fish, game, or wildlife in Minnesota. Of this amount, at least $3,250,000 is for grants in the seven-county metropolitan area and cities with a population of 50,000 or more. Grants must not be made for activities required to fulfill the duties of owners of lands subject to conservation easements. Grants must not be made from the appropriation in this paragraph for projects that have a total

project cost exceeding $575,000. Of the total appropriation, $475,000 may be spent for personnel costs and other direct and necessary administrative costs. Grantees may acquire land or interests in land. Easements must be permanent. Grants may not be used to establish easement stewardship accounts. Land acquired in fee must be open to hunting and fishing during the open season unless otherwise provided by law. The program must require a match of at least ten percent from nonstate sources for all grants. The match may be cash or in-kind resources. For grant applications of $25,000 or less, the commissioner must provide a separate, simplified application process. Subject to Minnesota Statutes, the commissioner of natural resources must, when evaluating projects of equal value, give priority to organizations that have a history of receiving, or a charter to receive, private contributions for local conservation or habitat projects. For grant requests to acquire land in fee or a conservation easement, the commissioner must give priority to projects associated with or within one mile of existing wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8; scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5; or aquatic management areas under Minnesota Statutes, sections 86A.05, subdivision 14, and 97C.02. All restoration or enhancement projects must be on land permanently protected by a permanent covenant ensuring perpetual maintenance and protection of restored and enhanced habitat, by a conservation easement or public ownership or in public waters as defined in Minnesota Statutes, section 103G.005, subdivision 15. Priority must be given to restoration and enhancement projects on public lands. Minnesota Statutes, section 97A.056, subdivision 13, applies to grants awarded under this paragraph. This appropriation is available until June 30, 2024. No less than five percent of the amount of each grant must be held back from

reimbursement until the grant recipient has completed a grant accomplishment report by the deadline and in the form prescribed by and satisfactory to the Lessard-Sams Outdoor Heritage Council. The commissioner must provide notice of the grant program in the summary of game and fish law prepared under Minnesota Statutes, section 97A.051, subdivision 2.

ARTICLE 2

CLEAN WATER FUND

Section 1. **CLEAN WATER FUND APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the clean water fund and are available for the fiscal years indicated for allowable activities under the Minnesota Constitution, article XI, section 15. The figures "2024" and "2025" used in this article mean that the appropriations listed under the figure are available for the fiscal year ending June 30, 2024, or June 30, 2025, respectively. "The first year" is fiscal year 2024. "The second year" is fiscal year 2025. "The biennium" is fiscal years 2024 and 2025. These are onetime appropriations.

	APPROPRIATIONS Available for the Year Ending June 30	
	2024	**2025**
Sec. 2. **CLEAN WATER FUND**		
Subdivision 1. **Total Appropriation**	**$ 158,897,000**	**$ 159,499,000**

This appropriation is from the clean water fund. The amounts that may be spent for each purpose are specified in the following sections.

Subd. 2. **Availability of Appropriation**

Money appropriated in this article may not be spent on activities unless they are directly related to and necessary for a specific appropriation. Money appropriated in this article must be spent in accordance with Minnesota Management and Budget *MMB Guidance to Agencies on Legacy Fund Expenditure*. Notwithstanding Minnesota

Statutes, section 16A.28, and unless otherwise specified in this article, fiscal year 2024 appropriations are available until June 30, 2025, and fiscal year 2025 appropriations are available until June 30, 2026. If a project receives federal funds, the period of the appropriation is extended to equal the availability of federal funding.

Subd. 3. **Disability Access**

Where appropriate, grant recipients of clean water funds, in consultation with the Council on Disability and other appropriate governor-appointed disability councils, boards, committees, and commissions, should make progress toward providing people with disabilities greater access to programs, print publications, and digital media related to the programs the recipient funds using appropriations made in this article.

Sec. 3. **DEPARTMENT OF AGRICULTURE**	**$**	**20,839,000**	**$**	**20,839,000**

(a) $350,000 the first year and $350,000 the second year are to increase monitoring for pesticides and pesticide degradates in surface water and groundwater and to use data collected to assess pesticide use practices. This appropriation is available until June 30, 2028.

(b) $3,000,000 the first year and $3,000,000 the second year are for monitoring and evaluating trends in the concentration of nitrate in groundwater; promoting, developing, and evaluating regional and crop-specific nutrient best management practices, cover crops, and other vegetative cover; assessing adoption of best management practices and other recommended practices; education and technical support from University of Minnesota Extension; grants to support agricultural demonstration and implementation activities, including research activities at the Rosholt Research Farm; and other actions to protect groundwater from

degradation from nitrate. This appropriation is available until June 30, 2028.

(c) $4,799,000 the first year and $4,799,000 the second year are for the agriculture best management practices loan program. Any unencumbered balance at the end of the second year must be added to the corpus of the loan fund.

(d) $1,500,000 the first year and $1,500,000 the second year are for technical assistance; research, demonstration, and promotion projects on properly implementing best management practices and vegetative cover; and more-precise information on nonpoint contributions to impaired waters and for grants to support on-farm demonstration of agricultural practices. This appropriation is available until June 30, 2028.

(e) $40,000 the first year and $40,000 the second year are for maintenance of the Minnesota Water Research Digital Library. Costs for information technology development or support for the digital library may be paid to the Office of MN.IT Services. This appropriation is available until June 30, 2028.

(f) $3,500,000 the first year and $3,500,000 the second year are to implement the Minnesota agricultural water quality certification program statewide. This appropriation is available until June 30, 2028.

(g) $150,000 the first year and $150,000 the second year are for a regional irrigation water quality specialist through University of Minnesota Extension. This appropriation is available until June 30, 2028.

(h) $3,000,000 the first year and $3,000,000 the second year are for grants to the Board of Regents of the University of Minnesota to fund the Forever Green agriculture initiative and to protect the state's natural resources while increasing the efficiency, profitability, and productivity of Minnesota

farmers by incorporating perennial and winter-annual crops into existing agricultural practices. This appropriation is available until June 30, 2028.

(i) $500,000 the first year and $500,000 the second year are for testing drinking-water wells for pesticides and establishing a mitigation program for water treatment of contaminated wells. This appropriation is available until June 30, 2028.

(j) $1,750,000 the first year and $1,750,000 the second year are for conservation equipment assistance grants to purchase equipment or items to retrofit existing equipment that has climate and water quality benefits. This appropriation is available until June 30, 2028.

(k) $1,500,000 the first year and $1,500,000 the second year are for expanding the existing state weather station and soil temperature network to provide accurate and timely weather data to optimize the timing of irrigation, fertilizer, pesticide, and manure applications and support land management decisions. This appropriation is available until June 30, 2028.

(l) $750,000 the first year and $750,000 the second year are for grants for research and demonstration sites and projects to evaluate, develop, demonstrate, and promote regional and animal-specific recommendations for manure crediting and to develop or revise manure best management practices through University of Minnesota Extension. This appropriation is available until June 30, 2028.

Sec. 4. **POLLUTION CONTROL AGENCY** **$ 24,187,000** **$ 24,188,000**

(a) $9,050,000 the first year and $9,050,000 the second year are for completing needed statewide assessments of surface water quality and trends according to Minnesota Statutes, chapter 114D. Of this amount, $163,000 the first year and $163,000 the

second year are for grants to the Red River Watershed Management Board to enhance and expand the existing water quality and watershed monitoring river watch activities in schools in the Red River of the North watershed. By February 15, 2025, the Red River Watershed Management Board must provide a report to the commissioner and to the chairs and ranking minority members of the legislative committees and divisions with jurisdiction over environment and natural resources finance and policy and the clean water fund on the expenditure of this appropriation.

(b) $6,350,000 the first year and $6,350,000 the second year are to update watershed restoration and protection strategies, which include total maximum daily load (TMDL) studies and TMDL implementation plans according to Minnesota Statutes, chapter 114D, for waters on the impaired waters list approved by the United States Environmental Protection Agency.

(c) $1,000,000 the first year and $1,000,000 the second year are for groundwater assessment, including enhancing the ambient monitoring network, modeling, evaluating trends.

(d) $750,000 the first year and $750,000 the second year are for implementing the St. Louis River System Area of Concern remedial action plan.

(e) $1,500,000 the first year and $1,500,000 the second year are for national pollutant discharge elimination system wastewater and stormwater TMDL implementation efforts.

(f) $3,550,000 the first year and $3,550,000 the second year are for enhancing the county-level delivery systems for subsurface sewage treatment system (SSTS) activities necessary to implement Minnesota Statutes, sections 115.55 and 115.56, for protecting groundwater. This appropriation includes base grants for all counties with SSTS

programs. Counties that receive base grants must report the number of properties with noncompliant systems upgraded through an SSTS replacement, connection to a centralized sewer system, or other means, including property abandonment or buyout. Counties also must report the number of existing SSTS compliance inspections conducted in areas under county jurisdiction. The required reports must be part of the established annual reporting for SSTS programs. Of this amount, at least $900,000 each year is available to counties for grants to low-income landowners to address systems that pose an imminent threat to public health or safety or fail to protect groundwater. A county receiving a grant under this paragraph must submit a report to the agency listing the projects funded, including an account of the expenditures.

(g) $650,000 the first year and $650,000 the second year are for activities and grants that reduce chloride pollution.

(h) $337,000 the first year and $338,000 the second year are to support activities of the Clean Water Council according to Minnesota Statutes, section 114D.30, subdivision 1.

(i) $1,000,000 the first year and $1,000,000 the second year are for a grant program for sanitary sewer projects that are included in the draft or any updated *Voyageurs National Park Clean Water Project Comprehensive Plan* to restore the water quality of waters in Voyageurs National Park. Grants must be awarded to local government units for projects approved by the Voyageurs National Park Clean Water Joint Powers Board and must be matched by at least 25 percent from sources other than the clean water fund.

(j) Any unencumbered grant balances in the first year do not cancel but are available for grants in the second year. Notwithstanding Minnesota Statutes, section 16A.28, the appropriations in this section are available until June 30, 2028.

Sec. 5. **DEPARTMENT OF NATURAL RESOURCES** **$ 12,780,000** **$ 12,780,000**

(a) $2,550,000 the first year and $2,550,000 the second year are for streamflow monitoring.

(b) $1,450,000 the first year and $1,450,000 the second year are for lake Index of Biological Integrity (IBI) assessments.

(c) $455,000 the first year and $455,000 the second year are for assessing mercury and other fish contaminants, including PFAS compounds, and monitoring to track the status of impaired waters over time.

(d) $2,150,000 the first year and $2,150,000 the second year are for developing targeted, science-based watershed restoration and protection strategies and for technical assistance for local governments.

(e) $2,000,000 the first year and $2,000,000 the second year are for water-supply planning, aquifer protection, and monitoring activities and analysis.

(f) $1,600,000 the first year and $1,600,000 the second year are for technical assistance to support local implementation of nonpoint source restoration and protection activities and targeted forest stewardship for water quality.

(g) $650,000 the first year and $650,000 the second year are for applied research and tools, including maintaining and updating spatial data for watershed boundaries, streams, and water bodies and integrating high-resolution digital elevation data and for assessing the effectiveness of forestry best management practices for water quality.

(h) $25,000 the first year and $25,000 the second year are for maintaining and updating buffer maps and for technical guidance on interpreting buffer maps for local units of government implementing buffer

requirements. Maps must be provided to local units of government and made available to landowners on the Department of Natural Resources website.

(i) $100,000 the first year and $100,000 the second year are for accelerating completion of or updates to county geologic atlases and supplementing water chemistry or chemical movement studies.

(j) $300,000 the first year and $300,000 the second year are for increasing native freshwater mussel production capacity and restoring and monitoring freshwater mussel restoration efforts.

(k) $500,000 the first year and $500,000 the second year are for implementing water storage projects on state-administered land to enhance water quality and ecological benefits.

(l) $1,000,000 the first year and $1,000,000 the second year are for providing technical and financial assistance for county and local governments to replace failing or ineffective culverts using modern designs that restore floodplain connectivity, biological connectivity, and channel stability. This appropriation is available for up to two additional years.

Sec. 6. **BOARD OF WATER AND SOIL RESOURCES**	**$**	**78,064,000**	**$**	**78,063,000**

(a) $39,500,000 the first year and $39,500,000 the second year are for grants to implement state-approved watershed-based plans. The grants may be used to implement projects or programs that protect, enhance, and restore surface water quality in lakes, rivers, and streams; protect groundwater from degradation; and protect drinking water sources. Projects must be identified in a comprehensive watershed plan developed under the One Watershed, One Plan program and seven-county metropolitan groundwater

or surface water management frameworks as provided for in Minnesota Statutes, chapters 103B, 103C, 103D, and 114D. Grant recipients must identify a nonstate match and may use other legacy funds to supplement projects funded under this paragraph. This appropriation may be used for:

(1) implementing state-approved plans, including within the following watershed planning areas: Bois de Sioux - Mustinka, Buffalo-Red River, Cannon River, Cedar - Wapsipinicon, Chippewa River, Clearwater River, Cottonwood-Middle Minnesota, Crow Wing River, Des Moines River, Greater Zumbro River, Hawk Creek - Middle Minnesota, Kettle and Upper St. Croix, Lac qui Parle-Yellow Bank, Lake of the Woods, Lake Superior North, Le Sueur River, Leech Lake River, Long Prairie River, Lower Minnesota River East, Lower Minnesota River West, Lower St. Croix River, Middle-Snake-Tamarac Rivers, Mississippi River Brainerd, Mississippi River Headwaters, Mississippi River St. Cloud, Mississippi River Winona/La Crescent, Missouri River Basin, Nemadji River, North Fork Crow River, Otter Tail, Pine River, Pomme de Terre River, Rainy-Rapid River, Rainy River Headwaters - Vermilion River, Rainy River-Rainy Lake/Lower Rainy River, Red Lake River, Redeye River, Root River, Roseau River, Rum River, Sand Hill River, Sauk River, Shell Rock and Winnebago River, Snake River, South Fork of the Crow River, St. Louis River, Thief River, Two Rivers Plus, Upper and Lower Red Lake, Upper Minnesota River, Upper Mississippi - Grand Rapids, Watonwan River, Wild Rice - Marsh, and Yellow Medicine River;

(2) seven-county metropolitan groundwater or surface water management frameworks; and

(3) other comprehensive watershed management plan planning areas that have a board-approved and

local-government-adopted plan as authorized in Minnesota Statutes, section 103B.801.

The board must establish eligibility criteria and determine whether a planning area is ready to proceed and has the nonstate match committed.

(b) $8,500,000 the first year and $8,500,000 the second year are for grants to local government units to protect and restore surface water and drinking water; to keep water on the land; to protect, enhance, and restore water quality in lakes, rivers, and streams; and to protect groundwater and drinking water, including feedlot water quality and subsurface sewage treatment system projects and stream bank, stream channel, shoreline restoration, and ravine stabilization projects. The projects must use practices demonstrated to be effective, be of long-lasting public benefit, include a match, and be consistent with total maximum daily load (TMDL) implementation plans, watershed restoration and protection strategies (WRAPS), or local water management plans or their equivalents. Up to 20 percent of this appropriation is available for land-treatment projects and practices that benefit drinking water.

(c) $5,500,000 the first year and $5,500,000 the second year are for accelerated implementation, local resource protection, enhancement grants, statewide analytical targeting or technology tools that fill an identified gap, program enhancements for technical assistance, citizen and community outreach, compliance, and training and certification.

(d) $1,250,000 the first year and $1,250,000 the second year are:

(1) to provide state oversight and accountability, evaluate and communicate results, provide implementation tools, and measure the value of conservation program implementation by local governments; and

(2) to prepare, in consultation with the commissioners of natural resources, health, agriculture, and the Pollution Control Agency, and submit to the legislature by March 1 each even-numbered year a biennial report detailing the recipients and projects funded and the results accomplished under this section.

(e) $2,000,000 the first year and $2,000,000 the second year are to provide assistance, oversight, and grants for supporting local governments in implementing and complying with riparian protection and excessive soil loss requirements.

(f) $2,500,000 the first year and $2,500,000 the second year are for a working lands floodplain program and to purchase, restore, or preserve riparian land and floodplains adjacent to lakes, rivers, streams, and tributaries, by conservation easements or contracts to keep water on the land, to decrease sediment, pollutant, and nutrient transport; reduce hydrologic impacts to surface waters; and increase protection and recharge for groundwater. Up to $200,000 is for deposit in a conservation easement stewardship account established according to Minnesota Statutes, section 103B.103.

(g) $2,500,000 the first year and $2,500,000 the second year are for permanent conservation easements on wellhead protection areas under Minnesota Statutes, section 103F.515, subdivision 2, paragraph (d), or for grants to local units of government for fee title acquisition to permanently protect groundwater supply sources on wellhead protection areas or for otherwise ensuring long-term protection of groundwater supply sources as described under alternative management tools in the Department of Agriculture *Minnesota Nitrogen Fertilizer Management Plan*, including using low-nitrogen cropping systems or implementing nitrogen fertilizer best management practices. Priority must be

placed on land that is located where the vulnerability of the drinking water supply is designated as high or very high by the commissioner of health, where drinking water protection plans have identified specific activities that will achieve long-term protection, and on lands with expiring conservation reserve program contracts. Up to $200,000 is for deposit in a conservation easement stewardship account established according to Minnesota Statutes, section 103B.103.

(h) $100,000 the first year and $100,000 the second year are for a technical evaluation panel to conduct restoration evaluations under Minnesota Statutes, section 114D.50, subdivision 6.

(i) $1,750,000 the first year and $1,750,000 the second year are for assistance, oversight, and grants to local governments to transition local water management plans to a watershed approach as provided for in Minnesota Statutes, section 103B.801.

(j) $1,000,000 the first year and $1,000,000 the second year are for technical assistance and grants for the conservation drainage program, in consultation with the Drainage Work Group, coordinated under Minnesota Statutes, section 103B.101, subdivision 13, and including projects to improve multipurpose water management under Minnesota Statutes, section 103E.015.

(k) $1,500,000 the first year and $1,500,000 the second year are to purchase permanent conservation easements to protect lands adjacent to public waters that have good water quality but that are threatened with degradation. Up to $150,000 is for deposit in a conservation easement stewardship account established according to Minnesota Statutes, section 103B.103.

(l) $425,000 the first year and $425,000 the second year are for grants or contracts for a program to systematically collect data and

produce county, watershed, and statewide estimates of soil erosion caused by water and wind, along with tracking adoption of conservation measures, including cover crops, to address erosion. This appropriation may be used for grants to or contracts with the University of Minnesota to complete this work.

(m) $500,000 the first year and $500,000 the second year are for developing and implementing a water legacy grant program to expand partnerships for clean water.

(n) $5,000,000 the first year and $5,000,000 the second year are for permanent conservation easements to protect and restore wetlands and associated uplands. Up to $300,000 is for deposit in a conservation easement stewardship account established according to Minnesota Statutes, section 103B.103.

(o) $6,039,000 the first year and $6,038,000 the second year are for financial and technical assistance to enhance adoption of cover crops and other soil health practices to achieve water quality or drinking water benefits. The board may use grants to local governments and agreements with the United States Department of Agriculture, AgCentric at Minnesota State Center for Excellence, and other practitioners and partners to accomplish this work. Up to $450,000 is for an agreement with the University of Minnesota Office for Soil Health for applied research and education on Minnesota's agroecosystems and soil health management systems. This appropriation is available until June 30, 2028, and may be extended to leverage available federal funds.

(p) The board must contract for delivery of services with Conservation Corps Minnesota for restoration, maintenance, training, and other activities under this section for up to $750,000 the first year and up to $750,000 the second year.

(q) The board may shift grant, implementation, or easement funds in this section and may adjust the technical and administrative assistance portion of the funds to leverage federal or other nonstate funds or to address oversight responsibilities or high-priority activities identified by the board consistent with local water management plans.

(r) The board must require grantees to specify the outcomes that will be achieved by the grants.

(s) The appropriations in this section are available until June 30, 2028, except grant or easement funds are available for five years after the date a grant or other agreement is executed. Returned grant funds must be regranted consistent with the purposes of this section.

Sec. 7. **DEPARTMENT OF HEALTH**	**$**	**11,296,000**	**$**	**11,904,000**

(a) $4,746,000 the first year and $5,354,000 the second year are for developing health-based, Minnesota-specific water guidance for contaminants found or anticipated to be found in Minnesota drinking water, to certify private laboratories to conduct analyses for these contaminants, and to increase the capacity of the department's laboratory to analyze for these contaminants.

(b) $1,500,000 the first year and $1,500,000 the second year are for ensuring safe drinking water for private well users, including studying the occurrence and magnitude of contaminants in private wells; developing guidance and conducting outreach and education about well testing and mitigation; awarding grants to local governments; and designing voluntary interventions to reduce health risks to private well owners.

(c) $3,750,000 the first year and $3,750,000 the second year are for protecting sources of drinking water, including planning,

implementation, and surveillance activities and grants to local governments and public water systems.

(d) $750,000 the first year and $750,000 the second year are to develop and deliver groundwater restoration and protection strategies on a watershed scale for use in local comprehensive water planning efforts, to provide resources to local governments for activities that protect sources of drinking water, and to enhance approaches that improve the capacity of local governmental units to protect and restore groundwater resources.

(e) $250,000 the first year and $250,000 the second year are to develop public health policies and an action plan to address threats to safe drinking water, including development of a statewide plan for protecting drinking water that incorporates select recommendations from the University of Minnesota's *Future of Drinking Water* report.

(f) $300,000 the first year and $300,000 the second year are for developing a statewide recreational water portal that includes an inventory of public beaches and information about local monitoring results and closures and that provides information about preventing illness and recreational water stewardship.

(g) Unless otherwise specified, the appropriations in this section are available until June 30, 2027.

Sec. 8. **METROPOLITAN COUNCIL**	**$**	**1,875,000**	**$**	**1,875,000**

(a) $1,125,000 the first year and $1,125,000 the second year are to implement projects that address emerging threats to the drinking water supply; provide cost-effective regional solutions; leverage interjurisdictional coordination; support local implementation of water supply reliability projects; support

the growing needs of community water suppliers facing challenges, including PFAS, groundwater appropriation limitations, system reliability and resilience, and increased regional growth; and prevent degradation of groundwater resources in the metropolitan area. These projects provide communities with:

(1) potential solutions to leverage regional water use by using surface water, stormwater, wastewater, and groundwater;

(2) an analysis of infrastructure requirements for different alternatives;

(3) development of planning-level cost estimates, including capital costs and operating costs;

(4) identification of funding mechanisms and an equitable cost-sharing structure for regionally beneficial water supply development projects; and

(5) development of subregional groundwater models and strategies.

(b) $750,000 the first year and $750,000 the second year are for the water demand reduction grants to assist municipalities in the metropolitan area with implementing water demand reduction measures to ensure the reliability and protection of drinking water supplies.

Sec. 9. **UNIVERSITY OF MINNESOTA**	**$**	**1,500,000**	**$**	**1,500,000**

(a) $500,000 the first year and $500,000 the second year are for developing Part A of county geologic atlases. This appropriation is available until June 30, 2030.

(b) $1,000,000 the first year and $1,000,000 the second year are for a program to evaluate performance and technology transfer for stormwater best management practices, to evaluate best management performance and effectiveness to support meeting total

maximum daily loads, to develop standards and incorporate state-of-the-art guidance using minimal impact design standards as the model, and to implement a system to transfer knowledge and technology across local government, industry, and regulatory sectors. This appropriation is available until June 30, 2030.

Sec. 10. **LEGISLATURE**	**$**	**6,000**	**$**	**-0-**

$6,000 the first year is for the Legislative Coordinating Commission for the website required under Minnesota Statutes, section 3.303, subdivision 10.

Sec. 11. **PUBLIC FACILITIES AUTHORITY**	**$**	**8,350,000**	**$**	**8,350,000**

(a) $8,250,000 the first year and $8,250,000 the second year are for the point source implementation grants program under Minnesota Statutes, section 446A.073. This appropriation is available until June 30, 2030.

(b) $100,000 the first year and $100,000 the second year are for small community wastewater treatment grants and loans under Minnesota Statutes, section 446A.075. This appropriation is available until June 30, 2030.

(c) If there is any uncommitted money at the end of each fiscal year under paragraph (a) or (b), the Public Facilities Authority may transfer the remaining funds to eligible projects under any of the programs listed in this section according to a project's priority rank on the Pollution Control Agency's project priority list.

Sec. 12. Laws 2019, First Special Session chapter 2, article 2, section 8, as amended by Laws 2021, First Special Session chapter 1, article 2, section 21, is amended to read:

Sec. 8. **DEPARTMENT OF HEALTH**	**$**	**6,497,000**	**$**	**6,497,000**

(a) $1,700,000 the first year and $1,700,000 the second year are for addressing public health concerns related to contaminants found in Minnesota drinking water for which no health-based drinking water standards

exist, for improving the department's capacity to monitor the water quality of drinking water sources and to develop interventions to improve water quality, and for the department's laboratory to analyze unregulated contaminants. Of this amount, $400,000 the first year and $400,000 the second year are for the commissioner to work in cooperation with the commissioners of agriculture, the Minnesota Pollution Control Agency, and natural resources to sample surface water and groundwater, including drinking water sources, and for an assessment to evaluate potential risks from microplastics and nanoplastics and identify appropriate follow-up actions. This appropriation is available until June 30, 2024.

(b) $2,747,000 the first year and $2,747,000 the second year are for protecting drinking water sources.

(c) $550,000 the first year and $550,000 the second year are to develop and deliver groundwater restoration and protection strategies on a watershed scale for use in local comprehensive water planning efforts, to provide resources to local governments for activities that protect sources of drinking water, and to enhance approaches that improve the capacity of local governmental units to protect and restore groundwater resources.

(d) $750,000 the first year and $750,000 the second year are for studying the occurrence and magnitude of contaminants in private wells and developing guidance, outreach, and interventions to reduce risks to private-well owners. This appropriation is available until June 30, 2024.

(e) $250,000 the first year and $250,000 the second year are for evaluating and addressing the risks from viruses, bacteria, and protozoa in groundwater supplies and for evaluating land uses that may contribute to contamination of public water systems with these pathogens.

(f) $250,000 the first year and $250,000 the second year are to develop public health policies and an action plan to address threats to safe drinking water, including development of a statewide plan for protecting drinking water.

(g) $250,000 the first year and $250,000 the second year are to create a road map for water reuse implementation in Minnesota and to address research gaps by studying Minnesota water reuse systems. This appropriation is available until June 30, 2024.

(h) Unless otherwise specified, the appropriations in this section are available until June 30, 2023.

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

ARTICLE 3

PARKS AND TRAILS FUND

Section 1. **PARKS AND TRAILS FUND APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the parks and trails fund and are available for the fiscal years indicated for each purpose. The figures "2024" and "2025" used in this article mean that the appropriations listed under the figure are available for the fiscal year ending June 30, 2024, or June 30, 2025, respectively. "The first year" is fiscal year 2024. "The second year" is fiscal year 2025. "The biennium" is fiscal years 2024 and 2025. These are onetime appropriations.

	APPROPRIATIONS Available for the Year Ending June 30	
	2024	**2025**
Sec. 2. **PARKS AND TRAILS**		
Subdivision 1. **Total Appropriation**	**$ 72,162,000**	**$ 64,452,000**

The amounts that may be spent for each purpose are specified in the following sections.

Subd. 2. **Availability of Appropriation**

Money appropriated in this article may not be spent on activities unless they are directly related to and necessary for a specific appropriation. Money appropriated in this article must be spent in accordance with Minnesota Management and Budget *MMB Guidance to Agencies on Legacy Fund Expenditure*. Notwithstanding Minnesota Statutes, section 16A.28, and unless otherwise specified in this article, fiscal year 2024 appropriations are available until June 30, 2026, and fiscal year 2025 appropriations are available until June 30, 2027. If a project receives federal funds, the period of the appropriation is extended to equal the availability of federal funding.

Subd. 3. **Disability Access**

Where appropriate, grant recipients of parks and trails funds, in consultation with the Council on Disability and other appropriate governor-appointed disability councils, boards, committees, and commissions, should make progress toward providing people with disabilities greater access to programs, print publications, and digital media related to the programs the recipient funds using appropriations made in this article.

Sec. 3. **DEPARTMENT OF NATURAL RESOURCES**	**$**	**43,566,000**	**$**	**38,926,000**

(a) $28,593,000 the first year and $25,526,000 the second year are for state parks, recreation areas, and trails to:

(1) connect people to the outdoors;

(2) acquire land and create opportunities;

(3) maintain existing holdings; and

(4) improve cooperation by coordinating with partners to implement the 25-year long-range parks and trails legacy plan.

(b) $14,296,000 the first year and $12,763,000 the second year are for grants

for parks and trails of regional significance outside the seven-county metropolitan area under Minnesota Statutes, section 85.535. The grants awarded under this paragraph must be based on the lists of recommended projects submitted to the legislative committees under Minnesota Statutes, section 85.536, subdivision 10, from the Greater Minnesota Regional Parks and Trails Commission established under Minnesota Statutes, section 85.536. Grants funded under this paragraph must support parks and trails of regional or statewide significance that meet the applicable definitions and criteria for regional parks and trails contained in the *Greater Minnesota Regional Parks and Trails Strategic Plan* adopted by the Greater Minnesota Regional Parks and Trails Commission on April 22, 2015. Grant recipients identified under this paragraph must submit a grant application to the commissioner of natural resources. Up to 2.5 percent of the appropriation may be used by the commissioner for the actual cost of issuing and monitoring the grants for the commission. Of the amount appropriated, $475,000 the first year and $475,000 the second year are for the Greater Minnesota Regional Parks and Trails Commission to carry out its duties under Minnesota Statutes, section 85.536, including the continued development of a statewide system plan for regional parks and trails outside the seven-county metropolitan area.

(c) By January 15, 2024, the Greater Minnesota Regional Parks and Trails Commission must submit a list of projects that contains the commission's recommendations for funding from the parks and trails fund for fiscal year 2025 to the chairs and ranking minority members of the legislative committees and divisions with jurisdiction over environment and natural resources and the parks and trails fund.

(d) By January 15, 2024, the Greater Minnesota Regional Parks and Trails

Commission must submit a report that contains the commission's criteria for funding from the parks and trails fund, including the criteria used to determine if a park or trail is of regional significance, to the chairs and ranking minority members of the legislative committees and divisions with jurisdiction over environment and natural resources and the parks and trails fund.

(e) $677,000 the first year and $637,000 the second year are for coordination and projects between the department, the Metropolitan Council, and the Greater Minnesota Regional Parks and Trails Commission; enhanced web-based information for park and trail users; and support of activities of the Parks and Trails Legacy Advisory Committee.

(f) The commissioner must contract for services with Conservation Corps Minnesota for restoration, maintenance, and other activities under this section for at least $850,000 the first year and $850,000 the second year.

(g) Grant recipients of an appropriation under this section must give consideration to contracting with Conservation Corps Minnesota for restoration, maintenance, and other activities.

Sec. 4. **METROPOLITAN COUNCIL**	**$**	**28,593,000**	**$**	**25,526,000**

(a) $28,593,000 the first year and $25,526,000 the second year are for distribution according to Minnesota Statutes, section 85.53, subdivision 3.

(b) Money appropriated under this section and distributed to implementing agencies must be used only to fund the list of projects approved by the elected representatives of each of the metropolitan parks implementing agencies. Projects funded by the money appropriated under this section must be substantially consistent with the project descriptions and dollar amounts approved by

each elected body. Any money remaining after completing the listed projects may be spent by the implementing agencies on projects to support parks and trails.

(c) Grant agreements entered into by the Metropolitan Council and recipients of money appropriated under this section must ensure that the money is used to supplement and not substitute for traditional sources of funding.

(d) The implementing agencies receiving appropriations under this section must give consideration to contracting with Conservation Corps Minnesota for restoration, maintenance, and other activities.

Sec. 5. **LEGISLATURE**	**$**	**3,000**	**$**	**-0-**

$3,000 the first year is for the Legislative Coordinating Commission for the website required under Minnesota Statutes, section 3.303, subdivision 10.

Sec. 6. **EXTENSION; ST. CLOUD TRAIL GRANT.**

The availability of the grant to the city of St. Cloud for the Beaver Island Regional Trail construction and restoration project from the parks and trails fund appropriation under Laws 2019, First Special Session chapter 2, article 3, section 3, paragraph (b), is extended to June 30, 2024.

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

Sec. 7. **APPROPRIATION EXTENSION.**

The portions of the appropriations from the parks and trails fund in Laws 2019, First Special Session chapter 2, article 3, section 3, paragraph (b), and Laws 2021, First Special Session chapter 1, article 3, section 3, paragraph (b), that were granted to the city of Sandstone for the Robinson Park project are available until June 30, 2025.

Sec. 8. **REGIONAL PARKS AND TRAILS; EXTENSION.**

The appropriations from the parks and trails fund in Laws 2019, First Special Session chapter 2, article 3, section 3, paragraph (b), are available until June 30, 2025.

ARTICLE 4

ARTS AND CULTURAL HERITAGE FUND

Section 1. **ARTS AND CULTURAL HERITAGE FUND APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the entities and for the purposes specified in this article. The appropriations are from the arts and cultural heritage fund and are available for the fiscal years indicated for allowable activities under the Minnesota Constitution, article XI, section 15. The figures "2024" and "2025" used in this article mean that the appropriations listed under the figure are available for the fiscal year ending June 30, 2024, and June 30, 2025, respectively. "The first year" is fiscal year 2024. "The second year" is fiscal year 2025. "The biennium" is fiscal years 2024 and 2025. All appropriations in this article are onetime.

	APPROPRIATIONS Available for the Year Ending June 30	
	2024	**2025**
Sec. 2. **ARTS AND CULTURAL HERITAGE**		
Subdivision 1. **Total Appropriation**	**$ 102,350,000**	**$ 89,602,000**

The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. **Availability of Appropriation**

Money appropriated in this article must not be spent on activities unless they are directly related to and necessary for a specific appropriation. Money appropriated in this article must not be spent on institutional overhead charges that are not directly related to and necessary for a specific appropriation. Money appropriated in this article must be spent in accordance with Minnesota Management and Budget *MMB Guidance to Agencies on Legacy Fund Expenditure*. Notwithstanding Minnesota Statutes, section 16A.28, and unless otherwise specified in this article, fiscal year 2024 appropriations are available until June 30, 2025, and fiscal year 2025 appropriations are available until June 30, 2026. If a project receives federal funds, the period of the appropriation is

extended to equal the availability of federal funding.

Subd. 3. **Minnesota State Arts Board**	48,421,000	41,796,000

(a) The amounts in this subdivision are appropriated to the Minnesota State Arts Board for arts, arts education, arts preservation, and arts access. Grant agreements entered into by the Minnesota State Arts Board and other recipients of appropriations in this subdivision must ensure that these funds are used to supplement and not substitute for traditional sources of funding. Each grant program established in this appropriation must be separately administered from other state appropriations for program planning and outcome measurements, but may take into consideration other state resources awarded in the selection of applicants and grant award size.

(b) **Arts and Arts Access Initiatives**

$38,737,000 the first year and $33,437,000 the second year are to support Minnesota artists and arts organizations in creating, producing, and presenting high-quality arts activities; to preserve, maintain, and interpret art forms and works of art so that they are accessible to Minnesota audiences; to overcome barriers to accessing high-quality arts activities; and to instill the arts into the community and public life in this state.

(c) **Arts Education**

$7,263,000 the first year and $6,269,000 the second year are for high-quality, age-appropriate arts education for Minnesotans of all ages to develop knowledge, skills, and understanding of the arts.

(d) **Arts and Cultural Heritage**

$2,421,000 the first year and $2,090,000 the second year are for events and activities that represent, preserve, and maintain the diverse cultural arts traditions, including folk and

traditional artists and art organizations, represented in this state.

(e) Up to five percent of the money appropriated in paragraphs (b) to (d) may be used by the board for administering grant programs, delivering technical services, providing fiscal oversight for the statewide system, and ensuring accountability in fiscal year 2024 and fiscal year 2025.

(f) Up to 30 percent of the remaining total appropriation to each of the categories listed in paragraphs (b) to (d) is for grants to the regional arts councils. Notwithstanding any other provision of law, regional arts council grants or other arts council grants for touring programs, projects, or exhibits must ensure the programs, projects, or exhibits are able to tour in their own region as well as all other regions of the state.

(g) Any unencumbered balance remaining under this subdivision the first year does not cancel but is available the second year.

Subd. 4. **Minnesota Historical Society**	19,995,000	18,720,000

(a) The amounts in this subdivision are appropriated to the governing board of the Minnesota Historical Society to preserve and enhance access to Minnesota's history and its cultural and historical resources. Grant agreements entered into by the Minnesota Historical Society and other recipients of appropriations in this subdivision must ensure that these funds are used to supplement and not substitute for traditional sources of funding. Money directly appropriated to the Minnesota Historical Society must be used to supplement and not substitute for traditional sources of funding. Notwithstanding Minnesota Statutes, section 16A.28, for historic preservation projects that improve historic structures, the amounts are available until June 30, 2027. The Minnesota Historical Society or grant recipients of the Minnesota Historical Society using arts and cultural heritage funds under this subdivision

must give consideration to Conservation Corps Minnesota and Northern Bedrock Historic Preservation Corps, or an organization carrying out similar work, for projects with the potential to need historic preservation services.

(b) **Historical Grants and Programs**

(1) Statewide Historic and Cultural Grants

$7,500,000 the first year and $7,500,000 the second year are for statewide historic and cultural grants to local, county, regional, or other historical or cultural organizations or for activities to preserve significant historic and cultural resources. Money must be distributed through a competitive grant process. The Minnesota Historical Society must administer the money using established grant mechanisms, with assistance from the advisory committee created under Laws 2009, chapter 172, article 4, section 2, subdivision 4, paragraph (b), item (ii).

(2) Statewide History Programs

$7,500,000 the first year and $7,500,000 the second year are for historic and cultural programs and purposes related to the heritage of the state.

(3) History Partnerships

$2,820,000 the first year and $2,820,000 the second year are for history partnerships involving multiple organizations, which may include the Minnesota Historical Society, to preserve and enhance access to Minnesota's history and cultural heritage in all regions of the state.

(4) Statewide Survey of Historical and Archaeological Sites

$500,000 the first year and $500,000 the second year are for one or more contracts to be competitively awarded to conduct statewide surveys or investigations of Minnesota's sites of historical, archaeological, and cultural significance.

Results of the surveys or investigations must be published in a searchable form and available to the public cost-free. The Minnesota Historical Society, the Office of the State Archaeologist, the Indian Affairs Council, and the State Historic Preservation Office must each appoint a representative to an oversight board to select contractors and direct the conduct of the surveys or investigations. The oversight board must consult with the Department of Transportation and Department of Natural Resources.

(5) Digital Library

$400,000 the first year and $400,000 the second year are for a digital library project to preserve, digitize, and share Minnesota images, documents, and historical materials. The Minnesota Historical Society must cooperate with the Minitex interlibrary loan system and must jointly share this appropriation for these purposes.

(c) **Grants**

(1) $100,000 the first year is for a grant to the Litchfield Opera House to repair and update the electrical capabilities in the Litchfield Opera House;

(2) $275,000 the first year is for a grant to the Dakota County Historical Society to upgrade and improve the Lawshe Memorial Museum; and

(3) $900,000 the first year is for a grant to Olmsted County Historical Society to rehabilitate the historic George Stoppel stone house and barn and to construct an accessible pathway to the farmstead.

(d) **Balance Remaining**

Any unencumbered balance remaining under this subdivision the first year does not cancel but is available the second year.

Subd. 5. **Department of Education**	2,750,000	2,750,000

$2,750,000 the first year and $2,750,000 the second year are appropriated to the commissioner of education for grants to the 12 Minnesota regional library systems to provide educational opportunities in the arts, history, literary arts, and cultural heritage of Minnesota. This money must be allocated using the formulas in Minnesota Statutes, section 134.355, subdivisions 3 to 5, with the remaining 25 percent to be distributed to all qualifying systems in an amount proportionate to the number of qualifying system entities in each system. For purposes of this subdivision, "qualifying system entity" means a public library, a regional library system, a regional library system headquarters, a county, or an outreach service program. This money may be used to sponsor programs provided by regional libraries or to provide grants to local arts and cultural heritage programs for programs in partnership with regional libraries. This money must be distributed in ten equal payments per year. Notwithstanding Minnesota Statutes, section 16A.28, the appropriations encumbered on or before June 30, 2025, as grants or contracts in this subdivision are available until June 30, 2027.

Subd. 6. **Department of Administration**	15,779,000	12,015,000

(a) The amounts in this subdivision are appropriated to the commissioner of administration for grants to the named organizations for the purposes specified in this subdivision. The commissioner of administration may use a portion of this appropriation for costs that are directly related to and necessary for the administration of grants in this subdivision.

(b) Grant agreements entered into by the commissioner and recipients of appropriations under this subdivision must ensure that money appropriated in this subdivision is used to supplement and not substitute for traditional sources of funding.

(c) **Minnesota Public Radio**

$2,000,000 the first year and $2,000,000 the second year are for Minnesota Public Radio to create programming and expand news service on Minnesota's cultural heritage and history.

(d) **Association of Minnesota Public Educational Radio Stations**

$2,000,000 the first year and $2,000,000 the second year are to the Association of Minnesota Public Educational Radio Stations for production and acquisition grants in accordance with Minnesota Statutes, section 129D.19. This appropriation is available until June 30, 2025.

(e) **Public Television**

$5,460,000 the first year and $4,460,000 the second year are to the Minnesota Public Television Association for production and acquisition grants according to Minnesota Statutes, section 129D.18. Of the amount in the first year, $1,000,000 is for producing Minnesota military and veterans' history stories.

(f) **Wilderness Inquiry**

$475,000 the first year and $475,000 the second year are to Wilderness Inquiry to preserve Minnesota's outdoor history, culture, and heritage by connecting Minnesota youth and families to natural resources.

(g) **Como Park Zoo**

$1,700,000 the first year and $1,700,000 the second year are for a grant to the Como Park Zoo and Conservatory for program development that features educational programs and habitat enhancement, special exhibits, music appreciation programs, and historical garden access and preservation.

(h) **Science Museum of Minnesota**

$800,000 the first year and $800,000 the second year are to the Science Museum of Minnesota for arts, arts education, and arts

access and to preserve Minnesota's history and cultural heritage, including student and teacher outreach, statewide educational initiatives, and community-based exhibits that preserve Minnesota's history and cultural heritage.

(i) **Appetite for Change**

$200,000 the first year is to the nonprofit Appetite for Change for the Community Cooks programming, which will preserve the cultural heritage of growing and cooking food in Minnesota.

(j) **Lake Superior Zoo**

$100,000 the first year and $100,000 the second year are to the Lake Superior Zoo to develop educational exhibits and programs.

(k) **Veterans Memorial Park in Wyoming**

$154,000 the first year is for a grant to the city of Wyoming to build the Veterans Memorial Plaza and related interpretive walk in Railroad Park.

(l) **Great Lakes Aquarium**

$100,000 the first year and $100,000 the second year are to the Lake Superior Center Authority to prepare, fabricate, and install a hands-on exhibit with interactive learning components to educate Minnesotans on the history of the natural landscape of the state.

(m) **Minnesota State Band**

$50,000 the first year is for a grant to the Minnesota State Band to provide for public performances across Minnesota.

(n) **Great Northern Festival**

$150,000 the first year and $150,000 the second year are for a grant to support the Great Northern Festival, which connects attendees to parks, outdoor spaces, and cultural venues through a festival.

(o) **Governor's Council on Developmental Disabilities**

$50,000 the first year and $50,000 the second year are to the Minnesota Governor's Council on Developmental Disabilities to continue to preserve and raise awareness of the history of Minnesotans with developmental disabilities.

(p) **Minnesota Council on Disability**

$550,000 the first year is to the Minnesota Council on Disability to provide educational opportunities in the arts, history, and cultural heritage of Minnesotans with disabilities in conjunction with the 50th anniversary of the Minnesota Council on Disability. This appropriation is available until June 30, 2027.

(q) **Keller Regional Park**

$850,000 the first year is for a grant to Ramsey County to preserve Minnesota's cultural heritage by enhancing the tuj lub courts at Keller Regional Park.

(r) **Changsha Friendship Garden**

$850,000 the first year is for a grant to the city of St. Paul for the design, project management, and construction of Phase II of the Changsha Friendship Garden in Phalen Regional Park. The city must prioritize completing the Hmong Plaza, the Heritage Wall, and the History Wall with grant proceeds.

(s) **Camille Gage Artist Fellowship**

$55,000 the first year and $55,000 the second year are for a grant to YWCA Minneapolis to fund an annual fellowship to be known as the Camille J. Gage Artist Fellowship. Of this amount, up to $5,000 each year may be used for administrative expenses. YWCA Minneapolis must select a person for the Camille J. Gage Artist Fellowship after an application process that allows both applications by interested persons and nominations of persons by third parties. By October 1, 2026, YWCA Minneapolis must report to the chairs and ranking minority members of the legislative committees and

divisions with jurisdiction over legacy on the use of money appropriated under this paragraph and on the activities of the person selected for the Camille J. Gage Artist Fellowship under this paragraph. This appropriation is available until June 30, 2026.

(t) **Minnesota African American Heritage Museum and Gallery**

$235,000 the first year and $125,000 the second year are for arts and cultural heritage programming celebrating African American and Black communities in Minnesota. Of the amount in the first year, $110,000 is for C. Caldwell Fine Arts for an outdoor mural project in North Minneapolis to work with young people to develop skills while using art as the impetus.

Subd. 7. **Minnesota Zoo**	2,000,000	2,000,000

The amounts in this subdivision are appropriated to the Minnesota Zoological Board for programs and development of the Minnesota Zoological Garden and to provide access and education related to programs on the cultural heritage of Minnesota.

Subd. 8. **Minnesota Humanities Center**	10,651,000	9,571,000

(a) These amounts are appropriated to the Board of Directors of the Minnesota Humanities Center for the purposes specified in this subdivision. The Minnesota Humanities Center may use up to 4.5 percent of the following grants, and up to five percent of the appropriations specific to competitive grants programs, to cover the cost of administering, planning, evaluating, and reporting these grants. The Minnesota Humanities Center must develop a written plan to issue the grants under this subdivision and must submit the plan for review and approval by the commissioner of administration. The written plan must require the Minnesota Humanities Center to create and adhere to grant policies that are similar to those established according to Minnesota

Statutes, section 16B.97, subdivision 4, paragraph (a), clause (1).

No grants awarded under this subdivision may be used for travel outside the state of Minnesota. The grant agreement must specify the repercussions for failing to comply with the grant agreement.

(b) **Programs and Purposes**

$1,536,000 the first year and $1,536,000 the second year are for programs and purposes of the Minnesota Humanities Center.

(c) **Children's Museum Grants**

$1,325,000 the first year and $1,325,000 the second year are for arts and cultural heritage grants to children's museums for arts and cultural exhibits and related educational outreach programs. Of this amount:

(1) $500,000 each year is for the Minnesota Children's Museum, St. Paul;

(2) $75,000 each year is for the Children's Museum of Rochester, Rochester;

(3) $75,000 each year is for The Works, Bloomington;

(4) $75,000 each year is for the WonderTrek Children's Museum, Brainerd-Baxter;

(5) $75,000 each year is for the Children's Discovery Center, Breckenridge;

(6) $75,000 each year is for the Duluth Children's Museum, Duluth;

(7) $75,000 each year is for the Otter Cove Children's Museum, Fergus Falls;

(8) $75,000 each year is for the Children's Discovery Museum, Grand Rapids;

(9) $75,000 each year is for the Wheel and Cog Children's Museum, Hutchinson;

(10) $75,000 each year is for the Children's Museum of Southern Minnesota, Mankato;

(11) $75,000 each year is for the Great River Children's Museum, St. Cloud; and

(12) $75,000 each year is for The Village Children's Museum, Willmar.

(d) **The Bakken Museum**

$75,000 each year is for a grant to The Bakken Museum for interactive exhibits and outreach programs on arts and cultural heritage.

(e) **Community Identity and Heritage Grant Program**

(1) $2,500,000 the first year and$6,510,000 the second year are for a competitive grant program to provide grants to organizations or individuals residing or based in diverse Minnesota communities, including but not limited to Asian and Pacific Island communities, the Somali diaspora and other African immigrant communities, Indigenous communities with a focus on the 11 Tribes in Minnesota, the African American community, the Latinx community, the LGBTQIA+ community, and other underrepresented cultural groups to create, celebrate, and teach the art, culture, and heritage of these diverse Minnesota communities. In awarding grants under this clause, the Minnesota Humanities Center must consider the extent to which applicants represent groups that have been underrepresented in past awards of grant money from the arts and cultural heritage fund, and an individual or organization that receives a grant under this clause must do at least one of the following:

(i) preserve and honor the cultural heritage of Minnesota;

(ii) provide education and student outreach on cultural diversity;

(iii) support the development of culturally diverse humanities programming, including arts programming, by individuals and organizations; or

(iv) empower communities in building identity and culture, including preserving and honoring communities whose Indigenous cultures are endangered or disappearing;

(2) $50,000 the first year is for a grant to the Tibetan American Foundation of Minnesota to celebrate and teach the art, culture, and heritage of Tibetan Americans in Minnesota;

(3) $50,000 the first year is for a grant to Hong De Wu Guan to create cultural arts projects like Lion Dance for after-school programs for youth;

(4) $100,000 the first year is for a grant to the Red Lake Band of Chippewa Indians for the Red Lake Nation Tribal College Urban Center to develop new programs for the Red Lake Nation Community Dance Choir to provide dance and movement, singing, and combined traditional Indigenous, American Indian, and western music studies;

(5) $50,000 the first year is for a grant to the Sepak Takraw of USA to work with youth and after-school programs in the community to teach the cultural games of tuj lub and sepak takraw. This appropriation may not be used to hold events;

(6) $150,000 the first year is for a grant to 30,000 Feet, a nonprofit organization, to help youth and community artists further develop their artistic skills, to create community art and artistic performances, and to promote and share African American history and culture through the arts;

(7) $180,000 the first year is for a grant to Siengkane Lao MN to create cultural arts projects and to preserve traditional performances;

(8) $300,000 the first year is for a grant to the Hmong Cultural Center of Minnesota for museum-related programming and educational outreach activities to teach the public about the historical, cultural, and folk arts heritage of Hmong Minnesotans;

(9) $300,000 the first year is for a grant to Special Guerrilla Units Veterans and Families of USA, Inc. to collect, document, archive, preserve, and make available to the public Hmong Special Guerrilla Units veterans' histories and for programming and educational efforts to teach the public about their history serving as proxy soldiers for the United States during the Secret War in Laos;

(10) $460,000 the first year is for museum-related programming and educational efforts to teach the public about the history and cultural heritage of Indigenous people in Minnesota; to upgrade and convert the Carnegie Library building in Park Rapids to Giiwedinong - The Museum and Cultural Center of the North; to coordinate, curate, and organize displays of collections from Akiing and other organizations at the museum; and to develop curriculum and program presentations for ongoing learning activities at the museum;

(11) $500,000 the first year is for a grant to Comunidades Latinas Unidas En Servicio (CLUES) to expand arts programming to celebrate Latino cultural heritage; support local artists; and provide professional development, networking, and presentation opportunities;

(12) $900,000 the first year is for grants to recipients who have demonstrated knowledge and interest in preserving Hmong culture to preserve Hmong Minnesotans' heritage, history, language, and culture. $750,000 of this amount must be used in conjunction with Minnesota universities to improve and develop a unified and standardized Latin alphabet form of the Hmong RPA writing system; and $150,000 of this amount must

be used to record, document, and transcribe Hmong traditional music, courtship songs, and wedding and funeral songs; to provide youth education about Hmong heritage; to create bilingual Hmong and English novels or children's books with audio accompaniment; to make traditional Hmong hemp textiles; and to collect, preserve, and display Hmong artifacts and historical documents. No portion of this appropriation may be used to encourage religious membership or to conduct personal ceremonies or events;

(13) $250,000 the first year is for a grant to the Somali Museum of Minnesota for heritage arts and cultural vitality programs to provide classes, exhibits, presentations, and outreach about the Somali community and heritage in Minnesota;

(14) $900,000 the first year is for a grant to the Minnesota Museum of American Art for exhibit programming and for a Native American Fellowship at the museum; and

(15) $900,000 the first year is for a grant to Ka Joog statewide Somali-based collaborative programs for arts and cultural heritage. The funding must be used for Fanka programs to provide arts education and workshops, mentor programs, and community presentations and community engagement events throughout Minnesota.

Nothing in this paragraph shall be construed to prevent a recipient of a grant under clauses (2) to (15) from applying to receive additional grant money under clause (1), provided that the applicant submits to the same application and oversight process as other recipients of money under that clause. The Board of Directors of the Minnesota Humanities Center must ensure that all expenditures of money appropriated in this paragraph are allowable under Minnesota Constitution, article XI, section 15.

(f) **Civics Programs**

$125,000 the first year and $125,000 the second year are for grants to the Minnesota Civic Education Coalition: Minnesota Civic Youth, the Learning Law and Democracy Foundation, and YMCA Youth in Government to conduct civics education programs for the civic and cultural development of Minnesota youth. Civics education is the study of constitutional principles and the democratic foundation of our national, state, and local institutions and the study of political processes and structures of government, grounded in the understanding of constitutional government under the rule of law.

Subd. 9. **Indian Affairs Council**	2,300,000	2,300,000

$2,300,000 the first year and $2,300,000 the second year are appropriated to the Indian Affairs Council for grants for preserving Dakota and Ojibwe Indian languages and for protecting Indian graves. The money must be distributed as follows:

(1) $850,000 the first year and $850,000 the second year are to provide grants to Minnesota Tribal Nations to preserve Dakota and Ojibwe Indian languages and to foster education programs and services for Dakota and Ojibwe languages;

(2) $460,000 the first year and $460,000 the second year are for grants to Dakota and Ojibwe Indian language-immersion educational institutions;

(3) $850,000 the first year and $850,000 the second year are to provide grants to preserve the Dakota and Ojibwe Indian languages through support of projects and services and to support educational programs and immersion efforts in Dakota and Ojibwe Indian languages;

(4) $50,000 the first year and $50,000 the second year are to the Indian Affairs Council for a Dakota and Ojibwe Indian language

working group coordinated by the Indian Affairs Council; and

(5) $90,000 the first year and $90,000 the second year are to carry out responsibilities under Minnesota Statutes, section 307.08, to comply with Public Law 101-601, the federal Native American Graves Protection and Repatriation Act.

Subd. 10. **Department of Agriculture**	450,000	450,000

(a) $400,000 the first year and $400,000 the second year are for grants to county agricultural societies to enhance arts access and education and to preserve and promote Minnesota's history and cultural heritage as embodied in its county fairs. The grants must be distributed in equal amounts to each of the 95 county fairs. The grants are in addition to the aid distribution to county agricultural societies under Minnesota Statutes, section 38.02. The commissioner of agriculture must develop grant-making criteria and guidance for expending money under this subdivision to provide funding for projects and events that provide access to the arts or the state's agricultural, historical, and cultural heritage. The commissioner must seek input from all interested parties.

(b) $50,000 the first year and $50,000 the second year are to the University of Minnesota Extension Office to provide grants to Minnesota 4-H chapters that have members participating in state and national 4-H-sanctioned shooting sports events. Eligible costs for grant money include shooting sports equipment and supplies and event fees associated with participating in state shooting sports events.

Subd. 11. **Legislative Coordinating Commission**	4,000	-0-

The amount in this subdivision is appropriated for the Legislative Coordinating Commission to maintain the website required under Minnesota Statutes, section 3.303, subdivision 10.

Subd. 12. **Minnesota Historical Society Fiscal Year 2023 Appropriations**	-0-	-0-

(a) $2,226,000 in fiscal year 2023 is for historic and cultural programs and purposes related to the heritage of the state. This is a onetime appropriation and any unencumbered balance remaining in fiscal year 2023 does not cancel but is available until June 30, 2024.

(b) $358,000 in fiscal year 2023 is for history partnerships involving multiple organizations, which may include the Minnesota Historical Society, to preserve and enhance access to Minnesota's history and cultural heritage in all regions of the state. This is a onetime appropriation and any unencumbered balance remaining in fiscal year 2023 does not cancel but is available until June 30, 2024.

(c) $510,000 in fiscal year 2023 is for one or more contracts to be competitively awarded to conduct statewide surveys or investigations of Minnesota's sites of historical, archaeological, and cultural significance. This is a onetime appropriation and any unencumbered balance remaining in fiscal year 2023 does not cancel but is available until June 30, 2024.

EFFECTIVE DATE. Subdivision 12 is effective the day following final enactment.

ARTICLE 5

FINANCIAL REVIEW OF GRANT AND BUSINESS SUBSIDY RECIPIENTS

Section 1. **FINANCIAL REVIEW OF GRANT AND BUSINESS SUBSIDY RECIPIENTS.**

Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the meanings given.

(b) "Grant" means a grant or business subsidy funded by an appropriation in this act.

(c) "Grantee" means a business entity as defined in Minnesota Statutes, section 5.001.

Subd. 2. **Financial information required; determination of ability to perform.** Before an agency awards a competitive, legislatively named, single-source, or sole-source grant, the agency

must assess the risk that a grantee cannot or would not perform the required duties. In making this assessment, the agency must review the following information:

(1) the grantee's history of performing duties similar to those required by the grant, whether the size of the grant requires the grantee to perform services at a significantly increased scale, and whether the size of the grant will require significant changes to the operation of the grantee's organization;

(2) for a grantee that is a nonprofit organization, the grantee's Form 990 or Form 990-EZ filed with the Internal Revenue Service in each of the prior three years. If the grantee has not been in existence long enough or is not required to file Form 990 or Form 990-EZ, the grantee must demonstrate to the grantor's satisfaction that the grantee is exempt and must instead submit the grantee's most recent board-reviewed financial statements and documentation of internal controls;

(3) for a for-profit business, three years of federal and state tax returns, current financial statements, certification that the business is not under bankruptcy proceedings, and disclosure of any liens on its assets. If a business has not been in business long enough to have three years of tax returns, the grantee must demonstrate to the grantor's satisfaction that the grantee has appropriate internal financial controls;

(4) evidence of registration and good standing with the secretary of state under Minnesota Statutes, chapter 317A, or other applicable law;

(5) if the grantee's total annual revenue exceeds $750,000, the grantee's most recent financial audit performed by an independent third party in accordance with generally accepted accounting principles; and

(6) certification, provided by the grantee, that none of its principals have been convicted of a financial crime.

Subd. 3. **Additional measures for some grantees.** The agency may require additional information and must provide enhanced oversight for grants that have not previously received state or federal grants for similar amounts or similar duties and so have not yet demonstrated the ability to perform the duties required under the grant on the scale required.

Subd. 4. **Assistance from administration.** An agency without adequate resources or experience to perform obligations under this section may contract with the commissioner of administration to perform the agency's duties under this section.

Subd. 5. **Agency authority to not award grant.** If an agency determines that there is an appreciable risk that a grantee receiving a competitive, single-source, or sole-source grant cannot or would not perform the required duties under the grant agreement, the agency must notify the grantee and the commissioner of administration and give the grantee an opportunity to respond to the agency's concerns. If the grantee does not satisfy the agency's concerns within 45 days, the agency must not award the grant.

Subd. 6. **Legislatively named grantees.** If an agency determines that there is an appreciable risk that a grantee receiving a legislatively named grant cannot or would not perform the required duties under the grant agreement, the agency must notify the grantee, the commissioner of administration, the chair and ranking minority member of the Ways and Means Committee in the

house of representatives, the chair and ranking minority member of the Finance Committee in the senate, and the chairs and ranking minority members of the committees in the house of representatives and the senate with primary jurisdiction over the bill in which the money for the grant was appropriated. The agency must give the grantee an opportunity to respond to the agency's concerns. If the grantee does not satisfy the agency's concerns within 45 days, the agency must delay award of the grant until adjournment of the next regular or special legislative session.

Subd. 7. **Subgrants.** If a grantee will disburse the money received from the grant to other organizations to perform duties required under the grant agreement, the agency must be a party to agreements between the grantee and a subgrantee. Before entering agreements for subgrants, the agency must perform the financial review required under this section with respect to the subgrantees.

Subd. 8. **Effect.** The requirements of this section are in addition to other requirements imposed by law; the commissioner of administration under Minnesota Statutes, sections 16B.97 to 16B.98; or agency grant policy."

Delete the title and insert:

"A bill for an act relating to state government; appropriating money from outdoor heritage, clean water, parks and trails, and arts and cultural heritage funds; modifying and extending prior appropriations; ensuring grantee accountability; amending Minnesota Statutes 2022, section 97A.056, subdivision 22; Laws 2019, First Special Session chapter 2, article 2, section 8, as amended; Laws 2020, chapter 104, article 1, section 2, subdivision 5, as amended."

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

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

H.F. No. 1126 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.
1126	1011				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 1126 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1126, the first engrossment; and insert the language after the enacting clause of S.F. No. 1011, the first engrossment; further, delete the title of H.F. No. 1126, the first engrossment; and insert the title of S.F. No. 1011, the first engrossment.

And when so amended H.F. No. 1126 will be identical to S.F. No. 1011, and further recommends that H.F. No. 1126 be given its second reading and substituted for S.F. No. 1011, and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 1999 and 1126 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Dibble, Hoffman, Abeler, Mohamed, and Fateh introduced--

S.F. No. 3265: A bill for an act relating to health; modifying electronic monitoring requirements; modifying Board of Executives for Long-Term Service and Supports fees; establishing private enforcement of certain rights; establishing a private cause of action for retaliation in certain long-term care settings; modifying infection control requirements in certain long-term care settings; modifying hospice and assisted living bills of rights; establishing consumer protections for clients receiving assisted living services; requiring the commissioner of health to establish a state plan to control SARS-CoV-2 infections in certain long-term care settings; establishing the Long-Term Care COVID-19 Task Force; changing provisions for nursing homes, home care, and assisted living; requiring a report; appropriating money; amending Minnesota Statutes 2022, sections 144.56, by adding subdivisions; 144.6502, subdivision 3, by adding a subdivision; 144.6512, by adding a subdivision; 144.652, by adding a subdivision; 144A.04, by adding subdivisions; 144A.291, subdivision 2; 144A.4798, subdivision 3, by adding subdivisions; 144A.751, subdivision 1; 144G.09, subdivision 3; 144G.10, by adding a subdivision; 144G.42, by adding subdivisions; 144G.91, by adding a subdivision; 144G.92, by adding a subdivision; Laws 2019, chapter 60, article 1, section 46; article 5, section 2; proposing coding for new law in Minnesota Statutes, chapters 144A; 144G.

Referred to the Committee on Health and Human Services.

Senators Kupec, Mohamed, Hoffman, Kunesh, and Oumou Verbeten introduced--

S.F. No. 3266: A bill for an act relating to capital investment; appropriating money for an East African cultural mall in the city of Moorhead; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Mohamed introduced--

S.F. No. 3267: A bill for an act relating to economic development; equity; establishing a process for requesting a racial equity impact note for legislation; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Jobs and Economic Development.

Senator Jasinski introduced--

S.F. No. 3268: A bill for an act relating to capital investment; appropriating money for municipal park development in the city of Faribault; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Drazkowski, Rarick, Housley, Utke, and Bahr introduced--

S.F. No. 3269: A bill for an act relating to taxation; repealing the gross revenues tax on hospitals and health care providers; making related technical changes; amending Minnesota Statutes 2022, sections 16A.724, subdivision 2; 62J.041, subdivision 1; 214.16, subdivision 3; 256B.04, subdivision 25; 256B.0625, subdivision 13e; 270B.14, subdivision 1; 289A.38, subdivision 6; repealing Minnesota Statutes 2022, sections 13.4967, subdivision 3; 295.50, subdivisions 1, 1a, 2, 2a, 2b, 3, 4, 6, 6a, 7, 7a, 9b, 9c, 10a, 10b, 10c, 12b, 13, 13a, 14, 15, 16; 295.51, subdivisions 1, 1a; 295.52, subdivisions 1, 1a, 2, 3, 4, 4a, 5, 6, 8; 295.53, subdivisions 1, 2, 3, 4a; 295.54; 295.55; 295.56; 295.57; 295.58; 295.581; 295.582; 295.59; Minnesota Rules, parts 4650.0102, subpart 24e; 4652.0100, subpart 20.

Referred to the Committee on Taxes.

MOTIONS AND RESOLUTIONS

Senator Hoffman moved that the name of Senator Champion be added as a co-author to S.F. No. 1593. The motion prevailed.

Senator Abeler moved that the name of Senator Champion be added as a co-author to S.F. No. 1765. The motion prevailed.

Senator Kunesh moved that the name of Senator Pha be added as a co-author to S.F. No. 1906. The motion prevailed.

Senator Port moved that the name of Senator Pha be added as a co-author to S.F. No. 2003. The motion prevailed.

Senator Mitchell moved that the name of Senator Champion be added as a co-author to S.F. No. 2938. The motion prevailed.

Senator Hoffman moved that the name of Senator Champion be added as a co-author to S.F. No. 3248. The motion prevailed.

RECESS

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

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

SPECIAL ORDERS

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

S.F. Nos. 2744, 2909, and 3035.

SPECIAL ORDER

S.F. No. 2744: A bill for an act relating to commerce; establishing a biennial budget for Department of Commerce; modifying various provisions governing insurance; regulating virtual currency activities; providing for reports relating to retail sales of intermediate blends of gasoline and biofuel; prohibiting excessive price increases by pharmaceutical manufacturers; establishing a Prescription Drug Affordability Board; establishing a student loan advocate position; regulating money transmitters; making technical changes; establishing penalties; authorizing administrative rulemaking; requiring reports; appropriating money; transferring money; amending Minnesota Statutes 2022, sections 46.131, subdivision 11; 60A.14, subdivision 1; 62A.152, subdivision 3; 62D.02, by adding a subdivision; 62D.095, subdivisions 2, 3, 4, 5; 62K.10, subdivision 4; 62Q.19, subdivision 1; 62Q.46, subdivisions 1, 3; 62Q.47; 62Q.81, subdivision 4, by adding a subdivision; 151.071, subdivisions 1, 2; 239.791, subdivision 8; 256B.0631, subdivision 1; 256L.03, subdivision 5; Laws 2022, chapter 93, article 1, section 2, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 53B; 58B; 62J; 62Q; 62W; repealing Minnesota Statutes 2022, sections 53B.01; 53B.02; 53B.03; 53B.04; 53B.05; 53B.06; 53B.07; 53B.08; 53B.09; 53B.10; 53B.11; 53B.12; 53B.13; 53B.14; 53B.15; 53B.16; 53B.17; 53B.18; 53B.19; 53B.20; 53B.21; 53B.22; 53B.23; 53B.24; 53B.25; 53B.26; 53B.27, subdivisions 1, 2, 5, 6, 7.

Senator Rasmusson moved to amend S.F. No. 2744 as follows:

Page 33, delete lines 16 to 19

Pursuant to Rule 7.4, Senator Klein questioned whether the Rasmusson amendment was in order. The President ruled the amendment was out of order.

Senator Rasmusson appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

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

Those who voted in the affirmative were:

Abeler	Fateh	Kunesh	Mitchell	Port
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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, and Putnam.

Those who voted in the negative were:

Anderson	Duckworth	Johnson	Mathews	Weber
Bahr	Farnsworth	Koran	Miller	Wesenberg
Coleman	Green	Kreun	Nelson	Westrom
Dahms	Gruenhagen	Lang	Pratt	
Dornink	Housley	Lieske	Rarick	
Draheim	Howe	Limmer	Rasmusson	
Drazkowski	Jasinski	Lucero	Utke	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr, Farnsworth, Koran, Lang, Miller, and Pratt.

So the decision of the President was sustained.

Senator Dahms moved to amend S.F. No. 2744 as follows:

Page 10, delete section 6

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Pursuant to Rule 7.4, Senator Klein questioned whether the Dahms amendment was in order. The President ruled the amendment was out of order.

Senator Dahms appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

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

Those who voted in the affirmative were:

Abeler	Fateh	Kunesh	Mitchell	Port
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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, and Putnam.

Those who voted in the negative were:

Anderson	Duckworth	Johnson	Mathews	Weber
Bahr	Farnsworth	Koran	Miller	Wesenberg
Coleman	Green	Kreun	Nelson	Westrom
Dahms	Gruenhagen	Lang	Pratt	
Dornink	Housley	Lieske	Rarick	
Draheim	Howe	Limmer	Rasmusson	
Drazkowski	Jasinski	Lucero	Utke	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr, Farnsworth, Koran, Lang, Miller, and Pratt.

So the decision of the President was sustained.

Senator Nelson moved to amend S.F. No. 2744 as follows:

Page 17, delete sections 14 and 15

Page 18, delete section 16

Page 19, delete section 17

Page 21, delete section 18

Page 22, delete section 19

Page 23, delete section 20

Page 25, delete section 21

Page 26, delete sections 22 and 23

Page 27, delete section 24

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Limmer	Rarick
Bahr	Eichorn	Johnson	Lucero	Rasmusson
Dahms	Farnsworth	Koran	Mathews	Utke
Dornink	Green	Kreun	Miller	Weber
Draheim	Gruenhagen	Lang	Nelson	Wesenberg
Drazkowski	Howe	Lieske	Pratt	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Koran, Lang, and Miller.

Those who voted in the negative were:

Abeler	Fateh	Kunesh	Mitchell	Port
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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, and Putnam.

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

Senator Nelson moved to amend S.F. No. 2744 as follows:

Page 12, after line 17, insert:

"Sec. 3. **[62A.3096] DEFINED COST SHARING.**

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

(b) "Defined cost sharing" means a deductible payment or coinsurance amount imposed on an enrollee for a covered prescription drug under the enrollee's health plan.

(c) "Insurer" means any health insurance issuer that is subject to state law regulating insurance and offers health insurance coverage, as defined in United States Code, title 42, section 300gg-91, including but not limited to, an insurance company licensed under chapter 60A to offer, sell, or issue a policy of accident and sickness insurance as defined in section 62A.01; a nonprofit health service plan corporation operating under chapter 62C; a health maintenance organization operating under chapter 62D; or a fraternal benefit society operating under chapter 64B. Notwithstanding any other provision of law, insurer shall not include any state or local governmental employer plan, including any plan established pursuant to chapter 43A.

(d) "Price protection rebate" means a negotiated price concession that accrues directly or indirectly to the insurer, or other party on behalf of the insurer, in the event of an increase in the wholesale acquisition cost of a drug above a specified threshold.

(e) "Rebate" means:

(1) negotiated price concessions including but not limited to base price concessions, whether described as a rebate or otherwise, and reasonable estimates of any price protection rebates and performance-based price concessions that may accrue directly or indirectly to the insurer during the coverage year from a manufacturer, dispensing pharmacy, or other party in connection with the dispensing or administration of a prescription drug; and

(2) reasonable estimates of any negotiated price concessions, fees, and other administrative costs that are passed through, or are reasonably anticipated to be passed through, to the insurer and serve to reduce the insurer's liabilities for a prescription drug.

Subd. 2. **Decrease in cost sharing.** An enrollee's defined cost sharing for each prescription drug shall be calculated at the point of sale based on a price that is reduced by an amount equal to 100 percent of all rebates received, or to be received, in connection with the dispensing or administration of the prescription drug.

Subd. 3. **Enforcement; penalties.** Whenever an insurer or other person, corporation, partnership, or entity subject to this section has been found to have violated any provision of this section, the commissioner may:

(1) issue and cause to be served upon the insurer or other person, corporation, partnership, or entity charged with the violation a copy of the findings and an order requiring the insurer or other

person, corporation, partnership, or entity to cease and desist from engaging in the act or practice that constitutes the violation; and

(2) impose a monetary penalty of not more than $1,000 for each violation of this section, but not to exceed an aggregate penalty of $10,000.

Subd. 4. **Permissible decrease in defined cost sharing.** Nothing in this section shall preclude an insurer from decreasing an enrollee's defined cost sharing by an amount greater than that required under subdivision 2.

Subd. 5. **Permissible state regulation.** In implementing the requirements of this section, the state shall only regulate an insurer to the extent permissible under applicable law.

Subd. 6. **Confidentiality.** In complying with the provisions of this section, an insurer or its agents shall not publish or otherwise reveal information regarding the actual amount of rebates an insurer receives on a product, manufacturer, or pharmacy-specific basis. Such information is protected as a trade secret, is not a public record under chapter 13, and shall not be disclosed directly or indirectly, or in a manner that would allow for the identification of an individual product, therapeutic class of products, or manufacturer, or in a manner that would have the potential to compromise the financial, competitive, or proprietary nature of the information. An insurer shall impose the confidentiality protections and requirements of this section on any agent or downstream third party that performs health care or administrative services on behalf of the insurer that may receive or have access to rebate information."

Page 38, after line 32, insert:

"Sec. 36. **[62W.16] DEFINED COST SHARING.**

Subdivision 1. **Definitions.** (a) Notwithstanding any other provision of this chapter, the terms defined in this section have the meanings given.

(b) "Defined cost sharing" means a deductible payment or coinsurance amount imposed on an enrollee for a covered prescription drug under the enrollee's health plan.

(c) "Insurer" means any health insurance issuer that is subject to state law regulating insurance and offers health insurance coverage, as defined in United States Code, title 42, section 300gg-91, including but not limited to, an insurance company licensed under chapter 60A to offer, sell, or issue a policy of accident and sickness insurance as defined in section 62A.01; a nonprofit health service plan corporation operating under chapter 62C; a health maintenance organization operating under chapter 62D; or a fraternal benefit society operating under chapter 64B. Notwithstanding any other provision of law, insurer does not include any state or local governmental employer plan, including any plan established pursuant to chapter 43A.

(d) "Price protection rebate" means a negotiated price concession that accrues directly or indirectly to the insurer, or other party on behalf of the insurer, including a pharmacy benefit manager, in the event of an increase in the wholesale acquisition cost of a drug above a specified threshold.

(e) "Rebate" means:

(1) negotiated price concessions including but not limited to base price concessions, whether described as a rebate or otherwise, and reasonable estimates of any price protection rebates and performance-based price concessions that may accrue directly or indirectly to the insurer, or other party on behalf of the insurer, including a pharmacy benefit manager, during the coverage year from a manufacturer, dispensing pharmacy, or other party in connection with the dispensing or administration of a prescription drug; and

(2) reasonable estimates of any negotiated price concessions, fees, and other administrative costs that are passed through, or are reasonably anticipated to be passed through, to the insurer, or other party on behalf of the insurer, including a pharmacy benefit manager, and serve to reduce the insurer's liabilities for a prescription drug.

(f) "Pharmacy benefit manager" means any person, business, or other entity that, pursuant to a contract or under an employment relationship with an insurer, either directly or through an intermediary, manages the prescription drug benefit provided by the insurer, including but not limited to the processing and payment of claims for prescription drugs, the performance of drug utilization review, the processing of drug prior authorization requests, the adjudication of appeals or grievances related to the prescription drug benefit, contracting with network pharmacies, or controlling the cost of covered prescription drugs.

Subd. 2. **Decrease in cost sharing.** An enrollee's defined cost sharing for each prescription drug shall be calculated at the point of sale based on a price that is reduced by an amount equal to 100 percent of all rebates received, or to be received, in connection with the dispensing or administration of the prescription drug.

Subd. 3. **Enforcement; penalties.** Whenever a pharmacy benefit manager or other person, corporation, partnership, or entity subject to this section has been found to have violated any provision of this section, the commissioner may:

(1) issue and cause to be served upon the pharmacy benefit manager or other person, corporation, partnership, or entity charged with the violation a copy of the findings and an order requiring the insurer or other person, corporation, partnership, or entity to cease and desist from engaging in the act or practice that constitutes the violation; and

(2) impose a monetary penalty of not more than $1,000 for each violation of this section, but not to exceed an aggregate penalty of $10,000.

Subd. 4. **Permissible decrease in defined cost sharing.** Nothing in this section shall preclude a pharmacy benefit manager from decreasing an enrollee's defined cost sharing by an amount greater than that required under subdivision 2.

Subd. 5. **Permissible state regulation.** In implementing the requirements of this section, the state shall only regulate an insurer or pharmacy benefit manager to the extent permissible under applicable law.

Subd. 6. **Confidentiality.** In complying with the provisions of this section, a pharmacy benefits manager or its agents shall not publish or otherwise reveal information regarding the actual amount of rebates received on a product or therapeutic class of products, manufacturer, or pharmacy-specific basis. Such information is protected as a trade secret, shall not be deemed a public record under

chapter 13, and shall not be disclosed directly or indirectly, or in a manner that would allow for the identification of an individual product, therapeutic class of products, or manufacturer, or in a manner that would have the potential to compromise the financial, competitive, or proprietary nature of the information. A pharmacy benefits manager shall impose the confidentiality protections and requirements of this section on any agent or downstream third party that performs health care or administrative services on behalf of the pharmacy benefits manager that may receive or have access to rebate information."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 22 and nays 43, as follows:

Those who voted in the affirmative were:

Abeler	Eichorn	Howe	Nelson	Wesenberg
Anderson	Farnsworth	Lang	Pratt	Westrom
Coleman	Green	Lieske	Rarick	
Dornink	Gruenhagen	Limmer	Utke	
Draheim	Housley	Mathews	Weber	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Farnsworth, Lang, and Wesenberg.

Those who voted in the negative were:

Bahr	Dziedzic	Klein	Miller	Putnam
Boldon	Fateh	Kunesh	Mitchell	Rasmusson
Carlson	Frentz	Kupec	Mohamed	Rest
Champion	Gustafson	Latz	Morrison	Seeberger
Cwodzinski	Hauschild	Lucero	Murphy	Westlin
Dahms	Hawj	Mann	Oumou Verbeten	Wiklund
Dibble	Hoffman	Marty	Pappas	Xiong
Drazkowski	Jasinski	Maye Quade	Pha	
Duckworth	Johnson	McEwen	Port	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, and Putnam.

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr and Miller.

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

Senator Utke moved to amend S.F. No. 2744 as follows:

Page 18, line 7, after "biosimilar" insert ", excluding vaccines"

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	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 Senators: Bahr, Farnsworth, Koran, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Utke moved to amend S.F. No. 2744 as follows:

Page 22, line 18, delete "based on" and insert "that have been on the market for at least seven years, are not designated by the United States Food and Drug Administration under United States Code, title 21, section 360bb, as a drug solely for the treatment of a rare disease or condition, and meet"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Drazkowski	Housley	Lieske	Rarick
Anderson	Duckworth	Howe	Limmer	Rasmusson
Bahr	Eichorn	Jasinski	Lucero	Utke
Coleman	Farnsworth	Johnson	Mathews	Weber
Dahms	Green	Koran	Miller	Wesenberg
Dornink	Gruenhagen	Kreun	Nelson	Westrom
Draheim	Hoffman	Lang	Pratt	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Koran, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Dziedzic	Hawj	Mann	Mohamed
Carlson	Fateh	Klein	Marty	Morrison
Champion	Frentz	Kunesh	Maye Quade	Murphy
Cwodzinski	Gustafson	Kupec	McEwen	Oumou Verbeten
Dibble	Hauschild	Latz	Mitchell	Pappas

Pha	Putnam	Seeberger	Wiklund
Port	Rest	Westlin	Xiong

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

The motion prevailed. So the amendment was adopted.

Senator Rasmusson moved to amend S.F. No. 2744 as follows:

Page 3, line 13, delete "the first year and $537,000 the" and insert "is added to the base beginning in fiscal year 2026 and $537,000 is added to the base beginning in fiscal year 2027"

Page 3, line 14, delete "second year"

Page 3, line 17, delete "2026" and insert "2028"

Page 8, line 13 delete "the first year and $51,000 the" and insert "is added to the base beginning in fiscal year 2026 and $51,000 is added to the base beginning in fiscal year 2027"

Page 8, line 14 delete "and"

Page 25, line 14, delete "An" and insert "The board shall not establish an upper payment limit until January 1, 2026."

Page 25, delete lines 15 and 16 and insert:

"(b) An upper payment limit may take effect no sooner than 120 days following the date of its public release by the board."

Reletter the paragraphs in sequence

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Duckworth	Jasinski	Lucero	Utke
Anderson	Eichorn	Johnson	Mathews	Weber
Bahr	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Koran, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Dibble	Gustafson	Klein	Mann
Carlson	Dziedzic	Hauschild	Kunesh	Marty
Champion	Fateh	Hawj	Kupec	Maye Quade
Cwodzinski	Frentz	Hoffman	Latz	McEwen

Mitchell	Murphy	Pha	Rest	Wiklund
Mohamed	Oumou Verbeten	Port	Seeberger	Xiong
Morrison	Pappas	Putnam	Westlin	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

S.F. No. 2744 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 35 and nays 32, as follows:

Those who voted in the affirmative were:

Abeler	Fateh	Kunesh	Mitchell	Port
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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

Those who voted in the negative were:

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	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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

SPECIAL ORDER

S.F. No. 2909: A bill for an act relating to state government; amending certain judiciary, public safety, corrections, human rights, firearm, and 911 Emergency Communication System statutory policy provisions; providing for reports; authorizing rulemaking; appropriating money for judiciary, courts, civil legal services, Guardian ad Litem Board, Uniform Laws Commission, Board on Judicial Standards, Board of Public Defense, human rights, sentencing guidelines, public safety, emergency management, criminal apprehension, fire marshal, firefighters, Office of Justice programs, Peace Officer Standards and Training Board, Private Detective Board, corrections, incarceration and release, probation, juveniles, and Ombudsperson for Corrections; amending Minnesota Statutes 2022, sections 13.072, subdivision 1; 13.825, subdivision 3; 13.871, subdivisions 8, 14; 13A.02, subdivisions 1, 2; 144.6586, subdivision 2; 145.4712; 152.01, by adding a subdivision; 152.021,

subdivisions 1, 2; 152.022, subdivisions 1, 2; 152.023, subdivision 2; 152.18, subdivision 1; 181.981, subdivision 1; 214.10, subdivision 10; 241.01, subdivision 3a; 241.021, subdivision 1d; 243.05, subdivision 1; 244.03; 244.05, subdivisions 1b, 2, 3, 4, 5, by adding a subdivision; 244.101, subdivision 1; 244.19, subdivisions 1, 5; 244.195, subdivisions 1, 2, by adding subdivisions; 244.20; 244.21; 297I.06, subdivision 1; 299A.38; 299A.41, subdivisions 3, 4, by adding a subdivision; 299A.52; 299A.642, subdivision 15; 299A.73, by adding a subdivision; 299C.10, subdivision 1; 299C.106, subdivision 3; 299C.11, subdivision 3; 299C.111; 299C.17; 299C.53, subdivision 3; 299N.02, subdivision 3; 326.32, subdivision 10; 326.3381, subdivision 3; 357.021, subdivision 2; 363A.06, subdivision 1; 401.01; 401.02; 401.025, subdivision 1; 401.06; 401.09; 401.10; 401.11; 401.14, subdivision 3; 401.16; 403.02, subdivisions 7, 9a, 11b, 16a, 17, 17c, 18, 19, 19a, 20, 20a, 21, by adding subdivisions; 403.025; 403.03, subdivision 2; 403.05; 403.06; 403.07; 403.08; 403.09, subdivision 2; 403.10, subdivisions 2, 3; 403.11; 403.113; 403.15, subdivisions 1, 2, 3, 4, 5, 6, by adding a subdivision; 609.05, by adding a subdivision; 609.106, subdivision 2, by adding a subdivision; 609.14, subdivision 1, by adding a subdivision; 609.2231, subdivision 4; 609.2233; 609.3455, subdivisions 2, 5; 609.35; 609.52, subdivision 3; 609.527, subdivision 1, by adding a subdivision; 609.582, subdivisions 3, 4; 609.595, subdivisions 1a, 2; 609.749, subdivision 3; 609A.01; 609A.02, subdivision 3; 609A.03, subdivisions 5, 7a, 9; 611.23; 611A.03, subdivision 1; 611A.211, subdivision 1; 611A.31, subdivisions 2, 3, by adding a subdivision; 611A.32; 626.15; 626.5531, subdivision 1; 626.843, by adding a subdivision; 626.8451, subdivision 1; 626.8469, subdivision 1; 626.8473, subdivision 3; 638.01; 641.15, subdivision 2; 641.155; Laws 2021, First Special Session chapter 11, article 1, section 15, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 243; 244; 299A; 299C; 401; 609; 609A; 626; 638; repealing Minnesota Statutes 2022, sections 244.18; 244.19, subdivisions 6, 7, 8; 244.22; 244.24; 244.30; 299C.80, subdivision 7; 403.02, subdivision 13; 403.09, subdivision 3; 638.02; 638.03; 638.04; 638.05; 638.06; 638.07; 638.075; 638.08.

Senator Latz moved to amend S.F. No. 2909 as follows:

Page 93, line 4, delete "....." and insert "three"

The motion prevailed. So the amendment was adopted.

Senator Limmer moved to amend S.F. No. 2909 as follows:

Page 148, line 2, delete "PROVISIONS" and insert "ACT"

Senator Limmer moved to amend the Limmer amendment to S.F. No. 2909 as follows:

Page 1, delete line 2 and insert:

"Page 148, delete article 7

Renumber the articles in sequence

Amend the title accordingly"

The question was taken on the adoption of the Limmer amendment to the Limmer amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Limmer moved to amend the first Limmer amendment to S.F. No. 2909 as follows:

Page 1, after line 2, insert:

"Page 153, after line 22, insert:

"(2) those serving a sentence for:

(i) a crime of violence as defined in section 624.712, subdivision 5;

(ii) a crime described in section 243.166, subdivision 1b; or

(iii) a violation of section 518B.01, 609.2242, 609.749, or 629.75;"

Page 153, line 23, delete "(2)" and insert "(3)"

Page 153, line 25, delete "(3)" and insert "(4)"

Page 154, after line 19, insert:

"(2) those serving a sentence for:

(i) a crime of violence as defined in section 624.712, subdivision 5;

(ii) a crime described in section 243.166, subdivision 1b; or

(iii) a violation of section 518B.01, 609.2242, 609.749, or 629.75;"

Page 154, line 20, delete "(2)" and insert "(3)"

Page 154, line 21, delete "(3)" and insert "(4)""

The question was taken on the adoption of the Limmer amendment to the first Limmer amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Kreun moved to amend the first Limmer amendment to S.F. No. 2909 as follows:

Page 1, after line 2, insert:

"Page 151, line 26, delete everything before the second comma

Page 153, line 24, delete "or"

Page 153, line 25, delete the period and insert "; or"

Page 153, after line 25, insert:

"(4) those where the victim of the crime has not agreed that the individual is eligible for the credit as required in section 244.485."

Page 154, line 20, delete the second "or"

Page 154, line 21, delete the period and insert "; or"

Page 154, after line 21, insert:

"(4) those where the victim of the crime has not agreed that the individual is eligible for the credit as required in section 244.485."

Page 154, line 24, delete "for a crime listed in section 609.02, subdivision 16," and after "is" insert "otherwise"

Page 154, line 25, delete "make reasonable efforts"

Page 154, line 26, delete "to" and after "is" insert "otherwise"

Page 154, line 27, after "credit" insert "and ask whether the victim approves or disapproves"

Page 154, line 28, after "(b)" insert "In addition to approving or disapproving of eligibility for the credit,"

Page 155, after line 13, insert:

"Sec. 12. **[244.485] VICTIM APPROVAL REQUIRED.**

A person is eligible for earned incentive release credit or earned compliance credit only if the victim or victims of the person's crime affirmatively agree in writing to this. A victim may withhold agreement for any reason."

Page 157, line 19, after "persons" insert ", including those where the victim of the person's crime did not approve of the person's eligibility"

Page 158, line 2, delete "14" and insert "15"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly"

The question was taken on the adoption of the Kreun amendment to the first Limmer amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Carlson	Champion	Cwodzinski	Dibble

Dziedzic	Hoffman	Marty	Murphy	Rest
Fateh	Klein	Maye Quade	Oumou Verbeten	Seeberger
Frentz	Kunesh	McEwen	Pappas	Westlin
Gustafson	Kupec	Mitchell	Pha	Wiklund
Hauschild	Latz	Mohamed	Port	Xiong
Hawj	Mann	Morrison	Putnam	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Kreun moved to amend the first Limmer amendment to S.F. No. 2909 as follows:

Page 1, after line 2, insert:

"Page 151, after line 5, insert:

"Subd. 16. **Violent offense.** "Violent offense" includes:

(1) a crime of violence as defined in section 624.712, subdivision 5;

(2) a crime described in section 243.166, subdivision 1a;

(3) a violation of section 518B.01;

(4) a violation of section 609.2242;

(5) a violation of section 609.749; and

(6) a violation of section 629.75."

Page 151, line 26, after the second comma, insert "or a violent offense,"

Page 153, line 24, delete "or"

Page 153, line 25, delete the period and insert "; or"

Page 153, after line 25, insert:

"(4) those serving a sentence for a violent offense where the victim of the crime has not agreed that the individual is eligible for the credit as required in section 244.485."

Page 154, line 20, delete the second "or"

Page 154, line 21, delete the period and insert "; or"

Page 154, after line 21, insert:

"(4) those serving a sentence for a violent offense where the victim of the crime has not agreed that the individual is eligible for the credit as required in section 244.485."

Page 154, line 24, after the second comma, insert "or a violent offense," and after "is" insert "otherwise"

Page 154, line 25, delete "make reasonable efforts"

Page 154, line 26, delete "to" and after "is" insert "otherwise"

Page 154, line 27, after the period, insert "If the individual is committed for a violent offense, the notice must ask whether the victim approves or disapproves of the individual being eligible for the credit."

Page 154, line 28, after "(b)" insert "In addition to approving or disapproving of eligibility for the credit if applicable,"

Page 155, after line 13, insert:

"Sec. 12. **[244.485] VICTIM APPROVAL REQUIRED FOR VIOLENT OFFENSES.**

A person is eligible for earned incentive release credit or earned compliance credit for a violent offense only if the victim or victims of the offense affirmatively agree in writing to this. A victim may withhold agreement for any reason."

Page 157, line 19, after "persons" insert ", including, where applicable, those where the victim of the person's crime did not approve of the person's eligibility"

Page 158, line 2, delete "14" and insert "15"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly"

The question was taken on the adoption of the Kreun amendment to the first Limmer amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Dziedzic	Hawj	Latz	Mitchell
Carlson	Fateh	Hoffman	Mann	Mohamed
Champion	Frentz	Klein	Marty	Morrison
Cwodzinski	Gustafson	Kunesh	Maye Quade	Murphy
Dibble	Hauschild	Kupec	McEwen	Oumou Verbeten

Pappas	Port	Rest	Westlin	Xiong
Pha	Putnam	Seeberger	Wiklund	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the first Limmer amendment.

The roll was called, and there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Maye Quade

The motion prevailed. So the amendment was adopted.

Senator Rasmusson moved to amend S.F. No. 2909 as follows:

Page 153, line 24, delete "or"

Page 153, line 25, delete the period and insert "; or"

Page 153, after line 25, insert:

"(4) those eligible for early supervised release under section 244.05, subdivision 4a."

Page 154, line 20, delete the second "or"

Page 154, line 21, delete the period and insert "; or"

Page 154, after line 21, insert:

"(4) those eligible for early supervised release under section 244.05, subdivision 4a."

Senator Rasmusson moved to amend the Rasmusson amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 32, line 26, delete "$1,200,000" and insert "$1,072,000"

Page 32, line 30, after the period, insert "The base for this appropriation is $776,000 in fiscal year 2026 and thereafter."

Correct the subdivision and section totals and the appropriations by fund"

Page 1, after line 9, insert:

"Page 161, lines 17, 21, 28, 29, and 31, delete "15" and insert "25"

Page 167, lines 7 and 31, delete "15" and insert "25"

Page 168, lines 2 and 3, delete "15" and insert "25""

The question was taken on the adoption of the Rasmusson amendment to the Rasmusson amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the first Rasmusson amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Howe moved to amend S.F. No. 2909 as follows:

Page 168, delete article 9

Page 174, delete article 10

Page 178, delete article 11

Renumber the articles in sequence and correct the internal references

Amend the title accordingly

Senator Howe moved to amend the Howe amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 84, after line 7, insert:

"Sec. 45. Minnesota Statutes 2022, section 609A.02, subdivision 3, is amended to read:

Subd. 3. **Certain criminal proceedings.** (a) A petition may be filed under section 609A.03 to seal all records relating to an arrest, indictment or information, trial, or verdict if the records are not subject to section 299C.11, subdivision 1, paragraph (b), and if:

(1) all pending actions or proceedings were resolved in favor of the petitioner. For purposes of this chapter, a verdict of not guilty by reason of mental illness is not a resolution in favor of the petitioner. For the purposes of this chapter, an action or proceeding is resolved in favor of the petitioner, if the petitioner received an order under section 590.11 determining that the petitioner is eligible for compensation based on exoneration;

(2) the petitioner has successfully completed the terms of a diversion program or stay of adjudication and has not been charged with a new crime for at least one year since completion of the diversion program or stay of adjudication;

(3) the petitioner was convicted of or received a stayed sentence for a petty misdemeanor or misdemeanor and has not been convicted of a new crime for at least two years since discharge of the sentence for the crime;

(4) the petitioner was convicted of or received a stayed sentence for a gross misdemeanor and has not been convicted of a new crime for at least four years since discharge of the sentence for the crime; or

(5) the petitioner was convicted of or received a stayed sentence for a felony violation of an offense listed in paragraph (b), and has not been convicted of a new crime for at least five years since discharge of the sentence for the crime.

(b) Paragraph (a), clause (5), applies to the following offenses:

(1) section 35.824 (altering livestock certificate);

(2) section 62A.41 (insurance regulations);

(3) section 86B.865, subdivision 1 (certification for title on watercraft);

(4) section 152.025 (controlled substance in the fifth degree); or 152.097 (sale of simulated controlled substance);

(5) section 168A.30, subdivision 1 (certificate of title false information); or 169.09, subdivision 14, paragraph (a), clause (2) (accident resulting in great bodily harm);

(6) chapter 201; 203B; or 204C (voting violations);

(7) section 228.45; 228.47; 228.49; 228.50; or 228.51 (false bill of lading);

(8) section 256.984 (false declaration in assistance application);

(9) section 296A.23, subdivision 2 (willful evasion of fuel tax);

(10) section 297D.09, subdivision 1 (failure to affix stamp on scheduled substances);

(11) section 297G.19 (liquor taxation); or 340A.701 (unlawful acts involving liquor);

(12) section 325F.743 (precious metal dealers); or 325F.755, subdivision 7 (prize notices and solicitations);

(13) section 346.155, subdivision 10 (failure to control regulated animal);

(14) section 349.2127; or 349.22 (gambling regulations);

(15) section 588.20 (contempt);

(16) section 609.27, subdivision 1, clauses (2) to (5) (coercion);

(17) section 609.31 (leaving state to evade establishment of paternity);

(18) section 609.485, subdivision 4, paragraph (a), clause (2) or (4) (escape from civil commitment for mental illness);

(19) section 609.49 (failure to appear in court);

(20) section 609.52, subdivision 3, clause (3)(a) (theft of $5,000 or less), or other theft offense that is sentenced under this provision; or 609.52, subdivision 3a, clause (1) (theft of $1,000 or less with risk of bodily harm);

(21) section 609.525 (bringing stolen goods into state);

(22) section 609.526, subdivision 2, clause (2) (metal dealer receiving stolen goods);

(23) section 609.527, subdivision 5b (possession or use of scanning device or reencoder); 609.528, subdivision 3, clause (3) (possession or sale of stolen or counterfeit check); or 609.529 (mail theft);

(24) section 609.53 (receiving stolen goods);

(25) section 609.535, subdivision 2a, paragraph (a), clause (1) (dishonored check over $500);

(26) section 609.54, clause (1) (embezzlement of public funds $2,500 or less);

(27) section 609.551 (rustling and livestock theft);

(28) section 609.5641, subdivision 1a, paragraph (a) (wildfire arson);

(29) section 609.576, subdivision 1, clause (3), item (iii) (negligent fires);

(30) section 609.595, subdivision 1, clauses (3) to (5), and subdivision 1a, paragraph (a) (criminal damage to property);

(31) section 609.597, subdivision 3, clause (3) (assaulting or harming police horse);

(32) section 609.625 (aggravated forgery); 609.63 (forgery); 609.631, subdivision 4, clause (3)(a) (check forgery $2,500 or less); 609.635 (obtaining signature by false pretense); 609.64 (recording, filing forged instrument); or 609.645 (fraudulent statements);

(33) section 609.65, clause (1) (false certification by notary); or 609.651, subdivision 4, paragraph (a) (lottery fraud);

(34) section 609.652 (fraudulent driver's license and identification card);

(35) section 609.66, subdivision 1a, paragraph (a) (discharge of firearm; silencer); or 609.66, subdivision 1b (furnishing firearm to minor);

(36) section 609.662, subdivision 2, paragraph (b) (duty to render aid);

(37) section 609.686, subdivision 2 (tampering with fire alarm);

(38) ~~section 609.746, subdivision 1, paragraph (e) (interference with privacy; subsequent violation or minor victim);~~

~~(39)~~ section 609.80, subdivision 2 (interference with cable communications system);

~~(40)~~ (39) section 609.821, subdivision 2 (financial transaction card fraud);

~~(41)~~ (40) section 609.822 (residential mortgage fraud);

~~(42)~~ (41) section 609.825, subdivision 2 (bribery of participant or official in contest);

~~(43)~~ (42) section 609.855, subdivision 2, paragraph (c), clause (1) (interference with transit operator);

~~(44)~~ (43) section 609.88 (computer damage); or 609.89 (computer theft);

~~(45)~~ (44) section 609.893, subdivision 2 (telecommunications and information services fraud);

~~(46)~~ (45) section 609.894, subdivision 3 or 4 (cellular counterfeiting);

~~(47)~~ (46) section 609.895, subdivision 3, paragraph (a) or (b) (counterfeited intellectual property);

~~(48)~~ (47) section 609.896 (movie pirating);

~~(49)~~ (48) section 624.7132, subdivision 15, paragraph (b) (transfer pistol to minor); 624.714, subdivision 1a (pistol without permit; subsequent violation); or 624.7141, subdivision 2 (transfer of pistol to ineligible person); or

~~(50)~~ (49) section 624.7181 (rifle or shotgun in public by minor)""

Page 1, line 5, after "articles" insert "and sections"

The question was taken on the adoption of the Howe amendment to the Howe amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the first Howe amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Pratt moved to amend S.F. No. 2909 as follows:

Page 190, after line 2, insert:

"Sec. 2. Minnesota Statutes 2022, section 244.01, is amended by adding a subdivision to read:

Subd. 10. **Technical violation.** "Technical violation" means any violation of a court order of probation, condition of parole, or condition of supervised release. The term does not include an allegation of a subsequent criminal act that is alleged in a formal complaint, citation, or petition."

Page 190, line 28, strike everything after "(5)"

Page 190, strike line 29

Page 190, line 30, strike everything before the period

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Pratt moved to amend the Pratt amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 28, line 17, delete "$142,971,000" and insert "$151,531,000"

Page 28, line 27, delete "$10,000,000" and insert "$1,440,000"

Page 28, line 31, delete everything after the period and insert "This is a onetime appropriation."

Page 28, delete lines 32 and 33

Correct the subdivision and section totals and the appropriations by fund"

Page 1, after line 8, insert:

"Page 190, line 11, delete "that"

Page 190, line 12, delete everything before the comma

Page 190, line 15, after "supervision" insert "in the community""

Page 1, after line 11, insert:

"Page 194, delete section 6

Page 199, delete section 13

Page 200, line 22, delete everything after the period

Page 200, delete lines 23 and 24

Page 202, line 1, delete "(b)" and strike the old language

Page 202, line 2, delete the new language and strike the period

Page 202, line 3, delete "(c)" and insert "(b)"

Page 202, line 10, delete "(d)" and insert "(c)"

Page 206, line 2, delete "due" and insert "because of"

Page 207, line 25, strike "which"

Page 208, line 5, delete "16" and insert "23"

Page 208, delete line 17 and insert:

"(7) a probation officer, appointed jointly by the Minnesota Association of County Probation Officers and the Minnesota Association of Community Corrections Act Counties;

(8) a county attorney, appointed by the Minnesota County Attorneys Association;

(9) a court services director, appointed by the governor;

(10) a judicial branch representative, appointed by the Supreme Court chief justice;

(11) a licensed peace officer, appointed by the Minnesota Sheriffs Association;"

Page 208, line 18, delete "(8)" and insert "(12)"

Page 208, line 22, delete "(9) an advocate" and insert "(13) three crime victims or advocates"

Page 209, delete lines 10 to 32 and insert:

"(1) developing statewide supervision standards to provide uniformity throughout the state while still allowing local control to fit each county's geographic diversity, availability of services and practitioners, and community needs and requirements, including approaches that are demographically responsive, culturally appropriate, and trauma informed;

(2) developing statewide supervision terminology and definitions to be applied to community supervision provided by CPO counties, CCA counties, the Department of Corrections, and Tribal governments;

(3) analyzing whether to require community supervision agencies to use a uniform, agreed-upon risk screener and risk and needs assessment tools as the main supervision assessment methods or a universal five-level matrix allowing for consistent supervision levels, and that all tools in use be validated on Minnesota's community supervision population and revalidated every five years;

(4) requiring assessment-driven, formalized collaborative case planning to focus case planning goals on identified criminogenic and behavioral health need areas for moderate- and high-risk individuals;

(5) evaluating standard conditions required for all people on supervision across all supervision systems and judicial districts; and

(6) tailoring special conditions to people on supervision identified as high-risk and high-need."

Page 210, delete lines 1 to 3

Page 210, line 30, delete "and"

Page 210, line 32, delete the period and insert "; and"

Page 210, after line 32, insert:

"(7) the number of technical violations, as defined in section 244.01, subdivision 10."

Page 211, delete section 21

Page 212, delete section 22"

The question was taken on the adoption of the Pratt amendment to the Pratt amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Pratt withdrew his first amendment.

Senator Housley moved to amend S.F. No. 2909 as follows:

Page 98, after line 6, insert:

"Sec. 2. Minnesota Statutes 2022, section 241.01, subdivision 3b, is amended to read:

Subd. 3b. **Mission; efficiency; legislative report, recommendations.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve service to the public, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) promote the safety of correctional officers working in Minnesota correctional facilities;

(7) report to the legislature on the performance of agency operations and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

~~(7)~~ (8) recommend to the legislature appropriate changes in law necessary to carry out the mission and improve the performance of the department."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Housley moved to amend the Housley amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 24, after line 30, insert:

"(a) **Correctional Officer Salary Increase**

Notwithstanding any law to the contrary, the commissioner of corrections must increase the salary paid to correctional officer positions by 9.0 percent on July 1, 2023, and by 7.5 percent on July 1, 2024."

Page 24, line 31, delete "(a)" and insert "(b)"

Page 25, line 5, delete "(b)" and insert "(c)"

Page 25, line 11, delete "(c)" and insert "(d)"

Page 26, line 3, delete "(d)" and insert "(e)"

Page 26, line 6, delete "(e)" and insert "(f)"

Page 27, line 8, delete "(f)" and insert "(g)"

Page 27, line 11, delete "(g)" and insert "(h)"

Page 27, line 17, delete "(h)" and insert "(i)"

Page 27, line 23, delete "(i)" and insert "(j)"

Page 27, line 29, delete "(j)" and insert "(k)"

Page 28, line 3, delete "(k)" and insert "(l)"

Page 28, line 8, delete "(l)" and insert "(m)"

Correct the subdivision and section totals and the appropriations by fund"

The question was taken on the adoption of the Housley amendment to the Housley amendment.

The roll was called, and there were yeas 32 and nays 35, 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	
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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	Westrom
Dziedzic	Klein	McEwen	Pha	Wiklund
Fateh	Kunesh	Mitchell	Port	Xiong

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Housley withdrew her first amendment.

Senator Duckworth moved to amend S.F. No. 2909 as follows:

Page 15, line 18, delete "$5,000,000" and insert "$2,500,000"

Page 19, after line 31, insert:

"(v) **Police Officer Skills Training and Provider Program Grants**

$5,000,000 the first year is for a transfer to the Minnesota State Colleges and Universities Board of Trustees for grants to the nine Minnesota State Colleges and Universities police officer skills training and provider programs. The grants may be used for technological needs, including body cameras to enhance student learning through the use of real-time review; fleet vehicles and accessories, such as automatic vehicle locators, light bars, and radio racks; a de-escalation simulation program; a 360-degree force continuum simulator; a tactical warehouse recording system; personal interaction replay equipment, such as electronic tablets for crime scene investigation scenarios; and other costs associated with operating a skills program. The Board of Trustees shall award the grants based on the nine police officer skills training and provider programs enrollment."

Correct the subdivision and section totals and the appropriations by fund

Pursuant to Rule 7.4, Senator Frentz questioned whether the Duckworth amendment was in order. The President ruled the amendment was out of order.

Senator Duckworth appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

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

Those who voted in the affirmative 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 Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

Those who voted in the negative were:

Abeler	Dornink	Farnsworth	Jasinski	Lieske
Anderson	Draheim	Green	Johnson	Limmer
Bahr	Drazkowski	Gruenhagen	Koran	Lucero
Coleman	Duckworth	Housley	Kreun	Mathews
Dahms	Eichorn	Howe	Lang	Miller

Nelson	Rarick	Utke	Wesenberg
Pratt	Rasmusson	Weber	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

So the decision of the President was sustained.

Senator Kreun moved to amend S.F. No. 2909 as follows:

Pages 45 to 49, delete sections 6 to 11 and insert:

"Sec. 6. Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to read:

Subd. 25. **Fentanyl.** As used in sections 152.021 to 152.025, "fentanyl" includes fentanyl, carfentanil, and any fentanyl analogs and fentanyl-related substances listed in section 152.02, subdivisions 2 and 3.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 7. Minnesota Statutes 2022, section 152.021, subdivision 1, is amended to read:

Subdivision 1. **Sale crimes.** A person is guilty of controlled substance crime in the first degree if:

(1) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of 17 grams or more containing cocaine or methamphetamine;

(2) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of ten grams or more containing cocaine or methamphetamine and:

(i) the person or an accomplice possesses on their person or within immediate reach, or uses, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm; or

(ii) the offense involves two aggravating factors;

(3) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of ten grams or more, or 40 dosage units or more, containing heroin or fentanyl;

(4) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of 50 grams or more containing a narcotic drug other than cocaine, heroin, fentanyl, or methamphetamine;

(5) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of 50 grams or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled substance is packaged in dosage units, equaling 200 or more dosage units; or

(6) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of 25 kilograms or more containing marijuana or Tetrahydrocannabinols.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 8. Minnesota Statutes 2022, section 152.021, subdivision 2, is amended to read:

Subd. 2. **Possession crimes.** (a) A person is guilty of a controlled substance crime in the first degree if:

(1) the person unlawfully possesses one or more mixtures of a total weight of 50 grams or more containing cocaine or methamphetamine;

(2) the person unlawfully possesses one or more mixtures of a total weight of 25 grams or more containing cocaine or methamphetamine and:

(i) the person or an accomplice possesses on their person or within immediate reach, or uses, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm; or

(ii) the offense involves two aggravating factors;

(3) the person unlawfully possesses one or more mixtures of a total weight of 25 grams or more, or 100 dosage units or more, containing heroin or fentanyl;

(4) the person unlawfully possesses one or more mixtures of a total weight of 500 grams or more containing a narcotic drug other than cocaine, heroin, fentanyl, or methamphetamine;

(5) the person unlawfully possesses one or more mixtures of a total weight of 500 grams or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled substance is packaged in dosage units, equaling 500 or more dosage units; or

(6) the person unlawfully possesses one or more mixtures of a total weight of 50 kilograms or more containing marijuana or Tetrahydrocannabinols, or possesses 500 or more marijuana plants.

(b) For the purposes of this subdivision, the weight of fluid used in a water pipe may not be considered in measuring the weight of a mixture except in cases where the mixture contains four or more fluid ounces of fluid.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 9. Minnesota Statutes 2022, section 152.022, subdivision 1, is amended to read:

Subdivision 1. **Sale crimes.** A person is guilty of controlled substance crime in the second degree if:

(1) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of ten grams or more containing a narcotic drug other than heroin or fentanyl;

(2) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of three grams or more containing cocaine or methamphetamine and:

(i) the person or an accomplice possesses on their person or within immediate reach, or uses, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm; or

(ii) the offense involves three aggravating factors;

(3) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of three grams or more, or 12 dosage units or more, containing heroin or fentanyl;

(4) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of ten grams or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled substance is packaged in dosage units, equaling 50 or more dosage units;

(5) on one or more occasions within a 90-day period the person unlawfully sells one or more mixtures of a total weight of ten kilograms or more containing marijuana or Tetrahydrocannabinols;

(6) the person unlawfully sells any amount of a Schedule I or II narcotic drug to a person under the age of 18, or conspires with or employs a person under the age of 18 to unlawfully sell the substance; or

(7) the person unlawfully sells any of the following in a school zone, a park zone, a public housing zone, or a drug treatment facility:

(i) any amount of a Schedule I or II narcotic drug, lysergic acid diethylamide (LSD), 3,4-methylenedioxy amphetamine, or 3,4-methylenedioxymethamphetamine;

(ii) one or more mixtures containing methamphetamine or amphetamine; or

(iii) one or more mixtures of a total weight of five kilograms or more containing marijuana or Tetrahydrocannabinols.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 10. Minnesota Statutes 2022, section 152.022, subdivision 2, is amended to read:

Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the second degree if:

(1) the person unlawfully possesses one or more mixtures of a total weight of 25 grams or more containing cocaine or methamphetamine;

(2) the person unlawfully possesses one or more mixtures of a total weight of ten grams or more containing cocaine or methamphetamine and:

(i) the person or an accomplice possesses on their person or within immediate reach, or uses, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm; or

(ii) the offense involves three aggravating factors;

(3) the person unlawfully possesses one or more mixtures of a total weight of six grams or more, or 50 dosage units or more, containing heroin or fentanyl;

(4) the person unlawfully possesses one or more mixtures of a total weight of 50 grams or more containing a narcotic drug other than cocaine, heroin, fentanyl, or methamphetamine;

(5) the person unlawfully possesses one or more mixtures of a total weight of 50 grams or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled substance is packaged in dosage units, equaling 100 or more dosage units; or

(6) the person unlawfully possesses one or more mixtures of a total weight of 25 kilograms or more containing marijuana or Tetrahydrocannabinols, or possesses 100 or more marijuana plants.

(b) For the purposes of this subdivision, the weight of fluid used in a water pipe may not be considered in measuring the weight of a mixture except in cases where the mixture contains four or more fluid ounces of fluid.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 11. Minnesota Statutes 2022, section 152.023, subdivision 2, is amended to read:

Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the third degree if:

(1) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures of a total weight of ten grams or more containing a narcotic drug other than heroin or fentanyl;

(2) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures of: (i) a total weight of three grams or more containing heroin; or (ii) a total weight of five grams or more, or 25 dosage units or more, containing fentanyl;

(3) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures containing a narcotic drug, it is packaged in dosage units, and equals 50 or more dosage units;

(4) on one or more occasions within a 90-day period the person unlawfully possesses any amount of a schedule I or II narcotic drug or five or more dosage units of lysergic acid diethylamide (LSD), 3,4-methylenedioxy amphetamine, or 3,4-methylenedioxymethamphetamine in a school zone, a park zone, a public housing zone, or a drug treatment facility;

(5) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures of a total weight of ten kilograms or more containing marijuana or Tetrahydrocannabinols; or

(6) the person unlawfully possesses one or more mixtures containing methamphetamine or amphetamine in a school zone, a park zone, a public housing zone, or a drug treatment facility.

(b) For the purposes of this subdivision, the weight of fluid used in a water pipe may not be considered in measuring the weight of a mixture except in cases where the mixture contains four or more fluid ounces of fluid.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date."

Senator Kreun moved to amend the third Kreun amendment to S.F. No. 2909 as follows:

Pages 4 and 5, delete sections 10 and 11 and insert:

"Sec. 10. Minnesota Statutes 2022, section 152.022, subdivision 2, is amended to read:

Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the second degree if:

(1) the person unlawfully possesses one or more mixtures of a total weight of 25 grams or more containing cocaine or methamphetamine;

(2) the person unlawfully possesses one or more mixtures of a total weight of ten grams or more containing cocaine or methamphetamine and:

(i) the person or an accomplice possesses on their person or within immediate reach, or uses, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm; or

(ii) the offense involves three aggravating factors;

(3) the person unlawfully possesses one or more mixtures of a total weight of six grams or more, or 24 dosage units or more, containing heroin or fentanyl;

(4) the person unlawfully possesses one or more mixtures of a total weight of 50 grams or more containing a narcotic drug other than cocaine, heroin, fentanyl, or methamphetamine;

(5) the person unlawfully possesses one or more mixtures of a total weight of 50 grams or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled substance is packaged in dosage units, equaling 100 or more dosage units; or

(6) the person unlawfully possesses one or more mixtures of a total weight of 25 kilograms or more containing marijuana or Tetrahydrocannabinols, or possesses 100 or more marijuana plants.

(b) For the purposes of this subdivision, the weight of fluid used in a water pipe may not be considered in measuring the weight of a mixture except in cases where the mixture contains four or more fluid ounces of fluid.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 11. Minnesota Statutes 2022, section 152.023, subdivision 2, is amended to read:

Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the third degree if:

(1) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures of a total weight of ten grams or more containing a narcotic drug other than heroin or fentanyl;

(2) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures of a total weight of three grams or more, or 12 dosage units or more, containing heroin or fentanyl;

(3) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures containing a narcotic drug, it is packaged in dosage units, and equals 50 or more dosage units;

(4) on one or more occasions within a 90-day period the person unlawfully possesses any amount of a schedule I or II narcotic drug or five or more dosage units of lysergic acid diethylamide (LSD), 3,4-methylenedioxy amphetamine, or 3,4-methylenedioxymethamphetamine in a school zone, a park zone, a public housing zone, or a drug treatment facility;

(5) on one or more occasions within a 90-day period the person unlawfully possesses one or more mixtures of a total weight of ten kilograms or more containing marijuana or Tetrahydrocannabinols; or

(6) the person unlawfully possesses one or more mixtures containing methamphetamine or amphetamine in a school zone, a park zone, a public housing zone, or a drug treatment facility.

(b) For the purposes of this subdivision, the weight of fluid used in a water pipe may not be considered in measuring the weight of a mixture except in cases where the mixture contains four or more fluid ounces of fluid.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date.

Sec. 12. Minnesota Statutes 2022, section 152.025, subdivision 4, is amended to read:

Subd. 4. **Penalty.** (a) A person convicted under the provisions of subdivision 2, clause (1), who has not been previously convicted of a violation of this chapter or a similar offense in another jurisdiction, is guilty of a gross misdemeanor if: (1) the amount of the controlled substance possessed, other than heroin or fentanyl, is less than 0.25 grams or one dosage unit or less if the controlled substance was possessed in dosage units; or (2) the controlled substance possessed is heroin or fentanyl and the amount possessed is less than 0.05 grams.

(b) A person convicted under the provisions of subdivision 1; subdivision 2, clause (1), unless the conduct is described in paragraph (a); or subdivision 2, clause (2), may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than $10,000, or both.

EFFECTIVE DATE. This section is effective July 1, 2023, and applies to crimes committed on or after that date."

Page 5, before line 29, insert:

"Renumber the sections in sequence and correct the internal references

Amend the title accordingly"

The question was taken on the adoption of the Kreun amendment to the third Kreun amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the third Kreun amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Limmer moved to amend S.F. No. 2909 as follows:

Page 175, line 14, strike everything after the semicolon

Page 175, strike line 15

Senator Limmer moved to amend the fourth Limmer amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 27, delete lines 11 to 16

Page 27, line 17, delete "(h)" and insert "(g)"

Page 27, line 23, delete "(i)" and insert "(h)"

Page 27, line 29, delete "(j)" and insert "(i)"

Page 28, line 3, delete "(k)" and insert "(j)"

Page 28, line 8, delete "(l)" and insert "(k)"

Page 30, line 17, after "employers" insert ". This is a onetime appropriation"

Page 30, line 24, after the period, insert "This is a onetime appropriation."

Page 32, line 26, delete "$1,200,000" and insert "$1,070,000"

Page 32, line 30, after the period, insert "The base for this appropriation is $711,000 in fiscal year 2026 and thereafter."

Correct the subdivision and section totals and the appropriations by fund

Page 73, after line 16, insert:

"Sec. 35. **[609.2456] CARJACKING.**

Subdivision 1. **Crime described.** A person who commits simple robbery as described in section 609.24, or aggravated robbery as described in section 609.245, where the personal property taken

is a motor vehicle as defined in section 609.487, subdivision 2a, is guilty of carjacking and may be punished as provided in subdivision 2.

Subd. 2. **Penalties.** (a) A person who violates subdivision 1 through the commission of simple robbery as described in section 609.24 may be sentenced to imprisonment for not more than 15 years or to payment of a fine of not more than $30,000, or both.

(b) A person who violates subdivision 1 through the commission of aggravated robbery as described in section 609.245, subdivision 2, may be sentenced to imprisonment for not more than 20 years or to payment of a fine of not more than $35,000, or both.

(c) A person who violates subdivision 1 through the commission of aggravated robbery as described in section 609.245, subdivision 1, may be sentenced to imprisonment for not more than 25 years or to payment of a fine of not more than $40,000, or both.

Subd. 3. **Mandatory minimum sentences.** (a) A person convicted of carjacking shall be committed to the custody of the commissioner of corrections for not less than:

(1) two years, nor more than 15 years, for a violation of subdivision 2, paragraph (a);

(2) four years, nor more than 20 years, for a violation of subdivision 2, paragraph (b); or

(3) six years, nor more than 25 years, for a violation of subdivision 2, paragraph (c).

(b) Notwithstanding the provisions of sections 241.26, 242.19, 243.05, 244.04, 609.12, and 609.135, a defendant convicted and sentenced as required by this subdivision is not eligible for probation, parole, discharge, work release, or supervised release until that person has served the full term of imprisonment as provided by law. Notwithstanding section 609.135, the court may not stay the imposition or execution of this sentence.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date."

Page 87, after line 30, insert:

"Sec. 53. **[626.5535] CARJACKING; REPORTING REQUIRED.**

Subdivision 1. **Definition.** For purposes of this section, "carjacking" has the meaning given in section 609.2456.

Subd. 2. **Use of information collected.** (a) The head of a local law enforcement agency or state law enforcement department that employs peace officers, as defined in section 626.84, subdivision 1, paragraph (c), must forward the following carjacking information from the agency's or department's jurisdiction to the commissioner of public safety at least quarterly each year:

(1) the number of carjacking attempts;

(2) the number of carjackings;

(3) the number of persons injured in each offense;

(4) the number of persons killed in each offense; and

(5) weapons used in each offense, if any.

(b) The commissioner of public safety must include the data received under paragraph (a) in a separate carjacking category in the department's annual uniform crime report."

Page 96, after line 26, insert:

"(a) The revisor of statutes shall insert a cross-reference to Minnesota Statutes, section 609.2456, in the following statutory sections: Minnesota Statutes, sections 145A.061, subdivision 3; 146A.08, subdivision 1, paragraph (c); 253B.02, subdivision 4e; 253D.02, subdivision 8, paragraph (b); 260B.171, subdivision 3, paragraph (a), clause (1); 299A.296, subdivision 2, paragraph (a), clause (5); 299C.105, subdivision 1, paragraph (a), clause (1), item (iv), and clause (3), item (iv); 299C.67, subdivision 2, paragraph (b), clause (1); 609.1095, subdivision 1, paragraph (d); 609.11, subdivision 9; 609.341, subdivision 22; 609.52, subdivision 3, clause (3), paragraph (c); 609.531, subdivision 1, paragraph (f), clause (3); 609.631, subdivision 4, clause (3), paragraph (b); 609.632, subdivision 4, paragraph (b), clause (3), item (ii); 609.821, subdivision 3, paragraph (a), clause (1), item (iv); 611A.031; 611A.036, subdivision 7; 611A.08, subdivision 6; and 624.712, subdivision 5.

(b) The revisor shall insert a cross-reference to Minnesota Statutes, section 609.2456, subdivision 2, paragraph (a), in the following statutory sections: Minnesota Statutes, sections 245C.15, subdivision 2, paragraph (a), and subdivision 4a, paragraph (d); and 245C.24, subdivision 3, paragraph (a).

(c) The revisor shall insert a cross-reference to Minnesota Statutes, section 609.2456, subdivision 2, paragraph (c), in Minnesota Statutes, section 243.167, subdivision 1.

(d) The revisor shall insert a cross-reference to Minnesota Statutes, section 609.2456, subdivision 2, paragraphs (b) and (c), in the following statutory sections: Minnesota Statutes, sections 245C.15, subdivision 1, paragraph (a), and subdivision 4a, paragraph (a); 609.902, subdivision 4; and 626A.05, subdivision 2, clause (1).

(e) Consistent with paragraphs (a) to (d), the revisor may make technical and other necessary changes to language, grammar, and sentence structure in the statutory sections listed in this section to preserve the meaning of the text."

Page 96, line 27, before "The" insert "(f)""

Page 1, after line 3, insert:

"Renumber the sections in sequence and correct the internal references

Amend the title accordingly"

The question was taken on the adoption of the Limmer amendment to the fourth Limmer amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Limmer withdrew his fourth amendment.

Senator Coleman moved to amend S.F. No. 2909 as follows:

Page 169, after line 21, insert:

"(v) section 609.487;"

Page 169, line 22, delete "(v)" and insert "(vi)"

Page 169, line 23, delete "(vi)" and insert "(vii)"

Page 169, line 24, delete "(vii)" and insert "(viii)"

Page 169, line 25, delete "(viii)" and insert "(ix)"

Page 169, line 26, delete "(ix)" and insert "(x)"

Page 169, line 27, delete "(x)" and insert "(xi)"

Senator Coleman moved to amend the Coleman amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 29, line 7, delete "$266,000" and insert "$243,000"

Page 29, line 8, after the period, insert "The base for this appropriation is $219,000 in fiscal year 2026 and thereafter."

Correct the subdivision and section totals and the appropriations by fund

Page 49, after line 28, insert:

"Sec. 12. Minnesota Statutes 2022, section 171.174, is amended to read:

171.174 REVOCATION; FLEEING PEACE OFFICER OFFENSE.

The commissioner of public safety shall revoke the license of a person upon receipt of a certificate of conviction showing that the person has in a motor vehicle violated section 609.487, subdivision 3, 3a, or 4, or an ordinance in conformity with those subdivisions. The commissioner shall revoke the license as follows:

(1) for the first offense under section 609.487, subdivision 3, for not less than one year;

(2) for the second offense or subsequent offenses under section 609.487, subdivision 3, for not less than three years;

(3) for an offense under section 609.487, subdivision 3a, for not less than four years;

(4) for an offense under section 609.487, subdivision 4, clause (a), for not less than ten years;

~~(4)~~ (5) for an offense under section 609.487, subdivision 4, clause (b), for not less than seven years; and

~~(5)~~ (6) for an offense under section 609.487, subdivision 4, clause (c), for not less than five years.

A limited license under section 171.30 may not be issued for one-half of the revocation period specified in clauses (1) to ~~(5)~~ (6) and after that period is over only upon and as recommended by the adjudicating court.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date."

Page 74, after line 12, insert:

"Sec. 37. Minnesota Statutes 2022, section 609.487, is amended by adding a subdivision to read:

Subd. 3a. **Fleeing an officer; motor vehicle; culpable negligence.** Whoever, by means of a motor vehicle, flees or attempts to flee a peace officer who is acting in the lawful discharge of an official duty, and the perpetrator knows or should reasonably know the same to be a peace officer, and who in the course of fleeing operates the vehicle in a culpably negligent manner whereby the perpetrator creates an unreasonable risk and consciously takes chances of causing death or great bodily harm to another, is guilty of a felony and may be sentenced to imprisonment for not more than four years or to payment of a fine of not more than $8,000, or both.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.

Sec. 38. Minnesota Statutes 2022, section 609.487, subdivision 5, is amended to read:

Subd. 5. **Revocation; fleeing peace officer offense.** When a person is convicted of operating a motor vehicle in violation of subdivision 3, 3a, or 4, or an ordinance in conformity with those subdivisions, the court shall notify the commissioner of public safety and order the commissioner to revoke the driver's license of the person.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date."

Page 84, after line 7, insert:

"Sec. 48. Minnesota Statutes 2022, section 609B.205, is amended to read:

609B.205 FLEEING PEACE OFFICER; REVOCATION.

A person's driver's license is revoked under section 171.174 if that person is convicted of fleeing a peace officer under section 609.487, subdivision 3, 3a, or 4. The periods of revocation vary depending upon the offense of conviction and whether the offense of conviction is a second or subsequent offense.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.""

Page 1, after line 9, insert:

"Renumber the sections in sequence and correct the internal references

Amend the title accordingly"

The question was taken on the adoption of the Coleman amendment to the Coleman amendment.

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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Fateh	Klein	Maye Quade	Oumou Verbeten
Carlson	Frentz	Kunesh	McEwen	Pappas
Champion	Gustafson	Kupec	Mitchell	Pha
Cwodzinski	Hauschild	Latz	Mohamed	Port
Dibble	Hawj	Mann	Morrison	Putnam
Dziedzic	Hoffman	Marty	Murphy	Rest

Seeberger Westlin Wiklund Xiong

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Coleman withdrew her first amendment.

Senator Lucero moved to amend S.F. No. 2909 as follows:

Page 176, lines 4, 7, and 8, delete the new language

Page 176, delete lines 9, 22, and 23

Page 176, lines 10 to 12, 15, 16, 18 to 21, 24, 26, and 27, reinstate the stricken language and delete the new language

Page 177, lines 1, 3, 4, 6 to 8, 10 to 14, 16, 17, 19, 20, 22, 23, and 26, reinstate the stricken language and delete the new language

Senator Lucero moved to amend the Lucero amendment to S.F. No. 2909 as follows:

Page 1, after line 1, insert:

"Page 32, line 26, delete "$1,200,000" and insert "$1,043,000"

Page 32, line 30, after the period, insert "The base for this appropriation is $916,000 in fiscal year 2026 and thereafter."

Correct the subdivision and section totals and the appropriations by fund

Page 72, after line 20, insert:

"Sec. 33. Minnesota Statutes 2022, section 609.035, subdivision 1, is amended to read:

Subdivision 1. **Conduct; multiple crimes; chargeable for one offense.** Except as provided in subdivisions 2, 3, 4, ~~and~~ 5, 6, and 7, and in sections 609.2114, subdivision 3, 609.251, 609.2691, 609.486, 609.494, 609.585, and 609.856, and Minnesota Statutes 2012, section 609.21, subdivision 1b, if a person's conduct constitutes more than one offense under the laws of this state, the person may be punished for only one of the offenses and a conviction or acquittal of any one of them is a bar to prosecution for any other of them. All the offenses, if prosecuted, shall be included in one prosecution which shall be stated in separate counts.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.

Sec. 34. Minnesota Statutes 2022, section 609.035, is amended by adding a subdivision to read:

Subd. 7. **Exception; certain theft offenses.** Notwithstanding section 609.04, a prosecution or conviction for violating section 609.52, subdivision 3a, paragraph (b), is not a bar to conviction of or punishment for any other crime committed by the defendant as part of the same conduct.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date."

Page 75, after line 31, insert:

"Sec. 39. Minnesota Statutes 2022, section 609.52, subdivision 3a, is amended to read:

Subd. 3a. **Enhanced penalty.** (a) If a violation of this section creates a reasonably foreseeable risk of bodily harm to another, the penalties described in subdivision 3 are enhanced as follows:

(1) if the penalty is a misdemeanor or a gross misdemeanor, the person is guilty of a felony and may be sentenced to imprisonment for not more than three years or to payment of a fine of not more than $5,000, or both; and

(2) if the penalty is a felony, the statutory maximum sentence for the offense is 50 percent longer than for the underlying crime.

(b) Notwithstanding the maximum penalty otherwise provided in subdivision 3, a person who violates subdivision 2 where the property stolen is a motor vehicle, and where the person uses the vehicle in furtherance of a crime of violence within seven days of the theft, is guilty of a felony and may be sentenced:

(1) to imprisonment for not more than 15 years or to payment of a fine of not more than $30,000, or both, if the value of the stolen vehicle exceeds $5,000; and

(2) to imprisonment for not more than ten years or to payment of a fine of not more than $20,000, or both, if the value of the stolen vehicle is $5,000 or less.

(c) For the purposes of paragraph (b), "crime of violence" means:

(1) felony convictions of the following offenses: sections 152.021 (controlled substance crime in the first degree); 152.022 (controlled substance crime in the second degree); 152.023, subdivision 1 (controlled substance crime in the third degree, sales crimes); 152.024, subdivision 1 (controlled substance crimes in the fourth degree, sales crimes); 152.025, subdivision 1 (controlled substance crimes in the fifth degree, sales crimes); 152.0261 (importing controlled substances across state borders); 152.0262 (possession of substances with intent to manufacture methamphetamine); 152.027, subdivision 6, paragraph (b) (sale of synthetic cannabinoid for remuneration); 152.096 (conspiracy to commit a violation of chapter 152); 152.097 (simulated controlled substances); 152.136, subdivision 4 (illegal activities relating to anhydrous ammonia); 152.137 (certain methamphetamine-related crimes); 152.33, subdivision 1, 2, or 4 (certain violations related to medical cannabis); 609.165 (possession of firearm or ammunition by an ineligible person); 609.185 (murder in the first degree); 609.19 (murder in the second degree); 609.195 (murder in the third degree); 609.20 (manslaughter in the first degree); 609.205 (manslaughter in the second degree); 609.2112 (criminal vehicular homicide); 609.2113 (criminal vehicular operation); 609.2114 (criminal vehicular operation, unborn child); 609.215 (aiding suicide and aiding attempted suicide); 609.221 (assault in the first degree);

609.222 (assault in the second degree); 609.223 (assault in the third degree); 609.2247 (domestic assault by strangulation); 609.228 (great bodily harm by distribution of drugs); 609.229 (crimes committed for the benefit of a gang); 609.235 (use of drugs to injure or facilitate crime); 609.24 (simple robbery); 609.245 (aggravated robbery); 609.2456 (carjacking); 609.25 (kidnapping); 609.255 (false imprisonment); 609.2661 (murder of an unborn child in the first degree); 609.2662 (murder of an unborn child in the second degree); 609.2663 (murder of an unborn child in the third degree); 609.2664 (manslaughter of an unborn child in the first degree); 609.2665 (manslaughter of an unborn child in the second degree); 609.267 (assault of an unborn child in the first degree); 609.2671 (assault of an unborn child in the second degree); 609.2672 (assault of an unborn child in the third degree); 609.282 (labor trafficking); 609.322 (solicitation, inducement, and promotion of prostitution; sex trafficking); 609.342 (criminal sexual conduct in the first degree); 609.343 (criminal sexual conduct in the second degree); 609.344 (criminal sexual conduct in the third degree); 609.345 (criminal sexual conduct in the fourth degree); 609.3453 (criminal sexual predatory conduct); 609.352 (solicitation of children); 609.377 (malicious punishment of a child); 609.378 (neglect or endangerment of a child); 609.486 (commission of crime while wearing or possessing a bullet-resistant vest); 609.49 (failure to appear); 609.504 (disarming a peace officer); 609.52 (involving theft of a firearm and theft involving the theft of a controlled substance, an explosive, or an incendiary device); 609.561 (arson in the first degree); 609.562 (arson in the second degree); 609.582, subdivision 1 or 2 (burglary in the first and second degrees); 609.66, subdivision 1e (drive-by shooting); 609.67 (unlawfully owning, possessing, operating a machine gun or short-barreled shotgun); 609.71 (riot); 609.713 (terroristic threats); and 609.855, subdivision 5 (shooting at a public transit vehicle or facility);

(2) convictions regardless of the penalty level of the following offenses: sections 518B.01 (domestic abuse orders for protection); 609.2231 (assault in the fourth degree); 609.224 (assault in the fifth degree); 609.2242 (domestic assault); 609.3451 (criminal sexual conduct in the fifth degree); 609.487 (fleeing a peace officer); 609.66 (dangerous weapons); 609.749 (harassment); 609.75 (domestic abuse no contact orders); and 624.713 (certain persons not to possess firearms); and

(3) an attempt to commit any of these offenses described in clause (1) or (2).

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.""

Page 1, after line 7, insert:

"Renumber the sections in sequence and correct the internal references

Amend the title accordingly"

The question was taken on the adoption of the Lucero amendment to the Lucero amendment.

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

Those who voted in the affirmative were:

Abeler	Dornink	Farnsworth	Jasinski	Lieske
Anderson	Draheim	Green	Johnson	Limmer
Bahr	Drazkowski	Gruenhagen	Koran	Lucero
Coleman	Duckworth	Housley	Kreun	Mathews
Dahms	Eichorn	Howe	Lang	Miller

Nelson	Rarick	Utke	Wesenberg
Pratt	Rasmusson	Weber	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Lucero withdrew his first amendment.

Senator Limmer moved to amend S.F. No. 2909 as follows:

Page 26, line 8, delete "$6,806,000" and insert "$6,516,000" and delete "$7,631,000" and insert "$7,341,000"

Page 26, line 11, delete "$2,320,000" and insert "$2,030,000" and delete "$3,145,000" and insert "$2,855,000"

Page 26, line 14, delete "$2,901,000" and insert "$632,000"

Page 29, line 8, after the period, insert "The base for this appropriation is $47,000 in fiscal year 2026 and thereafter."

Page 29, delete lines 13 to 31

Page 30, delete lines 1, 2, and 18 to 20

Page 30, line 3, delete "(h)" and insert "(g)"

Page 30, line 17, after the semicolon, insert "and"

Page 30, line 21, delete "(3)" and insert "(2)"

Page 30, line 25, delete "(i)" and insert "(h)"

Page 31, line 3, delete "(j)" and insert "(i)"

Page 31, line 25, delete "(k)" and insert "(j)"

Correct the subdivision and section totals and the appropriations by fund

Page 72, after line 20, insert:

"Sec. 33. Minnesota Statutes 2022, section 609.11, subdivision 8, is amended to read:

Subd. 8. **Motion by prosecutor; dangerous weapons cases.** (a) Except as otherwise provided in ~~paragraphs~~ paragraph (b) ~~and (c)~~, prior to the time of sentencing, the prosecutor may file a motion to have the defendant sentenced without regard to the mandatory minimum ~~sentences~~ sentence established ~~by this section~~ in subdivision 4. The motion shall be accompanied by a statement on the record of the reasons for it. When presented with the motion, or on its own motion, the court may sentence the defendant without regard to the mandatory minimum ~~sentences~~ sentence established ~~by this section~~ in subdivision 4 if the court finds substantial and compelling reasons to do so. A sentence imposed under this subdivision is a departure from the Sentencing Guidelines.

(b) The court may not, on its own motion or the prosecutor's motion, sentence a defendant without regard to the mandatory minimum ~~sentences~~ sentence established ~~by this section~~ in subdivision 4 if the defendant previously has been convicted of an offense listed in subdivision 9 in which the defendant used or possessed a firearm or other dangerous weapon.

~~(c) The court may not, on its own motion or the prosecutor's motion, sentence a defendant without regard to the mandatory minimum sentences established by subdivision 5, if the defendant was convicted of a crime under section 152.021, subdivision 1, or 152.022, subdivision 1, and the person or an accomplice possessed on their person or within immediate reach, or used, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm.~~

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date.

Sec. 34. Minnesota Statutes 2022, section 609.11, is amended by adding a subdivision to read:

Subd. 8a. **Motion by prosecutor; firearms cases.** (a) Except as otherwise provided in paragraphs (c) and (d), prior to the time of sentencing, the prosecutor may file a motion to have the defendant sentenced without regard to the mandatory minimum sentence established in subdivision 5 for a case in which the basis for the mandatory sentence is that the defendant's accomplice had a firearm in possession at the time of the offense. The motion may be made only if the defendant was unaware that the accomplice possessed the firearm. No motion to sentence a defendant without regard to the mandatory sentence applicable in subdivision 5 may be made or granted for any other reason or in any other situation.

(b) The motion under paragraph (a) shall be accompanied by a statement on the record of the reasons for the motion. When presented with the motion, or on its own motion, the court may sentence the defendant without regard to the mandatory minimum sentence established in subdivision 5 if the court finds that the criteria in paragraph (a) have been met and there are substantial and compelling reasons to do so. A sentence imposed under this subdivision is a departure from the Sentencing Guidelines.

(c) The court may not, on its own motion or the prosecutor's motion, sentence a defendant described in paragraph (a) without regard to the mandatory minimum sentence established in subdivision 5 if the defendant previously had been convicted of an offense listed in subdivision 9 in which the defendant used or possessed a firearm or other dangerous weapon.

(d) The court may not, on its own motion or the prosecutor's motion, sentence a defendant described in paragraph (a) without regard to the mandatory minimum sentence established by subdivision 5 if the defendant was convicted of a crime under section 152.021, subdivision 1, or 152.022, subdivision 1, and the person or an accomplice possessed on their person or within immediate reach, or used, whether by brandishing, displaying, threatening with, or otherwise employing, a firearm.

EFFECTIVE DATE. This section is effective August 1, 2023, and applies to crimes committed on or after that date."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Drazkowski	Housley	Lang	Rarick
Anderson	Duckworth	Howe	Lieske	Rasmusson
Bahr	Eichorn	Jasinski	Limmer	Utke
Coleman	Farnsworth	Johnson	Lucero	Weber
Dahms	Green	Koran	Mathews	Wesenberg
Dornink	Gruenhagen	Kreun	Miller	Westrom
Draheim	Hauschild	Kupec	Nelson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Frentz	Mann	Murphy	Rest
Carlson	Gustafson	Marty	Oumou Verbeten	Seeberger
Champion	Hawj	Maye Quade	Pappas	Westlin
Cwodzinski	Hoffman	McEwen	Pha	Wiklund
Dibble	Klein	Mitchell	Port	Xiong
Dziedzic	Kunesh	Mohamed	Pratt	
Fateh	Latz	Morrison	Putnam	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

The motion prevailed. So the amendment was adopted.

Senator Draheim moved to amend S.F. No. 2909 as follows:

Page 7, line 29, delete "$150,000" and insert "$300,000" and delete "one" and insert "two"

Page 7, line 30, delete "specialist" and insert "specialists"

Page 26, line 8, delete "$6,806,000" and insert "$6,656,000" and delete "$7,631,000" and insert "$7,481,000"

Page 26, line 11, delete "$2,320,000" and insert "$2,170,000" and delete "$3,145,000" and insert "$2,995,000"

Page 26, line 14, delete "$2,901,000" and insert "$2,751,000"

Correct the subdivision and section totals and the appropriations by fund

The motion prevailed. So the amendment was adopted.

Senator Coleman moved to amend S.F. No. 2909 as follows:

Page 98, after line 26, insert:

"Sec. 4. Minnesota Statutes 2022, section 244.052, subdivision 4a, is amended to read:

Subd. 4a. **Level III offenders; location of residence.** (a) When an offender assigned to risk level III is released from confinement or a residential facility to reside in the community or changes residence while on supervised or conditional release, the agency responsible for the offender's supervision shall:

(1) take into consideration the proximity of the offender's residence to that of other level III offenders ~~and~~;

(2) take into consideration the proximity of the offender's residence to schools, day care centers, residences for vulnerable adults, and locations where children commonly gather; and~~,~~

(3) to the greatest extent feasible, ~~shall~~ mitigate the concentration of level III offenders and concentration of level III offenders near schools, day care centers, residences for vulnerable adults, and locations where children commonly gather.

(b) If the owner or property manager of a hotel, motel, lodging establishment, or apartment building has an agreement with an agency that arranges or provides shelter for victims of domestic abuse, the owner or property manager may not knowingly rent rooms to both level III offenders and victims of domestic abuse at the same time. If the owner or property manager has an agreement with an agency to provide housing to domestic abuse victims and discovers or is informed that a tenant is a level III offender after signing a lease or otherwise renting to the offender, the owner or property manager may evict the offender.

(c) Notwithstanding any contrary provision of this section, chapter 253B or 253D, or any other law, a local governmental unit may, by ordinance, place reasonable residency location restrictions on level III offenders who have committed offenses involving children and who are on supervised or conditional release or provisional discharge under chapter 253D. A restriction must be narrowly tailored to address the risk posed based on the pattern of offending behavior and may not completely preclude the placement of an offender in the community. In addition, a restriction may not apply to placements at a location where an offender receives treatment or where the location is owned, leased, or operated by or on behalf of the state or federal government.

Sec. 5. **[244.40] RELEASE OF INMATES; RESIDENCE PROXIMITY TO VICTIMS.**

(a) When a person is released from prison to reside in the community while under supervised or conditional release, the agency responsible for the person's supervision, in consultation with the commissioners of corrections and public safety, shall:

(1) take into consideration the proximity of the person's residence to those of individuals who have been victimized by crime in the past; and

(2) to the greatest extent feasible, mitigate the concentration of released persons to crime victims where the person's past documented conduct or pattern of offending indicates that the person might conceivably target the crime victim.

(b) This section applies only to situations in which the housing for the person being released from prison, the housing for the crime victim, or both, is paid for, in whole or in part, pursuant to a federal, state, or local appropriation or a grant awarded from such an appropriation."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Latz questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question was taken on the adoption of the third Coleman amendment.

The roll was called, and there were yeas 35 and nays 32, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Hauschild	Lang	Pratt
Anderson	Duckworth	Housley	Lieske	Rarick
Bahr	Eichorn	Howe	Limmer	Rasmusson
Coleman	Farnsworth	Jasinski	Lucero	Utke
Dahms	Green	Johnson	Mathews	Weber
Dornink	Gruenhagen	Koran	Miller	Wesenberg
Draheim	Gustafson	Kreun	Nelson	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

Those who voted in the negative were:

Boldon	Frentz	Mann	Murphy	Seeberger
Carlson	Hawj	Marty	Oumou Verbeten	Westlin
Champion	Hoffman	Maye Quade	Pappas	Wiklund
Cwodzinski	Klein	McEwen	Pha	Xiong
Dibble	Kunesh	Mitchell	Port	
Dziedzic	Kupec	Mohamed	Putnam	
Fateh	Latz	Morrison	Rest	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

The motion prevailed. So the amendment was adopted.

Senator Limmer moved to amend S.F. No. 2909 as follows:

Page 157, after line 32, insert:

"Sec. 15. **[244.60] IMMUNITY FOR LANDLORDS AND EMPLOYERS.**

(a) A landlord, acting in good faith, is immune from any civil or criminal liability that otherwise might result from providing housing to an individual who was released pursuant to sections 244.40 to 244.51 and 241.26.

(b) An employer, acting in good faith, is immune from any civil or criminal liability that otherwise might result from hiring or retaining an individual who was released pursuant to sections 244.40 to 244.51 and 241.26."

Page 177, after line 28, insert:

"Sec. 2. **[609A.05] NO DUTY TO DISCOVER; EMPLOYERS AND LANDLORDS.**

A landlord or employer does not have a duty to discover or use a record that has been expunged under this chapter or other law for purposes of making a housing or employment decision."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Latz requested division of the Limmer amendment as follows:

First portion:

Page 177, after line 28, insert:

"Sec. 2. **[609A.05] NO DUTY TO DISCOVER; EMPLOYERS AND LANDLORDS.**

A landlord or employer does not have a duty to discover or use a record that has been expunged under this chapter or other law for purposes of making a housing or employment decision."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the first portion of the amendment.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Fateh	Housley	Kupec
Bahr	Dornink	Frentz	Howe	Lang
Boldon	Draheim	Green	Jasinski	Latz
Carlson	Drazkowski	Gruenhagen	Johnson	Lieske
Champion	Duckworth	Gustafson	Klein	Limmer
Coleman	Dziedzic	Hauschild	Koran	Lucero
Cwodzinski	Eichorn	Hawj	Kreun	Mann
Dahms	Farnsworth	Hoffman	Kunesh	Marty

Mathews	Morrison	Port	Seeberger	Wiklund
Maye Quade	Murphy	Pratt	Utke	Xiong
McEwen	Nelson	Putnam	Weber	
Miller	Oumou Verbeten	Rarick	Wesenberg	
Mitchell	Pappas	Rasmusson	Westlin	
Mohamed	Pha	Rest	Westrom	

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

The motion prevailed. So the first portion of the amendment was adopted.

Senator Limmer withdrew the remainder of his amendment.

Senator Koran moved to amend S.F. No. 2909 as follows:

Page 38, after line 19, insert:

"Sec. 28. **REQUIREMENTS FOR GRANTS TO NONPROFIT ORGANIZATIONS.**

Subdivision 1. **Purpose.** In order to ensure that grants under this act are awarded to mission-centered and fiscally responsible grantees, a nonprofit organization that is a recipient of a grant made by or through an agency funded under this act must provide information to the commissioner of the agency as specified in this section.

Subd. 2. **Definitions.** (a) For the purposes of this section, the terms defined in this subdivision have the meanings given them.

(b) "Compensation" means salary, bonuses, the present value of stock options, the value of employee benefits, employer contributions to retirement or deferred compensation plans on behalf of the officer or employee, and any other compensation or benefit of value.

(c) "Highly compensated employee" means an employee of a nonprofit organization with estimated annual wages that:

(1) are greater than 80 percent of the governor's annual salary; and

(2) are equal to, or greater than, 80 percent of the estimated annual wages of the second highest paid employee of the nonprofit organization.

(d) "Nonprofit organization" means an organization described in United States Code, title 26, section 501(c)(3), and is exempt from income tax under United States Code, title 26, section 501(a).

Subd. 3. **Requirements.** (a) By December 1 of 2023 and 2024, a nonprofit organization that is a recipient of a grant under or pursuant to this act made by or through an agency funded under this act must provide the following to the commissioner of that agency:

(1) number of and compensation for any highly compensated employees of the nonprofit organization;

(2) administrative expenses of the nonprofit organization for the previous three years as evidenced by the nonprofit's Internal Revenue Service Form 990;

(3) total functional expenses, including the nonprofit's program expenses, administrative expenses, and fundraising expenses, for the previous three years; and

(4) revenue for the previous three years.

(b) A nonprofit organization that has been in operation for fewer than three years shall submit the data required under paragraph (a), clauses (2) to (4), for the time period since the inception of the nonprofit organization.

Subd. 4. **Reporting to legislature.** By February 15, 2024, and February 15, 2025, each commissioner of an agency funded under this act must submit a report containing the information provided by the grant recipients to the chairs and ranking minority members of the legislative committees and budget divisions with jurisdiction over public safety policy and funding. The commissioner shall also include in the report a calculation of each nonprofit's percentage of expenses and a revenue and expenses trend comparison over the previous three years.

Subd. 5. **Civil liability.** An organization that receives a grant under this act is liable under Minnesota Statutes, section 15C.02, if the organization violates that section."

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	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 Senators: Bahr, Farnsworth, Lang, Miller, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

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

Senator Latz raised a point of order that Senator Gruenhagen's remarks were not addressed to the question under debate.

The President ruled the point of order well taken.

Senator Gruenhagen appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 43 and nays 10, as follows:

Those who voted in the affirmative were:

Boldon	Frentz	Kupec	Mohamed	Rasmusson
Carlson	Gustafson	Lang	Morrison	Rest
Champion	Hauschild	Latz	Murphy	Seeberger
Cwodzinski	Hawj	Mann	Oumou Verbeten	Weber
Dahms	Hoffman	Marty	Pappas	Westlin
Dibble	Jasinski	Maye Quade	Pha	Wiklund
Dornink	Johnson	McEwen	Port	Xiong
Dziedzic	Klein	Miller	Pratt	
Fateh	Kunesh	Mitchell	Putnam	

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Pha, Port, Putnam, and Rest.

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Lang and Miller.

Those who voted in the negative were:

Bahr	Green	Howe	Rarick	Wesenberg
Drazkowski	Gruenhagen	Lucero	Utke	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Bahr and Wesenberg.

So the decision of the President was sustained.

President Champion called Senator Klein to preside.

S.F. No. 2909 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative 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 Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

Those who voted in the negative 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 negative vote on behalf of the following Senators: Bahr, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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

SPECIAL ORDER

S.F. No. 3035: A bill for an act relating to state government; establishing the biennial budget for the Department of Employment and Economic Development, Explore Minnesota, Department of Labor and Industry, Workers' Compensation Court of Appeals, and Bureau of Mediation Services; modifying miscellaneous policy provisions; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 15.71, by adding subdivisions; 15.72, by adding a subdivision; 116J.5492, subdivisions 8, 10; 116J.55, subdivisions 1, 5, 6; 116J.871, subdivision 2; 116J.8748, subdivisions 3, 4, 6, by adding a subdivision; 116L.361, subdivision 7; 116L.362, subdivision 1; 116L.364, subdivision 3; 116L.56, subdivision 2; 116L.561, subdivision 5; 116L.562, subdivision 2; 116U.05; 116U.10; 116U.15; 116U.20; 116U.30; 116U.35; 175.16, subdivision 1; 177.26, subdivisions 1, 2; 177.27, subdivisions 4, 7; 178.01; 178.011, subdivision 7; 178.03, subdivision 1; 178.11; 179.86, subdivisions 1, 3, by adding subdivisions; 181.14, subdivision 1; 181.635, subdivisions 1, 2, 3, 4, 6; 181.85, subdivisions 2, 4; 181.86, subdivision 1; 181.87, subdivisions 2, 3, 7; 181.88; 181.89, subdivision 2, by adding a subdivision; 181.9435, subdivision 1; 181.9436; 182.654, subdivision 11; 182.666, subdivisions 1, 2, 3, 4, 5, by adding a subdivision; 326B.092, subdivision 6; 326B.096; 326B.103, subdivision 13, by adding subdivisions; 326B.106, subdivisions 1, 4, by adding a subdivision; 326B.802, subdivision 15; 337.01, subdivision 3; 337.05, subdivision 1; 341.21, subdivisions 2a, 2b, 2c, 4f, 7, by adding a subdivision; 341.221; 341.25; 341.27; 341.28, subdivisions 2, 3, by adding subdivisions; 341.30, subdivision 4; 341.32, subdivision 2; 341.321; 341.33; 341.355; 469.40, subdivision 11; 469.47, subdivisions 1, 5, 6; Laws 2021, First Special Session chapter 10, article 2, section 24; proposing coding for new law in Minnesota Statutes, chapters 116J; 116L; 116U; 179; 181; 182; 341; repealing Minnesota Statutes 2022, section 177.26, subdivision 3.

Senator Champion moved to amend S.F. No. 3035 as follows:

Page 2, line 14, delete "927,998,000" and insert "928,248,000" and delete "336,068,000" and insert "335,818,000"

Page 2, line 17, delete "872,942,000" and insert "873,192,000" and delete "280,984,000" and insert "280,734,000"

Page 19, line 32, delete "120,465,000" and insert "120,715,000" and delete "111,927,000" and insert "111,677,000"

Page 20, line 1, delete "105,370,000" and insert "105,620,000" and delete "96,832,000" and insert "96,582,000"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Dziedzic	Johnson	Maye Quade	Rarick
Anderson	Eichorn	Klein	McEwen	Rasmusson
Bahr	Farnsworth	Koran	Miller	Rest
Boldon	Fateh	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	

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

The motion prevailed. So the amendment was adopted.

Senator Draheim moved to amend S.F. No. 3035 as follows:

Page 43, after line 7, insert:

"(uuu) Money appropriated under this subdivision to individually named organizations in the second year shall be available only as performance grants under Minnesota Statutes, section 116J.8747."

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	Dornink	Farnsworth	Jasinski	Lieske
Anderson	Draheim	Green	Johnson	Limmer
Bahr	Drazkowski	Gruenhagen	Koran	Lucero
Coleman	Duckworth	Housley	Kreun	Mathews
Dahms	Eichorn	Howe	Lang	Miller

Nelson	Rarick	Utke	Wesenberg
Pratt	Rasmusson	Weber	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Housley moved to amend S.F. No. 3035 as follows:

Page 45, line 32, delete "$11,500,000" and insert "$1,500,000"

Correct the subdivision and section totals and the appropriations by fund

Senator Housley moved to amend the Housley amendment to S.F. No. 3035 as follows:

Page 1, after line 1, insert:

"Page 43, after line 7, insert:

"(uuu) $10,000,000 the first year is for reimbursement grants to state and local law enforcement agencies that operate pathway to policing programs intended to bring persons with nontraditional backgrounds into law enforcement. Applicants for reimbursement grants may receive up to 50 percent of the cost of compensating and training pathway to policing participants. Reimbursement grants must be proportionally allocated based on the number of grant applications approved by the commissioner.

By February 15 of each odd-numbered year, the commissioner shall report to the chairs and ranking minority members of the legislative committees with jurisdiction over public safety policy and finance on the pathway to policing grant program. At a

minimum, the report must identify the agencies receiving the grants and the number of individuals recruited or hired based on the grants and the nature of the individual's nontraditional backgrounds, and include an evaluation of the success of the program in achieving its goals.""

The question was taken on the adoption of the Housley amendment to the Housley amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Housley moved to amend the first Housley amendment to S.F. No. 3035 as follows:

Page 1, after line 1, insert:

"Page 19, after line 31, insert:

"(uu) $10,000,000 the first year is for a border counties economic relief program for grants to businesses that are the source of investment, development, and job creation or retention locating in or existing in counties that border Iowa, North Dakota, Michigan, South Dakota, or Wisconsin. This is a onetime appropriation.""

The question was taken on the adoption of the Housley amendment to the first Housley amendment.

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

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Lieske	Rarick
Anderson	Duckworth	Jasinski	Limmer	Rasmusson
Bahr	Eichorn	Johnson	Lucero	Utke
Coleman	Farnsworth	Koran	Mathews	Weber
Dahms	Green	Kreun	Miller	Wesenberg
Dornink	Gruenhagen	Kupec	Nelson	Westrom
Draheim	Housley	Lang	Pratt	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

Those who voted in the negative were:

Boldon	Frentz	Latz	Morrison	Rest
Carlson	Gustafson	Mann	Murphy	Seeberger
Champion	Hauschild	Marty	Oumou Verbeten	Westlin
Cwodzinski	Hawj	Maye Quade	Pappas	Wiklund
Dibble	Hoffman	McEwen	Pha	Xiong
Dziedzic	Klein	Mitchell	Port	
Fateh	Kunesh	Mohamed	Putnam	

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the adoption of the first Housley amendment, as amended.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

The motion did not prevail. So the first Housley amendment, as amended, was not adopted.

Senator Mathews moved to amend S.F. No. 3035 as follows:

Page 5, line 32, delete "$6,500,000" and insert "$9,000,000"

Page 19, delete lines 7 to 24

Page 19, line 25, delete "(tt)" and insert "(ss)"

Correct the subdivision and section totals and the appropriations by fund

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	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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Nelson moved to amend S.F. No. 3035 as follows:

Page 173, after line 6, insert:

"ARTICLE 14

GRANT REQUIREMENTS

Section 1. **FINANCIAL REVIEW OF GRANT AND BUSINESS SUBSIDY RECIPIENTS.**

Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the meanings given.

(b) "Grant" means a grant or business subsidy funded by an appropriation in this act.

(c) "Grantee" means a business entity as defined in Minnesota Statutes, section 5.001.

Subd. 2. **Financial information required; determination of ability to perform.** Before an agency awards a competitive, legislatively-named, single source, or sole source grant, the agency must assess the risk that a grantee cannot or would not perform the required duties. In making this assessment, the agency must review the following information:

(1) the grantee's history of performing duties similar to those required by the grant, whether the size of the grant requires the grantee to perform services at a significantly increased scale, and whether the size of the grant will require significant changes to the operation of the grantee's organization;

(2) for a grantee that is a nonprofit organization, the grantee's Form 990 or Form 990-EZ filed with the Internal Revenue Service in each of the prior three years. If the grantee has not been in existence long enough or is not required to file Form 990 or Form 990-EZ, the grantee must demonstrate to the grantor's satisfaction that the grantee is exempt and must instead submit the grantee's most recent board-reviewed financial statements and documentation of internal controls;

(3) for a for-profit business, three years of federal and state tax returns, current financial statements, certification that the business is not under bankruptcy proceedings, and disclosure of any liens on its assets. If a business has not been in business long enough to have three years of tax returns, the grantee must demonstrate to the grantor's satisfaction that the grantee has appropriate internal financial controls;

(4) evidence of registration and good standing with the secretary of state under Minnesota Statutes, chapter 317A, or other applicable law;

(5) if the grantee's total annual revenue exceeds $750,000, the grantee's most recent financial audit performed by an independent third party in accordance with generally accepted accounting principles; and

(6) certification, provided by the grantee, that none of its principals have been convicted of a financial crime.

Subd. 3. **Additional measures for some grantees.** The agency may require additional information and must provide enhanced oversight for grants that have not previously received state or federal grants for similar amounts or similar duties and so have not yet demonstrated the ability to perform the duties required under the grant on the scale required.

Subd. 4. **Assistance from administration.** An agency without adequate resources or experience to perform obligations under this section may contract with the commissioner of administration to perform the agency's duties under this section.

Subd. 5. **Agency authority to not award grant.** If an agency determines that there is an appreciable risk that a grantee receiving a competitive, single source, or sole source grant cannot or would not perform the required duties under the grant agreement, the agency must notify the grantee and the commissioner of administration and give the grantee an opportunity to respond to the agency's concerns. If the grantee does not satisfy the agency's concerns within 45 days, the agency must not award the grant.

Subd. 6. **Legislatively-named grantees.** If an agency determines that there is an appreciable risk that a grantee receiving a legislatively-named grant cannot or would not perform the required duties under the grant agreement, the agency must notify the grantee, the commissioner of administration, and the chair and ranking minority members of Ways and Means Committee in the house of representatives, the chairs and ranking minority members of the Finance Committee in the senate, and the chairs and ranking minority members of the committees in the house of representatives and the senate with primary jurisdiction over the bill in which the money for the grant was appropriated. The agency must give the grantee an opportunity to respond to the agency's concerns. If the grantee does not satisfy the agency's concerns within 45 days, the agency must delay award of the grant until adjournment of the next regular or special legislative session.

Subd. 7. **Subgrants.** If a grantee will disburse the money received from the grant to other organizations to perform duties required under the grant agreement, the agency must be a party to agreements between the grantee and a subgrantee. Before entering agreements for subgrants, the agency must perform the financial review required under this section with respect to the subgrantees.

Subd. 8. **Effect.** The requirements of this section are in addition to other requirements imposed by law, the commissioner of administration under Minnesota Statutes, sections 16B.97 to 16B.98, or agency grant policy."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Duckworth	Jasinski	Lucero	Utke
Anderson	Eichorn	Johnson	Mathews	Weber
Bahr	Farnsworth	Koran	Miller	Wesenberg
Coleman	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Dornink moved to amend S.F. No. 3035 as follows:

Page 161, line 2, delete "100" and insert "200"

Senator Dornink moved to amend the Dornink amendment to S.F. No. 3035 as follows:

Page 1, line 2, delete "200" and insert "250"

The question was taken on the adoption of the Dornink amendment to the Dornink amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the first Dornink amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Abeler moved to amend S.F. No. 3035 as follows:

Page 121, line 23, after "closure" insert "or receivership under section 144A.15,"

The motion prevailed. So the amendment was adopted.

Senator Mathews moved to amend S.F. No. 3035 as follows:

Page 160, after line 6, insert:

"Sec. 31. **REPORT ON PUBLIC EMPLOYEE WHISTLEBLOWER RETALIATION.**

By January 15, 2024, the commissioner of labor and industry must provide a report to the chairs and ranking minority members of the legislative committees with jurisdiction over labor on the number of public employees that have been discharged, disciplined, threatened, otherwise discriminated against, or penalized regarding the employee's compensation, terms, conditions, location, or privileges of employment because of a whistleblower complaint made by the public employee. The report must also include information on the specific types of action taken against a public employee, types of assistance, if any, received by an employee from an agency, and any employment reinstatements or settlements made with public employees by an agency. "

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Mathews moved to amend the second Mathews amendment to S.F. No. 3035 as follows:

Page 1, delete lines 2 to 12, and insert:

"Page 144, after line 16, insert:

"Sec. 10. Minnesota Statutes 2022, section 181.932, subdivision 1, is amended to read:

Subdivision 1. **Prohibited action.** An employer shall not discharge, discipline, threaten, otherwise discriminate against, or penalize an employee regarding the employee's compensation, terms, conditions, location, or privileges of employment because:

(1) the employee, or a person acting on behalf of an employee, in good faith, reports a violation, suspected violation, or planned violation of any federal or state law or common law or rule adopted pursuant to law to an employer or to any governmental body or law enforcement official;

(2) the employee is requested by a public body or office to participate in an investigation, hearing, inquiry;

(3) the employee refuses an employer's order to perform an action that the employee has an objective basis in fact to believe violates any state or federal law or rule or regulation adopted pursuant to law, and the employee informs the employer that the order is being refused for that reason;

(4) the employee, in good faith, reports a situation in which the quality of health care services provided by a health care facility, organization, or health care provider violates a standard established by federal or state law or a professionally recognized national clinical or ethical standard and potentially places the public at risk of harm;

(5) a public employee communicates the findings of a scientific or technical study that the employee, in good faith, believes to be truthful and accurate, including reports to a governmental body or law enforcement official; ~~or~~

(6) an employee in the classified service of state government communicates information that the employee, in good faith, believes to be truthful and accurate, and that relates to state services, including the financing of state services, to:

(i) a legislator or the legislative auditor; or

(ii) a constitutional officer~~.~~; or

(7) a public employee, in good faith, reports gross mismanagement or a gross waste of funds to the employer, any governmental body, law enforcement official, the legislative auditor, a member of the legislature, or a constitutional officer.

The disclosures protected pursuant to this section do not authorize the disclosure of data otherwise protected by law.""

The question was taken on the adoption of the Mathews amendment to the second Mathews amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the second Mathews amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Gruenhagen moved to amend S.F. No. 3035 as follows:

Page 48, line 6, delete "5,309,000" and insert "5,162,000" and delete "4,873,000" and insert "4,627,000"

Page 52, line 3, delete "$1,330,000" and insert "$1,271,000" and delete "$1,392,000" and insert "$1,271,000"

Page 53, line 19, delete "2,957,000" and insert "2,290,000" and delete "3,039,000" and insert "2,290,000"

Correct the subdivision and section totals and the appropriations by fund

Senator Gruenhagen moved to amend the Gruenhagen amendment to S.F. No. 3035 as follows:

Page 1, after line 1, insert:

"Page 19, after line 31, insert:

"(uu) $904,000 each year from the general fund and $90,000 each year from the workforce development fund are for a border counties and mine workers economic relief program for grants to businesses that are the source of investment, development, and job creation or retention locating in or existing in counties that border Iowa, North Dakota, Michigan, South Dakota, or Wisconsin, or that are located within the taconite assistance area as defined in Minnesota Statutes, section 273.1341. The base for this appropriation is $995,000 from the general fund and $121,000 from the workforce development fund beginning in fiscal year 2026 and each year thereafter.""

The question was taken on the adoption of the Gruenhagen amendment to the Gruenhagen amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Gruenhagen withdrew his first amendment.

Senator Draheim moved to amend S.F. No. 3035 as follows:

Page 160, after line 6, insert:

"Sec. 31. **REPORT ON POTENTIAL CONSTRUCTION WORK FOR 16- AND 17-YEAR-OLDS.**

By January 15, 2024, the commissioner of labor and industry must provide a report to the chairs and ranking minority members of the legislative committees with jurisdiction over labor on the potential opportunities for participation of 16- and 17-year-olds in the construction industry in Minnesota. The report must also include information on any effects of passage of Minnesota Statutes, section 181A.116, allowing 16- and 17-year-olds to operate lawn care equipment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Draheim moved to amend the second Draheim amendment to S.F. No. 3035 as follows:

Page 1, delete section 31 and insert:

"Sec. 31. **16- AND 17-YEAR-OLDS PERMITTED TO WORK IN OR ABOUT CONSTRUCTION OR BUILDING PROJECTS.**

(a) Notwithstanding anything to the contrary, 16- and 17-year-olds may lawfully work in or about a construction or building project.

(b) The commissioner of labor and industry must amend Minnesota Rules, part 5200.0910, to remove the prohibition of employment of 16- and 17-year-olds in or about a construction or building project under Minnesota Rules, part 5200.0910, item F. The commissioner must also amend Minnesota Rules, part 5200.0920, to clarify that employment of individuals under age 16 in or about construction sites remains prohibited. The commissioner may use the good cause exemption under

Minnesota Statutes, section 14.388, subdivision 1, to amend Minnesota Rules, parts 5200.0910 and 5200.0920.

(c) Nothing in this section shall be construed to affect any existing law or rule regarding work by 16- and 17-year-olds other than the general prohibition under Minnesota Rules, part 5200.0910, item F. These existing rules include but are not limited to the remainder of Minnesota Rules, part 5200.0910, and the Code of Federal Regulations, title 29, sections 570.50 to 570.68.

(d) Any 16- or 17-year-old must, at a minimum, satisfactorily complete OSHA 10 training before beginning employment in or about a construction or building project."

The question was taken on the adoption of the Draheim amendment to the second Draheim amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the second Draheim amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Pratt moved to amend S.F. No. 3035 as follows:

Page 48, line 11, delete "$1,563,000" and insert "$563,000" and delete "$1,635,000" and insert "$635,000"

Page 48, line 14, after the period, insert "The base for this appropriation is $1,635,000 for fiscal year 2026 and each year thereafter."

Correct the subdivision and section totals and the appropriations by fund

Senator Pratt moved to amend the Pratt amendment to S.F. No. 3035 as follows:

Page 1, after line 1, insert:

"Page 10, after line 23, insert:

"(bb) $1,000,000 each year is for the Main Street Economic Revitalization Program under Minnesota Statutes, section 116J.8749. This is a onetime appropriation and is available until June 30, 2027"

Reletter the paragraphs in sequence

Page 12, line 34, delete "$5,000,000" and insert "$3,000,000" and delete "is" and insert "from the general fund and $2,000,000 the first year from the workforce development fund are""

The question was taken on the adoption of the Pratt amendment to the Pratt amendment.

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

Those who voted in the affirmative were:

Abeler	Draheim	Gruenhagen	Kreun	Miller
Anderson	Drazkowski	Housley	Lang	Nelson
Bahr	Duckworth	Howe	Lieske	Pratt
Coleman	Eichorn	Jasinski	Limmer	Rarick
Dahms	Farnsworth	Johnson	Lucero	Rasmusson
Dornink	Green	Koran	Mathews	Utke

Weber Wesenberg Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the Pratt amendment.

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 Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Utke moved to amend S.F. No. 3035 as follows:

Page 153, delete section 26

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Utke moved to amend the Utke amendment to S.F. No. 3035 as follows:

Page 1, after line 1, insert:

"Page 152, delete section 21

Page 153, delete sections 22 to 24"

Page 1, after line 2, insert:

"Page 157, delete section 28"

The question was taken on the adoption of the Utke amendment to the Utke amendment.

The roll was called, and there were yeas 32 and nays 35, as follows:

Those who voted in the affirmative were:

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	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

Those who voted in the negative were:

Abeler	Fateh	Kunesh	Mitchell	Port
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

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

The question was taken on the adoption of the first Utke amendment.

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

Those who voted in the affirmative were:

Abeler	Dornink	Farnsworth	Jasinski	Lieske
Anderson	Draheim	Green	Johnson	Limmer
Bahr	Drazkowski	Gruenhagen	Koran	Lucero
Coleman	Duckworth	Housley	Kreun	Mathews
Dahms	Eichorn	Howe	Lang	Miller

Nelson	Rarick	Utke	Wesenberg
Pratt	Rasmusson	Weber	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Utke moved to amend S.F. No. 3035 as follows:

Page 119, line 25, delete everything after the period

Page 119, delete lines 26 to 28

Page 120, delete lines 11 to 32

Page 121, delete lines 1 to 13

Page 121, before line 14, insert:

"Subd. 3. **Contingent effective dates of adopted rules.** Every rule adopted by the board establishing a standard under this section is effective either: (1) one month following the effective date of a corresponding appropriation for a workforce standards compliance add-on to nursing facility rates under section 256R.491; or (2) if the commissioner determines under section 256R.491, subdivision 1, that there is no workforce standards compliance add-on, on January 1 following the adoption by the board of the rule. The board must inform the commissioner of human services of the adoption of any rules under this section. The commissioner of human services must inform the board and revisor of statutes whenever the commissioner determines that compliance with a rule adopted by the board will not result in an increase in the estimated costs of any nursing facility. If an appropriation funding a workforce standards compliance add-on under section 256R.491 corresponding to an adopted rule is not enacted, the adopted rule is not effective."

Renumber the subdivisions in sequence

Page 127, after line 13, insert:

"Sec. 10. Minnesota Statutes 2022, section 256R.25, is amended to read:

256R.25 EXTERNAL FIXED COSTS PAYMENT RATE.

(a) The payment rate for external fixed costs is the sum of the amounts in paragraphs (b) to ~~(o)~~ (p).

(b) For a facility licensed as a nursing home, the portion related to the provider surcharge under section 256.9657 is equal to $8.86 per resident day. For a facility licensed as both a nursing home and a boarding care home, the portion related to the provider surcharge under section 256.9657 is equal to $8.86 per resident day multiplied by the result of its number of nursing home beds divided by its total number of licensed beds.

(c) The portion related to the licensure fee under section 144.122, paragraph (d), is the amount of the fee divided by the sum of the facility's resident days.

(d) The portion related to development and education of resident and family advisory councils under section 144A.33 is $5 per resident day divided by 365.

(e) The portion related to scholarships is determined under section 256R.37.

(f) The portion related to planned closure rate adjustments is as determined under section 256R.40, subdivision 5, and Minnesota Statutes 2010, section 256B.436.

(g) The portion related to consolidation rate adjustments shall be as determined under section 144A.071, subdivisions 4c, paragraph (a), clauses (5) and (6), and 4d.

(h) The portion related to single-bed room incentives is as determined under section 256R.41.

(i) The portions related to real estate taxes, special assessments, and payments made in lieu of real estate taxes directly identified or allocated to the nursing facility are the allowable amounts divided by the sum of the facility's resident days. Allowable costs under this paragraph for payments made by a nonprofit nursing facility that are in lieu of real estate taxes shall not exceed the amount which the nursing facility would have paid to a city or township and county for fire, police, sanitation services, and road maintenance costs had real estate taxes been levied on that property for those purposes.

(j) The portion related to employer health insurance costs is the allowable costs divided by the sum of the facility's resident days.

(k) The portion related to the Public Employees Retirement Association is the allowable costs divided by the sum of the facility's resident days.

(l) The portion related to quality improvement incentive payment rate adjustments is the amount determined under section 256R.39.

(m) The portion related to performance-based incentive payments is the amount determined under section 256R.38.

(n) The portion related to special dietary needs is the amount determined under section 256R.51.

(o) The portion related to the rate adjustments for border city facilities is the amount determined under section 256R.481.

(p) The portion related to the workforce standards compliance rate add-on is the amount determined under section 256R.491.

Sec. 11. **[256R.491] WORKFORCE STANDARDS COMPLIANCE ADD-ON.**

Subdivision 1. **Method for determining the workforce standards compliance add-on.** For any minimum nursing home employment standard approved by the Minnesota Nursing Home Workforce Standards Board under section 181.213, the commissioner must estimate each facility's increased medical assistance costs in relation to complying with the new employment standard. The estimate must be facility-specific and based on information provided to the commissioner in a form and manner determined by the commissioner about current wage rates at each facility. When determining the facility-specific medical assistance costs to comply with the standard, the commissioner must include all of the following estimated medical assistance costs that would result from the implementation of the standard:

(1) the employer's increased costs related to wages;

(2) the employer's share of FICA taxes, Medicare taxes, state and federal unemployment taxes, workers' compensation, pensions, and contributions to employee retirement accounts cost increases attributable to a standard; and

(3) the employer's indirect costs as defined by the Minnesota Nursing Home Workforce Standards Board.

Subd. 2. **Application of the workforce standards compliance add-on.** If and only if an appropriation is made for this purpose, the commissioner must include a facility-specific workforce standards compliance add-on as determined in subdivision 1 in each facility's payment rate for external fixed costs. The commissioner must include the add-on beginning on the first day of the month prior to the month in which the standard will be implemented. If an appropriation funding an add-on under this section is not enacted, the commissioner must not include an add-on in a facility's payment rate for external fixed costs. If the legislature does not approve an appropriation under this section, then the new standard approved by the board cannot take effect.

Subd. 3. **Expiration of workforce standards compliance add-ons.** A rate add-on to facilities' payment rate for external fixed costs expires on the first of the year following the period when the operating rates determined under section 256R.21, subdivision 4, fully covers the employer's increased costs to comply with the standard for which the add-on was given.

Subd. 4. **Spending requirements.** (a) To be eligible to receive a payment under this section, a nursing facility must attest to the commissioner of human services that the workforce standards compliance add-on will be used exclusively to implement the minimum nursing home employment standard for which the add-on was given.

(b) A facility that receives a rate add-on under this section must complete a distribution plan in the form and manner determined by the commissioner. This plan must specify the total amount of money the facility is estimated to receive from the rate add-on and how that money will be distributed to increase costs related to complying with the standard for which the add-on was given. The commissioner may review the distribution plan to ensure that the add-on is used in accordance with

this section. The commissioner may allow for a distribution plan amendment under exceptional circumstances to be determined at the sole discretion of the commissioner.

(c) A facility that receives a rate increase under this section must post the distribution plan summary and leave it posted for a period of at least six months in an area of the facility to which all employees have access. The posted distribution plan summary must be in the form and manner determined by the commissioner. The distribution plan summary must include instructions regarding how to contact the commissioner or the commissioner's representative if an employee believes the employer has not used the add-on to comply with the standards for which the add-on was given. The instruction to such employees must include the email address and telephone number that may be used by the employee to contact the commissioner's representative. The posted distribution plan summary must demonstrate how the add-on received by the nursing facility will be used in full to comply with the standard for which the add-on was given.

(d) If a nursing facility expends less on compliance costs than the amount made available by the rate add-on in this section for that purpose, the amount of this rate add-on must be reduced to equal the amount utilized by the facility for purposes authorized under this section. If the facility fails to post the distribution plan summary in its facility as required, fails to submit its distribution plan to the commissioner by the due date, or uses these funds for unauthorized purposes, these rate increases must be treated as an overpayment and subsequently recovered.

(e) The commissioner must not treat payments received under this section as an applicable credit for purposes of setting total payment rates under this chapter.

Subd. 5. **Forecast treatment of adopted workforce standards.** The budget and economic forecasts completed under section 16A.103 must not assume an increase in payment rates determined under this chapter resulting from the adoption by the Minnesota Nursing Home Workforce Standards Board of rules for new employment standards until the commissioner determines under subdivision 1 that facilities would qualify for an add-on under this section and the legislature appropriates funding for the increase in payment rates."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

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	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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 Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

Senator Lucero moved to amend S.F. No. 3035 as follows:

Page 60, after line 3, insert:

"Sec. 11. **LEGISLATIVE FINDINGS.**

The legislature intends Minnesota to be a state that is friendly to small business. The legislature regrets that Minnesota is the most expensive state in which to start a business."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Anderson	Eichorn	Johnson	Mathews	Weber
Bahr	Farnsworth	Koran	Miller	Wesenberg
Coleman	Green	Kreun	Nelson	Westrom
Dahms	Gruenhagen	Lang	Pratt	
Dornink	Housley	Lieske	Rarick	
Draheim	Howe	Limmer	Rasmusson	
Drazkowski	Jasinski	Lucero	Utke	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

Those who voted in the negative were:

Boldon	Fateh	Kunesh	Mitchell	Port
Carlson	Frentz	Kupec	Mohamed	Putnam
Champion	Gustafson	Latz	Morrison	Rest
Cwodzinski	Hauschild	Mann	Murphy	Seeberger
Dibble	Hawj	Marty	Oumou Verbeten	Westlin
Duckworth	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong

Pursuant to Rule 40, Senator Kunesh cast the negative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

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

S.F. No. 3035 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

Abeler	Fateh	Kunesh	Mitchell	Port
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

Pursuant to Rule 40, Senator Kunesh cast the affirmative vote on behalf of the following Senators: Dibble, Dziedzic, Fateh, Hawj, Pha, Port, Putnam, and Rest.

Those who voted in the negative were:

Anderson	Duckworth	Johnson	Mathews	Weber
Bahr	Eichorn	Koran	Miller	Wesenberg
Coleman	Farnsworth	Kreun	Nelson	Westrom
Dahms	Green	Lang	Pratt	
Dornink	Gruenhagen	Lieske	Rarick	
Draheim	Housley	Limmer	Rasmusson	
Drazkowski	Howe	Lucero	Utke	

Pursuant to Rule 40, Senator Rasmusson cast the negative vote on behalf of the following Senators: Bahr, Coleman, Farnsworth, Lang, Miller, Weber, and Wesenberg.

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

MEMBERS EXCUSED

Senator Rest was excused from the Session of today from 12:00 noon to 12:15 p.m. Senator Pratt was excused from the Session of today from 12:00 noon to 1:55 p.m. Senator Westrom was excused from the Session of today from 2:30 to 2:40 p.m. Senator Dahms was excused from the Session of today from 10:30 to 11:00 p.m. Senator Jasinski was excused from the Session of today at 1:20 a.m.

ADJOURNMENT

Senator Murphy moved that the Senate do now adjourn until 12:00 noon, Monday, April 17, 2023. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate