

Minnesota State Senate

Judiciary and Public Safety Committee

Friday, March 24, 2023

9:00 AM, Room 1200, Minnesota Senate Bldg.

Minutes

Present: Senator Ron Latz - Chair, Senator Clare Oumou Verbeten Vice Chair, Senator Jim Carlson, Senator Justin D. Eichorn, Senator Jeff R. Howe, Senator Michael E. Kreun, Senator Warren Limmer, Senator Sandra L. Pappas, Senator Judy Seeberger, Senator Bonnie S. Westlin

Absent: No Members Absent

Senator Ron Latz called the meeting to order at 9:06a Westlin takes gavel 9:07a Oumou Verbeten takes gavel at 11:30a Latz takes gavel at 12:10p Oumou Verbeten takes gavel at 12:16p Recess at 2:00p Resume at 2:40p (Oumou Verbeten has gavel) Latz takes gavel at 2:54p Oumou Verbeten takes gavel 5:40p Latz takes gavel at 6:00p Recess at 6:46p Resume at 7:06p (Oumou Verbeten has gavel) Recess at 7:22p Resume at 7:51p (Latz has gavel) Pappas takes gavel at 8:56p Latz takes gavel at 9:02p Oumou Verbeten takes gavel at 9:16p

This form will close to requests at 11 a.m. on Thursday, March 23.

Individuals/representatives of organizations which receive allocated time to testify will be notified by 3 p.m. on Thursday, March 23. Late requests will not be accommodated. Testimony previously provided on bills on Friday's agenda will not be taken.

<https://forms.gle/vVyoU8jmoTBn4anT6>

Written testimony must meet the following requirements to be included in member and staff packets:

1 page, single sided PDF. Word documents will not be accepted.

File names must include the bill number and a pro or con position – IE: SF0000 Position Organization.pdf

If the letter is submitted on behalf of an organization, that must be disclosed in the file's name as well.

Written testimony must be sent to the chief author's office staff in addition to committee staff due to the volume of Friday's agenda.

Documents which fail to meet the above criteria or are submitted after the deadline will not be included.

No handouts will be accepted or duplicated by staff during the hearing.

S.F. 2909: Senator Latz: Certain judiciary, public safety, corrections, human rights, firearm, and 911 Emergency Communication System statutory policy provisions amendment.

Testifiers: Todd Rather (Firearms Policy Coalition); Paul Schnell (Commissioner, Department of Corrections)

Be laid over for possible inclusion in the omnibus bill.

S.F. 2238: Senator Latz: Onetime market adjustment provision to district court law clerks' starting salary to align with competitive corridor.

Testifiers: Judge David Brown (MDJA); Ellen Cheedah (Law Clerk); Kari Peterson (Law Clerk, 6th Judicial District); Ed Reynoso (Director of Political and Legislative Affairs, Teamsters Local #320)

Be laid over for possible inclusion in the omnibus bill.

S.F. 2673: Senator Boldon: Requirements establishment for hospitals to screen patients for eligibility for health coverage or assistance.

Testifiers: Yolanda Pierson (patient, resident of Blaine); Mary Krinkie (VP of Government Relations, Minnesota Hospital Association); Bennett Hartz (Office of Attorney General)

A-3 – Pappas offers, adopted by voice

Senator Oumou Verbeten moved that S.F. 2673, as amended, recommended to pass and re-referred to the Health and Human Services Committee. - **MOTION PREVAILED.**

S.F. 803: Senator Klein: Open discussion process by which certain parties of a health care adverse incident may discuss potential outcomes establishment.

Testifiers: Dave Renner (Minnesota Medical Association); Joel Carlson

A-2 – Pappas – adopted by voice

Line 1.12: after "health" insert "care"

Line 1.14-1.15: delete "of this section"

Line 2.2: delete "sunsets" and insert "expires"

Senator Seeberger moved that S.F. 803, as amended, be recommended to pass. - **MOTION PREVAILED.**

S.F. 893: Senator Latz: Crime of organized retail theft establishment.

Testifiers: Bruce Nustad (MN Retailers Association)

A-5 Latz moves, adopted by voice

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 2216: Senator Mann: Restrictive franchise agreements prohibition.

***Seeberger presenting

Testifiers: Evan Penniman Starr (Associate Professor, University of Maryland)

A-1 – Seeberger offers, adopted by voice

Senator Seeberger moved that S.F. 2216, as amended, recommended to pass and re-referred to the Health and Human Services Committee. - **MOTION PREVAILED.**

S.F. 2659: Senator Seeberger: Same weight threshold and penalty provision for fentanyl as is for heroin.

Testifiers: Bridgette Norring (Constituent); Shane Myre (President, Hennepin County Sheriff's Deputies Association); Abby Bryduck (affected citizen); Nathan Benusa (Assistant Sherburne County Attorney on behalf of MCAA)

A-1 – Seeberger offers – adopted by voice

Be laid over for possible inclusion in the omnibus bill.

S.F. 1459: Senator Kupec: Sales reporting requirement for intermediate blend of gasoline and biofuel.

Senator Westlin moved that S.F. 1459, be recommended to pass. - **MOTION PREVAILED.**

S.F. 1089: Senator Xiong: Motor vehicle insurance policies time limitation requirements modification.

Testifiers: Joel Carlson (Minnesota Association for Justice); Chuck Slane (MN Association of Justice); Erin Cochran (Insurance Federation of MN)

Senator Seeberger moved that S.F. 1089, be recommended to pass and re-referred to the Commerce and Consumer Protection Committee. - **MOTION PREVAILED.**

S.F. 60: Senator Kunesh: Educational data sharing permission with Tribal nations about Tribally enrolled or descendent students.

Testifiers: Laurie Harper (Director of Education, Leech Lake Band of Ojibwe)

Senator Westlin moved that S.F. 60, be recommended to pass and re-referred to the Education Finance Committee. - **MOTION PREVAILED.**

S.F. 1921: Senator Westlin: Different discharge plans from county jails provision.

Testifiers: Elliot Butay (Senior Policy Coordinator, NAMI MN); Brandon Stolt (St. Peter resident); Hannah Jerabek (licensed social worker, McCloud Co HHS and McCloud Co Jail)

A-1 – Westlin moves, adopted by voice

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 2059: Senator Frentz: Prosecutorial and law enforcement training appropriation.

Testifiers: Michelle Zehnder Fisher (Nicollet County Attorney, President of MCAA); Nancy Haas (MCAA)

Be laid over for possible inclusion in the omnibus bill.

S.F. 2396: Senator Latz: Private detectives license requirement modification.

Be laid over for possible inclusion in the omnibus bill.

S.F. 1352: Senator Latz: Minnesota Rehabilitation and Reinvestment Act establishment.

Testifiers: Paul Schnell (Commissioner, Department of Corrections)

A-1 amendment, Latz offers, adopted by voice

Kreun requested a roll call on the vote for final passage - 5/3 (Ayes: Latz, Oumou Verbeten, Carlson, Pappas, Westlin; Nays: Limmer, Eichorn, Kreun)

Senator Latz moved that S.F. 1352, as amended, recommended to pass and re-referred to the State and Local Government and Veterans Committee. - MOTION PREVAILED.

S.F. 1325: Senator Latz: Eligibility for release and early supervised release for certain individuals sentenced to life in prison for crimes committed while under the age of 18 establishment; Juvenile Release Board establishment.

Testifiers: Preston Shipp (Sr Policy Counsel, Campaign for Fair Sentencing of Youth); Perry Moriearty (Professor, UMN Law School)

A-2 – Latz offers, adopted by voice

Following SF2055, Oumou Verbeten moves to reconsider motion on SF1325 – prevails by voice

(Previously in this same hearing SF1325 was recommended to pass as amended and rerefer to State and Local Government and Veterans)

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 1164: Senator Champion: Health and human services background study consideration of juvenile court records; disqualification periods modification; set aside for disqualification based on conduct or convictions in an individuals court record allowance.

Senator Pappas moved that S.F. 1164, be recommended to pass and re-referred to the Health and Human Services Committee. - **MOTION PREVAILED.**

S.F. 2055: Senator Champion: Clean Slate Act establishment.

Testifiers: Mark Haase (Asst Ramsey Co Attorney, MCAA)

A-2 Pappas moves, adopted by voice

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 63: Senator Maye Quade: Gender-affirming health care out-of-state law interference provision modifications.

***bill was heard 2/10, refer to minutes from that date for testimony and amendments (there was no further testimony or discussion on 3/24)

Senator Oumou Verbeten moved that S.F. 63, as amended, be recommended to pass. - **MOTION PREVAILED.**

S.F. 1394: Senator Maye Quade: Cause of action establishment for nonconsensual dissemination of deep fake sexual images.

No testifiers, however Maye Quade showed a video at the beginning of the hearing showing a deep fake of President Obama

A-5 – Oumou Verbeten moves, adopted by voice

Senator Limmer moved that S.F. 1394, as amended, be recommended to pass. - **MOTION PREVAILED.**

S.F. 691: Senator Mohamed: Reporting of crimes motivated by bias expansion.

Testifiers: Brandon Schorsch (organizer at Jewish Community Action, Communities Combatting Hate Coalition)

A-1 Oumou Verbeten moves, adopted by voice

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 2476: Senator Mohamed: Employer prohibition from forcing employees to attend political or religious meetings or otherwise listen to speech about politics and religion.

Testifiers: Brad Lehto (Secretary-Treasurer, AFL-CIO)

Oral amendment: Line 2.25 delete “the day following final enactment” and insert “August 1, 2023, and applies to causes of action accruing on or after that date” – Oumou Verbeten moves, adopted by voice

Senator Oumou Verbeten moved that S.F. 2476, as amended, recommended to pass and re-referred to the Labor Committee. - **MOTION PREVAILED.**

S.F. 1661: Senator Kunesh: Tribal Nations authorization to provide delivery of probation and post release prison supervision through the Tribal Nation's community supervision department.

Testifiers: Paul Schnell (Commissioner, Department of Corrections)

A-1 Oumou Verbeten moves, adopted by voice

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 839: Senator Oumou Verbeten: Public safety innovation board establishment; community safety grants and law enforcement grants and policy establishment; appropriating money.

Testifiers: Tom Freeman (Chiefs of Police)

A-1 as amended, Oumou Verbeten moves, adopted by voice

Oral amendment to A-1: delete article 2, renumber the articles as needed

Senator Oumou Verbeten moved that S.F. 839, as amended and referred to the State and Local Government and Veterans Committee without recommendation. - **MOTION PREVAILED.**

H.F. 366: Senator Morrison: Release of health records limitation in cases related to reproductive health.

Testifiers: Christy Hall (Gender Justice)

Senator Pappas moved that H.F. 366, be recommended to pass. - **MOTION PREVAILED.**

S.F. 755: Senator Morrison: Salt applicator program establishment and liability limitation authorization.

Be removed from agenda by author request.

S.F. 1526: Senator Morrison: Requirement modification for certain owners of farmed Cervidae.

Testifiers: Bob Meier (Assistant Commissioner, DNR); Tim Sprech (MN Deer Farming Assoc); Tony Kwilas (Mn Elk Breeders Assoc); Michelle Medina (Department of Agriculture)

A-10 – COV moves, adopted by voice

Oral amendment: 5.13 before "infected" insert "if the herd owner knew or reasonably should have known that the farmed cervidae was" Kreun moves, adopted by voice

Senator Oumou Verbeten moved that S.F. 1526, as amended, recommended to pass and re-referred to the Agriculture, Broadband, and Rural Development Committee. - MOTION PREVAILED.

S.F. 1598: Senator Kupec: Digital Fair Repair Act.

Testifiers: Katherine Moerke (Assistant Attorney General); Nathan Proctor (Sr Campaign Director, Right to Repair Coalition); Gay Gordon-Byrne (Executive Director, Right to Repair Coalition); Aaron Kyle Perzanowski (Law Professor, University of Michigan); Tony Kwilas (Consumer Technology Association)

Be recommended to pass.

S.F. 1949: Senator Klein: Lawful sports betting establishment and appropriation.

A-4 – Oumou Verbeten moved to adopt lines 1.11 through 1.17 of the A-4 amendment – adopted by voice

Senator Oumou Verbeten moved that S.F. 1949, as amended, recommended to pass and re-referred to the State and Local Government and Veterans Committee. - MOTION PREVAILED.

S.F. 2400: Senator Wiklund: Department of Children, Youth, and Families establishment; children's cabinet modification; appropriating money Agency staff will walk through the bill and discuss areas of the committee's jurisdiction and answer questions.

Testifiers: Erin Bailey (Exec Director, MN Children's Cabinet); Katie Knutson (Chief of Staff, Department of Public Safety); Stacey Christianson (General Counsel, Dept of Administration)

A-1 – Oumou Verbeten moves, adopted by voice

Senator Oumou Verbeten moved that S.F. 2400, as amended, recommended to pass and re-referred to the Health and Human Services Committee. - MOTION PREVAILED.

S.F. 524: Senator Latz: Violent crime investigation team account establishment to fund violent crime investigation team throughout the state.

Testifiers: LaTanya Black (MACGV); John Choi (Ramsey County Attorney);

A-1 Latz moves, adopted by voice

As amended, laid over for possible inclusion in the omnibus bill.

S.F. 1298: Senator Oumou Verbeten: Housing provisions modifications.

Testifiers: Larry McDonough (Sr Fellow, National Housing Law Project); Rebecca Lucero (Commissioner, Department of Human Rights); Barbara Kaplan (President, Housing Justice Center)

A-7 – Oumou Verbeten offers, adopted by voice

A-8 – Oumou Verbeten offers as amended, adopted by voice

Amendment to A-8 Line 1.2 delete “or the landlord” insert “, the landlord, or the landlord’s employees”

A-12 – Limmer offers – failed by roll call 2/6 (Ayes: Limmer, Kreun; Nays: Latz, Oumou Verbeten, Carlson, Pappas, Seeberger, Westlin)

A-10 – Limmer offers – failed by voice

A-14 – Kreun offers – failed by voice

A-15 – Kreun offers – failed by roll call 3/6 (Ayes: Limmer, Eichorn, Kreun; Nays: Latz, Oumou Verbeten, Carlson, Pappas, Seeberger, Westlin)

A-9 – Limmer offers – failed by roll call 3/6 (Ayes: Limmer, Eichorn, Kreun; Nays: Latz, Oumou Verbeten, Carlson, Pappas, Seeberger, Westlin)

A-18 – Kreun offers – failed by roll call 3/6 (Ayes: Limmer, Eichorn, Kreun; Nays: Latz, Oumou Verbeten, Carlson, Pappas, Seeberger, Westlin)

A-20 – Kreun offers – failed by roll call 3/6 (Ayes: Limmer, Eichorn, Kreun; Nays: Latz, Oumou Verbeten, Carlson, Pappas, Seeberger, Westlin)

Pappas takes gavel 8:56p

A-6 – Latz offers – adopted by voice

Senator Oumou Verbeten moved that S.F. 1298, as amended, be recommended to pass. - **MOTION PREVAILED.**

S.F. 1819: Senator Pappas: Juvenile risk assessments authorization.

A-3 – Pappas moves, adopted by voice

Senator Pappas moved that S.F. 1819, as amended, be recommended to pass. - **MOTION PREVAILED.**

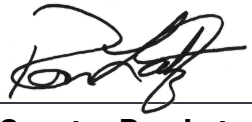
S.F. 1824: Senator Latz: Commissioner of Public Safety acceptance of donations, nonfederal grants, bequests and other gifts of money authorization.

A-2 – Latz moves as amended, adopted by voice

KBP-12 - amendment to A2 amendment - Latz moves, adopted by voice

Senator Latz moved that S.F. 1824, as amended, be recommended to pass. - **MOTION PREVAILED.**

The meeting was adjourned at 9:28p (Oumou Verbeten adjourned)



Senator Ron Latz, Chair

Diana Rico

Diana Rico, Legislative Assistant