The House of Representatives convened at 10:00 a.m. and was called to order by Melissa Hortman, Speaker of the House.

Prayer was offered by Representative Liz Olson, District 7B, Duluth, 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  Demuth  Heinrich  Lippert  Normes  Stephenson
Albright  Dettmer  Heintzman  Lislegard  Novotny  Sundin
Anderson  Drazkowski  Her  Long  O'Driscoll  Swedzinski
Backer  Ecklund  Hertaus  Lucero  Olson  Tabke
Bahner  Edelson  Hornstein  Lueck  O'Neil  Theis
Bahr  Elkins  Howard  Mahoney  Pelowski  Torkelson
Becker-Finn  Erickson  Huot  Mann  Persell  Udahl
Bennett  Fabian  Johnson  Mariam  Petersburg  Vang
Bernardy  Fischer  Jordan  Marquart  Pierson  Vogel
Bierman  Franson  Jurgens  Masin  Pinto  Wagenius
Boe  Freiberg  Kiel  McDonald  Poppe  Wazlawik
Brand  Garofalo  Klevorn  Mekeland  Poston  West
Cantrell  Gomez  Koegel  Miller  Pryor  Winkler
Carlson, A.  Green  Kotyza-Witthuhn  Moller  Quam  Wolgamott
Carlson, L.  Grossell  Koznick  Moran  Richardson  Xiong, J.
Christensen  Grunhagen  Kresha  Morrison  Robbins  Xiong, T.
Claflin  Gunther  Kunesh-Poidein  Munson  Runbeck  Youakim
Considine  Haley  Layman  Murphy  Sandell  Spk. Hortman
Daniels  Halverson  Lee  Nash  Sandsted  Sauk
Daudt  Hamilton  Lesch  Nelson, M.  Sauke  Schomacker
David  Hansen  Liebling  Nelson, N.  Schulz  Scott
Davnie  Hassan  Lien  Neu  Scott  —
Dehn  Hausman  Lillie  Noor  —  —

A quorum was present.

Baker was excused.

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.
REPORTS OF CHIEF CLERK

S. F. No. 3204 and H. F. No. 3398, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

Morrison moved that S. F. No. 3204 be substituted for H. F. No. 3398 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 3258 and H. F. No. 3391, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

Mariani moved that S. F. No. 3258 be substituted for H. F. No. 3391 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 3683 and H. F. No. 3392, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

Bernardy moved that S. F. No. 3683 be substituted for H. F. No. 3392 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 3745 and H. F. No. 3804, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Layman moved that S. F. No. 3745 be substituted for H. F. No. 3804 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 3808 and H. F. No. 3903, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Murphy moved that S. F. No. 3808 be substituted for H. F. No. 3903 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

May 12, 2020

The Honorable Melissa Hortman
Speaker of the House of Representatives
The State of Minnesota
Dear Speaker Hortman:

Please be advised that I have received, approved, signed, and deposited in the Office of the Secretary of State the following House Files:

H. F. No. 745, relating to marriage; eliminating provisions allowing marriages by minors; requiring proof of age.

H. F. No. 3429, relating to elections; providing special procedures for the safe and secure conduct of the 2020 state primary and state general elections; appropriating money for various election-related purposes, including administration, security, accessibility, training, public health and safety, and public outreach; authorizing local grants; requiring a report; transferring and appropriating money for purposes of the Help America Vote Act, the federal CARES Act, and the federal Consolidated Appropriations Act.

H. F. No. 1883, relating to state government; extending the COVID-19 Minnesota fund.

Sincerely,

TIM WALZ
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Melissa Hortman
Speaker of the House of Representatives

The Honorable Jeremy R. Miller
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2020 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<table>
<thead>
<tr>
<th>S. F. No.</th>
<th>H. F. No.</th>
<th>Session Laws</th>
<th>Time and Date Approved</th>
<th>Date Filed</th>
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Sincerely,

STEVE SIMON
Secretary of State
REPORTS OF STANDING COMMITTEES AND DIVISIONS

Carlson, L., from the Committee on Ways and Means to which was referred:

H. F. No. 1050, A bill for an act relating to human services; modifying provisions governing child foster care and background studies; amending Minnesota Statutes 2018, sections 245A.05; 245A.07, subdivision 1; 245A.16, by adding a subdivision; 245C.02, by adding a subdivision; 245C.05, subdivisions 2c, 2d, 4, 5; 245C.08, subdivision 3; 245C.14, subdivision 1; 245C.15, by adding a subdivision; 245C.24.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2019 Supplement, section 245A.05, is amended to read:

245A.05 DENIAL OF APPLICATION.

(a) The commissioner may deny a license if an applicant or controlling individual:

(1) fails to submit a substantially complete application after receiving notice from the commissioner under section 245A.04, subdivision 1;

(2) fails to comply with applicable laws or rules;

(3) knowingly withholds relevant information from or gives false or misleading information to the commissioner in connection with an application for a license or during an investigation;

(4) has a disqualification that has not been set aside under section 245C.22 and no variance has been granted;

(5) has an individual living in the household who received a background study under section 245C.03, subdivision 1, paragraph (a), clause (2), who has a disqualification that has not been set aside under section 245C.22, and no variance has been granted;

(6) is associated with an individual who received a background study under section 245C.03, subdivision 1, paragraph (a), clause (6), who may have unsupervised access to children or vulnerable adults, and who has a disqualification that has not been set aside under section 245C.22, and no variance has been granted;

(7) fails to comply with section 245A.04, subdivision 1, paragraph (f) or (g);

(8) fails to demonstrate competent knowledge as required by section 245A.04, subdivision 6;

(9) has a history of noncompliance as a license holder or controlling individual with applicable laws or rules, including but not limited to this chapter and chapters 119B and 245C; or

(10) is prohibited from holding a license according to section 245.095;

(11) for family child foster care, has nondisqualifying background study information, as described in section 245C.05, subdivision 4, that reflects on the individual's ability to safely provide care to foster children."
(b) An applicant whose application has been denied by the commissioner must be given notice of the denial, which must state the reasons for the denial in plain language. Notice must be given by certified mail or personal service. The notice must state the reasons the application was denied and must inform the applicant of the right to a contested case hearing under chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612. The applicant may appeal the denial by notifying the commissioner in writing by certified mail or personal service. If mailed, the appeal must be postmarked and sent to the commissioner within 20 calendar days after the applicant received the notice of denial. If an appeal request is made by personal service, it must be received by the commissioner within 20 calendar days after the applicant received the notice of denial. Section 245A.08 applies to hearings held to appeal the commissioner's denial of an application.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 2. Minnesota Statutes 2019 Supplement, section 245A.07, subdivision 1, is amended to read:

Subdivision 1. **Sanctions; appeals; license.** (a) In addition to making a license conditional under section 245A.06, the commissioner may suspend or revoke the license, impose a fine, or secure an injunction against the continuing operation of the program of a license holder who does not comply with applicable law or rule, or who has nondisqualifying background study information, as described in section 245C.05, subdivision 4, that reflects on the license holder's ability to safely provide care to foster children. When applying sanctions authorized under this section, the commissioner shall consider the nature, chronicity, or severity of the violation of law or rule and the effect of the violation on the health, safety, or rights of persons served by the program.

(b) If a license holder appeals the suspension or revocation of a license and the license holder continues to operate the program pending a final order on the appeal, the commissioner shall issue the license holder a temporary provisional license. Unless otherwise specified by the commissioner, variances in effect on the date of the license sanction under appeal continue under the temporary provisional license. If a license holder fails to comply with applicable law or rule while operating under a temporary provisional license, the commissioner may impose additional sanctions under this section and section 245A.06, and may terminate any prior variance. If a temporary provisional license is set to expire, a new temporary provisional license shall be issued to the license holder upon payment of any fee required under section 245A.10. The temporary provisional license shall expire on the date the final order is issued. If the license holder prevails on the appeal, a new nonprovisional license shall be issued for the remainder of the current license period.

(c) If a license holder is under investigation and the license issued under this chapter is due to expire before completion of the investigation, the program shall be issued a new license upon completion of the reapplication requirements and payment of any applicable license fee. Upon completion of the investigation, a licensing sanction may be imposed against the new license under this section, section 245A.06, or 245A.08.

(d) Failure to reapply or closure of a license issued under this chapter by the license holder prior to the completion of any investigation shall not preclude the commissioner from issuing a licensing sanction under this section or section 245A.06 at the conclusion of the investigation.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 3. Minnesota Statutes 2018, section 245A.16, is amended by adding a subdivision to read:

**Subd. 9. Licensed family child foster care.** (a) Before recommending to deny a license under section 245A.05 or revoke a license under section 245A.07 for nondisqualifying background study information received under section 245C.05, subdivision 4, paragraph (a), clause (3), for licensed family child foster care a county agency or private agency that has been designated or licensed by the commissioner must review the following:
(1) the type of offense;
(2) the number of offenses;
(3) the nature of the offenses;
(4) the age of the individual at the time of the offense;
(5) the length of time that has elapsed since the last offense;
(6) the relationship of the offenses and the capacity to care for a child;
(7) evidence of rehabilitation;
(8) information or knowledge from community members regarding the individual's capacity to provide foster care;
(9) a statement from the study subject;
(10) a statement from the license holder; and
(11) other aggravating and mitigating factors.

(b) When licensing a relative to provide family child foster care, the commissioner shall also consider the importance of maintaining the child's relationship with relatives as an additional significant factor in determining whether an application will be denied.

(c) The county or private licensing agency must send a summary of the review completed according to paragraph (a), on a form developed by the commissioner, to the commissioner and include any recommendation for licensing action.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 4. Minnesota Statutes 2018, section 245C.02, is amended by adding a subdivision to read:

Subd. 12a. Licensed family child foster care. "Licensed family child foster care" includes providers who have submitted an application for family child foster care licensure under section 245A.04, subdivision 1. Licensed family child foster care does not include foster residence settings that meet the licensing requirements of Minnesota Rules, parts 2960.3200 to 2960.3230.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 5. Minnesota Statutes 2018, section 245C.05, subdivision 2c, is amended to read:

Subd. 2c. Privacy notice to background study subject. (a) Prior to initiating each background study, the entity initiating the study must provide the commissioner's privacy notice to the background study subject required under section 13.04, subdivision 2. The notice must be available through the commissioner's electronic NETStudy and NETStudy 2.0 systems and shall include the information in paragraphs (b) and (c).

(b) The background study subject shall be informed that any previous background studies that received a set-aside will be reviewed, and without further contact with the background study subject, the commissioner may notify the agency that initiated the subsequent background study:
(1) that the individual has a disqualification that has been set aside for the program or agency that initiated the study;

(2) the reason for the disqualification; and

(3) that information about the decision to set aside the disqualification will be available to the license holder upon request without the consent of the background study subject.

c) The background study subject must also be informed that:

(1) the subject's fingerprints collected for purposes of completing the background study under this chapter must not be retained by the Department of Public Safety, Bureau of Criminal Apprehension, or by the commissioner. The Federal Bureau of Investigation will only retain fingerprints of subjects with a criminal history not retain background study subjects' fingerprints;

(2) effective upon implementation of NETStudy 2.0, the subject's photographic image will be retained by the commissioner, and if the subject has provided the subject's Social Security number for purposes of the background study, the photographic image will be available to prospective employers and agencies initiating background studies under this chapter to verify the identity of the subject of the background study;

(3) the commissioner's authorized fingerprint collection vendor shall, for purposes of verifying the identity of the background study subject, be able to view the identifying information entered into NETStudy 2.0 by the entity that initiated the background study, but shall not retain the subject's fingerprints, photograph, or information from NETStudy 2.0. The authorized fingerprint collection vendor shall retain no more than the subject's name and the date and time the subject's fingerprints were recorded and sent, only as necessary for auditing and billing activities;

(4) the commissioner shall provide the subject notice, as required in section 245C.17, subdivision 1, paragraph (a), when an entity initiates a background study on the individual;

(5) the subject may request in writing a report listing the entities that initiated a background study on the individual as provided in section 245C.17, subdivision 1, paragraph (b);

(6) the subject may request in writing that information used to complete the individual's background study in NETStudy 2.0 be destroyed if the requirements of section 245C.051, paragraph (a), are met; and

(7) notwithstanding clause (6), the commissioner shall destroy:

(i) the subject's photograph after a period of two years when the requirements of section 245C.051, paragraph (c), are met; and

(ii) any data collected on a subject under this chapter after a period of two years following the individual's death as provided in section 245C.051, paragraph (d).

Sec. 6. Minnesota Statutes 2018, section 245C.05, subdivision 2d, is amended to read:

Subd. 2d. **Fingerprint data notification.** The commissioner of human services shall notify all background study subjects under this chapter that the Department of Human Services, Department of Public Safety, and the Bureau of Criminal Apprehension do not retain fingerprint data after a background study is completed, and that the Federal Bureau of Investigation only retains the fingerprints of subjects who have a criminal history of Investigation will not retain background study subjects' fingerprints.
Sec. 7. Minnesota Statutes 2019 Supplement, section 245C.05, subdivision 4, is amended to read:

Subd. 4. **Electronic transmission.** (a) For background studies conducted by the Department of Human Services, the commissioner shall implement a secure system for the electronic transmission of:

1. background study information to the commissioner;
2. background study results to the license holder;
3. background study results and relevant underlying investigative information to county and private agencies for background studies conducted by the commissioner for child foster care, including a summary of nondisqualifying results, except as prohibited by law; and
4. background study results to county agencies for background studies conducted by the commissioner for adult foster care and family adult day services and, upon implementation of NETStudy 2.0, family child care and legal nonlicensed child care authorized under chapter 119B.

(b) Unless the commissioner has granted a hardship variance under paragraph (c), a license holder or an applicant must use the electronic transmission system known as NETStudy or NETStudy 2.0 to submit all requests for background studies to the commissioner as required by this chapter.

(c) A license holder or applicant whose program is located in an area in which high-speed Internet is inaccessible may request the commissioner to grant a variance to the electronic transmission requirement.

(d) Section 245C.08, subdivision 3, paragraph (c), applies to results transmitted under this subdivision.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 8. Minnesota Statutes 2019 Supplement, section 245C.08, subdivision 3, is amended to read:

Subd. 3. **Arrest and investigative information.** (a) For any background study completed under this section, if the commissioner has reasonable cause to believe the information is pertinent to the disqualification of an individual, the commissioner also may review arrest and investigative information from:

1. the Bureau of Criminal Apprehension;
2. the commissioners of health and human services;
3. a county attorney;
4. a county sheriff;
5. a county agency;
6. a local chief of police;
7. other states;
8. the courts;
9. the Federal Bureau of Investigation;
(10) the National Criminal Records Repository; and

(11) criminal records from other states.

(b) Except when specifically required by law, the commissioner is not required to conduct more than one review of a subject's records from the Federal Bureau of Investigation if a review of the subject's criminal history with the Federal Bureau of Investigation has already been completed by the commissioner and there has been no break in the subject's affiliation with the entity that initiated the background study.

(c) If the commissioner conducts a national criminal history record check when required by law and uses the information from the national criminal history record check to make a disqualification determination, the data obtained is private data and cannot be shared with county agencies, private agencies, or prospective employers of the background study subject.

(d) If the commissioner conducts a national criminal history record check when required by law and uses the information from the national criminal history record check to make a disqualification determination, the license holder or entity that submitted the study is not required to obtain a copy of the background study subject's disqualification letter under section 245C.17, subdivision 3.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 9. Minnesota Statutes 2018, section 245C.14, subdivision 1, is amended to read:

Subdivision 1. **Disqualification from direct contact.** (a) The commissioner shall disqualify an individual who is the subject of a background study from any position allowing direct contact with persons receiving services from the license holder or entity identified in section 245C.03, upon receipt of information showing, or when a background study completed under this chapter shows any of the following:

(1) a conviction of, admission to, or Alford plea to one or more crimes listed in section 245C.15, regardless of whether the conviction or admission is a felony, gross misdemeanor, or misdemeanor level crime;

(2) a preponderance of the evidence indicates the individual has committed an act or acts that meet the definition of any of the crimes listed in section 245C.15, regardless of whether the preponderance of the evidence is for a felony, gross misdemeanor, or misdemeanor level crime; or

(3) an investigation results in an administrative determination listed under section 245C.15, subdivision 4, paragraph (b).

(b) No individual who is disqualified following a background study under section 245C.03, subdivisions 1 and 2, may be retained in a position involving direct contact with persons served by a program or entity identified in section 245C.03, unless the commissioner has provided written notice under section 245C.17 stating that:

(1) the individual may remain in direct contact during the period in which the individual may request reconsideration as provided in section 245C.21, subdivision 2;

(2) the commissioner has set aside the individual's disqualification for that program or entity identified in section 245C.03, as provided in section 245C.22, subdivision 4; or

(3) the license holder has been granted a variance for the disqualified individual under section 245C.30.
(c) Notwithstanding paragraph (a), for the purposes of a background study affiliated with a licensed family child foster care provider, the commissioner shall disqualify an individual who is the subject of a background study from any position allowing direct contact with persons receiving services from the license holder or entity identified in section 245C.03, upon receipt of information showing, or when a background study completed under this chapter is disqualifying under section 245C.15, subdivision 6.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 10. Minnesota Statutes 2018, section 245C.15, is amended by adding a subdivision to read:

Subd. 6. **Licensed family child foster care disqualifications.** (a) Notwithstanding subdivisions 1 to 5, for a background study affiliated with a licensed family child foster care, regardless of how much time has passed, an individual is disqualified under section 245C.14 if the individual committed an act that resulted in a felony-level conviction for: 609.185 (murder in the first degree); 609.19 (murder in the second degree); 609.195 (murder in the third degree); 609.20 (manslaughter in the first degree); 609.205 (manslaughter in the second degree); 609.2112 (criminal vehicular homicide); 609.223, subdivision 2 (assault in the third degree, past pattern of child abuse); 609.223, subdivision 3 (assault in the third degree, victim under four); a felony offense under sections 609.2242 and 609.2243 (domestic assault), spousal abuse, child abuse or neglect, or a crime against children; 609.2247 (domestic assault by strangulation); 609.25 (kidnapping); 609.255 (false imprisonment); 609.265 (abduction); 609.2661 (murder of an unborn child in the first degree); 609.2662 (murder of an unborn child in the second degree); 609.2663 (murder of an unborn child in the third degree); 609.2664 (manslaughter of an unborn child in the first degree); 609.2665 (manslaughter of an unborn child in the second degree); 609.267 (assault of an unborn child in the first degree); 609.2671 (assault of an unborn child in the second degree); 609.268 (injury or death of an unborn child in the commission of a crime); 609.324, subdivision 1 (other prohibited acts; engaging in, hiring, or agreeing to hire minor to engage in prostitution); 609.342 (criminal sexual conduct in the first degree); 609.343 (criminal sexual conduct in the second degree); 609.344 (criminal sexual conduct in the third degree); 609.345 (criminal sexual conduct in the fourth degree); 609.3451 (criminal sexual conduct in the fifth degree); 609.3453 (criminal sexual predatory conduct); 609.352 (solicitation of children to engage in sexual conduct); 609.377 (malicious punishment of a child); 609.378 (neglect or endangerment of a child); 617.246 (use of minors in sexual performance prohibited); or 617.247 (possession of pictorial representations of minors).

(b) Notwithstanding subdivisions 1 to 5, for the purposes of a background study affiliated with a licensed family foster care license, an individual is disqualified under section 245C.14, regardless of how much time has passed, if the individual:

1. committed an action under paragraph (d) that resulted in death or involved sexual abuse;

2. committed an act that resulted in a felony-level conviction for section 609.746 (interference with privacy);

3. committed an act that resulted in a gross misdemeanor-level conviction for section 609.3451 (criminal sexual conduct in the fifth degree); or

4. committed an act against or involving a minor that resulted in a felony-level conviction for: section 609.221 (assault in the first degree); 609.222 (assault in the second degree); 609.223, subdivision 1 (assault in the third degree); 609.2231 (assault in the fourth degree); or 609.224, subdivision 4 (assault in the fifth degree).

(c) Notwithstanding subdivisions 1 to 5, for a background study affiliated with a licensed family child foster care license, an individual is disqualified under section 245C.14 if:

1. less than five years have passed since the termination of parental rights under section 260C.301, subdivision 1, paragraph (b);
(2) less than five years have passed since a felony-level conviction for: 152.021 (controlled substance crime in the first degree); 152.022 (controlled substance crime in the second degree); 152.023 (controlled substance crime in the third degree); 152.024 (controlled substance crime in the fourth degree); 152.025 (controlled substance crime in the fifth degree); 152.0261 (importing controlled substances across state borders); 152.0262, subdivision 1, paragraph (b) (possession of substance with intent to manufacture methamphetamine); 152.027, subdivision 6, paragraph (c) (sale or possession of synthetic cannabinoids); 152.096 (conspiracies prohibited); 152.097 (simulated controlled substances); 152.136 (anhydrous ammonia; prohibited conduct; criminal penalties; civil liabilities); 152.137 (methamphetamine-related crimes involving children or vulnerable adults); 169A.24 (felony first-degree driving while impaired); 243.166 (violation of predatory offender registration requirements); 609.2113 (criminal vehicular operation; bodily harm); 609.2114 (criminal vehicular operation; unborn child); 609.228 (great bodily harm caused by distribution of drugs); 609.2325 (criminal abuse of a vulnerable adult); 609.235 (use of drugs to injure or facilitate a crime); 609.322 (solicitation, inducement, and promotion of prostitution; sex trafficking); 609.561 (arsen in the first degree); 609.562 (arsen in the second degree); 609.563 (arsen in the third degree); 609.66, subdivision 1e (felony drive-by shooting); 609.687 (adulteration); 609.749, subdivision 3, 4, or 5 (felony-level harassment or stalking); or 609.855, subdivision 5 (shooting at or in a public transit vehicle or facility); or

(3) less than five years have passed since a felony-level conviction for an act not against or involving a minor that constitutes: section 609.221 (assault in the first degree); 609.222 (assault in the second degree); 609.223, subdivision 1 (assault in the third degree); 609.2231 (assault in the fourth degree); or 609.224, subdivision 4 (assault in the fifth degree).

(d) Notwithstanding subdivisions 1 to 5, except as provided in paragraph (a), for a background study affiliated with a licensed family child foster care license, an individual is disqualified under section 245C.14 if less than five years have passed since:

(1) a determination or disposition of the individual's failure to make required reports under section 626.556, subdivision 3, or 626.557, subdivision 3, for incidents in which the final disposition under section 626.556 or 626.557 was substantiated maltreatment and the maltreatment was recurring or serious;

(2) a determination or disposition of the individual's substantiated serious or recurring maltreatment of a minor under section 626.556, a vulnerable adult under section 626.557, or serious or recurring maltreatment in any other state, the elements of which are substantially similar to the elements of maltreatment under section 626.556 or 626.557 and meet the definition of serious maltreatment or recurring maltreatment;

(3) the termination of the individual's parental rights under section 260C.301, subdivision 1, paragraph (a); or

(4) a gross misdemeanor-level conviction for: section 609.746 (interference with privacy); 609.2242 and 609.2243 (domestic assault); 609.377 (malicious punishment of a child); or 609.378 (neglect or endangerment of a child).

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 11. Minnesota Statutes 2019 Supplement, section 245C.24, subdivision 1, is amended to read:

Subdivision 1. **Minimum disqualification periods.** The disqualification periods under subdivisions 3 to § 6 are the minimum applicable disqualification periods. The commissioner may determine that an individual should continue to be disqualified from licensure because the individual continues to pose a risk of harm to persons served by that individual, even after the minimum disqualification period has passed.

**EFFECTIVE DATE.** This section is effective July 1, 2021.
Sec. 12. Minnesota Statutes 2019 Supplement, section 245C.24, subdivision 2, is amended to read:

Subd. 2. **Permanent bar to set aside a disqualification.** (a) Except as provided in paragraphs (b) to (e), the commissioner may not set aside the disqualification of any individual disqualified pursuant to this chapter, regardless of how much time has passed, if the individual was disqualified for a crime or conduct listed in section 245C.15, subdivision 1.

(b) For an individual in the chemical dependency or corrections field who was disqualified for a crime or conduct listed under section 245C.15, subdivision 1, and whose disqualification was set aside prior to July 1, 2005, the commissioner must consider granting a variance pursuant to section 245C.30 for the license holder for a program dealing primarily with adults. A request for reconsideration evaluated under this paragraph must include a letter of recommendation from the license holder that was subject to the prior set-aside decision addressing the individual's quality of care to children or vulnerable adults and the circumstances of the individual's departure from that service.

(c) If an individual who requires a background study for nonemergency medical transportation services under section 245C.03, subdivision 12, was disqualified for a crime or conduct listed under section 245C.15, subdivision 1, and if more than 40 years have passed since the discharge of the sentence imposed, the commissioner may consider granting a set-aside pursuant to section 245C.22. A request for reconsideration evaluated under this paragraph must include a letter of recommendation from the employer. This paragraph does not apply to a person disqualified based on a violation of sections 243.166; 609.185 to 609.205; 609.25; 609.342 to 609.3453; 609.352; 617.23, subdivision 2, clause (1), or 3, clause (1); 617.246; or 617.247.

(d) When a licensed foster care provider adopts an individual who had received foster care services from the provider for over six months, and the adopted individual is required to receive a background study under section 245C.03, subdivision 1, paragraph (a), clause (2) or (6), the commissioner may grant a variance to the license holder under section 245C.30 to permit the adopted individual with a permanent disqualification to remain affiliated with the license holder under the conditions of the variance when the variance is recommended by the county of responsibility for each of the remaining individuals in placement in the home and the licensing agency for the home.

(e) For an individual 18 years of age or older affiliated with a licensed family child foster care program, the commissioner must not set aside the disqualification of any individual disqualified pursuant to this chapter, regardless of how much time has passed, if the individual was disqualified for a crime or conduct listed in section 245C.15, subdivision 6, paragraph (a).

(f) In connection with a license for family child foster care, the commissioner may grant a variance to the disqualification for an individual who is under 18 years of age at the time the background study is submitted.

**EFFECTIVE DATE.** This section is effective July 1, 2021.

Sec. 13. Minnesota Statutes 2019 Supplement, section 245C.24, subdivision 3, is amended to read:

Subd. 3. **Ten-year bar to set aside disqualification.** (a) The commissioner may not set aside the disqualification of an individual in connection with a license to provide family child care for children, foster care for children in the provider's home, or foster care or day care services for adults in the provider's home if: (1) less than ten years has passed since the discharge of the sentence imposed, if any, for the offense; or (2) when disqualified based on a preponderance of evidence determination under section 245C.14, subdivision 1, paragraph (a), clause (2), or an admission under section 245C.14, subdivision 1, paragraph (a), clause (1), and less than ten years has passed since the individual committed the act or admitted to committing the act, whichever is later; and (3) the individual has committed a violation of any of the following offenses: sections 609.165 (felon ineligible to possess firearm); criminal vehicular homicide or criminal vehicular operation causing death under 609.2112, 609.2113, or 609.2114 (criminal vehicular homicide or injury); 609.215 (aiding suicide or aiding attempted suicide); felony violations
under 609.223 or 609.2231 (assault in the third or fourth degree); 609.229 (crimes committed for benefit of a gang); 609.713 (terroristic threats); 609.235 (use of drugs to injure or to facilitate crime); 609.24 (simple robbery); 609.255 (false imprisonment); 609.562 (arson in the second degree); 609.71 (riot); 609.498, subdivision 1 or 1b (aggravated first-degree or first-degree tampering with a witness); burglary in the first or second degree under 609.582 (burglary); 609.66 (dangerous weapon); 609.665 (spring guns); 609.67 (machine guns and short-barreled shotguns); 609.749, subdivision 2 (gross misdemeanor harassment); 152.021 or 152.022 (controlled substance crime in the first or second degree); 152.023, subdivision 1, clause (3) or (4) or subdivision 2, clause (4) (controlled substance crime in the third degree); 152.024, subdivision 1, clause (2), (3), or (4) (controlled substance crime in the fourth degree); 609.224, subdivision 2, paragraph (c) (fifth-degree assault by a caregiver against a vulnerable adult); 609.23 (mistreatment of persons confined); 609.231 (mistreatment of residents or patients); 609.2325 (criminal abuse of a vulnerable adult); 609.233 (criminal neglect of a vulnerable adult); 609.2335 (financial exploitation of a vulnerable adult); 609.234 (failure to report); 609.265 (abduction); 609.2664 to 609.2665 (manslaughter of an unborn child in the first or second degree); 609.267 to 609.2672 (assault of an unborn child in the first, second, or third degree); 609.268 (injury or death of an unborn child in the commission of a crime); repeat offenses under 617.23 (indecent exposure); 617.293 (disseminating or displaying harmful material to minors); a felony-level conviction involving alcohol use, a gross misdemeanor offense under 609.324, subdivision 1 (other prohibited acts); a gross misdemeanor offense under 609.378 (neglect or endangerment of a child); a gross misdemeanor offense under 609.377 (malicious punishment of a child); 609.72, subdivision 3 (disorderly conduct against a vulnerable adult); or 624.713 (certain persons not to possess firearms); or Minnesota Statutes 2012, section 609.21.

(b) The commissioner may not set aside the disqualification of an individual if less than ten years have passed since the individual’s aiding and abetting, attempt, or conspiracy to commit any of the offenses listed in paragraph (a) as each of these offenses is defined in Minnesota Statutes.

(c) The commissioner may not set aside the disqualification of an individual if less than ten years have passed since the discharge of the sentence imposed for an offense in any other state or country, the elements of which are substantially similar to the elements of any of the offenses listed in paragraph (a).

EFFECTIVE DATE. This section is effective July 1, 2021.

Sec. 14. Minnesota Statutes 2018, section 245C.24, subdivision 4, is amended to read:

Subd. 4. Seven-year bar to set aside disqualification. The commissioner may not set aside the disqualification of an individual 18 years of age or older in connection with a license to provide family child care for children in the provider's home, or foster care for children in the provider's home, or foster care or day care services for adults in the provider's home if within seven years preceding the study:

(1) the individual committed an act that constitutes maltreatment of a child under section 626.556, subdivision 10e, and the maltreatment resulted in substantial bodily harm as defined in section 609.02, subdivision 7a, or substantial mental or emotional harm as supported by competent psychological or psychiatric evidence; or

(2) the individual was determined under section 626.557 to be the perpetrator of a substantiated incident of maltreatment of a vulnerable adult that resulted in substantial bodily harm as defined in section 609.02, subdivision 7a, or substantial mental or emotional harm as supported by competent psychological or psychiatric evidence.

EFFECTIVE DATE. This section is effective July 1, 2021.

Sec. 15. Minnesota Statutes 2018, section 245C.24, is amended by adding a subdivision to read:

Subd. 6. Five year bar to set aside disqualification; family child foster care. (a) The commissioner shall not set aside the disqualification of an individual 18 years of age or older in connection with a license for foster care for children in the provider's home if within five years preceding the study the individual is convicted of a felony in section 245C.15, subdivision 6, paragraph (c).
(b) In connection with a license for family child foster care, the commissioner may set aside or grant a variance to the disqualification for an individual who is under 18 years of age at the time the background study is submitted.

**EFFECTIVE DATE.** This section is effective July 1, 2021."

Delete the title and insert:

"A bill for an act relating to human services; modifying provisions governing child foster care and background studies; amending Minnesota Statutes 2018, sections 245A.16, by adding a subdivision; 245C.02, by adding a subdivision; 245C.05, subdivisions 2c, 2d; 245C.14, subdivision 1; 245C.15, by adding a subdivision; 245C.24, subdivision 4, by adding a subdivision; Minnesota Statutes 2019 Supplement, sections 245A.05; 245A.07, subdivision 1; 245C.05, subdivision 4; 245C.08, subdivision 3; 245C.24, subdivisions 1, 2, 3."

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

Carlson, L., from the Committee on Ways and Means to which was referred:

H. F. No. 4611, A bill for an act relating to economic development; establishing a program for emergency community relief grants; appropriating money.

Reported the same back with the following amendments:

Page 2, after line 15, insert:

"Subd. 6. **Reporting on use of funds.** Community action agencies receiving grants under this section must submit quarterly reports to the commissioner of human services on a form developed by the commissioner with information about the purposes for which the funds were awarded to individuals in accordance with this section. The first quarterly report must be submitted no later than July 15, 2020, and the last quarterly report must be submitted no later than August 1, 2021.""

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

Carlson, L., from the Committee on Ways and Means to which was referred:

H. F. No. 4673, A bill for an act relating to local government aid; providing aid and grants to counties, cities, and towns to fund expenses related to COVID-19; appropriating money from the coronavirus relief federal fund.

Reported the same back with the following amendments:

Page 2, after line 27, insert:

"(c) A city or town with a population less than 500 may apply to a county for a grant, to be paid from the county aid distribution under subdivision 2 to cover costs incurred by the city or town that are allowed uses under paragraph (a). The county may require the city or town to provide sufficient information to demonstrate that the cost incurred..."
meets the requirements of title V of Public Law 116-136. Upon appropriate documentation, the county must make a grant of up to the lesser of: (1) $25 multiplied by the population of the city or town located in the county; or (2) the amount of documented allowed costs. The county, at its discretion, may increase the grant above this amount, but to no more than the amount of documented allowed costs. Any application for a grant under this paragraph must be made no later than September 1, 2020, and any grants made under this subdivision must be paid to the city or town no later than September 20, 2020.”

Page 4, line 15, delete everything after the period
Page 4, delete lines 16 to 18
Page 4, line 19, delete “allowances in subdivision 2 and distribute the available appropriation.”

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1050, 4611 and 4673 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 3204, 3258, 3683, 3745 and 3808 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Sauke introduced:

H. F. No. 4685, A bill for an act relating to capital investment; appropriating money for a Mayo Memorial on the Capitol grounds; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Capital Investment Division.

Hamilton introduced:

H. F. No. 4686, A bill for an act relating to taxation; individual income; modifying the credit for parents of stillborn children; amending Minnesota Statutes 2018, section 290.0685, subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.
Torkelson introduced:

H. F. No. 4687, A bill for an act relating to public safety; requiring a salary increase for state patrol troopers; appropriating money; amending Laws 2019, First Special Session chapter 3, article 1, sections 2, subdivisions 2, 5; 4, subdivision 2.

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

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.

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 House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 3356, A bill for an act relating to state government; changing a provision for publication in the State Register; changing the date for the annual report on events held in the Capitol building; amending Minnesota Statutes 2018, sections 14.46, subdivisions 3, 4; 16B.2405, subdivision 2.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sauke moved that the House concur in the Senate amendments to H. F. No. 3356 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 3356, A bill for an act relating to state government; changing a provision for publication in the State Register; changing the date for the annual report on events held in the Capitol building; amending Minnesota Statutes 2018, sections 14.46, subdivisions 3, 4; 16B.2405, subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.
The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

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 Sunday, May 17, 2020 and established a prefiling requirement for amendments offered to the following bills:

S. F. Nos. 3800, 3808, 3683, 3258, 3322, 3204 and 3745; and H. F. Nos. 125 and 163.

CALENDAR FOR THE DAY

H. F. No. 4206, A bill for an act relating to workers' compensation; adopting recommendations of the 2020 Workers' Compensation Advisory Council; amending Minnesota Statutes 2018, sections 79A.02, subdivision 4; 79A.04, subdivision 2; 79A.06, subdivision 5; 79A.22, subdivision 13; 79A.24, subdivision 2; 176.011, subdivision 15; 176.102, subdivision 10; 176.111, subdivision 22; 176.135, subdivision 1; 176.185, by adding a subdivision; 176.223; Minnesota Statutes 2019 Supplement, sections 176.181, subdivision 2; 176.231, subdivisions 5, 6, 9, 9a; 176.2611, subdivision 5; 176.2612, subdivisions 1, 3; 176.275, subdivision 2; 176.285, subdivision 1; repealing Minnesota Statutes 2018, section 176.181, subdivision 6.

The bill was read for the third time and placed upon its final passage.
The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Acomb    Demuth    Hausman    Lien    Nelson, N.    Sauke  
Albright  Dettmer   Heinrich   Lillie   Neu       Schomacker  
Anderson  Drazkowski  Heintzman  Lippert  Noor      Schultz    
Backer    Ecklund   Her        Lislegard  Nornes    Scott     
Bahner    Edelson   Hertaus    Long     Novotny   Stephenson  
Becker-Finn Elkins    Hornstein  Lucero    O'Driscoll  Sundin    
Bennett   Erickson  Howard     Lueck     Olson     Swedzinski  
Bernardy  Fabian    Huot       Mahoney  O'Neil    Tabke      
Bierman   Fischer   Johnson    Mann     Pelowski   Theis      
Boe       Franson   Jordan     Mariani  Persell    Torkelson  
Brand     Freiberg  Jurgens    Marquart  Petersburg  Udahl     
Cantrell  Garofalo  Kiel       Masin     Pierson    Vang       
Carlson, A. Gomez    Klevorn   McDonald  Pinto     Vogel      
Carlson, L. Green    Koegel    Mekeland  Poppe     Wagenius   
Christensen Grossell  Kotyza-Witthuhn  Miller  Poston    Wazlawik  
Claffin    Gruenhagen  Koznick    Moller    Pryor     West       
Considine Gunther  Kresha    Moran     Quam      Winkler    
Daniels   Haley    Kunesh-Podein  Morrison  Richardson  Wolgamott  
Daudt     Halverson  Layman     Munson    Robbins   Xiong, J.  
Davids    Hamilton  Lee        Murphy    Runbeck   Youakim   
Davnie    Hansen   Lesch      Nash     Sandell    Spk. Hortman 
Dehn      Hassan    Liebling  Nelson, M.  Sandstede

The bill was passed and its title agreed to.

Mahoney was excused between the hours of 11:00 a.m. and 12:15 p.m.

The Speaker called Halverson to the Chair.

Hortman was excused between the hours of 11:05 a.m. and 12:55 p.m.

H. F. No. 2682, A bill for an act relating to legacy; appropriating money from outdoor heritage fund; appropriating money for Medal of Honor memorial; extending and modifying previous appropriations from legacy funds; amending Minnesota Statutes 2018, section 97A.056, subdivision 5; Laws 2017, chapter 91, article 1, section 2, subdivision 3; article 4, section 2, subdivision 2; Laws 2019, First Special Session chapter 2, article 1, section 2, subdivision 5; article 4, section 2, subdivisions 2, 8; Laws 2019, First Special Session chapter 10, article 1, section 24, subdivision 2.

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

The question was taken on the passage of the bill and the roll was called. There were 110 yeas and 21 nays as follows:

Those who voted in the affirmative were:

Acomb    Backer    Bennett  Boe    Carlson, A.    Claflin 
Albright  Bahner   Bernardy  Brand  Carlson, L.   Considine 
Anderson  Becker-Finn  Bierman  Cantrell  Christensen  Daniels 

Those who voted in the negative were:

- Bahr
- Drazkowski
- Garofalo
- Green

The bill was passed and its title agreed to.

H. F. No. 4597, A bill for an act relating to horse racing; modifying certain revenue and reimbursement provisions; granting certain discretion to the commission for operation of a card club; amending Minnesota Statutes 2018, section 240.30, subdivisions 5, 9; Minnesota Statutes 2019 Supplement, sections 240.13, subdivision 5; 240.131, subdivision 7.

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

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 34 nays as follows:

Those who voted in the affirmative were:

- Acomb
- Albright
- Anderson
- Bakke
- Bahner
- Becker-Finn
- Bennett
- Bernardy
- Bierman
- Boehlje
- Brand
- Cantrell
- Carlson, A.
- Carlson, L.
- Christensen
- Clafin
- Considine
- Daniels
- Daudt
- Davids
- Darnaud
- Dettmer
- Dehn
- Demuth
- Dettert
- Ecklund
- Edelson
- Elkins
- Erickson
- Fabian
- Fischer
- Franson
- Freiberg
- Gomez
- Gunther
- Haley
- Halverson
- Hamilton
- Hansen
- Hassan
- Hausman
- Heintzeman
- Her
- Hertaus
- Hornstein
- Howard
- Huot
- Jurgens
- Kiel
- Klevorn
- Koegel
- Kotyza-Wittuh
- Kresha
- Kruys-Podein
- Layman
- Lee
- Lesch
- Liebling
- Lien
- Lillie
- Lindstrom
- Lueck
- Mann
- Mariani
- Marquart
- Masin
- Moller
- Moran
- Morris
- Mortensen
- H. F. No. 4597, A bill for an act relating to horse racing; modifying certain revenue and reimbursement provisions; granting certain discretion to the commission for operation of a card club; amending Minnesota Statutes 2018, section 240.30, subdivisions 5, 9; Minnesota Statutes 2019 Supplement, sections 240.13, subdivision 5; 240.131, subdivision 7.

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

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 34 nays as follows:

Those who voted in the affirmative were:

- Acomb
- Albright
- Anderson
- Bakke
- Bahner
- Becker-Finn
- Bennett
- Bernardy
- Bierman
- Boehlje
- Brand
- Cantrell
- Carlson, A.
- Carlson, L.
- Christensen
- Clafin
- Considine
- Daniels
- Daudt
- Davids
- Darnaud
- Dettmer
- Dehn
- Demuth
- Dettert
- Ecklund
- Edelson
- Elkins
- Erickson
- Fabian
- Fischer
- Franson
- Freiberg
- Gomez
- Gunther
- Haley
- Halverson
- Hamilton
- Hansen
- Hassan
- Hausman
- Heintzeman
- Her
- Hertaus
- Hornstein
- Howard
- Huot
- Jurgens
- Kiel
- Klevorn
- Koegel
- Kotyza-Wittuh
- Kresha
- Kruys-Podein
- Layman
- Lee
- Lesch
- Liebling
- Lien
- Lillie
- Lindstrom
- Lueck
- Mann
- Mariani
- Marquart
- Masin
- Moller
- Moran
- Morris
- Mortensen
- H. F. No. 4597, A bill for an act relating to horse racing; modifying certain revenue and reimbursement provisions; granting certain discretion to the commission for operation of a card club; amending Minnesota Statutes 2018, section 240.30, subdivisions 5, 9; Minnesota Statutes 2019 Supplement, sections 240.13, subdivision 5; 240.131, subdivision 7.

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

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 34 nays as follows:

Those who voted in the affirmative were:

- Acomb
- Albright
- Anderson
- Bakke
- Bahner
- Becker-Finn
- Bennett
- Bernardy
- Bierman
- Boehlje
- Brand
- Cantrell
- Carlson, A.
- Carlson, L.
- Christensen
- Clafin
- Considine
- Daniels
- Daudt
- Davids
- Darnaud
- Dettmer
- Dehn
- Demuth
- Dettert
- Ecklund
- Edelson
- Elkins
- Erickson
- Fabian
- Fischer
- Franson
- Freiberg
- Gomez
- Gunther
- Haley
- Halverson
- Hamilton
- Hansen
- Hassan
- Hausman
- Heintzeman
- Her
- Hertaus
- Hornstein
- Howard
- Huot
- Jurgens
- Kiel
- Klevorn
- Koegel
- Kotyza-Wittuh
- Kresha
- Kruys-Podein
- Layman
- Lee
- Lesch
- Liebling
- Lien
- Lillie
- Lindstrom
- Lueck
- Mann
- Mariani
- Marquart
- Masin
- Moller
- Moran
- Morris
- Mortensen
- H. F. No. 4597, A bill for an act relating to horse racing; modifying certain revenue and reimbursement provisions; granting certain discretion to the commission for operation of a card club; amending Minnesota Statutes 2018, section 240.30, subdivisions 5, 9; Minnesota Statutes 2019 Supplement, sections 240.13, subdivision 5; 240.131, subdivision 7.

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

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 34 nays as follows:

Those who voted in the affirmative were:

- Acomb
- Albright
- Anderson
- Bakke
- Bahner
- Becker-Finn
- Bennett
- Bernardy
- Bierman
- Boehlje
- Brand
- Cantrell
- Carlson, A.
- Carlson, L.
- Christensen
- Clafin
- Considine
- Daniels
- Daudt
- Davids
- Darnaud
- Dettmer
- Dehn
- Demuth
- Dettert
- Ecklund
- Edelson
- Elkins
- Erickson
- Fabian
- Fischer
- Franson
- Freiberg
- Gomez
- Gunther
- Haley
- Halverson
- Hamilton
- Hansen
- Hassan
- Hausman
- Heintzeman
- Her
- Hertaus
- Hornstein
- Howard
- Huot
- Jurgens
- Kiel
- Klevorn
- Koegel
- Kotyza-Wittuh
- Kresha
- Kruys-Podein
- Layman
- Lee
- Lesch
- Liebling
- Lien
- Lillie
- Lindstrom
- Lueck
- Mann
- Mariani
- Marquart
- Masin
- Moller
- Moran
- Morris
- Mortensen
- H. F. No. 4597, A bill for an act relating to horse racing; modifying certain revenue and reimbursement provisions; granting certain discretion to the commission for operation of a card club; amending Minnesota Statutes 2018, section 240.30, subdivisions 5, 9; Minnesota Statutes 2019 Supplement, sections 240.13, subdivision 5; 240.131, subdivision 7.

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

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 34 nays as follows:

Those who voted in the affirmative were:

- Acomb
- Albright
- Anderson
- Bakke
- Bahner
- Becker-Finn
- Bennett
- Bernardy
- Bierman
- Boehlje
- Brand
- Cantrell
- Carlson, A.
- Carlson, L.
- Christensen
- Clafin
- Considine
- Daniels
- Daudt
- Davids
- Darnaud
- Dettmer
- Dehn
- Demuth
- Dettert
- Ecklund
- Edelson
- Elkins
- Erickson
- Fabian
- Fischer
- Franson
- Freiberg
- Gomez
- Gunther
- Haley
- Halverson
- Hamilton
- Hansen
- Hassan
- Hausman
- Heintzeman
- Her
- Hertaus
- Hornstein
- Howard
- Huot
- Jurgens
- Kiel
- Klevorn
- Koegel
- Kotyza-Wittuh
- Kresha
- Kruys-Podein
- Layman
- Lee
- Lesch
- Liebling
- Lien
- Lillie
- Lindstrom
- Lueck
- Mann
- Mariani
- Marquart
- Masin
- Moller
- Moran
- Morris
- Mortensen
The bill was passed and its title agreed to.

S. F. No. 3435, A bill for an act relating to real estate; modifying appraisal management company licensure; amending Minnesota Statutes 2018, sections 82C.03, subdivision 5; 82C.06; 82C.08, subdivisions 1, 2.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 8 nays as follows:

Those who voted in the affirmative were:

Acomb
Albright
Anderson
Backer
Bahr
Demuth
Drazkowski
Erickson
Fabian
Franson

Hassan
Hausman
Heinrich
Heintzman
Hertaus
Green
Grossell
Gruenhagen
Heintzman
Hertaus

Liebling
Lien
Lillie
Lippert
Her
Johnson
Johnson
Johnson
Nash

Lislegard
Long
Mahoney
Mann
Mariani
Marquart
Masin
Miller
Mesch-Podein
Melson

Normes
Novotny
O'Driscoll
Olson
O'Neill
O'Neill
Pelowski
Persell
Petersburg
Pisano

Poston
Poston
Pryor
Quam
Quam

Richardson
Robbins
Runbeck
Sandell
Sandstede

Schultz
Scott
Stephenson
Sundin
Swedzinski
Tabke
Theis
Torkelson
Urdahl
Vang

Wagenius
Wazlawik
Xiong, J.
Xiong, T.
Youakim

Those who voted in the negative were:

Bahr
Drazkowski

Hertaus
Lucero

McDonald
Mekeland

Munson
Nash

Those who voted in the negative were:

Bahr
Drazkowski
S. F. No. 3589, A bill for an act relating to financial institutions; modifying authorized investments for banks and trust companies; amending Minnesota Statutes 2018, section 48.61, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 4500, A bill for an act relating to state government; providing COVID-19 grant extensions; requiring a report.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 8 nays as follows:

Those who voted in the affirmative were:

Acomb  Bennett  Carlson, A.  Daudt  Ecklund  Freiberg
Albright  Bernardy  Carlson, L.  Davids  Edelson  Garofalo
Anderson  Bierman  Christensen  Davnie  Elkins  Gomez
Backer  Boe  Claflin  Dehn  Fabian  Green
Bahner  Brand  Considine  Demuth  Fischer  Grossell
Becker-Finn  Cantrell  Daniels  Dettmer  Franson  Gunther
Those who voted in the negative were:

Bahr  Erickson  Lucero  Miller
Drazkowski  Gruenhagen  Mekeland  Munson

The bill was passed and its title agreed to.

The Speaker resumed the Chair.

Marquart was excused between the hours of 1:05 p.m. and 2:30 p.m.

H. F. No. 3103, A bill for an act relating to human rights; adding a definition of race to the Minnesota Human Rights Act; amending Minnesota Statutes 2018, section 363A.03, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 92 yeas and 39 nays as follows:

Those who voted in the affirmative were:

Acomb  Dehn  Howard  Mahoney  Persell  Theis
Albright  Demuth  Huot  Mann  Piersen  Udahl
Bahner  Dettmer  Jordan  Mariani  Pinto  Vang
Becker-Finn  Ecklund  Jurgens  Masin  Poppe  Wagenius
Bennett  Edelson  Klevorn  Moller  Poston  Wazlawik
Bernardy  Elkins  Koegel  Moran  Pryor  West
Bierman  Fischer  Kotyza-Witthuhn  Morrison  Richardson  Winkler
Boe  Freiberg  Kunesch-Podein  Murphy  Robbins  Wolgamott
Brand  Gomez  Lee  Nash  Sandell  Xiong, J.
Cantrell  Halverson  Lesch  Nelson, M.  Sandstede  Xiong, T.
Carlson, A.  Hamilton  Liebling  Nelson, N.  Sauke  Youakim
Carlson, L.  Hansen  Lillie  Ne  Schultz  Spk. Hortman
Christensen  Hassan  Lippert  O’Driscoll  Stephenson  Tabke
Clafin  Hausman  Lisleard  Olson  Tabke
Considine  Her  Lislegard  Pelowski  Torkelson
Davnie  Hornstein  Long  Quam  Vogel
Haley  Jurgens  Lislegard  Nelson, N.  Pryor  West
Halverson  Kiel  Long  Neu  Quam  Winkler
Hamilton  Klevorn  Lueck  Noor  Richardson  Youakim
Hansen  Koegel  Mahoney  Nornes  Robbins  West
Hassan  Kotyza-Witthuhn  Mann  Novotny  Runbeck  Xiong, J.
Hausman  Koznick  Mariani  O’Driscoll  Sandell  Xiong, T.
Heinrich  Kresha  Marquart  Olson  Sandstede  Wagenius
Heintzeman  Kunesh-Podein  Masin  O’Neill  Schomacker  Wolgamott
Her  Layman  McDonald  Pelowski  Schultz  Winkler
Hertaus  Lee  Moller  Persell  Scott  Youakim
Hornstein  Lesch  Moran  Petersburg  Scott  Youakim
Howard  Liebling  Morrison  Piersen  Stephenson  Xiong, J.
Huot  Lien  Murphy  Pinto  Sundin  Xiong, T.
Johnson  Lillie  Nash  Poppe  Swedzniski  Tabke
Jordan  Lippert  Nelson, M.  Poston  Tabke

Spk. Hortman
Those who voted in the negative were:

<table>
<thead>
<tr>
<th>Anderson</th>
<th>Erickson</th>
<th>Gunther</th>
<th>Koznick</th>
<th>Miller</th>
<th>Schomacker</th>
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<tr>
<td>Backer</td>
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<td>Haley</td>
<td>Kresha</td>
<td>Munson</td>
<td>Swedzinski</td>
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<td>Bahr</td>
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<td>Torkelson</td>
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<td>Daniels</td>
<td>Garofalo</td>
<td>Heintzman</td>
<td>Lucero</td>
<td>Novotny</td>
<td>Vogel</td>
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<td>Daudt</td>
<td>Green</td>
<td>Hertaus</td>
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<td>Davids</td>
<td>Grossell</td>
<td>Johnson</td>
<td>McDonald</td>
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<tr>
<td>Drazkowski</td>
<td>Gruenhagen</td>
<td>Kiel</td>
<td>Mekeland</td>
<td>Runbeck</td>
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</table>

The bill was passed and its title agreed to.

H. F. No. 1842 was reported to the House.

Swedzinski moved to amend H. F. No. 1842, the second engrossment, as follows:

Page 7, after line 3, insert:

"Sec. 6. APPROPRIATION; UTILITY RATEPAYER RELIEF BILL CREDIT.

(a) Notwithstanding Minnesota Statutes, section 116C.779, subdivision 1, paragraph (i), beginning in fiscal year 2020 and each fiscal year thereafter, any funds remaining in the renewable development account established in Minnesota Statutes, section 116C.779, subdivision 1, that have not, as of June 30, been appropriated, encumbered, or allocated under any act enacted during the regular session of the legislature, or under Minnesota Statutes, section 116C.779, subdivision 1, are appropriated no later than July 1 of the following fiscal year to the commissioner of commerce for transfer to the public utility subject to Minnesota Statutes, section 116C.779, to provide bill credits to the utility's retail electric customers as provided under paragraph (b).

(b) In order to provide immediate relief to residential, commercial, and industrial electric customers, no later than 30 days after the date the transfer occurs under paragraph (a), the public utility subject to Minnesota Statutes, section 116C.779, must provide a bill credit to each of its existing retail electric customers consisting of the customer's share of the transfer made under paragraph (a), based on the amount the customer contributed to the amounts collected by the public utility under Minnesota Statutes, section 116C.779, subdivision 1, over the previous 12 months.

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

A roll call was requested and properly seconded.

The question was taken on the Swedzinski amendment and the roll was called. There were 58 yeas and 74 nays as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Albright</th>
<th>Bennett</th>
<th>Davids</th>
<th>Erickson</th>
<th>Green</th>
<th>Haley</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anderson</td>
<td>Boe</td>
<td>Demuth</td>
<td>Fabian</td>
<td>Grossell</td>
<td>Hamilton</td>
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<tr>
<td>Backer</td>
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<td>Dettmer</td>
<td>Franson</td>
<td>Gruenhagen</td>
<td>Heinrich</td>
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<tr>
<td>Bahr</td>
<td>Daudt</td>
<td>Drazkowski</td>
<td>Garofalo</td>
<td>Gunther</td>
<td>Heintzman</td>
</tr>
</tbody>
</table>
The motion did not prevail and the amendment was not adopted.

Swedzinski moved to amend H. F. No. 1842, the second engrossment, as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 2018, section 116C.779, is amended by adding a subdivision to read:

Subd. 1a. **Payment termination.** (a) The commissioner of management and budget shall track the cumulative transfers made to the account and its predecessor, the renewable development account, each year since 1999 for each dry cask containing spent fuel that is stored at an independent spent-fuel storage facility at Prairie Island or Monticello. During the time when state law required the public utility to transfer a specific amount of funds to the account for all the casks stored, the per-cask allocation shall be calculated by dividing the total amount transferred by the number of casks stored that year.

(b) No additional transfers to the account shall be made for a cask whose cumulative transfers, as determined by the commissioner of management and budget under paragraph (a), have reached $10,000,000 or more. The commissioner of management and budget shall notify the public utility that no additional transfers to the account for that cask shall be made.

(c) This subdivision does not affect any provisions of subdivision 1, paragraph (c) or (d), with respect to transfers to the account made after a plant has ceased operation.

**EFFECTIVE DATE.** This section is effective the day following final enactment and applies to transfers to the account scheduled to be made in 2025 and thereafter."

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.
H. F. No. 1842, A bill for an act relating to energy; modifying the solar energy incentive program; establishing various renewable energy and other energy-related programs; governing a certain utility filing; requiring reports; appropriating money; amending Minnesota Statutes 2019 Supplement, section 116C.7792; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

The question was taken on the passage of the bill and the roll was called. There were 84 yeas and 49 nays as follows:

Those who voted in the affirmative were:


Those who voted in the negative were:

Albright  Drazkowski  Hamilton  Lueck  O'Neill  Torkelson  Anderson  Erickson  Heinrich  McDonald  Petersburg  Udahl  Backer  Fabian  Heintzman  Mekeland  Pierson  Vogel  Bahr  Franson  Hertaus  Munson  Quam  West  Bennett  Garofalo  Johnson  Nash  Robbins  Daudt  Grossell  Koznick  Nornes  Runbeck  Daub  Grossell  Koznick  Nornes  Schomacker  Davids  Gruenhagen  Kresha  Novotny  Scott  Detmer  Gunther  Lucero  O'Driscoll  Theis

The bill was passed and its title agreed to.

There being no objection, the order of business reverted to Reports of Standing Committees and Divisions.

**REPORTS OF STANDING COMMITTEES AND DIVISIONS**

Carlson, L., from the Committee on Ways and Means to which was referred:

S. F. No. 4494, A bill for an act relating to telecommunications; establishing a grant program for distance learning equipment; establishing a grant program for telemedicine equipment purchased to deal with COVID-19; requiring reports; appropriating money.
Reported the same back with the following amendments:

Page 1, line 6, delete "GRANT PROGRAM" and insert "FUNDING"

Page 1, line 7, delete "Definition" and insert "Definitions" and delete the comma and insert ": (1)"

Page 1, line 8, before the period, insert ", and (2) "school" means a school district, charter school, or cooperative unit"

Page 1, line 9, after "Establishment" insert ": purpose" and delete "grant" and insert "funding"

Page 1, after line 14, insert:

"Subd. 3. Aid amount. Each school is eligible for onetime distance learning aid equal to the lesser of:

(1) the school's actual expenditures under subdivision 4; or

(2) an allowance equal to the amount appropriated in section 3, paragraph (a), divided by the statewide enrollment for fiscal year 2019 times the students enrolled in each school during fiscal year 2019."

Renumber the subdivisions in sequence

Page 1, line 15, delete "A grant awarded" and insert "Aid received" and delete "may" and insert "must"

Page 1, line 19, delete "reimburse a school district or charter school" and insert "pay"

Page 2, line 1, delete "reimburse a school district or charter school" and insert "pay"

Page 2, delete subdivisions 4 to 6 and insert:

"Subd. 5. Schools to report expenditures. Every school that receives aid under this section must submit a report to the commissioner of education by February 15, 2021, documenting its expenditures and describing the onetime and permanent improvements made to its distance learning access delivery system."

Page 4, after line 19, insert:

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

Page 4, line 21, delete "$8,000,000" and insert "$15,000,000"

Page 5, line 20, delete everything after the second period

Page 5, delete lines 21 to 26 and insert:

"(d) The commissioner of management and budget must determine whether any of the expenditures an appropriation is made for under this section is an eligible use of federal funding received under the Coronavirus Aid, Relief, and Economic Security (CARES) Act, Public Law 116-136, title V. If the commissioner of management and budget determines an expenditure is eligible for funding under title V of the CARES Act, the amount for the eligible expenditure is appropriated from the account where CARES Act money has been deposited and the corresponding amount appropriated under this section cancels to the general fund."
Page 5, after line 27, insert:

"Sec. 4. **APPROPRIATIONS GIVEN EFFECT ONCE.**

If an appropriation in this act is enacted more than once in the 2020 regular legislative session, the appropriations must be given effect only once.

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

Amend the title as follows:

Page 1, line 2, delete "grant" and insert "funding"

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

**SECOND READING OF SENATE BILLS**

S. F. No. 4494 was read for the second time.

**MOTIONS AND RESOLUTIONS**

Wagenius moved that the names of Schultz and Claflin be added as authors on H. F. No. 1842. The motion prevailed.

Murphy moved that the name of Hansen be added as an author on H. F. No. 2529. The motion prevailed.

Liebling moved that the name of Schultz be added as an author on H. F. No. 2604. The motion prevailed.

Lee moved that the name of Cantrell be added as an author on H. F. No. 3060. The motion prevailed.

Moran moved that the name of Bernardy be added as an author on H. F. No. 3103. The motion prevailed.

Wazlawik moved that the name of Cantrell be added as an author on H. F. No. 3376. The motion prevailed.

Mariani moved that the name of Johnson be added as an author on H. F. No. 3391. The motion prevailed.

Hassan moved that the name of Wagenius be added as an author on H. F. No. 4594. The motion prevailed.

Davids moved that the name of Robbins be added as an author on H. F. No. 4596. The motion prevailed.

Green moved that the name of Dettmer be added as an author on H. F. No. 4629. The motion prevailed.

Wagenius moved that the name of Acomb be added as an author on H. F. No. 4676. The motion prevailed.
Garofalo moved that the name of Boe be added as an author on H. F. No. 4682. The motion prevailed.

Garofalo moved that the name of Boe be added as an author on H. F. No. 4683. The motion prevailed.

**MOTION TO FIX TIME TO CONVENE**

Becker-Finn moved that when the House adjourns today it adjourn until 10:00 a.m., Saturday, May 16, 2020. The motion prevailed.

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. 512.

CAL R. LUDEMAN, Secretary of the Senate

**FIRST READING OF SENATE BILLS**

S. F. No. 512, A bill for an act relating to state government; making temporary adjustments to gambling control laws in response to COVID-19; amending Minnesota Statutes 2018, section 349.19, by adding a subdivision.

The bill was read for the first time.

Halverson moved that S. F. No. 512 and H. F. No. 356, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

**ADJOURNMENT**

Becker-Finn moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Saturday, May 16, 2020.

PATRICK D. MURPHY, Chief Clerk, House of Representatives