

STATE OF MINNESOTA

Journal of the House

NINETY-FIRST SESSION — 2019

FORTIETH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 24, 2019

The House of Representatives convened at 9:00 a.m. and was called to order by Liz Olson, Speaker pro tempore.

Prayer was offered by the Reverend John Straiton, St. Andrew's Lutheran Church, Mahtomedi, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

| | | | | | |
|-------------|------------|-----------------|------------|------------|--------------|
| Acomb | Davnie | Hausman | Lippert | Neu | Sundin |
| Albright | Dehn | Heinrich | Lislegard | Noor | Swedzinski |
| Anderson | Demuth | Heintzeman | Loeffler | Nornes | Tabke |
| Backer | Dettmer | Her | Long | O'Driscoll | Theis |
| Bahner | Drazkowski | Hertaus | Lucero | Olson | Torkelson |
| Bahr | Ecklund | Hornstein | Lueck | O'Neill | Urdahl |
| Baker | Edelson | Howard | Mahoney | Persell | Vang |
| Becker-Finn | Elkins | Huot | Mann | Petersburg | Vogel |
| Bennett | Erickson | Johnson | Mariani | Pinto | Wagenius |
| Bernardy | Fabian | Jurgens | Marquart | Poppe | Wazlawik |
| Bierman | Fischer | Kiel | Masin | Poston | West |
| Boe | Freiberg | Klevorn | McDonald | Pryor | Winkler |
| Brand | Garofalo | Koegel | Mekeland | Quam | Wolgamott |
| Cantrell | Gomez | Kotyza-Witthuhn | Miller | Richardson | Xiong, J. |
| Carlson, A. | Green | Kresha | Moller | Robbins | Xiong, T. |
| Carlson, L. | Grossell | Kunesh-Podein | Moran | Sandell | Youakim |
| Christensen | Gruenhagen | Layman | Morrison | Sandstede | Zerwas |
| Clafin | Gunther | Lee | Munson | Sauke | Spk. Hortman |
| Considine | Haley | Lesch | Murphy | Schomacker | |
| Daniels | Halverson | Liebling | Nash | Schultz | |
| Daudt | Hamilton | Lien | Nelson, M. | Scott | |
| Davids | Hansen | Lillie | Nelson, N. | Stephenson | |

A quorum was present.

Pierson were excused.

Franson was excused until 9:45 a.m. Koznick and Runbeck were excused until 9:50 a.m. Pelowski was excused until 10:20 a.m. Hassan was excused until 11:20 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.

This document can be made available in alternative formats upon request. Call (651) 296-2314 [voice] or the Minnesota State Relay Service at 1-800-627-3529 [TTY] for assistance; or visit the website at <http://www.house.mn>.

REPORTS OF CHIEF CLERK

S. F. No. 2226 and H. F. No. 2200, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

Poppe moved that S. F. No. 2226 be substituted for H. F. No. 2200 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. No. 2226 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Miller, Munson and Bahr introduced:

H. F. No. 2851, A bill for an act relating to human services; modifying child care programs that are excluded from licensure; amending Minnesota Statutes 2018, section 245A.03, subdivision 2.

The bill was read for the first time and referred to the Early Childhood Finance and Policy Division.

CALENDAR FOR THE DAY**TAKEN FROM TABLE**

Winkler moved that H. F. No. 2208, the second engrossment, as amended, be taken from the table. The motion prevailed.

H. F. No. 2208, the second engrossment, as amended, was again reported to the House.

The Speaker assumed the Chair.

The Drazkowski amendment to H. F. No. 2208, the second engrossment, as amended, was again reported to the House and reads as follows:

Page 7, delete lines 1 to 18

Reletter the paragraphs in sequence

Page 31, delete lines 9 and 10

Reletter the paragraphs in sequence

Page 242, delete article 26

Renumber the articles in sequence

Adjust amounts accordingly

Amend the title accordingly

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

Drazkowski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 2, delete article 1 and insert:

"ARTICLE 1
APPROPRIATIONS

Section 1. **APPROPRIATION.**

The amounts necessary to operate those functions associated with operation of the Department of Employment and Economic Development, Department of Labor and Industry, Workers' Compensation Court of Appeals, Bureau of Mediation Services, and Department of Commerce at a level of base funding reduced by one percent are appropriated for the next biennium from the general fund to the commissioner of management and budget. As necessary, the commissioner may transfer a portion of this appropriation to other state agencies to support carrying out these functions. This appropriation shall supersede and replace the funding authorized in this act."

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

Munson moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 167, delete section 1

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Munson moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 167, line 17, delete "by wire or radio"

Page 167, line 31, after the period, insert "Internet service provider does not include a business that provides wireless service, as defined under section 237.162, subdivision 15."

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

Quam moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 168, line 14, after the second comma, insert "or allow censorship or unequal treatment of political advertisements."

Page 184, line 22, after the second comma, insert "or allow censorship or unequal treatment of political advertisements."

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

Kresha moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 175, line 6, delete "ADVOCATE" and insert "OMBUDSPERSON"

Page 175, line 7, delete "advocate" and insert "ombudsperson"

Page 175, line 8, delete "advocate" and insert "ombudsperson"

Page 175, line 10, delete "advocate" and insert "ombudsperson"

Page 175, line 25, delete "advocate" and insert "ombudsperson"

Page 175, line 28, delete "advocate" and insert "ombudsperson"

Page 176, line 1, delete "advocate" and insert "ombudsperson"

Page 176, line 10, delete "advocate" and insert "ombudsperson"

Page 176, line 12, delete "advocate's" and insert "ombudsperson's"

Page 176, line 13, delete "advocate" and insert "ombudsperson"

Page 182, line 6, delete "advocate" and insert "ombudsperson"

Page 182, line 8, delete "advocate" and insert "ombudsperson" and delete "advocate" and insert "ombudsperson"

Page 182, line 12, delete "advocate" and insert "ombudsperson" and delete "advocate" and insert "ombudsperson"

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

Nash offered an amendment to H. F. No. 2208, the second engrossment, as amended.

POINT OF ORDER

Becker-Finn raised a point of order pursuant to rule 3.21(a) that the Nash amendment was not in order. The Speaker ruled the point of order well taken and the Nash amendment out of order.

Nash moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 71, after line 13, insert:

"Sec. 31. **PAID FAMILY AND MEDICAL BENEFITS IT SYSTEM VENDOR.**

(a) Notwithstanding anything to the contrary, the commissioner of employment and economic development must contract with a vendor with the experience described in paragraph (b) for the purposes of building any new information technology system required for the paid family and medical benefit program under Minnesota Statutes, chapter 268B.

(b) The vendor must have successfully built an information technology system for the purposes of providing both public paid family and medical benefits that is fully operational as of the date of enactment of this bill and that was built as a new system, rather than expanding upon an earlier built system."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Halverson moved to amend the Nash amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, line 4, delete "(a)"

Page 1, line 5, delete "must" and insert "may" and delete "with the experience described in"

Page 1, line 6, delete "paragraph (b)" and after "new" insert "or expanding upon any earlier built "

Page 1, delete lines 8 to 11

A roll call was requested and properly seconded.

The question was taken on the Halverson amendment to the Nash amendment and the roll was called. There were 73 yeas and 58 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|-------------|----------|-------------|-------------|---------|---------|
| Acomb | Bernardy | Cantrell | Christensen | Davnie | Edelson |
| Bahner | Bierman | Carlson, A. | Clafin | Dehn | Elkins |
| Becker-Finn | Brand | Carlson, L. | Considine | Ecklund | Fischer |

| | | | | | |
|-----------|-----------------|----------|------------|------------|--------------|
| Freiberg | Koegel | Loeffler | Murphy | Sandstede | Wolgamott |
| Gomez | Kotyza-Witthuhn | Long | Nelson, M. | Sauke | Xiong, J. |
| Halverson | Kunesh-Podein | Mahoney | Noor | Schultz | Xiong, T. |
| Hansen | Lee | Mann | Olson | Stephenson | Youakim |
| Hausman | Lesch | Mariani | Persell | Sundin | Spk. Hortman |
| Her | Liebling | Marquart | Pinto | Tabke | |
| Hornstein | Lien | Masin | Poppe | Vang | |
| Howard | Lillie | Moller | Pryor | Wagenius | |
| Huot | Lippert | Moran | Richardson | Wazlawik | |
| Klevorn | Lislegard | Morrison | Sandell | Winkler | |

Those who voted in the negative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Kresha | Neu | Scott |
| Anderson | Dettmer | Haley | Layman | Nornes | Swedzinski |
| Backer | Drazkowski | Hamilton | Lucero | O'Driscoll | Theis |
| Bahr | Erickson | Heinrich | Lueck | O'Neill | Torkelson |
| Baker | Fabian | Heintzeman | McDonald | Petersburg | Urdahl |
| Bennett | Franson | Hertaus | Mekeland | Poston | Vogel |
| Boe | Garofalo | Johnson | Miller | Quam | West |
| Daniels | Green | Jurgens | Munson | Robbins | Zerwas |
| Daudt | Grossell | Kiel | Nash | Runbeck | |
| Davids | Gruenhagen | Koznick | Nelson, N. | Schomacker | |

The motion prevailed and the amendment to the amendment was adopted.

The Speaker called Olson to the Chair.

The question recurred on the Nash amendment, as amended, and the roll was called. There were 5 yeas and 125 nays as follows:

Those who voted in the affirmative were:

| | | | | |
|------|------------|--------|--------|---------|
| Bahr | Drazkowski | Miller | Munson | Runbeck |
|------|------------|--------|--------|---------|

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|------------|---------------|------------|------------|
| Acomb | Considine | Gomez | Johnson | Long | Neu |
| Albright | Daniels | Green | Jurgens | Lucero | Noor |
| Anderson | Daudt | Grossell | Kiel | Lueck | Nornes |
| Backer | Davids | Gruenhagen | Klevorn | Mahoney | O'Driscoll |
| Bahner | Davnie | Gunther | Koegel | Mann | Olson |
| Baker | Dehn | Haley | Koznick | Mariani | O'Neill |
| Becker-Finn | Demuth | Halverson | Kresha | Marquart | Pelowski |
| Bennett | Dettmer | Hamilton | Kunesh-Podein | Masin | Persell |
| Bernardy | Ecklund | Hansen | Layman | McDonald | Petersburg |
| Bierman | Edelson | Hausman | Lee | Mekeland | Poppe |
| Boe | Elkins | Heinrich | Lesch | Moller | Poston |
| Brand | Erickson | Heintzeman | Liebling | Moran | Pryor |
| Cantrell | Fabian | Her | Lien | Morrison | Quam |
| Carlson, A. | Fischer | Hertaus | Lillie | Murphy | Richardson |
| Carlson, L. | Franson | Hornstein | Lippert | Nash | Robbins |
| Christensen | Freiberg | Howard | Lislegard | Nelson, M. | Sandell |
| Clafin | Garofalo | Huot | Loeffler | Nelson, N. | Sandstede |

| | | | | | |
|------------|------------|-----------|----------|-----------|--------------|
| Sauke | Stephenson | Theis | Vogel | Winkler | Youakim |
| Schomacker | Sundin | Torkelson | Wagenius | Wolgamott | Zerwas |
| Schultz | Swedzinski | Urdahl | Wazlawik | Xiong, J. | Spk. Hortman |
| Scott | Tabke | Vang | West | Xiong, T. | |

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

Kresha moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 61, line 29, before "Notwithstanding" insert "(a)"

Page 62, after line 4, insert:

"(b) Notwithstanding anything to the contrary, an employer may deduct up to 50 percent of annual premiums paid under this section from the wages of an employee subject to a collective bargaining agreement. Such deductions for any given employee must be in equal proportion to the premiums paid based on the wages of that employee, and all employees of such an employer must be subject to the same percentage deduction."

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

Nash offered an amendment to H. F. No. 2208, the second engrossment, as amended.

POINT OF ORDER

Becker-Finn raised a point of order pursuant to rule 3.21(a) that the Nash amendment was not in order. Speaker pro tempore Olson ruled the point of order well taken and the Nash amendment out of order.

Daudt appealed the decision of Speaker pro tempore Olson.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of Speaker pro tempore Olson stand as the judgment of the House?" and the roll was called. There were 74 yeas and 58 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|-------------|-------------|-----------|-----------------|-----------|------------|
| Acomb | Christensen | Freiberg | Klevorn | Lippert | Moller |
| Bahner | Clafin | Gomez | Koegel | Lislegard | Moran |
| Becker-Finn | Considine | Halverson | Kotzya-Witthuhn | Loeffler | Morrison |
| Bernardy | Davnie | Hansen | Kunesh-Podein | Long | Murphy |
| Bierman | Dehn | Hausman | Lee | Mahoney | Nelson, M. |
| Brand | Ecklund | Her | Lesch | Mann | Noor |
| Cantrell | Edelson | Hornstein | Liebling | Mariani | Olson |
| Carlson, A. | Elkins | Howard | Lien | Marquart | Pelowski |
| Carlson, L. | Fischer | Huot | Lillie | Masin | Persell |

| | | | | |
|------------|-----------|------------|-----------|--------------|
| Pinto | Sandell | Stephenson | Wagenius | Xiong, J. |
| Poppe | Sandstede | Sundin | Wazlawik | Xiong, T. |
| Pryor | Sauke | Tabke | Winkler | Youakim |
| Richardson | Schultz | Vang | Wolgamott | Spk. Hortman |

Those who voted in the negative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Kresha | Neu | Scott |
| Anderson | Dettmer | Haley | Layman | Nornes | Swedzinski |
| Backer | Drazkowski | Hamilton | Lucero | O'Driscoll | Theis |
| Bahr | Erickson | Heinrich | Lueck | O'Neill | Torkelson |
| Baker | Fabian | Heintzeman | McDonald | Petersburg | Urdahl |
| Bennett | Franson | Hertaus | Mekeland | Poston | Vogel |
| Boe | Garofalo | Johnson | Miller | Quam | West |
| Daniels | Green | Jurgens | Munson | Robbins | Zerwas |
| Daudt | Grossell | Kiel | Nash | Runbeck | |
| Dauids | Gruenhagen | Koznick | Nelson, N. | Schomacker | |

So it was the judgment of the House that the decision of Speaker pro tempore Olson should stand.

Nash offered an amendment to H. F. No. 2208, the second engrossment, as amended.

POINT OF ORDER

Becker-Finn raised a point of order pursuant to rule 3.21(a) that the Nash amendment was not in order. Speaker pro tempore Olson ruled the point of order well taken and the Nash amendment out of order.

Dettmer moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 28, line 11, after "h" insert "1"

Page 28, after line 27, insert:

"(2) Construction Careers Foundation must report to the commissioner and the chairs and ranking minority members of the house of representatives and senate committees overseeing labor and industry policy and finance and veterans affairs policy and finance by January 15 of each year on the Helmets to Hardhats program. The report must include an overview of the program's budget, a detailed explanation of program expenditures, the number of veterans and service members served by the program, a list and explanation of the services provided to program participants, details of the positions program participants assumed, the number of participants placed in union jobs, and the number of participants placed in nonunion jobs."

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

The Speaker resumed the Chair.

Grossell was excused between the hours of 11:25 a.m. and 2:00 p.m.

Garofalo moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 148, after line 8, insert:

"Sec. 6. Minnesota Statutes 2018, section 177.23, subdivision 7, is amended to read:

Subd. 7. **Employee.** "Employee" means any individual employed by an employer but does not include:

(1) two or fewer specified individuals employed at any given time in agriculture on a farming unit or operation who are paid a salary;

(2) any individual employed in agriculture on a farming unit or operation who is paid a salary greater than the individual would be paid if the individual worked 48 hours at the state minimum wage plus 17 hours at 1-1/2 times the state minimum wage per week;

(3) an individual under 18 who is employed in agriculture on a farm to perform services other than corn detasseling or hand field work when one or both of that minor hand field worker's parents or physical custodians are also hand field workers;

(4) for purposes of section 177.24, an individual under 18 who is employed as a corn detasseler;

(5) any staff member employed on a seasonal basis by an organization for work in an organized resident or day camp operating under a permit issued under section 144.72;

(6) any individual employed in a bona fide executive, administrative, or professional capacity, or a salesperson who conducts no more than 20 percent of sales on the premises of the employer;

(7) any individual who renders service gratuitously for a nonprofit organization;

(8) any individual who serves as an elected official for a political subdivision or who serves on any governmental board, commission, committee or other similar body, or who renders service gratuitously for a political subdivision;

(9) any individual employed by a political subdivision to provide police or fire protection services or employed by an entity whose principal purpose is to provide police or fire protection services to a political subdivision;

(10) any individual employed by a political subdivision who is ineligible for membership in the Public Employees Retirement Association under section 353.01, subdivision 2b, clause (1), (2), (4), or (9), item (i);

(11) any driver employed by an employer engaged in the business of operating taxicabs;

(12) any individual engaged in babysitting as a sole practitioner;

(13) for the purpose of section 177.25, any individual employed on a seasonal basis in a carnival, circus, fair, or ski facility;

(14) any individual under 18 working less than 20 hours per workweek for a municipality as part of a recreational program;

(15) any individual employed by the state as a natural resource manager 1, 2, or 3 (conservation officer);

(16) any individual in a position for which the United States Department of Transportation has power to establish qualifications and maximum hours of service under United States Code, title 49, section 31502;

(17) any individual employed as a seafarer. The term "seafarer" means a master of a vessel or any person subject to the authority, direction, and control of the master who is exempt from federal overtime standards under United States Code, title 29, section 213(b)(6), including but not limited to pilots, sailors, engineers, radio operators, firefighters, security guards, pursers, surgeons, cooks, and stewards;

(18) any individual employed by a county in a single-family residence owned by a county home school as authorized under section 260B.060 if the residence is an extension facility of that county home school, and if the individual as part of the employment duties resides at the residence for the purpose of supervising children as defined by section 260C.007, subdivision 4; ~~or~~

(19) nuns, monks, priests, lay brothers, lay sisters, ministers, deacons, and other members of religious orders who serve pursuant to their religious obligations in schools, hospitals, and other nonprofit institutions operated by the church or religious order; or

(20) any individual employed on a seasonal basis who has entered into a contract to play baseball at the minor league level.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Baker moved to amend the Garofalo amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 3, after line 6, insert:

"Page 149, after line 15, insert:

"Sec. 9. **[181.741] EXPRESS PREEMPTION; UNIFORMITY OF PRIVATE EMPLOYER MANDATES.**

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

(b) "Employer" means a private person employing one or more employees in the state.

(c) "Local government" means a home rule charter city, statutory city, town, county, the Metropolitan Council, a metropolitan agency as defined in section 473.121, subdivision 5a, or a special district.

Subd. 2. Express preemption. (a) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy requiring an employer to pay an employee a wage higher than the applicable state minimum wage rate provided in section 177.24.

(b) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy requiring an employer to provide either paid or unpaid leave time.

(c) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy regulating the hours or scheduling of work time that an employer provides to an employee. This paragraph does not preempt an ordinance, local resolution, or local policy limiting the hours a business may operate.

(d) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy requiring an employer to provide an employee a particular benefit or terms of employment.

Subd. 3. Local governments as employers and contractors. This section does not regulate wages, hours, benefits, paid or unpaid leave, attendance policies, or other terms of employment that a local government:

(1) provides to its own employee;

(2) requires an employer to provide to its employee to the extent that employer is providing goods or services to the local government, and the requirement applies specifically to work performed in providing goods or services to the local government; or

(3) requires an employer to provide to its employee, to the extent that employer is receiving funding from the local government or is providing goods or services funded in whole or in part by the local government, when the requirement is an express condition of the funding.

EFFECTIVE DATE. This section is effective upon final enactment and applies to ordinances, local policies, and local resolutions enacted on or after January 1, 2017."

A roll call was requested and properly seconded.

The question was taken on the Baker amendment to the Garofalo amendment and the roll was called. There were 56 yeas and 76 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|-----------|
| Albright | Dettmer | Hamilton | Lucero | O'Driscoll | Theis |
| Anderson | Drazkowski | Heinrich | Lueck | O'Neill | Torkelson |
| Backer | Erickson | Heintzeman | McDonald | Petersburg | Urdahl |
| Baker | Fabian | Hertaus | Mekeland | Poston | Vogel |
| Bennett | Franson | Johnson | Miller | Quam | West |
| Boe | Garofalo | Jurgens | Munson | Robbins | Zerwas |
| Daniels | Green | Kiel | Nash | Runbeck | |
| Daudt | Gruenhagen | Koznick | Nelson, N. | Schomacker | |
| Davids | Gunther | Kresha | Neu | Scott | |
| Demuth | Haley | Layman | Nornes | Swedzinski | |

Those who voted in the negative were:

| | | | | | |
|--------|-------------|-------------|-------------|-----------|---------|
| Acomb | Becker-Finn | Brand | Carlson, L. | Considine | Ecklund |
| Bahner | Bernardy | Cantrell | Christensen | Davnie | Edelson |
| Bahr | Bierman | Carlson, A. | Clafin | Dehn | Elkins |

| | | | | | |
|-----------|-----------------|-----------|------------|------------|--------------|
| Fischer | Huot | Lippert | Moran | Pryor | Wagenius |
| Freiberg | Klevorn | Lislegard | Morrison | Richardson | Wazlawik |
| Gomez | Koegel | Loeffler | Murphy | Sandell | Winkler |
| Halverson | Kotyza-Witthuhn | Long | Nelson, M. | Sandstede | Wolgamott |
| Hansen | Kunesh-Podein | Mahoney | Noor | Sauke | Xiong, J. |
| Hassan | Lee | Mann | Olson | Schultz | Xiong, T. |
| Hausman | Lesch | Mariani | Pelowski | Stephenson | Youakim |
| Her | Liebling | Marquart | Persell | Sundin | Spk. Hortman |
| Hornstein | Lien | Masin | Pinto | Tabke | |
| Howard | Lillie | Moller | Poppe | Vang | |

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

Baker moved to amend the Garofalo amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 3, after line 6, insert:

"Page 149, after line 15, insert:

"Sec. 9. **[181.741] EXPRESS PREEMPTION; UNIFORMITY OF PRIVATE EMPLOYER MANDATES.**

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

(b) "Employer" means a private person employing one or more employees at a restaurant in the city of St. Paul.

(c) "Local government" means a home rule charter city, statutory city, town, county, the Metropolitan Council, a metropolitan agency as defined in section 473.121, subdivision 5a, or a special district.

Subd. 2. **Express preemption.** (a) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy requiring an employer to pay an employee a wage higher than the applicable state minimum wage rate provided in section 177.24.

(b) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy requiring an employer to provide either paid or unpaid leave time.

(c) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy regulating the hours or scheduling of work time that an employer provides to an employee. This paragraph does not preempt an ordinance, local resolution, or local policy limiting the hours a business may operate.

(d) A local government must not adopt, enforce, or administer an ordinance, local resolution, or local policy requiring an employer to provide an employee a particular benefit or terms of employment.

Subd. 3. **Local governments as employers and contractors.** This section does not regulate wages, hours, benefits, paid or unpaid leave, attendance policies, or other terms of employment that a local government:

(1) provides to its own employee;

(2) requires an employer to provide to its employee to the extent that employer is providing goods or services to the local government, and the requirement applies specifically to work performed in providing goods or services to the local government; or

(3) requires an employer to provide to its employee, to the extent that employer is receiving funding from the local government or is providing goods or services funded in whole or in part by the local government, when the requirement is an express condition of the funding.

EFFECTIVE DATE. This section is effective upon final enactment and applies to ordinances, local policies, and local resolutions enacted on or after January 1, 2017."

A roll call was requested and properly seconded.

The question was taken on the Baker amendment to the Garofalo amendment and the roll was called. There were 53 yeas and 77 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Haley | Kresha | Neu | Scott |
| Anderson | Dettmer | Hamilton | Layman | Nornes | Swedzinski |
| Backer | Drazkowski | Heinrich | Lucero | O'Neill | Theis |
| Baker | Erickson | Heintzeman | Lueck | Petersburg | Torkelson |
| Bennett | Fabian | Hertaus | McDonald | Poston | Urdahl |
| Boe | Franson | Johnson | Mekeland | Quam | Vogel |
| Daniels | Garofalo | Jurgens | Miller | Robbins | West |
| Daudt | Green | Kiel | Nash | Runbeck | Zerwas |
| Davids | Gruenhagen | Koznick | Nelson, N. | Schomacker | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|-----------|------------|--------------|
| Acomb | Davnie | Hornstein | Lislegard | Nelson, M. | Stephenson |
| Bahner | Dehn | Howard | Loeffler | Noor | Sundin |
| Bahr | Ecklund | Huot | Long | Olson | Tabke |
| Becker-Finn | Edelson | Klevorn | Mahoney | Pelowski | Vang |
| Bernardy | Elkins | Koegel | Mann | Persell | Wagenius |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Pinto | Wazlawik |
| Brand | Freiberg | Kunesh-Podein | Marquart | Poppe | Winkler |
| Cantrell | Gomez | Lee | Masin | Pryor | Wolgamott |
| Carlson, A. | Halverson | Lesch | Moller | Richardson | Xiong, J. |
| Carlson, L. | Hansen | Liebling | Moran | Sandell | Xiong, T. |
| Christensen | Hassan | Lien | Morrison | Sandstede | Youakim |
| Clafin | Hausman | Lillie | Munson | Sauke | Spk. Hortman |
| Considine | Her | Lippert | Murphy | Schultz | |

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

Garofalo withdrew his amendment to H. F. No. 2088, the second engrossment, as amended.

Davids moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 33, line 2, after the period, insert "This appropriation is contingent on the Minnesota Premium Security Plan, as defined in Minnesota Statutes, section 625.21, subdivision 11, continuing to be funded through fiscal year 2021."

A roll call was requested and properly seconded.

Davids moved to amend the Davids amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, after line 4, insert:

"Page 184, after line 14, insert:

"Sec. 17. Minnesota Statutes 2018, section 62E.24, subdivision 2, is amended to read:

Subd. 2. **Reports.** (a) The board must submit to the commissioner and to the chairs and ranking members of committees with jurisdiction over commerce and health and make available to the public a quarterly reports on plan operations and an annual report summarizing the plan operations for each benefit year by. All reports must be made public by posting the summary report on the Minnesota Comprehensive Health Association website and making the. The annual summary otherwise must be made available by November 1 of the year following the applicable benefit year or 60 calendar days following the final disbursement of reinsurance payments for the applicable benefit year, whichever is later.

(b) The report must include information about:

(1) the reinsurance parameters used;

(2) the metal levels affected;

(3) the number of claims payments estimated for products offered on-exchange and off-exchange;

(4) the estimated reinsurance payments by plan type based on carrier submitted templates;

(5) funds appropriated for reinsurance payments and administrative and operational expenses;

(6) the total amount of reinsurance payments made to eligible health carriers; and

(7) administrative and operational expenses incurred for the plan."

Page 185, after line 19, insert:

"Sec. 18. Laws 2017, chapter 13, article 1, section 15, as amended by Laws 2017, First Special Session chapter 6, article 5, section 10, is amended to read:

Sec. 15. **MINNESOTA PREMIUM SECURITY PLAN FUNDING.**

(a) The Minnesota Comprehensive Health Association shall fund the operational and administrative costs and reinsurance payments of the Minnesota security plan and association using the following amounts deposited in the premium security plan account in Minnesota Statutes, section 62E.25, subdivision 1, in the following order:

- (1) any federal funding available;
- (2) funds deposited under article 1, sections 12 and 13;
- (3) any state funds from the health care access fund; and
- (4) any state funds from the general fund.

(b) The association shall transfer from the premium security plan account any state funds not used for the Minnesota premium security plan by June 30, ~~2021~~ 2025, to the commissioner of commerce. Any amount transferred to the commissioner of commerce shall be deposited in the

health care access fund in Minnesota Statutes, section 16A.724.

(c) The Minnesota Comprehensive Health Association may not spend more than \$271,000,000 for benefit year 2018 and not more than \$271,000,000 for benefit year 2019 for the operational and administrative costs of, and reinsurance payments under, the Minnesota premium security plan.

Sec. 19. Laws 2017, chapter 13, article 1, section 16, is amended to read:

Sec. 16. **TRANSFERS.**

(a) The commissioner of management and budget shall transfer \$200,000,000 in fiscal year 2018 and \$200,000,000 in fiscal year 2019 from the health care access fund to the premium security plan account in Minnesota Statutes, section 62E.25, subdivision 1. This is a onetime transfer.

(b) The commissioner of management and budget shall transfer \$71,000,000 in fiscal year 2018 and \$71,000,000 in fiscal year 2019 from the general fund to the premium security plan account in Minnesota Statutes, section 62E.25, subdivision 1. This is a onetime transfer.

(c) The commissioner of management and budget shall use any funds remaining in the premium security account at the end of the 2019 benefit year to continue the premium security program through benefit year 2022."

Renumber the sections in sequence

Amend the title accordingly"

A roll call was requested and properly seconded.

The question was taken on the Davids amendment to the Davids amendment and the roll was called. There were 51 yeas and 81 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|----------|------------|------------|---------|------------|
| Albright | Daniels | Fabian | Haley | Kiel | McDonald |
| Anderson | Daudt | Franson | Hamilton | Koznick | Nash |
| Backer | Davids | Garofalo | Heintzeman | Kresha | Nelson, N. |
| Baker | Demuth | Green | Hertaus | Layman | Neu |
| Bennett | Dettmer | Gruenhagen | Johnson | Lucero | Nornes |
| Boe | Erickson | Gunther | Jurgens | Lueck | O'Driscoll |

| | | | | |
|------------|---------|------------|-----------|--------|
| O'Neill | Quam | Schomacker | Theis | Vogel |
| Petersburg | Robbins | Scott | Torkelson | West |
| Poston | Runbeck | Swedzinski | Urdahl | Zerwas |

Those who voted in the negative were:

| | | | | | |
|-------------|------------|-----------------|----------|------------|--------------|
| Acomb | Dehn | Hornstein | Loeffler | Nelson, M. | Sundin |
| Bahner | Drazkowski | Howard | Long | Noor | Tabke |
| Bahr | Ecklund | Huot | Mahoney | Olson | Vang |
| Becker-Finn | Edelson | Klevorn | Mann | Pelowski | Wagenius |
| Bernardy | Elkins | Koegel | Mariani | Persell | Wazlawik |
| Bierman | Fischer | Kotyza-Witthuhn | Marquart | Pinto | Winkler |
| Brand | Freiberg | Kunesh-Podein | Masin | Poppe | Wolgamott |
| Cantrell | Gomez | Lee | Mekeland | Pryor | Xiong, J. |
| Carlson, A. | Halverson | Lesch | Miller | Richardson | Xiong, T. |
| Carlson, L. | Hansen | Liebling | Moller | Sandell | Youakim |
| Christensen | Hassan | Lien | Moran | Sandstede | Spk. Hortman |
| Clafin | Hausman | Lillie | Morrison | Sauke | |
| Considine | Heinrich | Lippert | Munson | Schultz | |
| Davnie | Her | Lislegard | Murphy | Stephenson | |

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

The question recurred on the Davids amendment and the roll was called. There were 56 yeas and 75 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|-----------|
| Albright | Demuth | Hamilton | Lucero | O'Driscoll | Theis |
| Anderson | Drazkowski | Heinrich | Lueck | O'Neill | Torkelson |
| Backer | Erickson | Heintzeman | McDonald | Petersburg | Urdahl |
| Bahr | Fabian | Hertaus | Mekeland | Poston | Vogel |
| Baker | Franson | Johnson | Miller | Quam | West |
| Bennett | Garofalo | Jurgens | Munson | Robbins | Zerwas |
| Boe | Green | Kiel | Nash | Runbeck | |
| Daniels | Gruenhagen | Koznick | Nelson, N. | Schomacker | |
| Daudt | Gunther | Kresha | Neu | Scott | |
| Davids | Haley | Layman | Nornes | Swedzinski | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Tabke |
| Bahner | Ecklund | Huot | Long | Pelowski | Vang |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wagenius |
| Bernardy | Elkins | Koegel | Mann | Pinto | Wazlawik |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Poppe | Winkler |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Wolgamott |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, J. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Xiong, T. |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Youakim |
| Christensen | Hassan | Lien | Morrison | Sauke | Spk. Hortman |
| Clafin | Hausman | Lillie | Murphy | Schultz | |
| Considine | Her | Lippert | Nelson, M. | Stephenson | |
| Davnie | Hornstein | Lislegard | Noor | Sundin | |

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

McDonald was excused between the hours of 12:55 p.m. and 6:45 p.m.

The Speaker called Halverson to the Chair.

Kresha was excused between the hours of 1:25 p.m. and 4:00 p.m.

Fabian moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 167, after line 7, insert:

"Sec. 37. **LAWN MOWER CLARIFICATION.**

(a) Push lawn mowers, self-propelled lawn mowers, ride-on lawn mowers, lawn trimmers, and weed cutters are not prohibited machinery under Minnesota Rules, part 5200.0910, and 16- and 17-year-old minors may lawfully operate or assist in the operation of those machines.

(b) The commissioner of labor and industry must amend Minnesota Rules, part 5200.0910, to reflect paragraph (a) of this section. The commissioner must use the good cause exemption under Minnesota Statutes, section 14.388, subdivision 1, to adopt the new rule."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Zerwas was excused between the hours of 1:30 p.m. and 6:15 p.m.

Robbins moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 118, line 27, after "shall" insert ", with intent to defraud,"

Page 118, line 28, after "if" insert ", with intent to defraud"

A roll call was requested and properly seconded.

The question was taken on the Robbins amendment and the roll was called. There were 39 yeas and 89 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|---------|---------|----------|------------|------------|
| Albright | Baker | Daudt | Erickson | Green | Hamilton |
| Anderson | Bennett | Demuth | Fabian | Gruenhagen | Heinrich |
| Backer | Daniels | Dettmer | Franson | Gunther | Heintzeman |

| | | | | | |
|---------|------------|------------|---------|------------|-------|
| Johnson | Lueck | Nornes | Poston | Schomacker | Vogel |
| Kiel | Nash | O'Driscoll | Quam | Scott | |
| Koznick | Nelson, N. | O'Neill | Robbins | Swedzinski | |
| Layman | Neu | Petersburg | Runbeck | Theis | |

Those who voted in the negative were:

| | | | | | |
|-------------|------------|-----------------|-----------|------------|--------------|
| Acomb | Davnie | Hertaus | Lislegard | Murphy | Sundin |
| Bahner | Dehn | Hornstein | Loeffler | Nelson, M. | Tabke |
| Bahr | Drazkowski | Howard | Long | Noor | Torkelson |
| Becker-Finn | Ecklund | Huot | Lucero | Olson | Urdahl |
| Bernardy | Edelson | Jurgens | Mahoney | Pelowski | Vang |
| Bierman | Elkins | Klevorn | Mann | Persell | Wagenius |
| Boe | Fischer | Koegel | Mariani | Pinto | Wazlawik |
| Brand | Freiberg | Kotzya-Witthuhn | Marquart | Poppe | West |
| Cantrell | Gomez | Kunesh-Podein | Masin | Pryor | Winkler |
| Carlson, A. | Haley | Lee | Mekeland | Richardson | Wolgamott |
| Carlson, L. | Halverson | Lesch | Miller | Sandell | Xiong, J. |
| Christensen | Hansen | Liebling | Moller | Sandstede | Xiong, T. |
| Clafin | Hassan | Lien | Moran | Sauke | Youakim |
| Considine | Hausman | Lillie | Morrison | Schultz | Spk. Hortman |
| Davids | Her | Lippert | Munson | Stephenson | |

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

Wagenius moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 287, line 17, strike "municipal" and insert "public"

Page 316, after line 7, insert:

"Subd. 4. **Electricity charging payment.** Payment for electricity dispensed from an electric vehicle charging station whose installation was assisted with a grant awarded under this section is the responsibility of the owner or driver of the electric vehicle whose battery is being recharged."

Page 329, line 20, before "Minnesota" insert "(a)"

Page 329, after line 20, insert: "(b) Laws 2017, chapter 94, article 1, section 7, subdivision 7, is repealed."

Fabian moved to amend the Wagenius amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, line 5, delete everything after "a" and insert "state grant or state funds"

Page 1, line 6, delete "this section"

The motion prevailed and the amendment to the amendment was adopted.

Fabian moved to amend the Wagenius amendment, as amended, to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, line 4, before "electricity" insert "the full cost of"

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Wagenius amendment, as amended, to H. F. No. 2208, the second engrossment, as amended. The motion prevailed and the amendment, as amended, was adopted.

Richardson moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 311, after line 3, insert:

"Sec. 44. **[216B.515] UTILITY DIVERSITY POLICY; REPORT.**

(a) Each utility authorized to do business in Minnesota must establish a workplace and supplier diversity policy that (1) articulates the utility's workplace and supplier diversity goals, and (2) describes the efforts the utility commits to take to increase workplace and supplier diversity. The policy must also include a list of certifications the utility recognizes and a point of contact for a potential employee or vendor that wishes to work for or do business with the utility.

(b) Beginning March 15, 2021, and each March 15 thereafter, each utility authorized to do business in Minnesota must submit to the commissioner a report that details:

(1) the utility's workplace and supplier diversity goals;

(2) the utility's current workforce and supplier diversity representation data, expressed numerically and as a percentage;

(3) efforts taken to increase workplace and supplier diversity; and

(4) procurement goals and actual spending for female-owned, minority-owned, veteran-owned, and small business enterprises during the previous calendar year.

(c) The goals under paragraph (b), clause (3), must be expressed as a percentage of the total work performed by the utility submitting the report. The actual spending for female-owned, minority-owned, veteran-owned, and small business enterprises must be expressed as a percentage of the total work performed by the utility submitting the report."

ReNUMBER the sections in sequence and correct the internal references

Correct the title numbers accordingly

The motion prevailed and the amendment was adopted.

Nelson, N., moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 252, line 24, after the first comma, insert "wind speed."

The motion prevailed and the amendment was adopted.

Boe moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 292, line 27, delete the new language and insert "LEDs"

Page 292, line 28, strike "the lamps" and insert "LEDs" and after "lamps" insert "and LEDs"

Page 293, after line 27, insert:

"(h) For the purposes of this section, "LED" means a light-emitting diode bulb or lighting product."

The motion prevailed and the amendment was adopted.

Hornstein moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 319, after line 17, insert:

"Sec. 54. **[216H.011] GREENHOUSE GAS EMISSIONS; FINDING.**

The legislature finds and declares that greenhouse gas emissions resulting from human activities are a key cause of climate change."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Swedzinski moved to amend the Hornstein amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, line 4, after "human" insert "and bovine"

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment to the Hornstein amendment and the roll was called. There were 50 yeas and 76 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|-----------|
| Albright | Drazkowski | Hamilton | Lucero | O'Neill | Theis |
| Anderson | Erickson | Heinrich | Lueck | Petersburg | Torkelson |
| Bahr | Fabian | Heintzeman | Mekeland | Poston | Urdahl |
| Baker | Franson | Hertaus | Miller | Quam | Vogel |
| Boe | Garofalo | Johnson | Munson | Robbins | West |
| Daniels | Green | Jurgens | Nelson, N. | Runbeck | |
| Daudt | Gruenhagen | Kiel | Neu | Schomacker | |
| Davids | Gunther | Koznick | Nornes | Scott | |
| Demuth | Haley | Layman | O'Driscoll | Swedzinski | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Davnie | Hornstein | Lislegard | Noor | Sundin |
| Bahner | Dehn | Howard | Loeffler | Olson | Tabke |
| Becker-Finn | Ecklund | Huot | Long | Pelowski | Vang |
| Bennett | Edelson | Klevorn | Mahoney | Persell | Wagenius |
| Bernardy | Elkins | Koegel | Mann | Pinto | Wazlawik |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Poppe | Winkler |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Wolgamott |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, J. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Xiong, T. |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Youakim |
| Christensen | Hassan | Lien | Morrison | Sauke | Spk. Hortman |
| Clafin | Hausman | Lillie | Murphy | Schultz | |
| Considine | Her | Lippert | Nelson, M. | Stephenson | |

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

The question recurred on the Hornstein amendment and the roll was called. There were 79 yeas and 50 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Ecklund | Huot | Long | Persell | Wagenius |
| Bahner | Edelson | Jurgens | Mahoney | Pinto | Wazlawik |
| Becker-Finn | Elkins | Klevorn | Mann | Poppe | West |
| Bernardy | Fischer | Koegel | Mariani | Pryor | Winkler |
| Bierman | Freiberg | Kotyza-Witthuhn | Marquart | Richardson | Wolgamott |
| Brand | Garofalo | Kunesh-Podein | Masin | Sandell | Xiong, J. |
| Cantrell | Gomez | Lee | Moller | Sandstede | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moran | Sauke | Youakim |
| Carlson, L. | Hansen | Liebling | Morrison | Schultz | Spk. Hortman |
| Christensen | Hassan | Lien | Murphy | Stephenson | |
| Clafin | Hausman | Lillie | Nelson, M. | Sundin | |
| Considine | Her | Lippert | Noor | Tabke | |
| Davnie | Hornstein | Lislegard | Olson | Urdahl | |
| Dehn | Howard | Loeffler | Pelowski | Vang | |

Those who voted in the negative were:

| | | | | | |
|----------|---------|---------|------------|----------|------------|
| Albright | Bahr | Daniels | Demuth | Erickson | Green |
| Anderson | Baker | Daudt | Dettmer | Fabian | Grossell |
| Backer | Bennett | Davids | Drazkowski | Franson | Gruenhagen |

| | | | | | |
|------------|---------|------------|------------|------------|-----------|
| Gunther | Johnson | Mekeland | Nornes | Robbins | Torkelson |
| Haley | Kiel | Miller | O'Driscoll | Runbeck | Vogel |
| Hamilton | Koznick | Munson | O'Neill | Schomacker | |
| Heinrich | Layman | Nash | Petersburg | Scott | |
| Heintzeman | Lucero | Nelson, N. | Poston | Swedzinski | |
| Hertaus | Lueck | Neu | Quam | Theis | |

The motion prevailed and the amendment was adopted.

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 264, after line 18, insert:

"Subd. 10. **Expiration.** This section expires December 31, 2023."

Page 265, after line 32, insert:

"Subd. 8. **Expiration.** This section expires December 31, 2023."

A roll call was requested and properly seconded.

Swedzinski moved to amend the Baker amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, lines 3 and 5, before the period, insert "or upon the commission's determination that the levelized installed cost of utility-scale solar energy is less than three cents per kilowatt-hour, whichever is sooner"

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment to the Baker amendment and the roll was called. There were 55 yeas and 75 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|-----------|
| Albright | Demuth | Gunther | Layman | O'Driscoll | Theis |
| Anderson | Dettmer | Haley | Lucero | O'Neill | Torkelson |
| Backer | Drazkowski | Hamilton | Lueck | Petersburg | Urdahl |
| Bahr | Erickson | Heinrich | Mekeland | Poston | Vogel |
| Baker | Fabian | Heintzeman | Miller | Quam | West |
| Bennett | Franson | Hertaus | Munson | Robbins | |
| Boe | Garofalo | Johnson | Nash | Runbeck | |
| Daniels | Green | Jurgens | Nelson, N. | Schomacker | |
| Daudt | Grossell | Kiel | Neu | Scott | |
| Davids | Gruenhagen | Koznick | Nornes | Swedzinski | |

Those who voted in the negative were:

| | | | | | |
|-------------|----------|-------------|-------------|---------|---------|
| Acomb | Bernardy | Cantrell | Christensen | Davnie | Edelson |
| Bahner | Bierman | Carlson, A. | Clafin | Dehn | Elkins |
| Becker-Finn | Brand | Carlson, L. | Considine | Ecklund | Fischer |

| | | | | | |
|-----------|-----------------|-----------|------------|------------|--------------|
| Freiberg | Klevorn | Lislegard | Morrison | Richardson | Wazlawik |
| Gomez | Koegel | Loeffler | Murphy | Sandell | Winkler |
| Halverson | Kotyza-Witthuhn | Long | Nelson, M. | Sandstede | Wolgamott |
| Hansen | Kunesh-Podein | Mahoney | Noor | Sauke | Xiong, J. |
| Hassan | Lee | Mann | Olson | Schultz | Xiong, T. |
| Hausman | Lesch | Mariani | Pelowski | Stephenson | Youakim |
| Her | Liebling | Marquart | Persell | Sundin | Spk. Hortman |
| Hornstein | Lien | Masin | Pinto | Tabke | |
| Howard | Lillie | Moller | Poppe | Vang | |
| Huot | Lippert | Moran | Pryor | Wagenius | |

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

The question recurred on the Baker amendment and the roll was called. There were 56 yeas and 74 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Layman | O'Driscoll | Swedzinski |
| Anderson | Dettmer | Haley | Lucero | O'Neill | Theis |
| Backer | Drazkowski | Hamilton | Lueck | Petersburg | Torkelson |
| Bahr | Erickson | Heinrich | Mekeland | Poston | Urdahl |
| Baker | Fabian | Heintzeman | Miller | Quam | Vogel |
| Bennett | Franson | Hertaus | Munson | Robbins | West |
| Boe | Garofalo | Johnson | Nash | Runbeck | |
| Daniels | Green | Jurgens | Nelson, N. | Sauke | |
| Daudt | Grossell | Kiel | Neu | Schomacker | |
| Davids | Gruenhagen | Koznick | Nornes | Scott | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Vang |
| Bahner | Ecklund | Huot | Long | Pelowski | Wagenius |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wazlawik |
| Bernardy | Elkins | Koegel | Mann | Pinto | Winkler |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Poppe | Wolgamott |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Xiong, J. |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Youakim |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Spk. Hortman |
| Christensen | Hassan | Lien | Morrison | Schultz | |
| Clafin | Hausman | Lillie | Murphy | Stephenson | |
| Considine | Her | Lippert | Nelson, M. | Sundin | |
| Davnie | Hornstein | Lislegard | Noor | Tabke | |

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

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 259, line 30, after "may" insert "not" and strike everything after "utility"

Page 259, line 31, strike everything before the period and insert ". for-profit corporation, or nonprofit corporation whose corporate headquarters is located outside of Minnesota"

A roll call was requested and properly seconded.

The question was taken on the Baker amendment and the roll was called. There were 57 yeas and 72 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Layman | Nornes | Scott |
| Anderson | Dettmer | Haley | Lislegard | O'Driscoll | Swedzinski |
| Backer | Drazkowski | Hamilton | Lucero | O'Neill | Theis |
| Bahr | Erickson | Heinrich | Lueck | Petersburg | Torkelson |
| Baker | Fabian | Heintzeman | Mekeland | Poston | Urdahl |
| Bennett | Franson | Hertaus | Miller | Quam | Vogel |
| Boe | Garofalo | Johnson | Munson | Robbins | West |
| Daniels | Green | Jurgens | Nash | Runbeck | |
| Daudt | Grossell | Kiel | Nelson, N. | Sauke | |
| Davids | Gruenhagen | Koznick | Neu | Schomacker | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|----------|------------|--------------|
| Acomb | Davnie | Her | Lillie | Murphy | Stephenson |
| Bahner | Dehn | Hornstein | Lippert | Nelson, M. | Sundin |
| Becker-Finn | Ecklund | Howard | Loeffler | Noor | Tabke |
| Bernardy | Edelson | Huot | Long | Olson | Vang |
| Bierman | Elkins | Klevorn | Mahoney | Persell | Wagenius |
| Brand | Fischer | Koegel | Mann | Pinto | Wazlawik |
| Cantrell | Freiberg | Kotyza-Witthuhn | Mariani | Poppe | Winkler |
| Carlson, A. | Gomez | Kunesh-Podein | Marquart | Pryor | Wolgamott |
| Carlson, L. | Halverson | Lee | Masin | Richardson | Xiong, J. |
| Christensen | Hansen | Lesch | Moller | Sandell | Xiong, T. |
| Clafin | Hassan | Liebling | Moran | Sandstede | Youakim |
| Considine | Hausman | Lien | Morrison | Schultz | Spk. Hortman |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 261, after line 31, insert:

"(4) ensuring that no prime farmland was taken out of production in the development of a community solar garden facility;

(5) encouraging, to the extent practicable, the location of community solar gardens in wellhead protection areas, as defined in section 103I.005, subdivision 24;"

Reletter the clauses in sequence

Page 262, after line 12, insert:

"(c) For the purposes of this subdivision, "prime farmland" means farmland that meets the specifications of Code of Regulations, title 7, section 657.5, paragraph (a), clause (2)."

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

Speaker pro tempore Halverson called Olson to the Chair.

Anderson moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 325, after line 24, insert:

"Section 1. **RURAL COMMUNITY SOLAR GARDEN MORATORIUM.**

Subdivision 1. **Moratorium imposed.** Notwithstanding Minnesota Statutes, section 216B.1641, an existing or prospective solar garden owner is prohibited from constructing a new community solar garden or expanding an existing community solar garden until March 1 in the year after the date the commissioner of commerce submits the report under subdivision 2 or July 1, 2021, whichever is later. This subdivision applies only to proposed or existing community solar gardens located outside the 11-county metropolitan area, as defined by Minnesota Statutes, section 115A.1314, subdivision 2.

Subd. 2. **Impacts study.** The commissioner of commerce must conduct a study that measures the impact community solar gardens have on utility ratepayers and on the communities where the community solar garden facilities are located. The study must consider the impact of solar gardens on: (1) rates paid by customers of utilities participating in the community solar garden program; (2) local economic conditions, including land prices, job availability, and overall economic outcomes; (3) existing structures and land uses, including residences, businesses, and farm land; (4) environmental factors; and (5) other issues the commissioner deems important. The study must also consider and recommend what constitutes an adequate setback or distance solar garden facilities must be located from residences and businesses. Once completed, the report must be submitted to the house of representatives and senate committees with jurisdiction over energy, agriculture, and jobs and economic development."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 260, line 19, delete "ten" and insert "50"

A roll call was requested and properly seconded.

The question was taken on the Baker amendment and the roll was called. There were 56 yeas and 74 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|---------|---------|------------|------------|----------|
| Albright | Baker | Daudt | Drazkowski | Garofalo | Gunther |
| Anderson | Bennett | Davids | Erickson | Green | Haley |
| Backer | Boe | Demuth | Fabian | Grossell | Hamilton |
| Bahr | Daniels | Dettmer | Franson | Gruenhagen | Heinrich |

| | | | | | |
|------------|----------|------------|------------|------------|-------|
| Heintzeman | Layman | Nash | Petersburg | Schomacker | Vogel |
| Hertaus | Lucero | Nelson, N. | Poston | Scott | West |
| Johnson | Lueck | Neu | Quam | Swedzinski | |
| Jurgens | Mekeland | Nornes | Robbins | Theis | |
| Kiel | Miller | O'Driscoll | Runbeck | Torkelson | |
| Koznick | Munson | O'Neill | Sauke | Urdahl | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Vang |
| Bahner | Ecklund | Huot | Long | Pelowski | Wagenius |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wazlawik |
| Bernardy | Elkins | Koegel | Mann | Pinto | Winkler |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Poppe | Wolgamott |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Xiong, J. |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Youakim |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Spk. Hortman |
| Christensen | Hassan | Lien | Morrison | Schultz | |
| Clafin | Hausman | Lillie | Murphy | Stephenson | |
| Considine | Her | Lippert | Nelson, M. | Sundin | |
| Davnie | Hornstein | Lislegard | Noor | Tabke | |

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

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 259, after line 14, insert:

"Sec. 6. Minnesota Statutes 2018, section 216B.164, is amended by adding a subdivision to read:

Subd. 12. **Value of solar formula.** The solar value methodology established by the department must, at a minimum, account for the cost of utility-scale solar energy and its delivery, generation capacity, transmission capacity, transmission and distribution line losses, and environmental value. The department may, based on known and measurable evidence of the cost or benefit of solar operation to the utility, incorporate other values into the methodology, including credit for locally manufactured or assembled energy systems, systems installed at high-value locations on the distribution grid, or other factors."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Baker amendment and the roll was called. There were 56 yeas and 73 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|---------|---------|--------|------------|----------|
| Albright | Bahr | Bierman | Daudt | Dettmer | Fabian |
| Anderson | Baker | Boe | Davids | Drazkowski | Franson |
| Backer | Bennett | Daniels | Demuth | Erickson | Garofalo |

| | | | | | |
|------------|------------|------------|------------|------------|--------|
| Green | Heintzeman | Lucero | Nornes | Runbeck | Urdahl |
| Grossell | Hertaus | Lueck | O'Driscoll | Sauke | Vogel |
| Gruenhagen | Johnson | Mekeland | O'Neill | Schomacker | West |
| Gunther | Jurgens | Munson | Petersburg | Scott | |
| Haley | Kiel | Nash | Poston | Swedzinski | |
| Hamilton | Koznick | Nelson, N. | Quam | Theis | |
| Heinrich | Layman | Neu | Robbins | Torkelson | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Ecklund | Huot | Long | Pelowski | Wagenius |
| Bahner | Edelson | Klevorn | Mahoney | Persell | Wazlawik |
| Becker-Finn | Elkins | Koegel | Mann | Pinto | Winkler |
| Bernardy | Fischer | Kotzya-Witthuhn | Mariani | Poppe | Wolgamott |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Xiong, J. |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Youakim |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Spk. Hortman |
| Christensen | Hassan | Lien | Morrison | Schultz | |
| Clafin | Hausman | Lillie | Murphy | Stephenson | |
| Considine | Her | Lippert | Nelson, M. | Sundin | |
| Davnie | Hornstein | Lislegard | Noor | Tabke | |
| Dehn | Howard | Loeffler | Olson | Vang | |

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

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 259, line 31, after the period, insert "The public utility must accept qualified proposals for community solar gardens each year in a form and on a schedule specified in the program approved by the commission. The public utility subject to this section may submit qualified proposals to the program."

Page 259, after line 31, insert:

"(b) The public utility must submit evaluations of all qualified proposals to the commission, along with recommendations regarding which qualified proposals should be accepted. The commission must select the qualified proposals the public utility must accept. The qualified proposals with the lowest cost to the public utility's customers must be selected. The total nameplate capacity of qualified proposals selected by the commission must not exceed 25 megawatts per year."

Reletter the paragraphs in sequence

A roll call was requested and properly seconded.

The question was taken on the Baker amendment and the roll was called. There were 55 yeas and 75 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|---------|---------|---------|------------|----------|
| Albright | Bahr | Boe | Davids | Drazkowski | Franson |
| Anderson | Baker | Daniels | Demuth | Erickson | Garofalo |
| Backer | Bennett | Daudt | Dettmer | Fabian | Green |

| | | | | | |
|------------|---------|------------|------------|------------|-------|
| Grossell | Hertaus | Lueck | Nornes | Runbeck | Vogel |
| Gruenhagen | Johnson | Mekeland | O'Driscoll | Schomacker | West |
| Gunther | Jurgens | Miller | O'Neill | Scott | |
| Haley | Kiel | Munson | Petersburg | Swedzinski | |
| Hamilton | Koznick | Nash | Poston | Theis | |
| Heinrich | Layman | Nelson, N. | Quam | Torkelson | |
| Heintzeman | Lucero | Neu | Robbins | Urdahl | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Tabke |
| Bahner | Ecklund | Huot | Long | Pelowski | Vang |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wagenius |
| Bernardy | Elkins | Koegel | Mann | Pinto | Wazlawik |
| Bierman | Fischer | Kotzya-Witthuhn | Mariani | Poppe | Winkler |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Wolgamott |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, J. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Xiong, T. |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Youakim |
| Christensen | Hassan | Lien | Morrison | Sauke | Spk. Hortman |
| Clafin | Hausman | Lillie | Murphy | Schultz | |
| Considine | Her | Lippert | Nelson, M. | Stephenson | |
| Davnie | Hornstein | Lislegard | Noor | Sundin | |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 307, after line 5, insert:

"Sec. 39. Minnesota Statutes 2018, section 216B.2422, is amended by adding a subdivision to read:

Subd. 9. **Ratepayer impact.** The commission may not approve a resource plan under this section that it determines will cause costs to increase more than a reasonable forecast of the rate of inflation over the term of the resource plan."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 252, after line 15, insert:

"(c) The cost of a financial incentive developed as required under this section and approved by the commission may only be recovered from a public utility's residential ratepayers."

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

Haley moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 325, line 28, delete "\$6,000,000" and insert "\$500,000"

Page 326, line 11, delete "\$6,000,000" and insert "\$500,000"

Page 326, line 25, delete "\$3,500,000" and insert "\$500,000"

Page 326, line 34, delete "\$16,000,000" and insert "\$9,000,000"

Page 327, line 7, delete "\$8,000,000" and insert "\$1,000,000"

Page 328, line 2, delete "\$2,000,000" and insert "\$40,000,000"

Page 328, line 9, delete "\$10,400,000" and insert "\$1,400,000"

Page 328, line 17, delete "\$2,500,000" and insert "\$1,500,000"

A roll call was requested and properly seconded.

The question was taken on the Haley amendment and the roll was called. There were 53 yeas and 77 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|----------|------------|---------------|------------|------------|
| Albright | Demuth | Gruenhagen | Koznick | Neu | Schomacker |
| Anderson | Dettmer | Gunther | Kresha | Nornes | Scott |
| Backer | Ecklund | Haley | Kunesh-Podein | O'Driscoll | Swedzinski |
| Baker | Erickson | Hamilton | Layman | O'Neill | Theis |
| Bennett | Fabian | Heinrich | Lueck | Petersburg | Torkelson |
| Boe | Franson | Heintzeman | Mekeland | Poston | Urdahl |
| Daniels | Garofalo | Johnson | Murphy | Quam | Vogel |
| Daudt | Green | Jurgens | Nash | Robbins | West |
| Davids | Grossell | Kiel | Nelson, N. | Runbeck | |

Those who voted in the negative were:

| | | | | | |
|-------------|------------|-----------------|-----------|------------|--------------|
| Acomb | Davnie | Hertaus | Lislegard | Munson | Stephenson |
| Bahner | Dehn | Hornstein | Loeffler | Nelson, M. | Sundin |
| Bahr | Drazkowski | Howard | Long | Noor | Tabke |
| Becker-Finn | Edelson | Huot | Lucero | Olson | Vang |
| Bernardy | Elkins | Klevorn | Mahoney | Persell | Wagenius |
| Bierman | Fischer | Koegel | Mann | Pinto | Wazlawik |
| Brand | Freiberg | Kotyza-Witthuhn | Mariani | Poppe | Winkler |
| Cantrell | Gomez | Lee | Marquart | Pryor | Wolgamott |
| Carlson, A. | Halverson | Lesch | Masin | Richardson | Xiong, J. |
| Carlson, L. | Hansen | Liebling | Miller | Sandell | Xiong, T. |
| Christensen | Hassan | Lien | Moller | Sandstede | Youakim |
| Claflin | Hausman | Lillie | Moran | Sauke | Spk. Hortman |
| Considine | Her | Lippert | Morrison | Schultz | |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 269, delete section 12

Page 270, line 7, delete the new language and reinstate the stricken language

Page 303, line 31, delete everything after the comma

Page 303, line 32, delete the new language

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Speaker pro tempore Olson called Poppe to the Chair.

The question was taken on the Swedzinski amendment and the roll was called. There were 57 yeas and 73 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Kresha | Neu | Scott |
| Anderson | Dettmer | Haley | Layman | Nornes | Swedzinski |
| Backer | Drazkowski | Hamilton | Lislegard | O'Driscoll | Theis |
| Bahr | Erickson | Heinrich | Lucero | O'Neill | Torkelson |
| Baker | Fabian | Heintzeman | Lueck | Petersburg | Urdahl |
| Bennett | Franson | Hertaus | Mekeland | Poston | Vogel |
| Boe | Garofalo | Johnson | Miller | Quam | West |
| Daniels | Green | Jurgens | Munson | Robbins | |
| Daudt | Grossell | Kiel | Nash | Runbeck | |
| Davids | Gruenhagen | Koznick | Nelson, N. | Schomacker | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Long | Persell | Wagenius |
| Bahner | Ecklund | Huot | Mahoney | Pinto | Wazlawik |
| Becker-Finn | Edelson | Klevorn | Mann | Poppe | Winkler |
| Bernardy | Elkins | Koegel | Mariani | Pryor | Wolgamott |
| Bierman | Fischer | Kotyza-Witthuhn | Marquart | Richardson | Xiong, J. |
| Brand | Freiberg | Kunesh-Podein | Masin | Sandell | Xiong, T. |
| Cantrell | Gomez | Lee | Moller | Sandstede | Youakim |
| Carlson, A. | Halverson | Lesch | Moran | Sauke | Spk. Hortman |
| Carlson, L. | Hansen | Liebling | Morrison | Schultz | |
| Christensen | Hassan | Lien | Murphy | Stephenson | |
| Clafin | Hausman | Lillie | Nelson, M. | Sundin | |
| Considine | Her | Lippert | Noor | Tabke | |
| Davnie | Hornstein | Loeffler | Olson | Vang | |

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

Mekeland moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 302, line 5, after the period, insert "In approving a plan, the commission shall give primary weight to maintaining local and regional grid reliability."

A roll call was requested and properly seconded.

Speaker pro tempore Poppe called Halverson to the Chair.

The question was taken on the Mekeland amendment and the roll was called. There were 56 yeas and 75 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Kresha | Nornes | Swedzinski |
| Anderson | Dettmer | Haley | Layman | O'Driscoll | Theis |
| Backer | Drazkowski | Hamilton | Lucero | O'Neill | Torkelson |
| Bahr | Erickson | Heinrich | Lueck | Petersburg | Urdahl |
| Baker | Fabian | Heintzeman | Mekeland | Poston | Vogel |
| Bennett | Franson | Hertaus | Miller | Quam | West |
| Boe | Garofalo | Johnson | Munson | Robbins | |
| Daniels | Green | Jurgens | Nash | Runbeck | |
| Daudt | Grossell | Kiel | Nelson, N. | Schomacker | |
| Davids | Gruenhagen | Koznick | Neu | Scott | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Tabke |
| Bahner | Ecklund | Huot | Long | Pelowski | Vang |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wagenius |
| Bernardy | Elkins | Koegel | Mann | Pinto | Wazlawik |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Poppe | Winkler |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Wolgamott |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, J. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Xiong, T. |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Youakim |
| Christensen | Hassan | Lien | Morrison | Sauke | Spk. Hortman |
| Clafin | Hausman | Lillie | Murphy | Schultz | |
| Considine | Her | Lippert | Nelson, M. | Stephenson | |
| Davnie | Hornstein | Lislegard | Noor | Sundin | |

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

Baker moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 269, line 9, delete "electric" and insert "public" and delete "subject to subdivision 2a"

Page 269, line 10, delete "to provide"

Page 269, delete line 11

Page 269, line 12, delete everything before "so"

A roll call was requested and properly seconded.

The question was taken on the Baker amendment and the roll was called. There were 65 yeas and 66 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Dettmer | Haley | Lien | Nornes | Sauke |
| Anderson | Drazkowski | Hamilton | Lislegard | O'Driscoll | Schomacker |
| Backer | Ecklund | Heinrich | Lucero | O'Neill | Scott |
| Bahr | Erickson | Heintzeman | Lueck | Pelowski | Sundin |
| Baker | Fabian | Hertaus | Marquart | Petersburg | Swedzinski |
| Bennett | Franson | Johnson | Mekeland | Poppe | Theis |
| Boe | Garofalo | Jurgens | Miller | Poston | Torkelson |
| Daniels | Green | Kiel | Munson | Quam | Urdahl |
| Daudt | Grossell | Koznick | Nash | Robbins | Vogel |
| Davids | Gruenhagen | Kresha | Nelson, N. | Runbeck | West |
| Demuth | Gunther | Layman | Neu | Sandstede | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|----------|------------|--------------|
| Acomb | Considine | Hausman | Liebling | Morrison | Stephenson |
| Bahner | Davnie | Her | Lillie | Murphy | Tabke |
| Becker-Finn | Dehn | Hornstein | Lippert | Nelson, M. | Vang |
| Bernardy | Edelson | Howard | Loeffler | Noor | Wagenius |
| Bierman | Elkins | Huot | Long | Olson | Wazlawik |
| Brand | Fischer | Klevorn | Mahoney | Persell | Winkler |
| Cantrell | Freiberg | Koegel | Mann | Pinto | Wolgamott |
| Carlson, A. | Gomez | Kotzya-Witthuhn | Mariani | Pryor | Xiong, J. |
| Carlson, L. | Halverson | Kunesh-Podein | Masin | Richardson | Xiong, T. |
| Christensen | Hansen | Lee | Moller | Sandell | Youakim |
| Clafin | Hassan | Lesch | Moran | Schultz | Spk. Hortman |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 269, line 9, before "Each" insert "(a)"

Page 269, after line 14, insert:

"(b) This subdivision does not apply to retail electricity sales to:

(1) an iron mining extraction and processing facility, including a scam mining facility as defined in Minnesota Rules, part 6130.0100, subpart 16; or

(2) a paper mill, wood products manufacturer, sawmill, or oriented strand board manufacturer.

Those customers may not have included in the rates charged to them by a utility subject to this subdivision any of the utility's costs of complying with this subdivision."

A roll call was requested and properly seconded.

Swedzinski moved to amend the Swedzinski amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, line 6, delete "or"

Page 1, line 8, delete the period and insert "; or"

Page 1, after line 8, insert:

"(3) a large customer facility, as defined in section 216B.2402, paragraph (1)."

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

The question recurred on the Swedzinski amendment and the roll was called. There were 59 yeas and 70 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gunther | Kresha | Nornes | Schomacker |
| Anderson | Drazkowski | Haley | Layman | O'Driscoll | Scott |
| Backer | Ecklund | Hamilton | Lislegard | O'Neill | Sundin |
| Bahr | Erickson | Heinrich | Lucero | Pelowski | Swedzinski |
| Baker | Fabian | Heintzeman | Lueck | Petersburg | Theis |
| Bennett | Franson | Hertaus | Mekeland | Poston | Torkelson |
| Boe | Garofalo | Johnson | Miller | Quam | Urdahl |
| Daniels | Green | Jurgens | Munson | Robbins | Vogel |
| Daudt | Grossell | Kiel | Nelson, N. | Runbeck | West |
| Davids | Gruenhagen | Koznick | Neu | Sandstede | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|----------|------------|--------------|
| Acomb | Davnie | Hornstein | Lippert | Nelson, M. | Tabke |
| Bahner | Dehn | Howard | Loeffler | Noor | Vang |
| Becker-Finn | Edelson | Huot | Long | Olson | Wagenius |
| Bernardy | Elkins | Klevorn | Mahoney | Persell | Wazlawik |
| Bierman | Fischer | Koegel | Mann | Pinto | Winkler |
| Brand | Freiberg | Kotyza-Witthuhn | Mariani | Poppe | Wolgamott |
| Cantrell | Gomez | Kunesh-Podein | Marquart | Pryor | Xiong, J. |
| Carlson, A. | Halverson | Lee | Masin | Richardson | Xiong, T. |
| Carlson, L. | Hansen | Lesch | Moller | Sandell | Youakim |
| Christensen | Hassan | Liebling | Moran | Sauke | Spk. Hortman |
| Clafin | Hausman | Lien | Morrison | Schultz | |
| Considine | Her | Lillie | Murphy | Stephenson | |

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

Lucero moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 310, after line 3, insert:

"Sec. 42. Minnesota Statutes 2018, section 216B.243, subdivision 3b, is amended to read:

Subd. 3b. ~~Nuclear power plant; new construction prohibited; relicensing~~ **Additional storage of spent nuclear fuel.** (a) ~~The commission may not issue a certificate of need for the construction of a new nuclear powered electric generating plant.~~

(b) Any certificate of need for additional storage of spent nuclear fuel for a facility seeking a license extension shall address the impacts of continued operations over the period for which approval is sought.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The Speaker resumed the Chair.

The question was taken on the Lucero amendment and the roll was called. There were 54 yeas and 74 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|----------|------------|------------|
| Albright | Demuth | Gruenhagen | Kiel | Nash | Robbins |
| Backer | Dettmer | Gunther | Koznick | Nelson, N. | Runbeck |
| Bahr | Drazkowski | Haley | Kresha | Neu | Schomacker |
| Baker | Erickson | Hamilton | Layman | Nornes | Scott |
| Bennett | Fabian | Heinrich | Lucero | O'Driscoll | Swedzinski |
| Boe | Franson | Heintzeman | Lueck | O'Neill | Theis |
| Daniels | Garofalo | Hertaus | Mekeland | Petersburg | Urdahl |
| Daudt | Green | Johnson | Miller | Poston | Vogel |
| Davids | Grossell | Jurgens | Munson | Quam | West |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Vang |
| Bahner | Ecklund | Huot | Long | Pelowski | Wagenius |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wazlawik |
| Bernardy | Elkins | Koegel | Mann | Pinto | Winkler |
| Bierman | Fischer | Kotyza-Witthuhn | Mariani | Pryor | Wolgamott |
| Brand | Freiberg | Kunesh-Podein | Marquart | Richardson | Xiong, J. |
| Cantrell | Gomez | Lee | Masin | Sandell | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moller | Sandstede | Youakim |
| Carlson, L. | Hansen | Liebling | Moran | Sauke | Spk. Hortman |
| Christensen | Hassan | Lien | Morrison | Schultz | |
| Clafin | Hausman | Lillie | Murphy | Stephenson | |
| Considine | Her | Lippert | Nelson, M. | Sundin | |
| Davnie | Hornstein | Lislegard | Noor | Tabke | |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 325, after line 24, insert:

"Sec. 61. **LITIGATION COST; REPORT.**

The commissioner of commerce shall, no later than December 31, 2019, submit a report on the expenditures made by the state in litigating an appeal of a Minnesota Public Utilities Commission order issuing a certificate of need in Docket No. PL-9/CN-14-916 to the chairs and ranking minority members of the senate and house committees with jurisdiction over energy finance.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment and the roll was called. There were 57 yeas and 72 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Demuth | Gruenhagen | Kresha | Neu | Scott |
| Anderson | Dettmer | Gunther | Layman | Nornes | Swedzinski |
| Backer | Drazkowski | Haley | Lislegard | O'Driscoll | Theis |
| Bahr | Ecklund | Hamilton | Lucero | O'Neill | Torkelson |
| Baker | Erickson | Heintzeman | Lueck | Petersburg | Urdahl |
| Bennett | Fabian | Hertaus | Mekeland | Poston | Vogel |
| Boe | Franson | Johnson | Miller | Quam | West |
| Daniels | Garofalo | Jurgens | Munson | Robbins | |
| Daudt | Green | Kiel | Nash | Runbeck | |
| Davids | Grossell | Koznick | Nelson, N. | Schomacker | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|----------|------------|--------------|
| Acomb | Davnie | Hornstein | Lippert | Nelson, M. | Schultz |
| Bahner | Dehn | Howard | Loeffler | Noor | Stephenson |
| Becker-Finn | Edelson | Huot | Long | Olson | Tabke |
| Bernardy | Elkins | Klevorn | Mahoney | Pelowski | Vang |
| Bierman | Fischer | Koegel | Mann | Persell | Wagenius |
| Brand | Freiberg | Kotyza-Witthuhn | Mariani | Pinto | Wazlawik |
| Cantrell | Gomez | Kunesh-Podein | Marquart | Poppe | Winkler |
| Carlson, A. | Halverson | Lee | Masin | Pryor | Wolgamott |
| Carlson, L. | Hansen | Lesch | Moller | Richardson | Xiong, J. |
| Christensen | Hassan | Liebling | Moran | Sandell | Xiong, T. |
| Clafin | Hausman | Lien | Morrison | Sandstede | Youakim |
| Considine | Her | Lillie | Murphy | Sauke | Spk. Hortman |

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

Fabian moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 325, after line 24, insert:

"Sec. 61. **DEPARTMENT OF COMMERCE; USE OF APPROPRIATIONS; PROHIBITION.**

The commissioner of commerce is prohibited from using appropriations to the Department of Commerce to fund any activities related to, or supporting the preparation or filing of, an appeal of a Public Utilities Commission order issuing a certificate of need in Docket No. PL-9/CN-14-916 to the court of appeals or supreme court.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Fabian moved to amend the Fabian amendment to H. F. No. 2208, the second engrossment, as amended, as follows:

Page 1, line 8, before the period, insert "until the Department of Commerce obtains a social permit to pursue the matter"

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

The question recurred on the Fabian amendment and the roll was called. There were 60 yeas and 70 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|-----------|------------|------------|
| Albright | Demuth | Gruenhagen | Koznick | Nelson, N. | Sandstede |
| Anderson | Dettmer | Gunther | Kresha | Neu | Schomacker |
| Backer | Drazkowski | Haley | Layman | Nornes | Scott |
| Bahr | Ecklund | Hamilton | Lislegard | O'Driscoll | Sundin |
| Baker | Erickson | Heinrich | Lucero | O'Neill | Swedzinski |
| Bennett | Fabian | Heintzeman | Lueck | Petersburg | Theis |
| Boe | Franson | Hertaus | Mekeland | Poston | Torkelson |
| Daniels | Garofalo | Johnson | Miller | Quam | Urdahl |
| Daudt | Green | Jurgens | Munson | Robbins | Vogel |
| Davids | Grossell | Kiel | Nash | Runbeck | West |

Those who voted in the negative were:

| | | | | | |
|-------------|-------------|-----------|-----------|-----------|-----------------|
| Acomb | Brand | Claffin | Elkins | Hansen | Howard |
| Bahner | Cantrell | Considine | Fischer | Hassan | Huot |
| Becker-Finn | Carlson, A. | Davnie | Freiberg | Hausman | Klevorn |
| Bernardy | Carlson, L. | Dehn | Gomez | Her | Koegel |
| Bierman | Christensen | Edelson | Halverson | Hornstein | Kotzya-Witthuhn |

| | | | | | |
|---------------|----------|------------|------------|------------|--------------|
| Kunesh-Podein | Loeffler | Moran | Persell | Schultz | Wolgamott |
| Lee | Long | Morrison | Pinto | Stephenson | Xiong, J. |
| Lesch | Mahoney | Murphy | Poppe | Tabke | Xiong, T. |
| Liebling | Mann | Nelson, M. | Pryor | Vang | Youakim |
| Lien | Mariani | Noor | Richardson | Wagenius | Spk. Hortman |
| Lillie | Masin | Olson | Sandell | Wazlawik | |
| Lippert | Moller | Pelowski | Sauke | Winkler | |

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

Swedzinski offered an amendment to H. F. No. 2208, the second engrossment, as amended.

POINT OF ORDER

Becker-Finn raised a point of order pursuant to rule 4.03(h), relating to Ways and Means Committee; Budget Resolution; Effect on Expenditure and Revenue Bills, that the Swedzinski amendment was not in order. The Speaker ruled the point of order well taken and the Swedzinski amendment out of order.

Daudt appealed the decision of the Speaker.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 74 yeas and 57 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Vang |
| Bahner | Ecklund | Huot | Long | Pelowski | Wagenius |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Wazlawik |
| Bernardy | Elkins | Koegel | Mann | Pinto | Winkler |
| Bierman | Fischer | Kotzya-Witthuhn | Mariani | Poppe | Wolgamott |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Xiong, J. |
| Cantrell | Gomez | Lee | Masin | Richardson | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moller | Sandell | Youakim |
| Carlson, L. | Hansen | Liebling | Moran | Sandstede | Spk. Hortman |
| Christensen | Hassan | Lien | Morrison | Schultz | |
| Clafin | Hausman | Lillie | Murphy | Stephenson | |
| Considine | Her | Lippert | Nelson, M. | Sundin | |
| Davnie | Hornstein | Lislegard | Noor | Tabke | |

Those who voted in the negative were:

| | | | | | |
|----------|---------|------------|------------|------------|----------|
| Albright | Boe | Draskowski | Grossell | Heintzeman | Kresha |
| Anderson | Daniels | Erickson | Gruenhagen | Hertaus | Layman |
| Backer | Daudt | Fabian | Gunther | Johnson | Lucero |
| Bahr | Davids | Franson | Haley | Jurgens | Lueck |
| Baker | Demuth | Garofalo | Hamilton | Kiel | Mekeland |
| Bennett | Dettmer | Green | Heinrich | Koznick | Miller |

| | | | | | |
|------------|------------|---------|------------|-----------|------|
| Munson | Nornes | Poston | Sauke | Theis | West |
| Nash | O'Driscoll | Quam | Schomacker | Torkelson | |
| Nelson, N. | O'Neill | Robbins | Scott | Urdahl | |
| Neu | Petersburg | Runbeck | Swedzinski | Vogel | |

So it was the judgment of the House that the decision of the Speaker should stand.

Swedzinski offered an amendment to H. F. No. 2208, the second engrossment, as amended.

POINT OF ORDER

Becker-Finn raised a point of order pursuant to rule 4.03(h), relating to Ways and Means Committee; Budget Resolution; Effect on Expenditure and Revenue Bills, that the Swedzinski amendment was not in order. The Speaker ruled the point of order well taken and the Swedzinski amendment out of order.

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 269, line 14, delete "2050" and insert "2030"

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment and the roll was called. There were 29 yeas and 93 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|----------|------------|------------|------------|------------|
| Albright | Dettmer | Heintzeman | Lueck | O'Driscoll | Schomacker |
| Anderson | Erickson | Johnson | Mekeland | O'Neill | Scott |
| Bahr | Franson | Koznick | Nash | Petersburg | Swedzinski |
| Daniels | Grossell | Kresha | Nelson, N. | Poston | Torkelson |
| Davids | Hamilton | Layman | Nornes | Runbeck | |

Those who voted in the negative were:

| | | | | | |
|-------------|------------|-----------------|-----------|------------|--------------|
| Acomb | Dehn | Heinrich | Lippert | Nelson, M. | Stephenson |
| Backer | Demuth | Her | Lislegard | Neu | Sundin |
| Bahner | Drazkowski | Hertaus | Loeffler | Noor | Tabke |
| Baker | Ecklund | Hornstein | Long | Olson | Vang |
| Becker-Finn | Edelson | Howard | Lucero | Pelowski | Vogel |
| Bennett | Elkins | Huot | Mahoney | Persell | Wagenius |
| Bierman | Fabian | Kiel | Mann | Pinto | Wazlawik |
| Brand | Fischer | Klevorn | Mariani | Poppe | Winkler |
| Cantrell | Freiberg | Koegel | Marquart | Pryor | Wolgamott |
| Carlson, A. | Gomez | Kotyza-Witthuhn | Masin | Quam | Xiong, J. |
| Carlson, L. | Green | Kunesh-Podein | Miller | Richardson | Xiong, T. |
| Christensen | Gruenhagen | Lee | Moller | Robbins | Youakim |
| Clafin | Halverson | Lesch | Moran | Sandell | Spk. Hortman |
| Considine | Hansen | Liebling | Morrison | Sandstede | |
| Daudt | Hassan | Lien | Munson | Sauke | |
| Davnie | Hausman | Lillie | Murphy | Schultz | |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 310, after line 3, insert:

"Sec. 42. Minnesota Statutes 2018, section 216B.243, is amended by adding a subdivision to read:

Subd. 3c. Fossil fuel facilities; construction moratorium.

A state agency is prohibited from issuing a permit to construct (1) a facility to transport, store, or process coal, crude oil or its derivative products, propane, or natural gas, or (2) a facility defined in section 216B.2421, subdivision 2, clause (9), pending issuance of the report required under section 57."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment and the roll was called. There were 8 yeas and 115 nays as follows:

Those who voted in the affirmative were:

| | | | |
|----------|----------|---------|---------|
| Erickson | Heinrich | Poston | Runbeck |
| Haley | Nornes | Robbins | Urdahl |

Those who voted in the negative were:

| | | | | | |
|-------------|------------|-----------------|-----------|------------|--------------|
| Albright | Davnie | Hausman | Lillie | Nelson, M. | Stephenson |
| Anderson | Dehn | Heintzeman | Lippert | Nelson, N. | Sundin |
| Backer | Demuth | Her | Lislegard | Neu | Swedzinski |
| Bahner | Dettmer | Hertaus | Loeffler | Noor | Tabke |
| Bahr | Drazkowski | Hornstein | Long | O'Driscoll | Theis |
| Baker | Ecklund | Howard | Lucero | Olson | Torkelson |
| Becker-Finn | Edelson | Huot | Lueck | O'Neill | Vang |
| Bennett | Elkins | Johnson | Mahoney | Pelowski | Vogel |
| Bernardy | Fabian | Jurgens | Mann | Persell | Wagenius |
| Bierman | Fischer | Kiel | Mariani | Petersburg | Wazlawik |
| Brand | Freiberg | Klevorn | Marquart | Pinto | Winkler |
| Cantrell | Garofalo | Koegel | Masin | Poppe | Xiong, J. |
| Carlson, A. | Gomez | Kotyza-Witthuhn | Mekeland | Pryor | Xiong, T. |
| Carlson, L. | Green | Koznick | Miller | Quam | Youakim |
| Christensen | Grossell | Kunesh-Podein | Moller | Richardson | Spk. Hortman |
| Clafin | Gruenhagen | Layman | Moran | Sandell | |
| Considine | Halverson | Lee | Morrison | Sandstede | |
| Daniels | Hamilton | Lesch | Munson | Sauke | |
| Daudt | Hansen | Liebling | Murphy | Schomacker | |
| Davids | Hassan | Lien | Nash | Schultz | |

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

Swedzinski moved to amend H. F. No. 2208, the second engrossment, as amended, as follows:

Page 310, after line 3, insert:

"Sec. 42. Minnesota Statutes 2018, section 216B.243, is amended by adding a subdivision to read:

Subd. 3c. Fossil fuel facilities; construction moratorium. (a) The commission is prohibited from issuing a certificate of need to construct an electric generating plant powered by coal, products refined from crude oil, or natural gas.

(b) The commission is prohibited from issuing a certificate of need to construct a facility that (1) transports or stores coal, crude oil, or derivative products, or (2) is defined in section 216B.2421, subdivision 2, clause (9), pending issuance of the report required under section 57."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment and the roll was called. There were 0 yeas and 128 nays as follows:

Those who voted in the negative were:

| | | | | | |
|-------------|------------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Hassan | Lillie | Neu | Scott |
| Albright | Demuth | Hausman | Lippert | Noor | Stephenson |
| Anderson | Dettmer | Heinrich | Lislegard | Nornes | Sundin |
| Backer | Drazkowski | Heintzeman | Loeffler | O'Driscoll | Swedzinski |
| Bahner | Ecklund | Her | Long | Olson | Tabke |
| Bahr | Edelson | Hertaus | Lucero | O'Neill | Theis |
| Baker | Elkins | Howard | Lueck | Pelowski | Torkelson |
| Becker-Finn | Erickson | Huot | Mahoney | Persell | Urdahl |
| Bennett | Fabian | Johnson | Mann | Petersburg | Vang |
| Bernardy | Fischer | Jurgens | Mariani | Pinto | Vogel |
| Bierman | Franson | Kiel | Marquart | Poppe | Wagenius |
| Brand | Freiberg | Klevorn | Masin | Poston | Wazlawik |
| Cantrell | Garofalo | Koegel | Mekeland | Pryor | Winkler |
| Carlson, A. | Gomez | Kotzya-Witthuhn | Miller | Quam | Wolgamott |
| Carlson, L. | Green | Koznick | Moller | Richardson | Xiong, J. |
| Christensen | Grossell | Kresha | Moran | Robbins | Xiong, T. |
| Claflin | Gruenhagen | Kunesh-Podein | Morrison | Runbeck | Youakim |
| Considine | Gunther | Layman | Munson | Sandell | Spk. Hortman |
| Daniels | Haley | Lee | Murphy | Sandstede | |
| Daudt | Halverson | Lesch | Nash | Sauke | |
| Davids | Hamilton | Liebling | Nelson, M. | Schomacker | |
| Davnie | Hansen | Lien | Nelson, N. | Schultz | |

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

MOTION TO SUSPEND RULES

Neu moved that rule 3.33 relating to Amendments Must Be Prefiled be suspended for the purpose of offering the Fabian amendment to H. F. No. 2208, the second engrossment, as amended.

A roll call was requested and properly seconded.

The question was taken on the Neu motion and the roll was called. There were 53 yeas and 76 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|------------|------------|------------|------------|------------|
| Albright | Davids | Haley | Kresha | Neu | Scott |
| Anderson | Demuth | Hamilton | Layman | Nornes | Swedzinski |
| Backer | Dettmer | Heinrich | Lucero | O'Driscoll | Theis |
| Bahr | Drazkowski | Heintzeman | Lueck | O'Neill | Torkelson |
| Baker | Erickson | Hertaus | Mekeland | Petersburg | Urdahl |
| Bennett | Fabian | Johnson | Miller | Poston | Vogel |
| Boe | Franson | Jurgens | Munson | Robbins | West |
| Daniels | Green | Kiel | Nash | Runbeck | Zerwas |
| Daudt | Gruenhagen | Koznick | Nelson, N. | Schomacker | |

Those who voted in the negative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Loeffler | Olson | Sundin |
| Bahner | Ecklund | Huot | Long | Pelowski | Tabke |
| Becker-Finn | Edelson | Klevorn | Mahoney | Persell | Vang |
| Bernardy | Elkins | Koegel | Mann | Pinto | Wagenius |
| Bierman | Fischer | Kotzya-Witthuhn | Mariani | Poppe | Wazlawik |
| Brand | Freiberg | Kunesh-Podein | Marquart | Pryor | Winkler |
| Cantrell | Gomez | Lee | Masin | Quam | Wolgamott |
| Carlson, A. | Halverson | Lesch | Moller | Richardson | Xiong, J. |
| Carlson, L. | Hansen | Liebling | Moran | Sandell | Xiong, T. |
| Christensen | Hassan | Lien | Morrison | Sandstede | Youakim |
| Clafin | Hausman | Lillie | Murphy | Sauke | Spk. Hortman |
| Considine | Her | Lippert | Nelson, M. | Schultz | |
| Davnie | Hornstein | Lislegard | Noor | Stephenson | |

The motion did not prevail.

CALL OF THE HOUSE

On the motion of Winkler and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

| | | | | | |
|-------------|-------------|-------------|------------|------------|-----------|
| Acomb | Bennett | Christensen | Demuth | Fischer | Gunther |
| Albright | Bernardy | Clafin | Dettmer | Franson | Haley |
| Anderson | Bierman | Considine | Drazkowski | Freiberg | Halverson |
| Backer | Boe | Daniels | Ecklund | Garofalo | Hamilton |
| Bahner | Brand | Daudt | Edelson | Gomez | Hansen |
| Bahr | Cantrell | Davids | Elkins | Green | Hassan |
| Baker | Carlson, A. | Davnie | Erickson | Grossell | Hausman |
| Becker-Finn | Carlson, L. | Dehn | Fabian | Gruenhagen | Heinrich |

| | | | | | |
|-----------------|-----------|------------|------------|------------|--------------|
| Heintzeman | Layman | Marquart | Nornes | Sandell | Wagenius |
| Her | Lee | Masin | O'Driscoll | Sandstede | Wazlawik |
| Hertaus | Lesch | McDonald | Olson | Sauke | West |
| Hornstein | Liebling | Mekeland | O'Neill | Schomacker | Winkler |
| Howard | Lien | Miller | Pelowski | Schultz | Wolgamott |
| Huot | Lillie | Moller | Persell | Scott | Xiong, J. |
| Johnson | Lippert | Moran | Petersburg | Stephenson | Xiong, T. |
| Jurgens | Lislegard | Morrison | Pinto | Sundin | Youakim |
| Kiel | Loeffler | Munson | Poppe | Swedzinski | Zerwas |
| Klevorn | Long | Murphy | Poston | Tabke | Spk. Hortman |
| Koegel | Lucero | Nash | Pryor | Theis | |
| Kotyza-Witthuhn | Lueck | Nelson, M. | Quam | Torkelson | |
| Koznick | Mahoney | Nelson, N. | Richardson | Urdahl | |
| Kresha | Mann | Neu | Robbins | Vang | |
| Kunesh-Podein | Mariani | Noor | Runbeck | Vogel | |

All members answered to the call and it was so ordered.

H. F. No. 2208, A bill for an act relating to state government; establishing a budget for economic development, telecommunications, and energy; appropriating money to the broadband grant program; establishing a budget to finance energy-related activities; creating renewable energy grant programs; modifying and establishing various provisions governing energy policy and finance; strengthening requirements for clean energy and energy conservation in Minnesota; appropriating money for jobs and economic development; establishing paid family leave insurance; modifying economic development programs; establishing wage theft prevention; providing for earned sick and safe time; modifying labor and industry policy provisions; modifying commerce policy provisions; adopting Unemployment Insurance Advisory Council provisions; modifying unemployment insurance policy; modifying Bureau of Mediation Services policy; establishing guidelines relating to unclaimed property; modifying fees; increasing civil and criminal penalties; authorizing rulemaking; requiring reports; appropriating money; amending Minnesota Statutes 2018, sections 13.43, subdivision 6; 13.685; 13.719, by adding a subdivision; 15.72, subdivision 2; 16C.285, subdivision 3; 47.59, subdivision 2; 47.60, subdivision 2; 47.601, subdivisions 2, 6; 53.04, subdivision 3a; 56.131, subdivision 1; 116C.7792; 116J.8731, subdivision 5; 116J.8748, subdivisions 4, 6; 175.46, subdivisions 3, 13; 176.1812, subdivision 2; 176.231, subdivision 1; 177.27, subdivisions 2, 4, 7, by adding subdivisions; 177.30; 177.32, subdivision 1; 179.86, subdivisions 1, 3; 179A.041, by adding a subdivision; 181.03, subdivision 1, by adding subdivisions; 181.032; 181.101; 181.635, subdivision 2; 181.942, subdivision 1; 182.659, subdivision 8; 182.666, subdivisions 1, 2, 3, 4, 5, by adding a subdivision; 216B.16, subdivision 13, by adding a subdivision; 216B.1641; 216B.1645, subdivisions 1, 2; 216B.1691, subdivisions 1, 2b, 9, by adding a subdivision; 216B.2401; 216B.241, subdivisions 1a, 1c, 1d, 1f, 2, 2b, 3, 5, 7, 9, by adding a subdivision; 216B.2422, subdivisions 1, 2, 3, 4, 5, by adding subdivisions; 216B.243, subdivisions 3, 3a; 216B.62, subdivision 3b; 216C.435, subdivisions 3a, 8; 216C.436, subdivision 4, by adding a subdivision; 216F.04; 216F.08; 256J.561, by adding a subdivision; 256J.95, subdivisions 3, 11; 256P.01, subdivision 3; 268.035, subdivisions 4, 12, 15, 20; 268.044, subdivisions 2, 3; 268.046, subdivision 1; 268.047, subdivision 3; 268.051, subdivision 2a; 268.057, subdivision 5; 268.069, subdivision 1; 268.07, subdivision 1; 268.085, subdivisions 3, 3a, 8, 13a, by adding subdivisions; 268.095, subdivisions 6, 6a; 268.105, subdivision 6; 268.145, subdivision 1; 268.18, subdivisions 2b, 5; 268.19, subdivision 1; 326B.082, subdivisions 6, 8, 12; 326B.103, subdivision 11; 326B.106, subdivision 9, by adding a subdivision; 326B.46, by adding a subdivision; 326B.475, subdivision 4; 326B.802, subdivision 15; 326B.815, subdivision 1; 326B.821, subdivision 21; 326B.84; 327.31, by adding a subdivision; 327B.041; 327C.095, subdivision 6, by adding a subdivision; 337.10, subdivision 4; 341.30, subdivision 1; 341.32, subdivision 1; 341.321; 345.515; 345.53, by adding a subdivision; 609.52, subdivisions 1, 2, 3; Laws 2014, chapter 211, section 13, as amended; Laws 2017, chapter 94, article 1, section 2, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 13; 16C; 116J; 116L; 177; 181; 216B; 216C; 325F; 327; proposing coding for new law as Minnesota Statutes, chapters 58B; 268B; 345A; repealing Minnesota Statutes 2018, sections 181.9413; 216B.241, subdivisions 1, 2c, 4; 325F.75.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 74 yeas and 59 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|-------------|-----------|-----------------|------------|------------|--------------|
| Acomb | Dehn | Howard | Long | Pelowski | Vang |
| Bahner | Ecklund | Huot | Mahoney | Persell | Wagenius |
| Becker-Finn | Edelson | Klevorn | Mann | Pinto | Wazlawik |
| Bernardy | Elkins | Koegel | Mariani | Poppe | Winkler |
| Bierman | Fischer | Kotyza-Witthuhn | Marquart | Pryor | Wolgamott |
| Brand | Freiberg | Kunesh-Podein | Masin | Richardson | Xiong, J. |
| Cantrell | Gomez | Lee | Moller | Sandell | Xiong, T. |
| Carlson, A. | Halverson | Lesch | Moran | Sandstede | Youakim |
| Carlson, L. | Hansen | Liebling | Morrison | Sauke | Spk. Hortman |
| Christensen | Hassan | Lien | Murphy | Schultz | |
| Clafin | Hausman | Lillie | Nelson, M. | Stephenson | |
| Considine | Her | Lippert | Noor | Sundin | |
| Davnie | Hornstein | Loeffler | Olson | Tabke | |

Those who voted in the negative were:

| | | | | | |
|----------|------------|------------|-----------|------------|------------|
| Albright | Demuth | Gunther | Kresha | Nelson, N. | Schomacker |
| Anderson | Dettmer | Haley | Layman | Neu | Scott |
| Backer | Drazkowski | Hamilton | Lislegard | Nornes | Swedzinski |
| Bahr | Erickson | Heinrich | Lucero | O'Driscoll | Theis |
| Baker | Fabian | Heintzeman | Lueck | O'Neill | Torkelson |
| Bennett | Franson | Hertaus | McDonald | Petersburg | Urdahl |
| Boe | Garofalo | Johnson | Mekeland | Poston | Vogel |
| Daniels | Green | Jurgens | Miller | Quam | West |
| Daudt | Grossell | Kiel | Munson | Robbins | Zerwas |
| Davids | Gruenhagen | Koznick | Nash | Runbeck | |

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

There being no objection, the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Madam Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2314.

CAL R. LUDEMAN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2314, A bill for an act relating to state government; appropriating money for environment and natural resources and tourism; modifying programs; creating accounts and providing for disposition of certain receipts; modifying certain natural resources fee and permit conditions; authorizing sales of certain state land; establishing the Wild Rice Stewardship Council; creating the Reinvest in Fish Hatcheries Citizen-Legislative Advisory Group; providing appointments; requiring reports; making technical corrections; amending Minnesota Statutes 2018, sections 17.035, subdivision 1; 35.153, by adding subdivisions; 35.155, subdivisions 4, 6, 7, 9, 10, 11; 84.026, by adding a subdivision; 84.027, subdivision 18, by adding a subdivision; 84.0273; 84.0895, subdivision 2; 84.775, subdivision 1; 84.788, subdivision 2; 84.794, subdivision 2; 84.83, subdivision 3; 84.86, subdivision 1; 84.925, subdivision 1; 84.9256, subdivision 1; 84.928, subdivision 2; 84D.03, subdivisions 3, 4; 84D.108, subdivisions 2b, 2c; 85.054, subdivision 1; 85.44; 85.47; 85A.02, subdivision 17; 86B.005, subdivision 18; 86B.415, subdivision 1a; 89.71, by adding a subdivision; 92.115, subdivision 1; 92.50, subdivision 1; 93.25; 94.09, subdivision 3; 94.10; 97A.015, subdivisions 25, 43; 97A.051, subdivision 2; 97A.055, subdivision 4b; 97A.075, subdivision 1; 97A.126; 97A.433, subdivisions 4, 5; 97A.475, subdivision 4; 97A.505, subdivision 8; 97B.086; 97B.106, subdivision 2; 97B.426; 97B.516; 97B.722; 97B.731, subdivision 3; 97C.315, subdivision 1; 97C.345, by adding a subdivision; 97C.391, subdivision 1; 97C.395, subdivision 2; 97C.605, subdivision 2; 97C.815, subdivision 2; 103B.3369, subdivisions 5, 9; 103B.611, subdivision 3; 103B.801, subdivisions 2, 5; 103D.315, subdivision 8; 103F.361, subdivision 2; 103F.363, subdivision 1; 103F.365, by adding a subdivision; 103F.371; 103F.373, subdivisions 1, 3, 4; 103G.2242, subdivision 14; 103G.241, subdivisions 1, 3; 103G.271, subdivision 7, by adding a subdivision; 103G.287, subdivisions 1, 4, 5; 103G.289; 103G.311, subdivisions 2, 5; 103G.315, subdivision 8; 103G.408; 103G.615, subdivision 3a; 114D.15, subdivisions 7, 11, 13, by adding subdivisions; 114D.20, subdivisions 2, 3, 5, 7, by adding subdivisions; 114D.26; 114D.35, subdivisions 1, 3; 115.03, subdivisions 1, 5, by adding a subdivision; 115.035; 115.44, subdivision 6; 115.455; 115.77, subdivision 1; 115.84, subdivisions 2, 3; 115A.51; 115B.421; 116.03, subdivision 1, by adding a subdivision; 116.07, subdivisions 2, 4d, by adding a subdivision; 116.0714; 116.993, subdivisions 2, 6; 116D.04, subdivision 2a; 216G.01, subdivision 3; 282.01, subdivision 4; Laws 2012, chapter 236, section 28, subdivisions 2, as amended, 9, as amended; Laws 2013, chapter 114, article 4, section 105, as amended; Laws 2015, chapter 76, section 2, subdivision 9, as amended; Laws 2016, chapter 189, article 3, sections 2, subdivision 2; 6, as amended; Laws 2017, chapter 93, article 1, section 9; article 2, section 155, as amended; Laws 2017, chapter 96, section 2, subdivision 9; proposing coding for new law in Minnesota Statutes, chapters 84; 92; 97A; 103C; 114D; 115B; 116; repealing Minnesota Statutes 2018, section 92.121; Minnesota Rules, part 6232.0350.

The bill was read for the first time.

Hansen moved that S. F. No. 2314 and H. F. No. 2209, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

**REPORT FROM THE COMMITTEE ON RULES
AND LEGISLATIVE ADMINISTRATION**

Winkler from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bills to be placed on the Calendar for the Day for Friday, April 26, 2019 and established a prefiling requirement for amendments offered to the following bills:

H. F. No. 1555; and S. F. No. 2226.

CALL OF THE HOUSE LIFTED

Winkler moved that the call of the House be lifted. The motion prevailed and it was so ordered.

Winkler moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Swedzinski was excused for the remainder of today's session.

CALENDAR FOR THE DAY

H. F. No. 2414 was reported to the House.

LAY ON THE TABLE

Winkler moved that H. F. No. 2414, the first engrossment, be laid on the table. The motion prevailed.

MOTION TO FIX TIME TO CONVENE

Winkler moved that when the House adjourns today it adjourn until 9:00 a.m., Thursday, April 25, 2019. The motion prevailed.

Pursuant to rule 1.50, Winkler moved that the House be allowed to continue in session after 12:00 midnight. The motion prevailed.

Winkler moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

There being no objection, the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Madam Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 2415 and 802.

CAL R. LUDEMAN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2415, A bill for an act relating to higher education; providing funding and policy changes for the Office of Higher Education, the Minnesota State Colleges and Universities, and the University of Minnesota; modifying the state grant formula; requiring a report; appropriating money; amending Minnesota Statutes 2018, sections 13.322, subdivision 3; 135A.15, subdivision 2; 136A.101, subdivision 5a; 136A.121, subdivision 6; 136A.1215, subdivision 4; 136A.1275, subdivisions 2, 3; 136A.15, subdivision 8; 136A.16, subdivisions 1, 2, 5, 8, 9; 136A.162; 136A.1701, subdivision 7; 136A.1789, subdivisions 1, 3, 5; 136A.64, subdivisions 1, 5, by adding a subdivision; 136A.645; 136A.646; 136A.672, by adding a subdivision; 136A.821, by adding subdivisions; 136A.822, subdivisions 6, 10, 12; 136A.8295, by adding subdivisions; 136A.87; 136F.20, by adding a subdivision; 136F.38; 136F.58, by adding a subdivision; 179A.20, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 136A; 136F; 137; repealing Minnesota Statutes 2018, sections 136A.15, subdivisions 2, 7; 136A.1701, subdivision 12.

The bill was read for the first time.

Bernardy moved that S. F. No. 2415 and H. F. No. 2544, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 802, A bill for an act relating to public safety; appropriating money for public safety, courts, corrections, human rights, Guardian Ad Litem Board, Uniform Laws Commission, Board on Judicial Standards, Board of Public Defense, Sentencing Guidelines, Peace Officer Standards and Training (POST) Board, and Private Detective Board; increasing the maximum penalty and requiring predatory offender registration for certain invasion of privacy crimes involving minors; increasing penalties for child pornography offenses; expanding criminal sexual conduct offenses for persons in current or recent positions of authority over juveniles and for peace officers who engage in sexual activity with those in custody; amending Minnesota Statutes 2018, sections 243.166, subdivision 1b; 299A.707, by adding a subdivision; 357.021, subdivision 7; 609.341, subdivisions 10, 11; 609.342, subdivision 1; 609.343, subdivision 1; 609.344, subdivision 1; 609.345, subdivision 1; 609.746, subdivision 1; 617.246, subdivisions 2, 3, 4, 7; 617.247, subdivisions 3, 4, 9.

The bill was read for the first time.

Mariani moved that S. F. No. 802 and H. F. No. 2792, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

ADJOURNMENT

Winkler moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Thursday, April 25, 2019.

PATRICK D. MURPHY, Chief Clerk, House of Representatives