## FORTY-SEVENTH DAY

St. Paul, Minnesota, Tuesday, April 27, 2021

The Senate met at 10:00 a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Pastor Mike Smith.

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

The roll was called, and the following Senators were present:

Abeler	Draheim	Howe	Marty	Rest
Anderson	Duckworth	Ingebrigtsen	Mathews	Rosen
Bakk	Dziedzic	Isaacson	McEwen	Ruud
Benson	Eaton	Jasinski	Miller	Senjem
Bigham	Eichorn	Johnson	Murphy	Tomassoni
Carlson	Eken	Johnson Stewart	Nelson	Torres Ray
Chamberlain	Fateh	Kent	Newman	Utke
Champion	Franzen	Kiffmeyer	Newton	Weber
Clausen	Frentz	Klein	Osmek	Westrom
Coleman	Gazelka	Koran	Pappas	Wiger
Cwodzinski	Goggin	Kunesh	Port	Wiklund
Dahms	Hawi	Lang	Pratt	
Dibble	Hoffman	Latz	Putnam	
Dornink	Housley	Limmer	Rarick	

Pursuant to Rule 14.1, the President announced the following members intend to vote under Rule 40.7: Abeler, Anderson, Carlson, Champion, Clausen, Coleman, Duckworth, Dziedzic, Eaton, Fateh, Goggin, Hawj, Howe, Ingebrigtsen, Isaacson, Johnson Stewart, Kent, Kunesh, Lang, Latz, Mathews, McEwen, Newman, Newton, Osmek, Port, Pratt, Rest, Senjem, and Torres Ray

The President declared a quorum present.

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

### **MESSAGES FROM THE HOUSE**

### Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 959: A bill for an act relating to state government; appropriating money for environment and natural resources and tourism; modifying fees and programs; creating accounts; authorizing sales and conveyances of certain state land; modifying forestry provisions; modifying game and fish laws; modifying water law; modifying natural resource and environment provisions; requiring reports; making technical corrections; amending Minnesota Statutes 2020, sections 17.4982, subdivisions 6, 8, 9, 12, by adding subdivisions; 17.4985, subdivisions 2, 3, 5; 17.4986, subdivisions 2, 4; 17.4991, subdivision 3; 17.4992, subdivision 2; 17.4993, subdivision 1; 84.027, subdivisions 13a, 18, by adding a subdivision; 84.415, by adding a subdivision; 84.63; 84.631; 84.82, subdivisions 1a, 7a; 84.92, subdivision 8; 84.943, subdivisions 3, 5; 84.944, subdivision 1; 84.946, subdivision 4; 84D.02, subdivision 3; 84D.11, subdivision 1a; 85.052, subdivisions 1, 2, 6; 85.053, subdivision 2, by adding a subdivision; 85.054, subdivision 1; 85.43; 89.021, by adding a subdivision; 89.17; 89A.11; 92.50, by adding a subdivision; 92.502; 94.3495, subdivision 3; 97A.015, subdivision 29; 97A.075, subdivisions 1, 7; 97A.126, by adding a subdivision; 97A.137, subdivision 5; 97A.401, subdivision 1, by adding a subdivision; 97A.421, subdivision 1, by adding a subdivision; 97A.475, subdivisions 2, 3, 3a, 4; 97A.505, subdivision 3b; 97B.022, by adding a subdivision; 97B.036; 97B.055, subdivision 2; 97B.071; 97B.086; 97B.311; 97B.415; 97B.645, subdivision 9; 97B.715, subdivision 1; 97B.801; 97B.811, subdivision 4a; 97C.005, subdivision 3; 97C.081, subdivisions 3, 3a; 97C.211, subdivision 2a; 97C.342, subdivision 2; 97C.515, subdivision 2; 97C.605, subdivisions 2, 3; 97C.611; 97C.805, subdivision 2; 97C.836; 103A.212; 103C.315, subdivision 4; 103G.201; 103G.223; 103G.271, subdivisions 4a, 7, by adding subdivisions; 103G.287, subdivisions 4, 5; 103G.289; 103G.401; 115.03, subdivision 1; 115.455; 115.77, subdivision 1; 115.84, subdivisions 2, 3; 115A.03, subdivisions 25, 25d, 27, 28, 34, 35, 36, by adding subdivisions; 115A.565, subdivision 1; 115B.40, subdivision 1; 116.03, subdivision 2b; 116.06, subdivision 22; 116.07, subdivisions 2, 4d, 7, by adding a subdivision; 116.155, by adding a subdivision; 116D.04, subdivision 2a; 116G.07, by adding a subdivision; 116G.15, by adding a subdivision; 127A.353, subdivision 4; 282.08; 290C.04; Laws 2016, chapter 154, sections 16; 48; Laws 2016, chapter 186, section 2, subdivision 9, as amended; Laws 2017, chapter 96, section 2, subdivision 9, as amended; Laws 2018, chapter 214, article 4, section 2, subdivision 6; Laws 2019, First Special Session chapter 4, article 1, section 2, subdivision 9; article 3, section 109, as amended; proposing coding for new law in Minnesota Statutes, chapters 11A; 84; 92; 103F; 103G; 115A; 115B; 116; 116P; repealing Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507; 85.054, subdivision 19; 97C.515, subdivisions 4, 5; Laws 2013, chapter 121, section 53; Minnesota Rules, part 6232.0350.

There has been appointed as such committee on the part of the House:

Hansen, R.; Wazlawik; Morrison; Fischer and Heintzeman.

Senate File No. 959 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned April 26, 2021

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 970: A bill for an act relating to public safety; amending law and appropriating money for courts, Guardian Ad Litem Board, Uniform Laws Commission, Board on Judicial Standards, Board of Public Defense, human rights, Sentencing Guidelines Commission, public safety, Peace Officers Standards and Training Board, Private Detective Board, corrections, ombudsperson for corrections, and other related matters; authorizing the placement of pregnant and postpartum female inmates in community-based programs; expanding the duties of the commissioner of corrections relating to releasing offenders; reestablishing a Legislative Commission on Data Practices and Personal Data Privacy; establishing a 911 telecommunicator working group to establish statewide standards for training and certification; directing the Sentencing Guidelines Commission to increase the rankings for certain child pornography crimes in a specified manner; establishing the crime of child torture; increasing penalties for certain human trafficking offenses; increasing penalties for patrons of prostitutes; increasing penalties for certain trespassing offenses; modifying and clarifying criminal sexual conduct provisions; creating a new crime of sexual extortion; imposing criminal penalties; requiring reports and studies; amending Minnesota Statutes 2020, sections 2.722, subdivision 1; 243.166, subdivision 1b; 244.065; 299A.52, subdivision 2; 299C.80, subdivision 3; 340A.504, subdivision 7; 363A.36, subdivision 2; 363A.44, subdivision 2; 403.11, subdivision 1; 477A.03, subdivision 2b; 609.1095, subdivision 1; 609.131, subdivision 2; 609.2325; 609.322, subdivisions 1, 1a; 609.324, subdivisions 2, 4; 609.3241; 609.341, subdivisions 3, 7, 11, 12, 14, 15, by adding subdivisions; 609.342; 609.343; 609.344; 609.345; 609.3451; 609.3455; 609.3459; 609.347, by adding a subdivision; 609.352, subdivision 4; 609.605, subdivision 2; 611.27, subdivisions 9, 10, 11, 13, 15; 628.26; Laws 2017, chapter 95, article 3, section 30; Laws 2020, Seventh Special Session chapter 2, article 2, section 4; proposing coding for new law in Minnesota Statutes, chapters 3; 241; 609; repealing Minnesota Statutes 2020, section 609.324, subdivision 3.

There has been appointed as such committee on the part of the House:

Mariani, Becker-Finn, Moller, Frazier and Miller.

Senate File No. 970 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned April 26, 2021

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1684:

**H.F. No. 1684:** A bill for an act relating to transportation; establishing a budget for transportation; appropriating money for transportation purposes, including Department of Transportation, Metropolitan Council, and Department of Public Safety activities; authorizing the sale and issuance of state bonds; modifying prior appropriations; modifying various fees and surcharges; modifying various transportation-related tax provisions; establishing a transit sales and use tax; providing for noncompliant drivers' licenses and identification cards; establishing advisory committees; establishing accounts; modifying various provisions governing transportation policy and finance; making technical changes; requiring reports; amending Minnesota Statutes 2020, sections 13.6905, by adding a subdivision; 16A.88, subdivision 1a; 84.787, subdivision 7; 84.797, subdivision 7; 84.92, subdivision 8; 97A.055, subdivision 2; 117.075, subdivisions 2, 3; 160.02, subdivision 1a; 160.262, subdivision

3; 160.266, subdivisions 1b, as amended, 6, by adding a subdivision; 161.115, subdivision 27; 161.14, by adding subdivisions; 161.23, subdivisions 2, 2a; 161.44, subdivisions 6a, 6b; 162.145, subdivision 3; 163.07, subdivision 2; 168.002, subdivisions 10, 18; 168.013, subdivisions 1a, 1m; 168.12, subdivision 1: 168.183; 168.301, subdivision 1: 168.31, subdivision 4: 168.327, subdivisions 1, 6, by adding subdivisions; 168A.11, subdivisions 1, 2; 169.011, subdivisions 5, 9, 27, 42, by adding subdivisions; 169.035, subdivision 3; 169.09, subdivision 13; 169.18, subdivisions 3, 10; 169.222, subdivisions 1, 4, 6a, by adding a subdivision; 169.451, subdivision 3, by adding a subdivision; 169.522, subdivision 1; 169.58, by adding a subdivision; 169.812, subdivision 2; 169.92, subdivision 4; 171.04, subdivision 5; 171.06, subdivisions 2a, 3, by adding subdivisions; 171.07, subdivisions 1, 3, 4, 15; 171.071, by adding a subdivision; 171.12, subdivisions 7a, 7b, 9, by adding a subdivision; 171.13, subdivisions 1, 6, 9; 171.16, subdivisions 2, 3, by adding a subdivision; 171.18, subdivision 1; 171.20, subdivision 4; 171.27; 171.29, subdivision 2; 174.01, by adding a subdivision; 174.03, subdivisions 1c, 12; 174.185, subdivision 3; 174.24, subdivision 7; 174.285, subdivision 5; 174.40, subdivision 5; 174.42, subdivision 2; 174.50, subdivisions 6d, 7, by adding a subdivision; 174.56, subdivision 1; 219.015, subdivisions 1, 2; 219.1651; 296A.07, subdivision 3; 296A.08, subdivision 2; 296A.083, subdivision 2; 297A.64, subdivision 5; 297A.94; 297A.99, subdivision 1; 297B.02, subdivision 1; 299A.55, subdivision 3, by adding a subdivision; 299D.03, subdivision 5; 325E.15; 360.012, by adding a subdivision; 360.013, by adding subdivisions; 360.55, by adding a subdivision; 360.59, subdivision 10; 473.386, by adding a subdivision; 473.39, by adding a subdivision; 473.391, by adding a subdivision; 480.15, by adding a subdivision; 609.855, subdivisions 1, 7, by adding a subdivision; Laws 2012, chapter 287, article 3, sections 2; 3; 4; Laws 2013, chapter 143, article 9, section 20; Laws 2019, First Special Session chapter 3, article 1, section 4, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 161; 168; 169; 171; 174; 297A; 345; 473; repealing Minnesota Statutes 2020, sections 168.327, subdivision 5; 169.09, subdivision 7; 171.015, subdivision 7; Minnesota Rules, parts 7410.2610, subparts 1, 2, 3, 3a, 5a, 5b, 6; 7414.1490; 7470.0300; 7470.0400; 7470.0500; 7470.0600; 7470.0700.

The House respectfully requests that a Conference Committee of 5 members be appointed thereon.

Hornstein, Koegel, Frederick, Elkins and Petersburg have been appointed as such committee on the part of the House.

House File No. 1684 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted April 26, 2021

Senator Gazelka, for Senator Newman, moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1684, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 2128.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted April 26, 2021

### FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 2128: A bill for an act relating to state government; modifying provisions governing health, health care, human services, human services licensing and background studies, health-related licensing boards, prescription drugs, health insurance, telehealth, children and family services, behavioral health, direct care and treatment, disability services and continuing care for older adults, community supports, and chemical and mental health services; establishing a budget for health and human services; making forecast adjustments; making technical and conforming changes; requiring reports; transferring money; appropriating money; amending Minnesota Statutes 2020, sections 16A.151, subdivision 2; 62A.04, subdivision 2; 62A.10, by adding a subdivision; 62A.15, subdivision 4, by adding a subdivision; 62A.152, subdivision 3; 62A.3094, subdivision 1; 62A.65, subdivision 1, by adding a subdivision; 62C.01, by adding a subdivision; 62D.01, by adding a subdivision; 62D.095, subdivisions 2, 3, 4, 5; 62J.495, subdivisions 1, 2, 3, 4; 62J.497, subdivisions 1, 3; 62J.498; 62J.4981; 62J.4982; 62J.63, subdivisions 1, 2; 62Q.01, subdivision 2a; 62Q.02; 62Q.096; 62Q.46; 62Q.677, by adding a subdivision; 62Q.81; 62U.04, subdivisions 4, 5, 11; 62V.05, by adding a subdivision; 62W.11; 103H.201, subdivision 1; 119B.011, subdivision 15; 119B.025, subdivision 4; 119B.03, subdivisions 4, 6; 119B.09, subdivision 4; 119B.11, subdivision 2a; 119B.125, subdivision 1; 119B.13, subdivisions 1, 1a, 6, 7; 119B.25, subdivision 3; 122A.18, subdivision 8; 136A.128, subdivisions 2, 4; 144.0724, subdivisions 1, 2, 3a, 4, 5, 7, 8, 9, 12; 144.1205, subdivisions 2, 4, 8, 9, by adding a subdivision; 144.125, subdivision 1; 144.1481, subdivision 1; 144.1501, subdivisions 1, 2, 3; 144.1911, subdivision 6; 144.212, by adding a subdivision; 144.225, subdivisions 2, 7; 144.226, by adding subdivisions; 144.55, subdivisions 4, 6; 144.551, subdivision 1, by adding a subdivision; 144.555; 144.651, subdivision 2; 144.9501, subdivision 17; 144.9502, subdivision 3; 144.9504, subdivisions 2, 5; 144D.01, subdivision 4; 144G.08, subdivision 7, as amended; 144G.54, subdivision 3; 144G.84; 145.893, subdivision 1; 145.894; 145.897; 145.899; 145.901, subdivisions 2, 4; 147.033; 148.90, subdivision 2; 148.911; 148B.30, subdivision 1; 148B.31; 148B.51; 148B.5301, subdivision 2; 148B.54, subdivision 2; 148E.010, by adding a subdivision; 148E.120, subdivision 2; 148E.130, subdivision 1, by adding a subdivision; 148F.11, subdivision 1; 151.01, by adding subdivisions; 151.071, subdivisions 1, 2; 151.37, subdivision 2; 151.555, subdivisions 1, 7, 11, by adding a subdivision; 152.01, subdivision 23; 152.02, subdivisions 2, 3; 152.11, subdivision 1a, by adding a subdivision; 152.12, by adding a subdivision; 152.125, subdivision 3; 152.22, subdivisions 6, 11, by adding subdivisions; 152.23; 152.25, by adding a subdivision; 152.26; 152.27, subdivisions 3, 4, 6; 152.28, subdivision 1; 152.29, subdivisions 1, 3, by adding subdivisions; 152.31; 152.32, subdivision 3; 156.12, subdivision 2; 171.07, by adding a subdivision; 174.30, subdivision 3; 245.462, subdivisions 1, 6, 8, 9, 14, 16, 17, 18, 21, 23, by adding a subdivision; 245.4661, subdivision 5; 245.4662, subdivision 1; 245.467, subdivisions 2, 3; 245.469, subdivisions 1, 2; 245.470, subdivision 1; 245.4712, subdivision 2; 245.472, subdivision 2; 245.4863;

245.4871, subdivisions 9a, 10, 11a, 17, 21, 26, 27, 29, 31, 32, 34, by adding a subdivision; 245.4876, subdivisions 2, 3; 245.4879, subdivision 1; 245.488, subdivision 1; 245.4882, subdivisions 1, 3; 245.4885, subdivision 1; 245.4889, subdivision 1; 245.4901, subdivision 2; 245.62, subdivision 2; 245.735, subdivisions 3, 5, by adding a subdivision; 245A.02, by adding subdivisions; 245A.03, subdivision 7; 245A.04, subdivision 5; 245A.041, by adding a subdivision; 245A.043, subdivision 3; 245A.05; 245A.07, subdivision 1; 245A.10, subdivision 4; 245A.14, subdivision 4; 245A.16, by adding a subdivision; 245A.50, subdivisions 7, 9; 245A.65, subdivision 2; 245C.02, subdivisions 4a, 5, by adding subdivisions; 245C.03; 245C.05, subdivisions 1, 2, 2a, 2b, 2c, 2d, 4; 245C.08, subdivision 3, by adding a subdivision; 245C.10, subdivision 15, by adding subdivisions; 245C.13, subdivision 2; 245C.14, subdivision 1, by adding a subdivision; 245C.15, by adding a subdivision; 245C.16, subdivisions 1, 2; 245C.17, subdivision 1, by adding a subdivision; 245C.18; 245C.24, subdivisions 2, 3, 4, by adding a subdivision; 245C.32, subdivision 1a; 245D.02, subdivision 20; 245F.04, subdivision 2; 245G.01, subdivisions 13, 26; 245G.03, subdivision 2; 245G.06, subdivision 1; 246.54, subdivision 1b; 254A.19, subdivision 5; 254B.01, subdivision 4a, by adding a subdivision; 254B.05, subdivision 5; 254B.12, by adding a subdivision; 256.01, subdivisions 14b, 28; 256.0112, subdivision 6; 256.041; 256.042, subdivisions 2, 4; 256.043, subdivision 3; 256.969, subdivisions 2b, 9, by adding a subdivision; 256.9695, subdivision 1; 256.9741, subdivision 1; 256.98, subdivision 1; 256.983; 256B.04, subdivisions 12, 14; 256B.055, subdivision 6; 256B.056, subdivision 10; 256B.057, subdivision 3; 256B.06, subdivision 4; 256B.0615, subdivisions 1, 5; 256B.0616, subdivisions 1, 3, 5; 256B.0621, subdivision 10; 256B.0622, subdivisions 1, 2, 3a, 4, 7, 7a, 7b, 7d; 256B.0623, subdivisions 1, 2, 3, 4, 5, 6, 9, 12; 256B.0624; 256B.0625, subdivisions 3b, 3c, 3d, 3e, 5, 5m, 9, 10, 13, 13c, 13d, 13e, 13h, 17, 17b, 18, 18b, 19c, 20, 20b, 28a, 30, 31, 42, 46, 48, 49, 52, 56a, 58, by adding subdivisions; 256B.0631, subdivision 1; 256B.0638, subdivisions 3, 5, 6; 256B.0659, subdivisions 13, 21, 24, by adding subdivisions; 256B.0757, subdivision 4c; 256B.0759, subdivisions 2, 4, by adding subdivisions; 256B.0911, subdivisions 1a, 3a, 3f, 4d; 256B.092, subdivisions 4, 5, 12; 256B.0924, subdivision 6; 256B.094, subdivision 6; 256B.0941, subdivision 1; 256B.0943, subdivisions 1, 2, 3, 4, 5, 5a, 6, 7, 9, 11; 256B.0946, subdivisions 1, 1a, 2, 3, 4, 6; 256B.0947, subdivisions 1, 2, 3, 3a, 5, 6, 7; 256B.0949, subdivisions 2, 4, 5a, by adding a subdivision; 256B.097, by adding subdivisions; 256B.196, subdivision 2; 256B.25, subdivision 3; 256B.439, by adding subdivisions; 256B.49, subdivisions 11, 11a, 14, 17, by adding a subdivision; 256B.4914, subdivisions 5, 6, 7, 8, 9, by adding a subdivision; 256B.69, subdivisions 5a, 6, 6d, by adding subdivisions; 256B.6928, subdivision 5; 256B.75; 256B.76, subdivisions 2, 4; 256B.761; 256B.763; 256B.79, subdivisions 1, 3; 256B.85, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 11b, 12, 12b, 13, 13a, 15, 17a, 18a, 20b, 23, 23a, by adding subdivisions; 256D.03, by adding a subdivision; 256D.051, by adding subdivisions; 256D.0515; 256D.0516, subdivision 2; 256E.34, subdivision 1; 256I.03, subdivision 13; 256I.04, subdivision 3; 256I.05, subdivisions 1a, 1c, 11; 256I.06, subdivisions 6, 8; 256J.08, subdivisions 15, 71, 79; 256J.09, subdivision 3; 256J.10; 256J.21, subdivisions 3, 4, 5; 256J.24, subdivision 5; 256J.30, subdivision 8; 256J.33, subdivisions 1, 2, 4; 256J.37, subdivisions 1, 1b, 3, 3a; 256J.45, subdivision 1; 256J.626, subdivision 1; 256J.95, subdivision 9; 256L.01, subdivision 5; 256L.03, subdivision 5; 256L.04, subdivision 7b; 256L.05, subdivision 3a; 256L.07, subdivision 2; 256L.11, subdivisions 6a, 7; 256L.15, subdivision 2; 256N.25, subdivisions 2, 3; 256N.26, subdivisions 11, 13; 256P.01, subdivisions 3, 6a, by adding a subdivision; 256P.04, subdivisions 4, 8; 256P.06, subdivisions 2, 3; 256P.07; 256S.05, subdivision 2; 256S.18, subdivision 7; 256S.20, subdivision 1; 257.0755, subdivision 1; 257.076, subdivisions 3, 5; 257.0768, subdivisions 1, 6; 257.0769; 260.761, subdivision 2; 260C.007, subdivisions 6, 14, 26c, 31; 260C.157, subdivision 3; 260C.212, subdivisions 1a, 13; 260C.215, subdivision 4; 260C.4412; 260C.452; 260C.704; 260C.706; 260C.708; 260C.71; 260C.712; 260C.714; 260D.01; 260D.05; 260D.06, subdivision 2; 260D.07; 260D.08; 260D.14; 260E.01; 260E.02, subdivision 1; 260E.03, subdivision 22, by adding subdivisions; 260E.06, subdivision 1; 260E.14, subdivisions 2, 5; 260E.17, subdivision 1; 260E.18; 260E.20, subdivision 2; 260E.24, subdivisions 2, 7; 260E.31, subdivision 1; 260E.33, subdivision 1, by adding a subdivision: 260E.35, subdivision 6; 260E.36, by adding a subdivision; 295.50, subdivision 9b; 295.53, subdivision 1; 325F.721, subdivision 1; 326.71, subdivision 4; 326.75, subdivisions 1, 2, 3; Laws 2019, First Special Session chapter 9, article 14, section 3, as amended; Laws 2020, First Special Session chapter 7, section 1, subdivision 2, as amended; Laws 2020, Seventh Special Session chapter 1, article 6, section 12, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 3; 62A; 62J; 62Q; 62W; 119B; 144; 145; 151; 245; 245A; 245C; 254B; 256; 256B; 256P; 256S; proposing coding for new law as Minnesota Statutes, chapter 245I; repealing Minnesota Statutes 2020, sections 16A.724, subdivision 2; 62A.67; 62A.671; 62A.672; 62J.63, subdivision 3; 119B.125, subdivision 5; 144.0721, subdivision 1; 144.0722; 144.0724, subdivision 10; 144.693; 245.462, subdivision 4a; 245.4871, subdivision 32a; 245.4879, subdivision 2; 245.62, subdivisions 3, 4; 245.69, subdivision 2; 245.735, subdivisions 1, 2, 4; 245C.10, subdivisions 2, 2a, 3, 4, 5, 6, 7, 8, 9, 9a, 10, 11, 12, 13, 14, 16; 256B.0596; 256B.0615, subdivision 2; 256B.0616, subdivision 2; 256B.0622, subdivisions 3, 5a; 256B.0623, subdivisions 7, 8, 10, 11; 256B.0625, subdivisions 51, 18c, 18d, 18e, 18h, 35a, 35b, 61, 62, 65; 256B.0916, subdivisions 2, 3, 4, 5, 8, 11, 12; 256B.0924, subdivision 4a; 256B.0943, subdivisions 8, 10; 256B.0944; 256B.0946, subdivision 5; 256B.097, subdivisions 1, 2, 3, 4, 5, 6; 256B.49, subdivisions 26, 27; 256D.051, subdivisions 1, 1a, 2, 2a, 3, 3a, 3b, 6b, 6c, 7, 8, 9, 18; 256D.052, subdivision 3; 256J.08, subdivisions 10, 53, 61, 62, 81, 83; 256J.21, subdivisions 1, 2; 256J.30, subdivisions 5, 7, 8; 256J.33, subdivisions 3, 4, 5; 256J.34, subdivisions 1, 2, 3, 4; 256J.37, subdivision 10; 256S.20, subdivision 2; Minnesota Rules, parts 9505.0275; 9505.0370; 9505.0371; 9505.0372; 9505.1693; 9505.1696, subparts 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 9505.1699; 9505.1701; 9505.1703; 9505.1706; 9505.1712; 9505.1715; 9505.1718; 9505.1724; 9505.1727; 9505.1730; 9505.1733; 9505.1736; 9505.1739; 9505.1742; 9505.1745; 9505.1748; 9520.0010; 9520.0020; 9520.0030; 9520.0040; 9520.0050; 9520.0060; 9520.0070; 9520.0080; 9520.0090; 9520.0100; 9520.0110; 9520.0120; 9520.0130; 9520.0140; 9520.0150; 9520.0160; 9520.0170; 9520.0180; 9520.0190; 9520.0200; 9520.0210; 9520.0230; 9520.0750; 9520.0760; 9520.0770; 9520.0780; 9520.0790; 9520.0800; 9520.0810; 9520.0820; 9520.0830; 9520.0840; 9520.0850; 9520.0860; 9520.0870; 9530.6800; 9530.6810.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2360.

## **REPORTS OF COMMITTEES**

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

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

**H.F. No. 991** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAI	L ORDERS	CONSENT (	CALENDAR	CALE	NDAR
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
991	961				

#### JOURNAL OF THE SENATE

[47TH DAY

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 991 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 991, the second engrossment; and insert the language after the enacting clause of S.F. No. 961, the first engrossment; further, delete the title of H.F. No. 991, the second engrossment; and insert the title of S.F. No. 961, the first engrossment.

And when so amended H.F. No. 991 will be identical to S.F. No. 961, and further recommends that H.F. No. 991 be given its second reading and substituted for S.F. No. 961, and that the Senate File be indefinitely postponed.

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

## **SECOND READING OF HOUSE BILLS**

H.F. No. 991 was read the second time.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

#### Senator Klein introduced--

**S.F. No. 2471:** A bill for an act relating to state government; appropriating money to the Minnesota Amateur Sports Commission to study the development of the United States Amateur Sports and Training Center in Dakota County in partnership with the cities of Eagan and Inver Grove Heights; requiring a report.

Referred to the Committee on State Government Finance and Policy and Elections.

#### Senator Pappas introduced--

**S.F. No. 2472:** A bill for an act relating to capital investment; appropriating money for a YMCA facility in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

### Senator Pappas introduced--

**S.F. No. 2473:** A bill for an act relating to capital investment; appropriating money for a new YMCA Community Center in downtown St. Paul.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

#### Senators Chamberlain, Dornink, Utke, Westrom, and Eichorn introduced--

**S.F. No. 2474:** A bill for an act relating to health; prohibiting the requirement of vaccine passports for COVID-19 immunization status.

Referred to the Committee on Health and Human Services Finance and Policy.

### Senator Kiffmeyer introduced--

**S.F. No. 2475:** A bill for an act relating to health; prohibiting the requirement of vaccine passports for COVID-19 immunization status.

Referred to the Committee on Health and Human Services Finance and Policy.

### Senators Utke and Housley introduced--

**S.F. No. 2476:** A bill for an act relating to transportation; requiring the commissioner of transportation to inspect trains entering the state from Canada; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 219.

Referred to the Committee on Transportation Finance and Policy.

# MOTIONS AND RESOLUTIONS

Senator Bigham moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 1522. The motion prevailed.

Senator Torres Ray moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 1682. The motion prevailed.

Senator Dibble moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 1797. The motion prevailed.

Senator Torres Ray moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 2127. The motion prevailed.

Senator Hawj moved that the name of Senator Champion be added as a co-author to S.F. No. 2390. The motion prevailed.

Senator Pratt moved that the names of Senators Coleman and Jasinski be added as co-authors to S.F. No. 2430. The motion prevailed.

Senator Champion moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 2434. The motion prevailed.

Senator Kent moved that the name of Senator Dziedzic be added as a co-author to S.F. No. 2449. The motion prevailed.

Senator Mathews moved that the name of Senator Westrom be added as a co-author to S.F. No. 2464. The motion prevailed.

#### RECESS

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

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

# **APPOINTMENTS**

Senator Gazelka from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 1684: Senators Newman, Jasinski, Howe, Osmek, and Bigham.

Senator Gazelka moved that the foregoing appointments be approved. The motion prevailed.

## **MOTIONS AND RESOLUTIONS - CONTINUED**

Senator Gazelka moved that H.F. No. 729 be taken from the table and given a second reading. The motion prevailed.

**H.F. No. 729:** A bill for an act relating to public safety; providing for a new name for an advisory council; amending Minnesota Statutes 2020, sections 626.8435; 626.8457, subdivision 3.

H.F. No. 729 was read the second time.

## SUSPENSION OF RULES

Senator Gazelka moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 729 and that the rules of the Senate be so far suspended as to give H.F. No. 729, its third reading and place it on its final passage.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 49 and nays 18, as follows:

Those who voted in the affirmative were:

Abeler	Dahms	Housley	Latz	Rest
Anderson	Dornink	Howe	Limmer	Rosen
Bakk	Draheim	Ingebrigtsen	Mathews	Ruud
Benson	Duckworth	Jasinski	Miller	Senjem
Bigham	Eichorn	Johnson	Nelson	Tomassoni
Carlson	Eken	Kent	Newman	Utke
Chamberlain	Frentz	Kiffmeyer	Newton	Weber
Clausen	Gazelka	Klein	Osmek	Westrom
Coleman	Goggin	Koran	Pratt	Wiger
Cwodzinski	Hoffman	Lang	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Duckworth, Goggin, Howe, Ingebrigtsen, Lang, Mathews, Newman, Osmek, Pratt, Ruud, Senjem, and Westrom.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Kent, Latz, Newton, and Rest.

Those who voted in the negative were:

Champion	Fateh	Johnson Stewart	Murphy	Torres Ray
Dibble	Franzen	Kunesh	Pappas	Wiklund
Dziedzic	Hawj	Marty	Port	
Eaton	Isaacson	McEwen	Putnam	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Dziedzic, Eaton, Fateh, Hawj, Isaacson, Johnson Stewart, Kunesh, McEwen, Port, and Torres Ray.

The motion prevailed.

Senator Gazelka moved to amend H.F. No. 729 as follows:

Delete everything after the enacting clause and insert:

# "Section 1. APPROPRIATIONS; DEPARTMENT OF PUBLIC SAFETY.

(a) \$1,500,000 in fiscal year 2021 is appropriated from the general fund to the commissioner of public safety for costs directly attributable to additional public safety assistance for civil unrest through the Interstate Emergency Management Assistance Compact under Minnesota Statutes, section 192.89. This is a onetime appropriation.

(b) \$6,300,000 in fiscal year 2021 is appropriated from the general fund to the commissioner of public safety to pay for state trooper expenses related to civil unrest, including costs arising from restoring or maintaining civil order. This is a onetime appropriation. The commissioner may transfer money appropriated under this paragraph to the commissioner of natural resources to pay for conservation officer expenses related to civil unrest.

(c) The commissioner must report all expenses paid from appropriations under this section to the chairs and ranking minority members of the senate Finance Committee and the house of representatives Ways and Means Committee. The report under this paragraph must be submitted by September 15, 2021.

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

Amend the title accordingly

Senator Dibble moved to amend the Gazelka amendment to H.F. No. 729 as follows:

Page 1, after line 17, insert:

"(d) A peace officer engaged in addressing civil unrest through an appropriation made in this section shall fully comply with all laws and policies addressing police standards of conducts, including but not limited to:

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(1) upholding the highest standards of procedural justice by treating people with dignity and respect, upholding fundamental human and civil rights, giving citizens voice during encounters, being neutral in decision making, and conveying trustworthy motives;

(2) using best practices in de-escalation;

(3) partnering with communities on crowd management;

(4) expressly affirming first amendment protections;

(5) precisely defining crowd management events;

(6) specifying the conditions that warrant crowd dispersal;

(7) constraining the use of force;

(8) mandating medical assistance for injured parties;

(9) permiting the observation and recording of police and demonstrators;

(10) coordinating joint action and training for mutual aid;

(11) ensuring peace officer accountability; and

(12) protecting peace officer and public health."

The question was taken on the adoption of the Dibble amendment to the Gazelka amendment.

The roll was called, and there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

Bigham	Dziedzic	Hoffman	Latz	Port
Carlson	Eaton	Isaacson	Marty	Putnam
Champion	Fateh	Johnson Stewart	McEwen	Rest
Clausen	Franzen	Kent	Murphy	Torres Ray
Cwodzinski	Frentz	Klein	Newton	Wiger
Dibble	Hawj	Kunesh	Pappas	Wiklund

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Champion, Clausen, Dziedzic, Eaton, Fateh, Hawj, Isaacson, Johnson Stewart, Kent, Kunesh, Latz, McEwen, Newton, Port, Rest, and Torres Ray.

Those who voted in the negative were:

Abeler Anderson Bakk Benson Chamberlain Coleman Danms Danmiek	Draheim Duckworth Eichorn Eken Gazelka Goggin Housley Uawa	Ingebrigtsen Jasinski Johnson Kiffmeyer Koran Lang Limmer Methewa	Miller Nelson Newman Osmek Pratt Rarick Rosen Bund	Senjem Tomassoni Utke Weber Westrom
Dornink	Howe	Mathews	Ruud	

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

The question was taken on the adoption of the Gazelka amendment.

The roll was called, and there were yeas 52 and nays 14, as follows:

Those who voted in the affirmative were:

Abeler Anderson Bakk	Dornink Draheim Duckworth	Howe Ingebrigtsen Isaacson	Limmer Mathews Miller	Rosen Ruud Senjem
Benson	Eichorn	Jasinski	Nelson	Tomassoni
Bigham	Eken	Johnson	Newman	Utke
Carlson	Franzen	Johnson Stewart	Newton	Weber
Chamberlain	Frentz	Kent	Osmek	Westrom
Clausen	Gazelka	Kiffmeyer	Pratt	Wiger
Coleman	Goggin	Klein	Putnam	C C
Cwodzinski	Hoffman	Koran	Rarick	
Dahms	Housley	Lang	Rest	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Duckworth, Goggin, Housley, Howe, Ingebrigtsen, Lang, Mathews, Newman, Osmek, Pratt, Senjem, and Westrom.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Isaacson, Johnson Stewart, Kent, Newton, and Rest.

Those who voted in the negative were:

Champion	Eaton	Kunesh	Murphy	Torres Ray
Dibble	Fateh	Marty	Pappas	Wiklund
Dziedzic	Hawj	McEwen	Port	

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Dziedzic, Eaton, Fateh, Hawj, Kunesh, McEwen, Port, and Torres Ray.

The motion prevailed. So the amendment was adopted.

H.F. No. 729 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 52 and nays 15, as follows:

Those who voted in the affirmative were:

Abeler Anderson	Clausen Coleman	Eichorn Eken	Housley Howe	Kiffmeyer Klein
Bakk	Cwodzinski	Franzen	Ingebrigtsen	Koran
Benson	Dahms	Frentz	Jasinski	Lang
Bigham	Dornink	Gazelka	Johnson	Latz
Carlson	Draheim	Goggin Hoffman	Johnson Stewart	Limmer
Chamberlain	Duckworth	Hoffman	Kent	Mathews

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Miller	Osmek	Rest	Tomassoni	Wiger
Nelson	Pratt	Rosen	Utke	
Newman	Putnam	Ruud	Weber	
Newton	Rarick	Senjem	Westrom	

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Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Benson, Coleman, Duckworth, Goggin, Housley, Howe, Ingebrigtsen, Lang, Mathews, Newman, Osmek, Pratt, Senjem, and Westrom.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Johnson Stewart, Kent, Latz, Newton, and Rest.

Those who voted in the negative were:

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Champion	Eaton	Isaacson	McEwen	Port
Dibble	Fateh	Kunesh	Murphy	Torres Ray
Dziedzic	Hawj	Marty	Pappas	Wiklund

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Champion, Dziedzic, Eaton, Fateh, Hawj, Isaacson, Kunesh, McEwen, Port, and Torres Ray.

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

## **MOTIONS AND RESOLUTIONS - CONTINUED**

### SPECIAL ORDERS

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

S.F. Nos. 1279 and 1160.

### SPECIAL ORDER

**S.F. No. 1279:** A bill for an act relating to public safety; providing the same weight threshold and penalty for fentanyl as is for heroin; amending Minnesota Statutes 2020, sections 152.01, subdivision 18, by adding a subdivision; 152.021, subdivisions 1, 2; 152.022, subdivisions 1, 2; 152.023, subdivision 2; 152.025, subdivision 4.

S.F. No. 1279 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 5, as follows:

Draheim

Dziedzic

Eichorn

Franzen

Eaton

Eken

Duckworth

Those who voted in the affirmative were:

Abeler
Anderson
Bakk
Benson
Bigham
Carlson
Chamberlain

Champion Clausen Coleman Cwodzinski Dahms Dibble Dornink Frentz Gazelka Goggin Hawj Hoffman Housley Howe Ingebrigtsen Isaacson Jasinski Johnson Johnson Stewart Kent Kiffmeyer

[47TH DAY

	227,2021		
Mathews	Pappas	Rosen	Westrom
Miller	Port	Ruud	Wiger
Nelson	Pratt	Senjem	Wiklund
Newman	Putnam	Tomassoni	
Newton	Rarick	Utke	
Osmek	Rest	Weber	
	Miller Nelson Newman Newton	MathewsPappasMillerPortNelsonPrattNewmanPutnamNewtonRarick	MillerPortRuudNelsonPrattSenjemNewmanPutnamTomassoniNewtonRarickUtke

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Duckworth, Goggin, Howe, Ingebrigtsen, Lang, Mathews, Newman, Osmek, Pratt, Senjem, and Westrom.

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Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Bigham, Carlson, Champion, Clausen, Dziedzic, Eaton, Hawj, Isaacson, Johnson Stewart, Kent, Latz, Newton, Port, and Rest.

Those who voted in the negative were:

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FatehKuneshMcEwenMurphyTorres Ray

Pursuant to Rule 40, Senator Frentz cast the negative vote on behalf of the following Senators: Fateh, Kunesh, McEwen, and Torres Ray.

So the bill passed and its title was agreed to.

## SPECIAL ORDER

**S.F. No. 1160:** A bill for an act relating to health care; modifying coverage for health care services and consultation provided through telehealth; establishing a task force on creating a person-centered telepresence strategy; appropriating money; amending Minnesota Statutes 2020, sections 147.033; 151.37, subdivision 2; 245G.01, subdivisions 13, 26; 245G.06, subdivision 1; 254A.19, subdivision 5; 254B.05, subdivision 5; 256B.0621, subdivision 10; 256B.0622, subdivision 7a; 256B.0625, subdivisions 3b, 13h, 20, 20b, 46, by adding a subdivision; 256B.0924, subdivision 6; 256B.0943, subdivision 1; 256B.0947, subdivision 6; 256B.0949, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 62A; repealing Minnesota Statutes 2020, sections 62A.67; 62A.671; 62A.672; 256B.0596; 256B.0924, subdivision 4a.

Senator Rosen moved to amend S.F. No. 1160 as follows:

Page 2, line 12, delete "transfer" and insert "technology" and delete "transfer" and insert "technology"

Page 2, line 19, delete "transfers" and insert "technology"

Page 20, line 3, delete "transfers" and insert "technology"

Page 20, line 24, delete "transfer" and insert "technology"

Page 43, delete section 26

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Rosen moved to amend S.F. No. 1160 as follows:

Page 5, line 4, delete "telephone"

Page 5, after line 6, insert:

"(c) Notwithstanding paragraph (b), substance use disorder treatment services and mental health services delivered through telehealth by means of audio-only communication may be covered without a scheduled appointment if the communication was initiated by the enrollee while in an emergency or crisis situation and a scheduled appointment was not possible due to the need of an immediate response."

The motion prevailed. So the amendment was adopted.

Senator Marty moved to amend S.F. No. 1160 as follows:

Page 32, line 21, delete "tehehealth" and insert "telehealth"

Page 40, line 8, delete "providers" and insert "enrollees, providers, and other interested stakeholders"

Page 40, line 26, delete "and"

Page 40, after line 26, insert:

"(3) the short-term and long-term impacts, especially in rural areas, on access to and the availability of in-person care and specialty care, due to an expansion in the use of and investment in telehealth to deliver health care services;

(4) the criteria used for determining whether delivering a service by telehealth is medically appropriate to the condition and to the needs of the person receiving the services;

(5) the methods used to ensure that the rights of the patient to choose between receiving a service through telehealth or in-person are respected; and"

Page 40, line 27, delete "(3)" and insert "(6)"

Page 43, line 9, delete "and"

Page 43, line 12, delete the period and insert "; and"

Page 43, after line 12, insert:

"(11) consult with members of communities who are likely to use a common person-centered telepresence platform, including communities of color, the disability community, and other underserved communities."

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The motion prevailed. So the amendment was adopted.

S.F. No. 1160 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Abeler	Draheim	Howe	Marty	Rest
Anderson	Duckworth	Ingebrigtsen	Mathews	Rosen
Bakk	Dziedzic	Isaacson	McEwen	Ruud
Benson	Eaton	Jasinski	Miller	Senjem
Bigham	Eichorn	Johnson	Murphy	Tomassoni
Carlson	Eken	Johnson Stewart	Nelson	Torres Ray
Chamberlain	Fateh	Kent	Newman	Utke
Champion	Franzen	Kiffmeyer	Newton	Weber
Clausen	Frentz	Klein	Osmek	Westrom
Coleman	Gazelka	Koran	Pappas	Wiger
Cwodzinski	Goggin	Kunesh	Port	Wiklund
Dahms	Hawj	Lang	Pratt	
Dibble	Hoffman	Latz	Putnam	
Dornink	Housley	Limmer	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Abeler, Anderson, Coleman, Duckworth, Goggin, Howe, Ingebrigtsen, Lang, Mathews, Newman, Osmek, Pratt, Senjem, and Westrom.

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Bigham, Carlson, Champion, Clausen, Dziedzic, Eaton, Fateh, Hawj, Isaacson, Johnson Stewart. Kent, Kunesh, Latz, McEwen, Newton, Port, Rest, and Torres Ray.

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

#### **MEMBERS EXCUSED**

Senator Latz was excused from the Session of today from 11:00 to 11:10 a.m.

# **ADJOURNMENT**

Senator Jasinski moved that the Senate do now adjourn until 9:30 a.m., Wednesday, April 28, 2021. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate