

SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION

S.F. No. 1636

(SENATE AUTHORS: CARLSON)

DATE  
02/13/2023

D-PG  
809 Introduction and first reading  
Referred to Elections

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to elections; appropriating money to the secretary of state; amending  
1.3 Minnesota Statutes 2022, section 5.30, subdivision 2.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2022, section 5.30, subdivision 2, is amended to read:

1.6 Subd. 2. **Appropriation.** ~~Notwithstanding section 4.07,~~ Money in the Help America  
1.7 Vote Act account ~~may be spent only pursuant to direct appropriations enacted from time to~~  
1.8 ~~time by law. Money in the account must be spent~~ is appropriated to the secretary of state  
1.9 to improve the administration of elections in accordance with the Help America Vote Act,  
1.10 the state plan certified by the governor under the act, and for reporting and administrative  
1.11 requirements under the act and plan. To the extent required by federal law, money in the  
1.12 account must be used in a manner that is consistent with the maintenance of effort  
1.13 requirements of section 254(a)(7) of the Help America Vote Act, Public Law 107-252,  
1.14 based on the level of state expenditures for the fiscal year ending June 30, 2000.

1.15 EFFECTIVE DATE. This section is effective the day following final enactment and  
1.16 applies to any balances in the Help America Vote Act account existing on or after that date.

1.17 Sec. 2. APPROPRIATION; SECRETARY OF STATE; COURT ORDERED  
1.18 ATTORNEY FEES.

1.19 \$477,000 in fiscal year 2023 is appropriated from the general fund to the secretary of  
1.20 state for the payment of attorney fees and costs awarded by court order in Peter Wattson,  
1.21 et al.; Paul Anderson, et al.; Frank Sachs, et al. v. Steve Simon, Secretary of State of  
1.22 Minnesota. This is a onetime appropriation.

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

2.2 Sec. 3. **APPROPRIATION; SECRETARY OF STATE; HELP AMERICA VOTE**  
2.3 **ACT STATE MATCHING FUNDS.**

2.4 \$461,000 in fiscal year 2024 is transferred from the general fund to the Help America  
2.5 Vote Act (HAVA) account established in Minnesota Statutes, section 5.30, and is credited  
2.6 to the state match requirement of the Consolidated Appropriations Act of 2022, Public Law  
2.7 117-103, and the Consolidated Appropriations Act of 2023, Public Law 117-328. This is a  
2.8 onetime appropriation.