

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

1.3 **S.F. No. 10:** A bill for an act relating to labor and industry; providing for use of skilled
1.4 and trained contractor workforces at petroleum refineries; amending Minnesota Statutes
1.5 2022, section 177.27, subdivision 4; proposing coding for new law in Minnesota Statutes,
1.6 chapter 181.

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

1.8 Page 3, delete subdivision 3 and insert:

1.9 "Subd. 3. Penalties. (a) The Division of Labor Standards shall receive complaints of
1.10 violations of this section. The commissioner of labor and industry shall fine an owner or
1.11 operator, contractor, or subcontractor of any tier not less than \$5,000 nor more than \$10,000
1.12 for each violation of the requirements in this section.

1.13 (b) An owner or operator shall be found in violation of this section, and subject to fines
1.14 and other penalties, for failing to:

1.15 (1) require a skilled and trained workforce in its contracts and subcontracts as required
1.16 by subdivision 2, clause (a); or

1.17 (2) enforce the requirement of use of a skilled and trained workforce as required by
1.18 subdivision 2, clause (a).

1.19 (c) A contractor or subcontractor shall be found in violation of this section, and subject
1.20 to fines and other penalties, if the contractor or subcontractor fails to use a skilled and trained
1.21 workforce as required by subdivision 2, clause (a).

1.22 (d) Each shift on which a violation of this section occurs shall be considered a separate
1.23 violation. This fine is in addition to any penalties provided under section 177.27, subdivision
1.24 7. In determining the amount of a fine under this subdivision, the appropriateness of the
1.25 fine to the size of the violator's business and the gravity of the violation shall be considered."

1.26 Page 3, delete subdivision 4

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

1.29
1.30 (Committee Chair)

1.31 March 3, 2023.....
1.32 (Date of Committee recommendation)