

1.1 **Senator Marty from the Committee on Finance, to which was re-referred**

1.2 **S.F. No. 5284:** A bill for an act relating to transportation; appropriating money for a
1.3 supplemental budget for the Department of Transportation, Department of Public Safety,
1.4 and the Metropolitan Council; modifying prior appropriations; modifying various provisions
1.5 related to transportation and public safety, including but not limited to greenhouse gas
1.6 emissions, electric-assisted bicycles, high voltage transmission lines, railroad safety, roadable
1.7 aircraft, overweight vehicle permits, pedestrian malls, motorcycle riding rules, vehicle
1.8 registration, auto dealers, deputy registrars and driver's license agents, drivers' licenses,
1.9 traffic safety camera systems, and transit; establishing an antidisplacement program in Blue
1.10 Line light rail extension project corridor; establishing civil penalties; establishing criminal
1.11 penalties; establishing an advisory committee; establishing pilot programs; requiring studies;
1.12 requiring reports; amending Minnesota Statutes 2022, sections 13.6905, by adding a
1.13 subdivision; 13.824, subdivision 1, by adding a subdivision; 134A.09, subdivision 2a;
1.14 134A.10, subdivision 3; 161.3203, subdivision 4; 161.45, by adding subdivisions; 161.46,
1.15 subdivision 1; 162.02, by adding a subdivision; 162.081, subdivision 4; 162.09, by adding
1.16 a subdivision; 162.145, subdivision 5; 168.002, subdivision 18; 168.092; 168.12, subdivision
1.17 1; 168.127; 168.1282, subdivision 1; 168.27, by adding a subdivision; 168.33, by adding a
1.18 subdivision; 168A.03, subdivision 2; 168A.11, subdivisions 1, 2; 168B.035, subdivision 3;
1.19 169.011, subdivisions 3a, 44, by adding subdivisions; 169.04; 169.06, by adding subdivisions;
1.20 169.14, subdivision 10, by adding subdivisions; 169.222, subdivisions 2, 6a, 6b; 169.346,
1.21 subdivision 2; 169.685, subdivision 7; 169.79, by adding a subdivision; 169.869, subdivision
1.22 1; 169.974, subdivision 5; 169.99, subdivision 1; 171.01, by adding subdivisions; 171.06,
1.23 subdivision 2a, by adding a subdivision; 171.061, by adding a subdivision; 171.12, by
1.24 adding a subdivision; 171.13, subdivision 9, by adding a subdivision; 171.16, subdivision
1.25 3; 171.30, subdivision 1, by adding subdivisions; 171.335, subdivision 3; 174.02, by adding
1.26 a subdivision; 174.185; 174.40, subdivision 3; 174.75, subdivisions 1, 2, by adding a
1.27 subdivision; 216E.02, subdivision 1; 221.0255, subdivision 4, by adding a subdivision;
1.28 297A.815, subdivision 3; 360.013, by adding a subdivision; 430.01, subdivisions 1, 2;
1.29 430.011, subdivisions 1, 2, 3; 430.023; 430.031, subdivision 1; 430.13; 473.13, by adding
1.30 a subdivision; 473.388, by adding a subdivision; 473.3927; 473.3994, subdivisions 1a, 4,
1.31 7, 9, 14; 473.3995; 473.3997; 473.405, subdivision 4; 473.4485, by adding a subdivision;
1.32 473.452; 480.15, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections
1.33 123B.935, subdivision 1; 161.178; 161.46, subdivision 2; 162.146, by adding a subdivision;
1.34 168.33, subdivision 7; 168.345, subdivision 2; 169.011, subdivision 27; 171.06, subdivision
1.35 3; 171.061, subdivision 4; 171.0705, subdivision 2; 171.13, subdivision 1; 171.301,
1.36 subdivisions 3, 6; 174.49, subdivision 6; 174.634, subdivision 2, by adding a subdivision;
1.37 297A.993, subdivision 2a; 357.021, subdivision 6; 473.412, subdivisions 2, 3; 473.4465,
1.38 subdivisions 4, 5; Laws 2021, First Special Session chapter 5, article 2, section 3; Laws
1.39 2023, chapter 68, article 1, sections 2, subdivision 4; 3, subdivision 2; 17, subdivisions 7,
1.40 18; 20; article 2, sections 2, subdivisions 3, 4, 5, 7, 9; 3; article 4, section 108; proposing
1.41 coding for new law in Minnesota Statutes, chapters 161; 168; 169; 174; 219; 325F; 430;
1.42 repealing Minnesota Statutes 2022, section 430.01, subdivision 4.

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

1.44 Page 2, line 28, delete "66,450,000" and insert "66,449,000"

1.45 Page 2, line 31, delete "1,695,000" and insert "1,694,000"

1.46 Page 3, line 10, delete "136" and insert "138"

1.47 Page 3, line 23, delete "149" and insert "151"

1.48 Page 5, line 20, delete "245,000" and insert "244,000"

- 2.1 Page 5, line 24, after the period, insert "The base for this appropriation is \$243,000 in
2.2 each of fiscal years 2026 and 2027."
- 2.3 Page 6, line 22, delete "3,051,000" and insert "3,223,000"
- 2.4 Page 6, line 26, delete "2,551,000" and insert "2,723,000"
- 2.5 Page 6, line 32, delete "2,351,000" and insert "2,523,000"
- 2.6 Page 7, line 10, delete "147" and insert "149"
- 2.7 Page 7, line 23, delete "138" and insert "148"
- 2.8 Page 7, after line 23 insert:
- 2.9 "\$172,000 in fiscal year 2025 is from the
2.10 driver and vehicle services operating account
2.11 in the special revenue fund for costs related
2.12 to translating written materials and providing
2.13 them to driver's license agents and deputy
2.14 registrars as required under article 2, section
2.15 140. This is a onetime appropriation."
- 2.16 Page 8, line 5, delete "141" and insert "143"
- 2.17 Page 9, line 4, delete "139" and insert "141"
- 2.18 Page 9, line 9, delete "86" and insert "88" and delete "117 to 124" and insert "119 to
2.19 126"
- 2.20 Page 10, line 18, delete "144" and insert "146"
- 2.21 Page 10, delete section 15
- 2.22 Page 15, after line 2, insert:
- 2.23 "**EFFECTIVE DATE.** This section is effective the day following final enactment."
- 2.24 Page 15, delete section 19
- 2.25 Page 18, delete section 26
- 2.26 Page 21, after line 28, insert:

3.1 "Sec. 8. Minnesota Statutes 2022, section 161.089, is amended to read:

3.2 **161.089 REPORT ON DEDICATED FUND EXPENDITURES.**

3.3 By January 15 of each odd-numbered year, the commissioners of transportation and
3.4 public safety, in consultation with the commissioner of management and budget, must jointly
3.5 submit a report to the chairs and ranking minority members of the legislative committees
3.6 with jurisdiction over transportation finance. The report must:

3.7 (1) list detailed expenditures and transfers from the trunk highway fund and highway
3.8 user tax distribution fund for the previous two fiscal years and must include information on
3.9 the purpose of each expenditure.~~The report must;~~

3.10 (2) include a separate section that lists detailed expenditures and transfers from the trunk
3.11 highway fund and highway user tax distribution fund for cybersecurity; and

3.12 (3) include for each expenditure from the trunk highway fund an estimate of the
3.13 percentage of activities performed or purchases made with that expenditure that are not for
3.14 trunk highway purposes."

3.15 Page 26, line 22, delete "and"

3.16 Page 26, after line 22, insert:

3.17 "(6) identification of any exemptions provided under subdivision 7, paragraph (b); and"

3.18 Page 26, line 23, delete "(6)" and insert "(7)"

3.19 Page 26, line 26, before "The" insert "(a)"

3.20 Page 26, after line 28, insert:

3.21 "(b) The commissioner may exempt a project from the requirements under this section
3.22 if the commissioner determines the project will result in a reduction in fatal and serious
3.23 injuries and:

3.24 (1) the project is at an intersection or segment with a fatal and serious injury critical
3.25 crash index rate of 1.5 or greater over the last five years; or

3.26 (2) the project is identified as a traffic safety priority with a high number of fatalities or
3.27 serious injuries by the Metropolitan Council and Department of Transportation's principal
3.28 arterial intersection conversion study or similar study.

3.29 (c) If the commissioner exempts a project under the conditions specified in paragraph
3.30 (b), the reasons must be submitted to the chairs and ranking minority members of the

4.1 legislative committees with jurisdiction over transportation within 90 days of the
4.2 commissioner's decision."

4.3 Page 28, line 18, delete "by" and insert "and"

4.4 Page 28, line 19, delete "performing" and insert "perform"

4.5 Page 28, line 21, delete "reviewing" and insert "review" and delete "making" and insert
4.6 "make"

4.7 Page 28, line 27, delete "advising" and insert "advise"

4.8 Page 28, line 29, delete "developing" and insert "develop"

4.9 Page 28, line 31, delete "performing" and insert "insert"

4.10 Page 29, delete section 10 and insert:

4.11 "Sec. 11. Minnesota Statutes 2022, section 161.3203, subdivision 4, is amended to read:

4.12 Subd. 4. **Reports Report.** (a) By September 1 of each year, the commissioner shall
4.13 provide, no later than September 1, an annual written must submit a report to the legislature,
4.14 in compliance with sections 3.195 and 3.197, and shall submit the report to the chairs and
4.15 ranking minority members of the senate and house of representatives legislative committees
4.16 having jurisdiction over transportation policy and finance.

4.17 (b) The report must list all privatization transportation contracts ~~within the meaning of~~
4.18 ~~this section~~ that were executed or performed, whether wholly or in part, in the previous
4.19 fiscal year. The report must identify, with respect to each contract:

4.20 (1) the contractor;

4.21 (2) contract amount;

4.22 (3) duration;

4.23 (4) work, provided or to be provided;

4.24 (5) the comprehensive estimate derived under subdivision 3, paragraph (a);

4.25 (6) the comprehensive estimate derived under subdivision 3, paragraph (b);

4.26 (7) the actual cost to the agency of the contractor's performance of the contract; and

4.27 (8) for contracts of at least \$250,000, a statement containing the commissioner's
4.28 determinations under subdivision 3, paragraph (c).

5.1 (c) The report must collect aggregate data on each of the commissioner's district offices
5.2 and the bridge office on barriers and challenges to the reduction of transportation contract
5.3 privatization. The aggregate data must identify areas of concern related to transportation
5.4 contract privatization and include information on:

5.5 (1) recruitment and retention of staff;

5.6 (2) expertise gaps;

5.7 (3) access to appropriate equipment; and

5.8 (4) the effects of geography, demographics, and socioeconomic data on transportation
5.9 contract privatization rates.

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

5.11 Page 35, after line 28, insert:

5.12 "Sec. 24. Minnesota Statutes 2022, section 168.002, subdivision 24, is amended to read:

5.13 Subd. 24. **Passenger automobile.** (a) "Passenger automobile" means any motor vehicle
5.14 designed and used for carrying not more than 15 individuals, including the driver.

5.15 (b) "Passenger automobile" does not include motorcycles, motor scooters, buses, school
5.16 buses, or commuter vans as defined in section 168.126.

5.17 (c) "Passenger automobile" includes, but is not limited to:

5.18 (1) a vehicle that is a pickup truck or a van as defined in subdivisions 26 and 40;

5.19 (2) neighborhood electric vehicles, as defined in section 169.011, subdivision 47; ~~and~~

5.20 (3) medium-speed electric vehicles, as defined in section 169.011, subdivision 39; and

5.21 (4) roadable aircraft, as defined in section 169.011, subdivision 67a."

5.22 Page 42, line 9, delete "A" and insert "If available, the"

5.23 Page 42, line 10, delete "may" and insert "must" and after "location" insert ". If the
5.24 existing office location is not available to the replacement deputy registrar, the replacement
5.25 office location must be within the same county"

5.26 Page 44, delete section 34

5.27 Page 61, delete section 52 and insert:

6.1 "Sec. 53. Minnesota Statutes 2022, section 169.222, subdivision 2, is amended to read:

6.2 Subd. 2. **Manner and number riding.** ~~No bicycle, including a tandem bicycle, cargo~~
6.3 ~~or utility bicycle, or trailer, shall be used to carry more persons at one time than the number~~
6.4 ~~for which it is designed and equipped, except an adult rider may carry a child in a seat~~
6.5 ~~designed for carrying children that is securely attached to the bicycle.~~ (a) For purposes of
6.6 this subdivision, bicycle includes a tandem bicycle, electric-assisted bicycle, cargo or utility
6.7 bicycle, or trailer.

6.8 (b) No person may operate a bicycle while carrying more than the number of riders for
6.9 which the bicycle is designed and equipped.

6.10 (c) Notwithstanding paragraph (b), an adult bicycle operator may carry a child in a trailer
6.11 or seat designed for carrying children that is securely attached to a bicycle."

6.12 Page 69, after line 13, insert:

6.13 "Sec. 64. Minnesota Statutes 2022, section 171.01, subdivision 40, is amended to read:

6.14 Subd. 40. **Motorcycle.** "Motorcycle" means every motor vehicle having a seat or saddle
6.15 for the use of the rider and designed to travel on not more than three wheels in contact with
6.16 the ground, ~~including.~~ Motorcycle includes motor scooters and bicycles with motor attached;
6.17 ~~but excluding.~~

6.18 (b) Motorcycle excludes tractors and, motorized bicycles, and roadable aircraft as defined
6.19 in section 169.011, subdivision 67a."

6.20 Page 73, line 29, delete "specified in paragraph (c)" and insert "under this section and
6.21 section 171.13, subdivision 1"

6.22 Page 74, line 5, after "commissioner" insert "from the driver and vehicle services
6.23 operating account in the special revenue fund"

6.24 Page 75, line 16, delete "A" and insert "If available, the"

6.25 Page 75, line 17, delete "may" and insert "must" and after "location" insert ". If the
6.26 existing office location is not available to the replacement driver's license agent, the
6.27 replacement office location must within the same county"

6.28 Page 103, line 17, delete "POWERED" and insert "OTHER ELECTRIC"

6.29 Page 119, delete section 128

6.30 Page 120, after line 30, insert:

7.1 "Sec. 133. Laws 2021, First Special Session chapter 5, article 4, section 141, is amended
7.2 to read:

7.3 Sec. 141. **DRIVER'S LICENSE SAME-DAY ISSUANCE PILOT PROJECT.**

7.4 (a) The commissioner of public safety must conduct a same-day driver's license pilot
7.5 project as described in this section. The pilot project must be in the cities of Lakeville and
7.6 Moorhead and include any driver's license agent in either city that requests to participate
7.7 in the pilot project. This section applies to driver's license agents participating in the pilot
7.8 project.

7.9 (b) An applicant who submits a properly completed application for a noncompliant
7.10 driver's license, instruction permit, or identification card must be provided with the license
7.11 or card at the time of the application. The license or card must be processed and produced
7.12 at the site of the application. The applicant must not be required to go to another location
7.13 to receive the license or card. The applicant must not be provided with a temporary license
7.14 or card.

7.15 (c) The commissioner must provide the participating driver's license agents with any
7.16 necessary equipment to process and produce the driver's licenses and identification cards
7.17 on site.

7.18 (d) The design and construction of a noncompliant driver's license, instruction permit,
7.19 or identification card issued under the pilot project must be substantially similar to centrally
7.20 issued drivers' licenses, instruction permits, or identification cards issued under Minnesota
7.21 Statutes, chapter 171.

7.22 (e) A same-day noncompliant driver's license, instruction permit, or identification card
7.23 must, as much as practicable, contain the same security features as centrally issued
7.24 noncompliant drivers' licenses, identification cards, or instruction permits. The security
7.25 features of a same-day noncompliant driver's license, instruction permit, or identification
7.26 card must not obscure the colored photograph of the licensee.

7.27 (f) To the extent practicable, the materials used in printing the noncompliant driver's
7.28 license, instruction permit, or identification card must be substantially similar to and must
7.29 not have significant differences in weight, thickness, or rigidity when compared to centrally
7.30 issued licenses or cards.

7.31 (g) By January 1, 2024 2026, the commissioner must submit a report on the pilot project
7.32 to the chairs and ranking minority members of the legislative committees with jurisdiction
7.33 over transportation policy and finance. At a minimum, the report must include the following:

- 8.1 (1) a description of the pilot project and the locations that participated in the pilot project;
- 8.2 (2) how many noncompliant drivers' licenses, instruction permits, or identification cards
- 8.3 were processed during the pilot project;
- 8.4 (3) any information or feedback from the driver's license agents about the pilot project;
- 8.5 (4) a an updated recommendation on whether the issuance of same-day noncompliant
- 8.6 drivers' licenses, instruction permits, or identification cards should be expanded statewide
- 8.7 or whether the pilot project should be expanded to additional locations across the state; and
- 8.8 (5) detailed information on the commissioner's implementation of the requirements in
- 8.9 paragraphs (d) to (f), including a review of security features and a comparison of a centrally
- 8.10 issued noncompliant driver's license, instruction permit, or identification card versus a
- 8.11 noncompliant driver's license, instruction permit, or identification card issued under the
- 8.12 pilot project.

8.13 Sec. 134. Laws 2021, First Special Session chapter 5, article 4, section 141, the effective

8.14 date, is amended to read:

8.15 **EFFECTIVE DATE.** ~~This section is~~ Paragraphs (a) to (c) are effective on October 1,

8.16 2022, and ~~applies~~ apply to applications received on or after that date. Paragraphs (d) to (g)

8.17 are effective August 1, 2024, and apply to applications received on or after that date."

8.18 Page 121, line 23, delete "135" and insert "137"

8.19 Page 122, line 7, delete everything after the comma and insert "with one representative

8.20 appointed by the senate majority leader and one representative appointed by the senate

8.21 minority leader; and"

8.22 Page 122, line 9, delete everything after the comma and insert "with one representative

8.23 appointed by the speaker of the house of representatives and one representative appointed

8.24 by the house of representatives minority leader."

8.25 Page 122, lines 19, 24, and 25, delete "135" and insert "137"

8.26 Page 123, line 3, delete "135" and insert "137"

8.27 Page 124, line 28, delete the first "legislative"

8.28 Page 126, lines 4 and 28, delete "133" and insert "135"

8.29 Page 128, line 10, delete "in identifying" and insert "to identify"

8.30 Page 129, line 19, delete "for administering and enforcing" and insert "to establish"

- 9.1Page 129, line 20, delete "select" and insert "appoint"
- 9.2Page 129, line 21, after "location" insert "or approved replacement location"
- 9.3Page 129, line 23, delete "using" and insert "conducting"
- 9.4Page 134, line 27, delete "barriers for" and insert "challenges to the"
- 9.5Page 135, line 1, delete "changes to" and insert "whether to change"
- 9.6Page 140, line 26, after "commissioner" insert "of public safety"
- 9.7Page 145, after line 6, insert:

9.8"ARTICLE 3

9.9LABOR APPROPRIATIONS

9.10Section 1. APPROPRIATIONS.

9.11The sums shown in the columns marked "Appropriations" are appropriated to the agencies

9.12and for the purposes specified in sections 2 to 5. The appropriations are from the general

9.13fund, or another named fund, and are available for the fiscal years indicated for each purpose.

9.14The figures "2024" and "2025" used in this article mean that the appropriations listed under

9.15them are available for the fiscal year ending June 30, 2024, or June 30, 2025, respectively.

9.16"The first year" is fiscal year 2024. "The second year" is fiscal year 2025. "The biennium"

9.17is fiscal years 2024 and 2025.

9.18	<u>APPROPRIATIONS</u>			
9.19	<u>Available for the Year</u>			
9.20	<u>Ending June 30</u>			
9.21		<u>2024</u>	<u>2025</u>	
9.22	Sec. 2. <u>DEPARTMENT OF HEALTH</u>	\$	<u>-0-</u>	\$ <u>174,000</u>
9.23	<u>\$174,000 the second year is for technical</u>			
9.24	<u>assistance for rulemaking for acceptable blood</u>			
9.25	<u>lead levels for workers. This appropriation is</u>			
9.26	<u>onetime and is available until June 30, 2026.</u>			
9.27	Sec. 3. <u>BOARD OF REGENTS OF THE</u>			
9.28	<u>UNIVERSITY OF MINNESOTA</u>	\$	<u>-0-</u>	\$ <u>299,000</u>
9.29	<u>\$299,000 the second year is for labor relations</u>			
9.30	<u>staffing costs. The base for this appropriation</u>			
9.31	<u>is \$314,000 for fiscal year 2026 and \$265,000</u>			
9.32	<u>for fiscal year 2027 and each year thereafter.</u>			

10.1	<u>Sec. 4. BOARD OF TRUSTEES OF THE</u>			
10.2	<u>MINNESOTA STATE COLLEGES AND</u>			
10.3	<u>UNIVERSITIES</u>	<u>\$</u>	<u>-0-</u>	<u>\$ 138,000</u>
10.4	<u>\$138,000 the second year is for labor relations</u>			
10.5	<u>staffing costs.</u>			
10.6	<u>Sec. 5. DEPARTMENT OF LABOR AND</u>			
10.7	<u>INDUSTRY</u>	<u>\$</u>	<u>-0-</u>	<u>\$ 9,000,000</u>
10.8	<u>(a) \$9,000,000 the second year is for a grant</u>			
10.9	<u>to Tending the Soil to redevelop a building</u>			
10.10	<u>located at 2808 Hennepin Avenue South in</u>			
10.11	<u>Minneapolis, for use as the Rise Up Center to</u>			
10.12	<u>house a workforce development and job</u>			
10.13	<u>training center, office spaces for the</u>			
10.14	<u>administration of workforce development</u>			
10.15	<u>programs, and a public gathering space. The</u>			
10.16	<u>center, when complete, shall be capable of</u>			
10.17	<u>training up to 3,000 low-income workers</u>			
10.18	<u>annually from diverse backgrounds in the</u>			
10.19	<u>fields of green energy, construction, food</u>			
10.20	<u>processing, and other stable careers through</u>			
10.21	<u>preapprenticeships and job readiness training,</u>			
10.22	<u>in partnership with labor and grassroots</u>			
10.23	<u>organizations. This is a onetime appropriation</u>			
10.24	<u>and is available until the project is completed</u>			
10.25	<u>or abandoned, subject to Minnesota Statutes,</u>			
10.26	<u>section 16A.642. Notwithstanding Minnesota</u>			
10.27	<u>Statutes, section 16B.98, subdivision 14, the</u>			
10.28	<u>commissioner may use up to one percent of</u>			
10.29	<u>this appropriation for administrative costs.</u>			
10.30	<u>(b) Beginning January 15, 2025, the</u>			
10.31	<u>commissioner of labor and industry must</u>			
10.32	<u>annually report to the legislative committees</u>			
10.33	<u>with jurisdiction over economic development,</u>			
10.34	<u>workforce development, jobs, and labor</u>			
10.35	<u>regarding the uses of funds in this grant. The</u>			
10.36	<u>report must include how much of the grant</u>			

11.1 funds remain unspent. The report must also
11.2 detail the number of workers served by the
11.3 grant. A final report is due the January 15
11.4 immediately following the cancellation or
11.5 exhaustion of this grant. As a condition of
11.6 receiving the grant, Tending the Soil must
11.7 agree to provide the commissioner any
11.8 information needed to complete this report.

11.9 Sec. 6. Laws 2023, chapter 53, article 14, section 1, is amended to read:

11.10 Section 1. **EARNED SICK AND SAFE TIME APPROPRIATIONS.**

11.11 (a) \$1,445,000 in fiscal year 2024 and ~~\$2,209,000~~ \$1,899,000 in fiscal year 2025 are
11.12 appropriated from the general fund to the commissioner of labor and industry for enforcement
11.13 and other duties regarding earned sick and safe time under Minnesota Statutes, sections
11.14 181.9445 to 181.9448, and chapter 177. ~~The base for this appropriation is \$1,899,000 for~~
11.15 ~~fiscal year 2026 and each year thereafter.~~

11.16 (b) \$300,000 in fiscal year 2024 and \$300,000 in fiscal year 2025 are appropriated from
11.17 the general fund to the commissioner of labor and industry for grants to community
11.18 organizations under Minnesota Statutes, section 177.50, subdivision 4. This is a onetime
11.19 appropriation.

11.20 (c) \$310,000 in fiscal year 2025 is appropriated from the general fund to the commissioner
11.21 of labor and industry for rulemaking related to earned sick and safe time under Minnesota
11.22 Statutes, sections 181.9445 to 181.9448, and chapter 177. This is a onetime appropriation
11.23 and is available until June 30, 2027.

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

11.25 Sec. 7. Laws 2023, chapter 53, article 19, section 2, subdivision 1, is amended to read:

11.26					44,044,000
11.27	Subdivision 1. Total Appropriation	\$	47,710,000	\$	<u>44,525,000</u>
11.28	Appropriations by Fund				
11.29		2024	2025		
11.30			4,889,000		
11.31	General	7,200,000	<u>5,030,000</u>		

12.1	Workers'		32,390,000
12.2	Compensation	30,599,000	<u>32,669,000</u>
12.3	Workforce		6,765,000
12.4	Development	9,911,000	<u>6,826,000</u>

12.5 The amounts that may be spent for each
12.6 purpose are specified in the following
12.7 subdivisions. The general fund base for this
12.8 appropriation is ~~\$4,936,000~~ \$5,077,000 in
12.9 fiscal year 2026 and ~~\$4,958,000~~ \$5,099,000
12.10 in fiscal year 2027 and each year thereafter.

12.11 The workers compensation fund base is
12.12 ~~\$32,749,000~~ \$32,892,000 in fiscal year 2026
12.13 and \$32,458,000 in fiscal year 2027 and each
12.14 year thereafter. The workforce development
12.15 fund base is ~~\$6,765,000~~ \$6,826,000 in fiscal
12.16 year 2026 and each year thereafter.

12.17 Sec. 8. Laws 2023, chapter 53, article 19, section 2, subdivision 3, is amended to read:

12.18			6,270,000
12.19	Subd. 3. Labor Standards	6,520,000	<u>6,472,000</u>

12.20 Appropriations by Fund

12.21			4,635,000
12.22	General	4,957,000	<u>4,776,000</u>
12.23	Workforce		1,635,000
12.24	Development	1,563,000	<u>1,696,000</u>

12.25 The general fund base for this appropriation
12.26 is ~~\$4,682,000~~ \$4,823,000 in fiscal year 2026
12.27 and ~~\$4,704,000~~ \$4,845,000 in fiscal year 2027
12.28 and each year thereafter.

12.29 (a) \$2,046,000 each year is for wage theft
12.30 prevention.

12.31 (b) \$1,563,000 the first year and ~~\$1,635,000~~
12.32 \$1,696,000 the second year are from the
12.33 workforce development fund for prevailing
12.34 wage enforcement.

13.1 (c) \$134,000 the first year and \$134,000 the
13.2 second year are for outreach and enforcement
13.3 efforts related to changes to the nursing
13.4 mothers, lactating employees, and pregnancy
13.5 accommodations law.

13.6 (d) \$661,000 the first year and \$357,000 the
13.7 second year are to perform work for the
13.8 Nursing Home Workforce Standards Board.
13.9 The base for this appropriation is \$404,000 in
13.10 fiscal year 2026 and \$357,000 in fiscal year
13.11 2027.

13.12 (e) \$225,000 the first year and \$169,000 the
13.13 second year are for the purposes of the Safe
13.14 Workplaces for Meat and Poultry Processing
13.15 Workers Act.

13.16 (f) \$27,000 the first year is for the creation
13.17 and distribution of a veterans' benefits and
13.18 services poster under Minnesota Statutes,
13.19 section 181.536.

13.20 (g) \$141,000 the second year is to inform and
13.21 educate employers relating to Minnesota
13.22 Statutes, section 181.960.

13.23 Sec. 9. Laws 2023, chapter 53, article 19, section 2, subdivision 5, is amended to read:

13.24			7,559,000
13.25	Subd. 5. Workplace Safety	8,644,000	<u>7,838,000</u>

13.26	Appropriations by Fund		
13.27	General	2,000,000	-0-
13.28	Workers'		<u>7,559,000</u>
13.29	Compensation	6,644,000	<u>7,838,000</u>

13.30 The workers compensation fund base for this
13.31 appropriation is ~~\$7,918,000~~ \$8,061,000 in
13.32 fiscal year 2026 and \$7,627,000 in fiscal year
13.33 2027 and each year thereafter.

14.1 \$2,000,000 the first year is for the ergonomics
14.2 safety grant program. This appropriation is
14.3 available until June 30, 2026. This is a onetime
14.4 appropriation.

14.5 Sec. 10. Laws 2023, chapter 53, article 19, section 4, is amended to read:

14.6 Sec. 4. **BUREAU OF MEDIATION SERVICES** \$ 3,707,000 \$ 3,789,000

14.7 ~~(a) \$750,000 each year is for purposes of the~~
14.8 ~~Public Employment Relations Board under~~
14.9 ~~Minnesota Statutes, section 179A.041.~~

14.10 ~~(b) \$68,000 each year is for grants to area~~
14.11 ~~labor management committees. Grants may~~
14.12 ~~be awarded for a 12-month period beginning~~
14.13 ~~July 1 each year. Any unencumbered balance~~
14.14 ~~remaining at the end of the first year does not~~
14.15 ~~cancel but is available for the second year.~~

14.16 ~~(c) \$47,000 each year is for rulemaking,~~
14.17 ~~staffing, and other costs associated with peace~~
14.18 ~~officer grievance procedures.~~

14.19 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2023.

14.20 **ARTICLE 4**

14.21 **COMBATIVE SPORTS - DEPARTMENT OF LABOR AND INDUSTRY**

14.22 Section 1. Minnesota Statutes 2023 Supplement, section 341.25, is amended to read:

14.23 **341.25 RULES.**

14.24 (a) The commissioner may adopt rules that include standards for the physical examination
14.25 and condition of combatants and referees.

14.26 (b) The commissioner may adopt other rules necessary to carry out the purposes of this
14.27 chapter, including, but not limited to, the conduct of all combative sport contests and their
14.28 manner, supervision, time, and place.

14.29 (c) The most recent version of the Unified Rules of Mixed Martial Arts, as promulgated
14.30 by the Association of Boxing Commissions, is incorporated by reference and made a part

15.1 of this chapter except as qualified by this chapter and Minnesota Rules, chapter 2202. In
15.2 the event of a conflict between this chapter and the Unified Rules, this chapter must govern.

15.3 (d) The most recent version of the Unified Rules of Boxing, as promulgated by the
15.4 Association of Boxing Commissions, is incorporated by reference and made a part of this
15.5 chapter except as qualified by this chapter and Minnesota Rules, chapter 2201. In the event
15.6 of a conflict between this chapter and the Unified Rules, this chapter must govern.

15.7 (e) The most recent version of the Unified Rules of Kickboxing and Unified Rules of
15.8 Muay Thai, as promulgated by the Association of Boxing Commissions, ~~is~~ are incorporated
15.9 by reference and made a part of this chapter except as qualified by this chapter and any
15.10 applicable Minnesota Rules. In the event of a conflict between this chapter and ~~the Unified~~
15.11 ~~Rules~~ those rules, this chapter must govern. If a promoter seeks to hold a kickboxing event
15.12 governed by a different set of kickboxing rules, the promoter must send the commissioner
15.13 a copy of the rules under which the proposed bouts will be conducted at least 45 days before
15.14 the event. The commissioner may approve or deny the use of the alternative rules at the
15.15 commissioner's discretion. If the alternative rules are approved for an event, this chapter
15.16 and any applicable Minnesota Rules, except of those incorporating the Unified Rules of
15.17 Kickboxing and Unified Rules of Muay Thai, must govern if there is a conflict between the
15.18 rules and Minnesota law.

15.19 Sec. 2. Minnesota Statutes 2023 Supplement, section 341.28, subdivision 5, is amended
15.20 to read:

15.21 Subd. 5. **Regulatory authority; martial arts and amateur boxing.** (a) Unless this
15.22 chapter specifically states otherwise, contests or exhibitions for martial arts and amateur
15.23 boxing are exempt from the requirements of this chapter and officials at these events are
15.24 not required to be licensed under this chapter.

15.25 (b) Martial arts and amateur boxing contests, unless subject to the exceptions set forth
15.26 in subdivision 6 or 7, must be regulated by a nationally recognized organization approved
15.27 by the commissioner. The organization must have a set of written standards, procedures, or
15.28 rules used to sanction the combative sports it oversees.

15.29 (c) Any regulatory body overseeing a martial arts or amateur boxing event must submit
15.30 bout results to the commissioner within 72 hours after the event. If the regulatory body
15.31 issues suspensions, the regulatory body must submit to the commissioner a list of any
15.32 suspensions resulting from the event within 72 hours after the event. Regulatory bodies that
15.33 oversee combative sports or martial arts contests under subdivision 6 or 7 are not subject
15.34 to this paragraph.

16.1 Sec. 3. Minnesota Statutes 2022, section 341.28, is amended by adding a subdivision to
16.2 read:

16.3 Subd. 7. **Regulatory authority; youth competition.** Combative sports or martial arts
16.4 contests between individuals under the age of 18 years are exempt from the requirements
16.5 of this chapter and officials at these events are not required to be licensed under this chapter.
16.6 A contest under this subdivision must be regulated by (1) a widely recognized organization
16.7 that regularly oversees youth competition, or (2) a local government.

16.8 Sec. 4. Minnesota Statutes 2022, section 341.29, is amended to read:

16.9 **341.29 JURISDICTION OF COMMISSIONER.**

16.10 The commissioner shall:

16.11 (1) have sole direction, supervision, regulation, control, and jurisdiction over all
16.12 combative sport contests that are held within this state unless a contest is exempt from the
16.13 application of this chapter under federal law;

16.14 (2) have sole control, authority, and jurisdiction over all licenses required by this chapter;

16.15 (3) grant a license to an applicant if, in the judgment of the commissioner, the financial
16.16 responsibility, experience, character, and general fitness of the applicant are consistent with
16.17 the public interest, ~~convenience, or necessity~~ and in the best interests of combative sports
16.18 and conforms with this chapter and the commissioner's rules;

16.19 (4) deny, suspend, or revoke a license using the enforcement provisions of section
16.20 326B.082, except that the licensing reapplication time frames remain within the sole
16.21 discretion of the commissioner; and

16.22 (5) serve final nonlicensing orders in performing the duties of this chapter which are
16.23 subject to the contested case procedures provided in sections 14.57 to 14.69.

16.24 Sec. 5. Minnesota Statutes 2023 Supplement, section 341.30, subdivision 4, is amended
16.25 to read:

16.26 Subd. 4. **Prelicensure requirements.** (a) Before the commissioner issues a promoter's
16.27 license to an individual, corporation, or other business entity, the applicant shall complete
16.28 a licensing application on the Office of Combative Sports website or on forms prescribed
16.29 by the commissioner and shall:

17.1 (1) show on the licensing application the owner or owners of the applicant entity and
17.2 the percentage of interest held by each owner holding a 25 percent or more interest in the
17.3 applicant;

17.4 (2) provide the commissioner with a copy of the latest financial statement of the applicant;

17.5 (3) provide proof, where applicable, of authorization to do business in the state of
17.6 Minnesota; and

17.7 (4) deposit with the commissioner a surety bond in an amount set by the commissioner,
17.8 which must not be less than \$10,000. The bond shall be executed in favor of this state and
17.9 shall be conditioned on the faithful performance by the promoter of the promoter's obligations
17.10 under this chapter and the rules adopted under it.

17.11 (b) Before the commissioner issues a license to a combatant, the applicant shall:

17.12 (1) submit to the commissioner the results of current medical examinations on forms
17.13 prescribed by the commissioner that state that the combatant is cleared to participate in a
17.14 combative sport contest. The applicant must undergo and submit the results of the following
17.15 medical examinations, which do not exempt a combatant from the requirements in section
17.16 341.33:

17.17 (i) a physical examination performed by a licensed medical doctor, doctor of osteopathic
17.18 medicine, advance practice nurse practitioner, or a physician assistant. Physical examinations
17.19 are valid for one year from the date of the exam;

17.20 (ii) an ophthalmological examination performed by an ophthalmologist or optometrist
17.21 that includes dilation designed to detect any retinal defects or other damage or a condition
17.22 of the eye that could be aggravated by combative sports. Ophthalmological examinations
17.23 are valid for one year from the date of the exam;

17.24 (iii) blood work results for HBsAg (Hepatitis B surface antigen), HCV (Hepatitis C
17.25 antibody), and HIV. Blood work results are good for one year from the date blood was
17.26 drawn. The commissioner shall not issue a license to an applicant submitting positive test
17.27 results for HBsAg, HCV, or HIV; and

17.28 (iv) other appropriate neurological or physical examinations before any contest, if the
17.29 commissioner determines that the examination is desirable to protect the health of the
17.30 combatant;

17.31 (2) complete a licensing application on the Office of Combative Sports website or on
17.32 forms prescribed by the commissioner; and

18.1 (3) provide proof that the applicant is 18 years of age. Acceptable proof is a photo driver's
18.2 license, state photo identification card, passport, or birth certificate combined with additional
18.3 photo identification.

18.4 (c) Before the commissioner issues an amateur combatant license to an individual, the
18.5 applicant must submit proof of qualifications that includes at a minimum: (1) an applicant's
18.6 prior bout history and evidence showing that the applicant has completed at least six months
18.7 of training in a combative sport; or (2) a letter of recommendation from a coach or trainer.

18.8 (d) Before the commissioner issues a professional combatant license to an individual,
18.9 the applicant must submit proof of qualifications that includes an applicant's prior bout
18.10 history showing the applicant has competed in at least four sanctioned combative sports
18.11 contests. If the applicant has not competed in at least four sanctioned combative sports
18.12 contests, the commissioner may still grant the applicant a license if the applicant provides
18.13 evidence demonstrating that the applicant has sufficient skills and experience in combative
18.14 sports or martial arts to compete as a professional combatant.

18.15 ~~(e)~~ (e) Before the commissioner issues a license to a referee, judge, or timekeeper, the
18.16 applicant must submit proof of qualifications that may include certified training from the
18.17 Association of Boxing Commissions, licensure with other regulatory bodies, professional
18.18 references, or a log of bouts worked.

18.19 ~~(d)~~ (f) Before the commissioner issues a license to a ringside physician, the applicant
18.20 must submit proof that they are licensed to practice medicine in the state of Minnesota and
18.21 in good standing.

18.22 Sec. 6. Minnesota Statutes 2023 Supplement, section 341.321, is amended to read:

18.23 **341.321 FEE SCHEDULE.**

18.24 (a) The fee schedule for professional and amateur licenses issued by the commissioner
18.25 is as follows:

18.26 (1) referees, \$25;

18.27 (2) promoters, \$700;

18.28 (3) judges and knockdown judges, \$25;

18.29 (4) trainers and seconds, \$40;

18.30 (5) timekeepers, \$25;

18.31 (6) professional combatants, \$70;

19.1 (7) amateur combatants, \$35; and

19.2 (8) ringside physicians, \$25.

19.3 All license fees shall be paid no later than the weigh-in prior to the contest. No license may
19.4 be issued until all prelicensure requirements in section 341.30 are satisfied and fees are
19.5 paid.

19.6 (b) A promoter or event organizer of an event regulated by the Department of Labor and
19.7 Industry must pay, per event, a combative sport contest fee of.

19.8 (c) If the promoter sells tickets for the event, the event fee is \$1,500 per event or four
19.9 percent of the gross ticket sales, whichever is greater. The fee must be paid as follows:

19.10 (1) \$500 at the time the combative sport contest is scheduled, which is nonrefundable;

19.11 (2) \$1,000 at the weigh-in prior to the contest;

19.12 (3) if four percent of the gross ticket sales is greater than \$1,500, the balance is due to
19.13 the commissioner within 14 days of the completed contest; and

19.14 (4) the value of all complimentary tickets distributed for an event, to the extent they
19.15 exceed five percent of total event attendance, counts toward gross tickets sales for the
19.16 purposes of determining a combative sports contest fee. For purposes of this clause, the
19.17 lowest advertised ticket price shall be used to calculate the value of complimentary tickets.

19.18 (d) If the promoter does not sell tickets and receives only a flat payment from a venue
19.19 to administer the event, the event fee is \$1,500 per event or four percent of the flat payment,
19.20 whichever is greater. The fee must be paid as follows:

19.21 (1) \$500 at the time the combative sport contest is scheduled, which is nonrefundable;

19.22 (2) \$1,000 at the weigh-in prior to the contest; and

19.23 (3) if four percent of the flat payment is greater than \$1,500, the balance is due to the
19.24 commissioner within 14 days of the completed contest.

19.25 ~~(e)~~ (e) All fees and penalties collected by the commissioner must be deposited in the
19.26 commissioner account in the special revenue fund.

19.27 Sec. 7. Minnesota Statutes 2023 Supplement, section 341.33, is amended by adding a
19.28 subdivision to read:

19.29 Subd. 3. **Medical records.** The commissioner may, if the commissioner determines that
19.30 doing so would be desirable to protect the health of a combatant, provide the combatant's
19.31 medical information collected under this chapter to the physician conducting a prebout exam

20.1 under this section or to the ringside physician or physicians assigned to the combatant's
20.2 combative sports contest.

20.3 Sec. 8. **[341.352] DATA PRIVACY.**

20.4 All health records collected, created, or maintained under this chapter is private data on
20.5 individuals, as defined in section 13.02, subdivision 12.

20.6 Sec. 9. Minnesota Statutes 2023 Supplement, section 341.355, is amended to read:

20.7 **341.355 CIVIL PENALTIES.**

20.8 When the commissioner finds that a person has violated one or more provisions of any
20.9 statute, rule, or order that the commissioner is empowered to regulate, enforce, or issue, the
20.10 commissioner may impose, for each violation, a civil penalty of up to \$10,000 for each
20.11 violation, or a civil penalty that deprives the person of any economic advantage gained by
20.12 the violation, or both. The commissioner may also impose these penalties against a person
20.13 who has violated section 341.28, subdivision 5, paragraph (b) or (c), or subdivision 7.

20.14 **ARTICLE 5**

20.15 **BUREAU OF MEDIATION SERVICES**

20.16 Section 1. Minnesota Statutes 2022, section 626.892, subdivision 10, is amended to read:

20.17 Subd. 10. **Training.** (a) A person appointed to the arbitrator roster under this section
20.18 must complete training as required by the commissioner during the person's appointment.
20.19 At a minimum, an initial training must include:

20.20 (1) at least six hours on the topics of cultural competency, racism, implicit bias, and
20.21 recognizing and valuing community diversity and cultural differences; and

20.22 (2) at least six hours on topics related to the daily experience of peace officers, which
20.23 may include ride-alongs with on-duty officers or other activities that provide exposure to
20.24 the environments, choices, and judgments required of officers in the field.

20.25 (b) The commissioner may adopt rules establishing training requirements consistent
20.26 with this subdivision.

20.27 ~~(b) An arbitrator appointed to the roster of arbitrators in 2020 must complete the required~~
20.28 ~~initial training by July 1, 2021.~~ (c) An arbitrator appointed to the roster of arbitrators after
20.29 2020 must complete the required initial training within six months of the arbitrator's
20.30 appointment.

21.1 ~~(e)~~ (d) The Bureau of Mediation Services must pay for all costs associated with the
21.2 required training must be borne by the arbitrator.

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

21.4 Sec. 2. **REPEALER.**

21.5 (a) Minnesota Statutes 2022, sections 179.81; 179.82; 179.83, subdivision 1; 179.84,
21.6 subdivision 1; and 179.85, are repealed.

21.7 (b) Minnesota Rules, parts 5520.0100; 5520.0110; 5520.0120; 5520.0200; 5520.0250;
21.8 5520.0300; 5520.0500; 5520.0520; 5520.0540; 5520.0560; 5520.0600; 5520.0620;
21.9 5520.0700; 5520.0710; and 5520.0800, are repealed.

21.10 **ARTICLE 6**

21.11 **PUBLIC EMPLOYEE LABOR RELATIONS (PELRA)**

21.12 Section 1. Minnesota Statutes 2023 Supplement, section 13.43, subdivision 6, is amended
21.13 to read:

21.14 Subd. 6. **Access by labor organizations, Bureau of Mediation Services, Public**
21.15 **Employment Relations Board.** (a) Notwithstanding classification by any other provision
21.16 of this chapter upon request from an exclusive representative, personnel data must be
21.17 disseminated to labor organizations and the Public Employment Relations Board to the
21.18 extent necessary to conduct elections, investigate and process grievances, and implement
21.19 the provisions of chapters 179 and 179A. Personnel data shall be disseminated to labor
21.20 organizations, the Public Employment Relations Board, and the Bureau of Mediation Services
21.21 to the extent the dissemination is ordered or authorized by the commissioner of the Bureau
21.22 of Mediation Services or the Public Employment Relations Board or its employees or agents.
21.23 Employee Social Security numbers are not necessary to implement the provisions of chapters
21.24 179 and 179A.

21.25 (b) Personnel data described under section 179A.07, subdivision 8, must be disseminated
21.26 to an exclusive representative under the terms of that subdivision.

21.27 (c) An employer who disseminates personnel data to a labor organization pursuant to
21.28 this subdivision shall not be subject to liability under section 13.08. Nothing in this paragraph
21.29 shall impair or limit any remedies available under section 325E.61.

21.30 (d) The home addresses, nonemployer issued phone numbers and email addresses, dates
21.31 of birth, and emails or other communications between exclusive representatives and their
21.32 members, prospective members, and nonmembers are private data on individuals.

22.1 Sec. 2. Minnesota Statutes 2023 Supplement, section 179A.03, subdivision 14, is amended
22.2 to read:

22.3 Subd. 14. **Public employee or employee.** (a) "Public employee" or "employee" means
22.4 any person appointed or employed by a public employer except:

22.5 (1) elected public officials;

22.6 (2) election officers;

22.7 (3) commissioned or enlisted personnel of the Minnesota National Guard;

22.8 (4) emergency employees who are employed for emergency work caused by natural
22.9 disaster;

22.10 (5) part-time employees whose service does not exceed the lesser of 14 hours per week
22.11 or 35 percent of the normal work week in the employee's appropriate unit;

22.12 (6) employees, other than employees working for a Minnesota school district or charter
22.13 school in a position for which no license is required by the Professional Educator Licensing
22.14 Standards Board, whose positions are basically temporary or seasonal in character and: (i)
22.15 are not for more than 67 working days in any calendar year; or (ii) ~~are not working for a~~
22.16 ~~Minnesota school district or charter school; or (iii)~~ are not for more than 100 working days
22.17 in any calendar year and the employees are under the age of 22, are full-time students
22.18 enrolled in a nonprofit or public educational institution prior to being hired by the employer,
22.19 and have indicated, either in an application for employment or by being enrolled at an
22.20 educational institution for the next academic year or term, an intention to continue as students
22.21 during or after their temporary employment;

22.22 (7) employees providing services for not more than two consecutive quarters to the
22.23 Board of Trustees of the Minnesota State Colleges and Universities under the terms of a
22.24 professional or technical services contract as defined in section 16C.08, subdivision 1;

22.25 (8) employees of charitable hospitals as defined by section 179.35, subdivision 3, except
22.26 that employees of charitable hospitals as defined by section 179.35, subdivision 3, are public
22.27 employees for purposes of sections 179A.051, 179A.052, and 179A.13;

22.28 (9) full-time undergraduate students employed by the school which they attend under a
22.29 work-study program or in connection with the receipt of financial aid, irrespective of number
22.30 of hours of service per week;

22.31 (10) an individual who is employed for less than 300 hours in a fiscal year as an instructor
22.32 in an adult vocational education program;

23.1 (11) with respect to court employees:

23.2 (i) personal secretaries to judges;

23.3 (ii) law clerks;

23.4 (iii) managerial employees;

23.5 (iv) confidential employees; and

23.6 (v) supervisory employees; or

23.7 (12) with respect to employees of Hennepin Healthcare System, Inc., managerial,

23.8 supervisory, and confidential employees.

23.9 (b) The following individuals are public employees regardless of the exclusions of

23.10 paragraph (a), clauses (5) to (7):

23.11 (1) an employee hired by a school district or the Board of Trustees of the Minnesota

23.12 State Colleges and Universities except at the university established in the Twin Cities

23.13 metropolitan area under section 136F.10 or for community services or community education

23.14 instruction offered on a noncredit basis: (i) to replace an absent teacher or faculty member

23.15 who is a public employee, where the replacement employee is employed more than 30

23.16 working days as a replacement for that teacher or faculty member; or (ii) to take a teaching

23.17 position created due to increased enrollment, curriculum expansion, courses which are a

23.18 part of the curriculum whether offered annually or not, or other appropriate reasons;

23.19 (2) an employee hired for a position under paragraph (a), clause (6), item (i), if that same

23.20 position has already been filled under paragraph (a), clause (6), item (i), in the same calendar

23.21 year and the cumulative number of days worked in that same position by all employees

23.22 exceeds 67 calendar days in that year. For the purpose of this paragraph, "same position"

23.23 includes a substantially equivalent position if it is not the same position solely due to a

23.24 change in the classification or title of the position;

23.25 (3) an early childhood family education teacher employed by a school district; and

23.26 (4) an individual hired by the Board of Trustees of the Minnesota State Colleges and

23.27 Universities as the instructor of record to teach (i) one class for more than three credits in

23.28 a fiscal year, or (ii) two or more credit-bearing classes in a fiscal year.

24.1 Sec. 3. Minnesota Statutes 2023 Supplement, section 179A.03, subdivision 18, is amended
24.2 to read:

24.3 Subd. 18. **Teacher.** "Teacher" means any public employee other than a superintendent
24.4 or assistant superintendent, principal, assistant principal, or a supervisory or confidential
24.5 employee, employed by a school district:

24.6 (1) in a position for which the person must be licensed by the Professional Educator
24.7 Licensing and Standards Board or the commissioner of education;

24.8 (2) in a position as a physical therapist, occupational therapist, art therapist, music
24.9 therapist, or audiologist; or

24.10 (3) in a position creating and delivering instruction to children in a preschool, school
24.11 readiness, school readiness plus, or prekindergarten program or other school district or
24.12 charter school-based early education program, except that ~~an employee~~ employees in a
24.13 bargaining unit certified before January 1, 2023, may remain in a bargaining unit that does
24.14 not include teachers unless an exclusive representative files a petition for a unit clarification
24.15 ~~or to transfer exclusive representative status.~~

24.16 Sec. 4. Minnesota Statutes 2022, section 179A.041, subdivision 2, is amended to read:

24.17 Subd. 2. **Alternate members.** (a) The appointing authorities shall appoint alternate
24.18 members to serve ~~only~~ in the ~~ease~~ event of a member having a conflict of interest or being
24.19 unavailable for a meeting under subdivision 9, as follows:

24.20 (1) one alternate, appointed by the governor, who is an officer or employee of an exclusive
24.21 representative of public employees, to serve as an alternate to the member appointed by the
24.22 governor who is an officer or employee of an exclusive representative of public employees.
24.23 This alternate must not be an officer or employee of the same exclusive representative of
24.24 public employees as the member for whom the alternate serves;

24.25 (2) one alternate, appointed by the governor, who is a representative of public employers,
24.26 to serve as an alternate to the member appointed by the governor who is a representative of
24.27 public employers. This alternate must not represent the same public employer as the member
24.28 for whom the alternate serves; and

24.29 (3) one alternate, appointed by the member who is an officer or employee of an exclusive
24.30 representative of public employees and the member who is a representative of public
24.31 employers, who is not an officer or employee of an exclusive representative of public
24.32 employees, or a representative of a public employer, to serve as an alternate for the member
24.33 that represents the public at large.

25.1 (b) Each alternate member shall serve a term that is coterminous with the term of the
 25.2 member for whom the alternate member serves as an alternate.

25.3 Sec. 5. Minnesota Statutes 2023 Supplement, section 179A.041, subdivision 10, is amended
 25.4 to read:

25.5 Subd. 10. **Open Meeting Law; exceptions.** Chapter 13D does not apply to ~~meetings of~~
 25.6 ~~the~~ a board meeting when it the board is:

25.7 (1) deliberating on the merits of an unfair labor practice ~~charges~~ charge under sections
 25.8 179.11, 179.12, and 179A.13;

25.9 (2) reviewing a hearing officer's recommended decision and order ~~of a hearing officer~~
 25.10 under section 179A.13; or

25.11 (3) reviewing ~~decisions of the~~ a commissioner of the Bureau of Mediation Services
 25.12 ~~relating to~~ decision on an unfair labor ~~practices~~ practice under section 179A.12, subdivision
 25.13 11.

25.14 Sec. 6. Minnesota Statutes 2023 Supplement, section 179A.06, subdivision 6, is amended
 25.15 to read:

25.16 Subd. 6. **Payroll deduction, authorization, and remittance.** (a) ~~Public employees have~~
 25.17 ~~the right to~~ A public employee may request and be allowed payroll deduction for the
 25.18 exclusive representative that represents the employee's position and the its associated political
 25.19 fund ~~associated with the exclusive representative and registered pursuant to~~ under section
 25.20 10A.12. If no exclusive representative represents an employee's position, the public employee
 25.21 may request payroll deduction for the organization of the employee's choice. A public
 25.22 employer must provide payroll deduction according to any public employee's request under
 25.23 this paragraph.

25.24 (b) A public employer must rely on a certification from ~~any~~ an exclusive representative
 25.25 requesting remittance of a deduction that the organization has and will maintain an
 25.26 authorization, signed, either by hand or electronically according to section 325L.02, paragraph
 25.27 (h), by the public employee from whose salary or wages the deduction is to be made, which
 25.28 ~~may include an electronic signature by the public employee as defined in section 325L.02,~~
 25.29 ~~paragraph (h).~~ An exclusive representative making such a certification ~~must not be~~ is not
 25.30 required to provide the public employer a copy of the authorization unless a dispute arises
 25.31 about the authorization's existence or terms ~~of the authorization. The exclusive representative~~

26.1 ~~must indemnify the public employer for any successful claims made by the employee for~~
26.2 ~~unauthorized deductions in reliance on the certification.~~

26.3 ~~(b) (c) A dues payroll deduction authorization remains in effect~~ is effective until the
26.4 exclusive representative notifies the employer ~~receives notice from the exclusive~~
26.5 ~~representative~~ that a public employee has changed or canceled ~~their~~ the employee's
26.6 authorization in writing in accordance with the terms of the original ~~authorizing document,~~
26.7 ~~and~~ authorization. When determining whether deductions have been properly changed or
26.8 canceled, a public employer must rely on information from the exclusive representative
26.9 receiving remittance of the deduction ~~regarding whether the deductions have been properly~~
26.10 ~~changed or canceled. The exclusive representative must indemnify the public employer,~~
26.11 ~~including any reasonable attorney fees and litigation costs, for any successful claims made~~
26.12 ~~by the employee for unauthorized deductions made in reliance on such information.~~

26.13 ~~(e) (d)~~ Deduction authorization under this section is:

26.14 (1) independent from the public employee's membership status in the organization to
26.15 which payment is remitted; and is

26.16 (2) effective regardless of whether a collective bargaining agreement authorizes the
26.17 deduction.

26.18 ~~(d) Employers~~ (e) An employer must commence:

26.19 (1) begin deductions within 30 days of notice of authorization from the after an exclusive
26.20 representative submits a certification under paragraph (b); and must

26.21 (2) remit the deductions to the exclusive representative within 30 days of the deduction.
26.22 ~~The failure of an employer to comply with the provisions of this paragraph shall be an unfair~~
26.23 ~~labor practice under section 179A.13, the relief for which shall be reimbursement by the~~
26.24 ~~employer of deductions that should have been made or remitted based on a valid authorization~~
26.25 ~~given by the employee or employees.~~

26.26 ~~(e) In the absence of an exclusive representative, public employees have the right to~~
26.27 ~~request and be allowed payroll deduction for the organization of their choice.~~

26.28 (f) An exclusive representative must indemnify a public employer:

26.29 (1) for any successful employee claim for unauthorized employer deductions made by
26.30 relying on an exclusive representative's certification under paragraph (b); and

27.1 (2) for any successful employee claim for unauthorized employer deductions made by
 27.2 relying on information for changing or canceling deductions under paragraph (c), with
 27.3 indemnification including any reasonable attorney fees and litigation costs.

27.4 ~~(f)~~ (g) Any dispute under this subdivision must be resolved through an unfair labor
 27.5 practice proceeding under section 179A.13. It is an unfair labor practice if an employer fails
 27.6 to comply with paragraph (e), and the employer must reimburse deductions that should have
 27.7 been made or remitted based on a valid authorization given by the employee or employees.

27.8 Sec. 7. Minnesota Statutes 2023 Supplement, section 179A.07, subdivision 8, is amended
 27.9 to read:

27.10 Subd. 8. **Bargaining unit information.** (a) Within 20 calendar days ~~from the date of~~
 27.11 ~~hire of~~ after a bargaining unit employee is hired, a public employer must provide the
 27.12 following ~~contact~~ information on the employee to an the unit's exclusive representative or
 27.13 its affiliate in an Excel file format or other format agreed to by the exclusive representative:

27.14 (1) name;

27.15 (2) job title;

27.16 (3) worksite location, including location ~~within~~ in a facility when appropriate;

27.17 (4) home address;

27.18 (5) work telephone number;

27.19 (6) home and personal cell phone numbers on file with the public employer;

27.20 (7) date of hire; and

27.21 (8) work email address and personal email address on file with the public employer.

27.22 (b) Every 120 calendar days ~~beginning on January 1, 2024~~, a public employer must
 27.23 provide to ~~an~~ a bargaining unit's exclusive representative in an Excel file or similar format
 27.24 agreed to by the exclusive representative the ~~following~~ information under paragraph (a) for
 27.25 all bargaining unit employees: ~~name; job title; worksite location, including location within~~
 27.26 ~~a facility when appropriate; home address; work telephone number; home and personal cell~~
 27.27 ~~phone numbers on file with the public employer; date of hire; and work email address and~~
 27.28 ~~personal email address on file with the public employer.~~

27.29 (c) ~~A public employer must notify an exclusive representative within 20 calendar days~~
 27.30 ~~of the separation of~~ If a bargaining unit employee separates from employment or transfer
 27.31 transfers out of the bargaining unit of a bargaining unit employee, the employee's public

28.1 employer must notify the employee's exclusive representative within 20 calendar days after
28.2 the separation or transfer, including whether the unit departure was due to a transfer,
28.3 promotion, demotion, discharge, resignation, or retirement.

28.4 Sec. 8. Minnesota Statutes 2023 Supplement, section 179A.07, subdivision 9, is amended
28.5 to read:

28.6 Subd. 9. **Access.** (a) A public employer must allow an exclusive representative or the
28.7 representative's agent to meet in person with a newly hired employees, without charge to
28.8 the pay or leave time of the employees, for 30 minutes, employee within 30 calendar days
28.9 from the date of hire; during new employee orientations or, if the employer does not conduct
28.10 new employee orientations, at individual or group meetings arranged by the employer in
28.11 coordination with the exclusive representative or the representative's agent during the newly
28.12 hired employees' regular working hours. For an orientation or meeting under this paragraph,
28.13 an employer must allow the employee and exclusive representative up to 30 minutes to meet
28.14 and must not charge the employee's pay or leave time during the orientation or meeting, or
28.15 the pay or leave time of an employee of the public employer acting as an agent of the
28.16 exclusive representative using time off under subdivision 6. An orientation or meeting may
28.17 be held virtually or for longer than 30 minutes only by mutual agreement of the employer
28.18 and exclusive representative.

28.19 (b) An exclusive representative shall must receive no less than at least ten days' notice
28.20 in advance of an orientation, except that but a shorter notice may be provided where if there
28.21 is an urgent need critical to the employer's operations of the public employer that was not
28.22 reasonably foreseeable. Notice of and attendance at new employee orientations and other
28.23 meetings under this paragraph must be and paragraph (a) are limited to the public employer;

28.24 (1) the employees;

28.25 (2) the exclusive representative, and;

28.26 (3) any vendor contracted to provide a service for purposes of the meeting. Meetings
28.27 may be held virtually or for longer than 30 minutes; and

28.28 (4) the public employer or its designee, who may attend only by mutual agreement of
28.29 the public employer and exclusive representative.

28.30 ~~(b)~~ (c) A public employer must allow an exclusive representative to communicate with
28.31 bargaining unit members using their employer-issued email addresses regarding by email
28.32 on:

28.33 (1) collective bargaining;

29.1 (2) the administration of collective bargaining agreements;

29.2 (3) the investigation of grievances, and other workplace-related complaints and issues;

29.3 and

29.4 (4) internal matters involving the governance or business of the exclusive representative,

29.5 ~~consistent with the employer's generally applicable technology use policies.~~

29.6 (d) An exclusive representative may communicate with bargaining unit members under

29.7 paragraph (c) via the members' employer-issued email addresses, but the communication

29.8 must be consistent with the employer's generally applicable technology use policies.

29.9 ~~(e)~~ (e) A public employer must allow an exclusive representative to meet with bargaining

29.10 unit members in facilities owned or leased by the public employer regarding to communicate

29.11 on:

29.12 (1) collective bargaining;

29.13 (2) the administration of collective bargaining agreements;

29.14 (3) the investigation of grievances and other workplace-related complaints and issues;

29.15 and

29.16 (4) internal matters involving the governance or business of the exclusive representative,

29.17 ~~provided the use does not interfere with governmental operations and the exclusive~~

29.18 ~~representative complies with worksite security protocols established by the public employer.~~

29.19 ~~Meetings conducted.~~

29.20 (f) The following applies for a meeting under paragraph (e):

29.21 (1) a meeting cannot interfere with government operations;

29.22 (2) the exclusive representative must comply with employer-established worksite security

29.23 protocols;

29.24 (3) a meeting in a government buildings pursuant to this paragraph must not building

29.25 cannot be for the purpose of supporting or opposing any candidate for partisan political

29.26 office or for the purpose of distributing literature or information regarding on partisan

29.27 elections; and

29.28 (4) an exclusive representative conducting a meeting in a government building or other

29.29 government facility pursuant to this subdivision may be charged for maintenance, security,

29.30 and other costs related to the use of using the government building or facility that would

29.31 not otherwise be incurred by the government entity.

30.1 Sec. 9. Minnesota Statutes 2022, section 179A.09, is amended by adding a subdivision to
30.2 read:

30.3 Subd. 4. **Unit mergers.** Upon the request of an exclusive representative for bargaining
30.4 units other than those defined in section 179A.10, subdivision 2, the commissioner must
30.5 designate as a single unit two bargaining units represented by the exclusive representative,
30.6 subject to subdivision 2 of this section as well as any other statutory bargaining unit
30.7 designation.

30.8 Sec. 10. Minnesota Statutes 2022, section 179A.09, is amended by adding a subdivision
30.9 to read:

30.10 Subd. 5. **Position classifications.** For the purpose of determining whether a new position
30.11 should be included in an existing bargaining unit, the position shall be analyzed with respect
30.12 to its assigned duties, without regard to title or telework status.

30.13 Sec. 11. Minnesota Statutes 2023 Supplement, section 179A.10, subdivision 2, is amended
30.14 to read:

30.15 Subd. 2. **State employees.** (a) Unclassified employees, unless otherwise excluded, are
30.16 included within the units ~~which~~ that include the classifications to which they are assigned
30.17 for purposes of compensation. Supervisory employees ~~shall only~~ can be assigned only to
30.18 ~~units~~ unit 12 ~~and or~~ 16. The following units are the appropriate units of executive branch
30.19 state employees:

30.20 (1) law enforcement unit;

30.21 (2) craft, maintenance, and labor unit;

30.22 (3) service unit;

30.23 (4) health care nonprofessional unit;

30.24 (5) health care professional unit;

30.25 (6) clerical and office unit;

30.26 (7) technical unit;

30.27 (8) correctional guards unit;

30.28 (9) state university instructional unit;

30.29 (10) state college instructional unit;

30.30 (11) state university administrative unit;

- 31.1 (12) professional engineering unit;
- 31.2 (13) health treatment unit;
- 31.3 (14) general professional unit;
- 31.4 (15) professional state residential instructional unit;
- 31.5 (16) supervisory employees unit;
- 31.6 (17) public safety radio communications operator unit;
- 31.7 (18) licensed peace officer special unit; and
- 31.8 (19) licensed peace officer leader unit.

31.9 ~~Each unit consists of the classifications or positions assigned to it in the schedule of~~
31.10 ~~state employee job classification and positions maintained by the commissioner. The~~
31.11 ~~commissioner may only make changes in the schedule in existence on the day prior to~~
31.12 ~~August 1, 1984, as required by law or as provided in subdivision 4.~~

31.13 (b) The following positions are included in the licensed peace officer special unit:

- 31.14 (1) State Patrol lieutenant;
- 31.15 (2) NR district supervisor - enforcement;
- 31.16 (3) assistant special agent in charge;
- 31.17 (4) corrections investigation assistant director 2;
- 31.18 (5) corrections investigation supervisor; and
- 31.19 (6) commerce supervisor special agent.

31.20 (c) The following positions are included in the licensed peace officer leader unit:

- 31.21 (1) State Patrol captain;
- 31.22 (2) NR program manager 2 enforcement; and
- 31.23 (3) special agent in charge.

31.24 (d) Each unit consists of the classifications or positions assigned to it in the schedule of
31.25 state employee job classification and positions maintained by the commissioner. The
31.26 commissioner may make changes in the schedule in existence on the day before August 1,
31.27 1984, only:

- 31.28 (1) as required by law; or
- 31.29 (2) as provided in subdivision 4.

32.1 Sec. 12. Minnesota Statutes 2023 Supplement, section 179A.12, subdivision 2a, is amended
32.2 to read:

32.3 Subd. 2a. **Majority verification procedure.** ~~(a) Notwithstanding any other provision~~
32.4 ~~of this section,~~ An employee organization may file a petition with the commissioner
32.5 requesting certification as the exclusive representative of ~~an~~ a proposed appropriate unit
32.6 ~~based on a verification that~~ for which there is no currently certified exclusive representative.
32.7 The petition must include over 50 percent of the employees in the proposed appropriate
32.8 unit who wish to be represented by the ~~petitioner~~ organization. ~~The commissioner shall~~
32.9 ~~require dated representation authorization signatures of affected employees as verification~~
32.10 ~~of the employee organization's claim of majority status.~~

32.11 (b) ~~Upon receipt of an employee organization's petition, accompanied by employee~~
32.12 ~~authorization signatures under this subdivision, the commissioner shall investigate the~~
32.13 ~~petition.~~ If the commissioner determines that over 50 percent of the employees in ~~an~~ the
32.14 appropriate unit have provided authorization signatures designating the petitioning employee
32.15 organization ~~specified in the petition~~ as their exclusive representative, the commissioner
32.16 ~~shall not order an election but shall~~ must certify the employee organization as the employees'
32.17 exclusive representative without ordering an election under this section.

32.18 Sec. 13. Minnesota Statutes 2022, section 179A.12, subdivision 5, is amended to read:

32.19 Subd. 5. **Commissioner to investigate.** ~~The commissioner shall,~~ Upon receipt of an
32.20 ~~employee organization's receiving a petition to the commissioner under subdivision 3~~ 1a
32.21 or 2a, the commissioner must:

32.22 (1) investigate to determine if sufficient evidence of a question of representation exists;
32.23 and

32.24 (2) hold hearings necessary to determine the appropriate unit and other matters necessary
32.25 to determine the representation rights of the affected employees and employer.

32.26 Sec. 14. Minnesota Statutes 2023 Supplement, section 179A.12, subdivision 6, is amended
32.27 to read:

32.28 Subd. 6. **Authorization signatures.** ~~In~~ (a) When determining the numerical status of
32.29 an employee organization for purposes of this section, the commissioner ~~shall~~ must require
32.30 a dated representation authorization ~~signatures of affected employees~~ signature of each
32.31 affected employee as verification of the statements contained in the ~~joint request or petitions~~
32.32 petition. ~~These~~

33.1 ~~(b) An authorization signatures shall be~~ signature is privileged and confidential
 33.2 information available to the commissioner only. ~~An electronic signatures~~ signature, as
 33.3 defined in section 325L.02, paragraph (h), ~~shall be~~ is valid as ~~an authorization signatures~~
 33.4 signature.

33.5 ~~(c) An authorization signatures shall be~~ signature is valid for ~~a period of~~ one year
 33.6 following the signature ~~date of signature~~.

33.7 Sec. 15. Minnesota Statutes 2023 Supplement, section 179A.12, subdivision 11, is amended
 33.8 to read:

33.9 Subd. 11. **Unfair labor practices.** The commissioner may void the result of an election
 33.10 or majority verification procedure and order a new election or procedure if the commissioner
 33.11 finds ~~that~~ one of the following:

33.12 (1) there was an unfair labor practice that:

33.13 (i) was committed by an employer ~~or~~, a representative candidate ~~or~~, an employee, or a
 33.14 group of employees; ~~and that the unfair labor practice~~

33.15 (ii) affected the result of ~~an~~ the election or the majority verification procedure ~~pursuant~~
 33.16 ~~to subdivision 2a;~~ or that

33.17 (2) procedural or other irregularities in the conduct of the election or majority verification
 33.18 procedure may have substantially affected ~~its~~ the results; ~~the commissioner may void the~~
 33.19 ~~result and order a new election or majority verification procedure.~~

33.20 Sec. 16. Minnesota Statutes 2022, section 179A.13, subdivision 1, is amended to read:

33.21 Subdivision 1. **Actions.** (a) The practices specified in this section are unfair labor
 33.22 practices. Any employee, employer, employee or employer organization, exclusive
 33.23 representative, or any other person or organization aggrieved by an unfair labor practice as
 33.24 defined in this section may file an unfair labor practice charge with the board.

33.25 (b) Whenever it is charged that any party has engaged in or is engaging in any unfair
 33.26 labor practice, an investigator designated by the board shall promptly conduct an investigation
 33.27 of the charge. Unless after the investigation the board finds that the charge has no reasonable
 33.28 basis in law or fact, the board shall promptly issue a complaint and cause to be served upon
 33.29 the party a complaint stating the charges, accompanied by a notice of hearing before a
 33.30 qualified hearing officer designated by the board at the offices of the bureau or other location
 33.31 as the board deems appropriate, ~~not less than five days nor more than 20 days~~ more than
 33.32 30 days after serving the complaint absent mutual agreement of the parties, provided that

34.1 no complaint shall be issued based upon any unfair labor practice occurring more than six
34.2 months prior to the filing of a charge. A complaint issued under this subdivision may be
34.3 amended by the board at any time prior to the issuance of an order based thereon. The party
34.4 who is the subject of the complaint has the right to file an answer to the original or amended
34.5 complaint prior to hearing and to appear in person or by a representative and give testimony
34.6 at the place and time fixed in the complaint. In the discretion of the hearing officer conducting
34.7 the hearing or the board, any other party may be allowed to intervene in the proceeding and
34.8 to present testimony. The board or designated hearing officers shall not be bound by the
34.9 rules of evidence applicable to courts, except as to the rules of privilege recognized by law.

34.10 (c) Designated investigators must conduct the investigation of charges.

34.11 (d) Hearing officers must ~~be licensed to practice law in the state of Minnesota~~ have a
34.12 juris doctor and must conduct the hearings and issue recommended decisions and orders.

34.13 (e) The board or its designees shall have the power to issue subpoenas and administer
34.14 oaths. If any party willfully fails or neglects to appear or testify or to produce books, papers,
34.15 and records pursuant to the issuance of a subpoena, the board may apply to a court of
34.16 competent jurisdiction to request that the party be ordered to appear to testify or produce
34.17 the requested evidence.

34.18 (f) A full and complete record shall be kept of all proceedings before the board or
34.19 designated hearing officer and shall be transcribed by a reporter appointed by the board.

34.20 (g) The party on whom the burden of proof rests shall be required to sustain the burden
34.21 by a preponderance of the evidence.

34.22 (h) At any time prior to the close of a hearing, the parties may by mutual agreement
34.23 request referral to mediation, at which time the commissioner shall appoint a mediator, and
34.24 the hearing shall be suspended pending the results of the mediation.

34.25 (i) If, upon a preponderance of the evidence taken, the hearing officer determines that
34.26 any party named in the charge has engaged in or is engaging in an unfair labor practice,
34.27 then a recommended decision and order shall be issued stating findings of fact and
34.28 conclusions, and requiring the party to cease and desist from the unfair labor practice, to
34.29 post a cease-and-desist notice in the workplace, and ordering any appropriate relief to
34.30 effectuate the policies of this section, including but not limited to reinstatement, back pay,
34.31 and any other remedies that make a charging party whole. If back pay is awarded, the award
34.32 must include interest at the rate of seven percent per annum. The order further may require
34.33 the party to make reports from time to time, and demonstrate the extent to which the party
34.34 has complied with the order.

(j) If there is no preponderance of evidence that the party named in the charge has engaged in or is engaging in the unfair labor practice, then the hearing officer shall issue a recommended decision and order stating findings of fact and dismissing the complaint.

(k) Parties may file exceptions to the hearing officer's recommended decision and order with the board no later than 30 days after service of the recommended decision and order. The board shall review the recommended decision and order upon timely filing of exceptions or upon its own motion. If no timely exceptions have been filed, the parties must be deemed to have waived their exceptions. Unless the board reviews the recommended decision and order upon its own motion, it must not be legal precedent and must be final and binding only on the parties to the proceeding as issued in an order issued by the board. If the board does review the recommended decision and order, the board may adopt all, part, or none of the recommended decision and order, depending on the extent to which it is consistent with the record and applicable laws. The board shall issue and serve on all parties its decision and order. The board shall retain jurisdiction over the case to ensure the parties' compliance with the board's order. Unless overturned by the board, the parties must comply with the recommended decision and order.

(l) Until the record has been filed in the court of appeals or district court, the board at any time, upon reasonable notice and in a manner it deems appropriate, may modify or set aside, in whole or in part, any finding or order made or issued by it.

(m) Upon a final order that an unfair labor practice has been committed, the board or the charging party may petition the district court for the enforcement of the order and for appropriate temporary relief or a restraining order. When the board petitions the court, the charging party may intervene as a matter of right.

(n) Whenever it appears that any party has violated a final order of the board issued pursuant to this section, the board must petition the district court for an order directing the party and its officers, agents, servants, successors, and assigns to comply with the order of the board. The board shall be represented in this action by its general counsel, who has been appointed by the board. The court may grant or refuse, in whole or in part, the relief sought, provided that the court also may stay an order of the board pending disposition of the proceedings. The court may punish a violation of its order as in civil contempt.

(o) The board shall have power, upon issuance of an unfair labor practice complaint alleging that a party has engaged in or is engaging in an unfair labor practice, to petition the district court for appropriate temporary relief or a restraining order. Upon the filing of any such petition, the court shall cause notice thereof to be served upon such parties, and

thereupon shall have jurisdiction to grant to the board or commissioner temporary relief or a restraining order as it deems appropriate. Nothing in this paragraph precludes a charging party from seeking injunctive relief in district court after filing the unfair labor practice charge.

(p) The proceedings in paragraphs (m), (n), and (o) shall be commenced in the district court for the county in which the unfair labor practice which is the subject of the order or administrative complaint was committed, or where a party alleged to have committed the unfair labor practice resides or transacts business.

Sec. 17. Minnesota Statutes 2022, section 179A.13, subdivision 2, is amended to read:

Subd. 2. **Employers.** Public employers, their agents and representatives are prohibited from:

(1) interfering, restraining, or coercing employees in the exercise of the rights guaranteed in sections 179A.01 to 179A.25;

(2) dominating or interfering with the formation, existence, or administration of any employee organization or contributing other support to it;

(3) discriminating in regard to hire or tenure to encourage or discourage membership in an employee organization;

(4) discharging or otherwise discriminating against an employee because the employee has signed or filed an affidavit, petition, or complaint or given information or testimony under sections 179A.01 to 179A.25;

(5) refusing to meet and negotiate in good faith with the exclusive representative of its employees in an appropriate unit;

(6) refusing to comply with grievance procedures contained in an agreement;

(7) distributing or circulating a blacklist of individuals exercising a legal right or of members of a labor organization for the purpose of preventing blacklisted individuals from obtaining or retaining employment;

(8) violating rules established by the commissioner regulating the conduct of representation elections;

(9) refusing to comply with a valid decision of a binding arbitration panel or arbitrator;

(10) violating or refusing to comply with any lawful order or decision issued by the commissioner or the board;

37.1 (11) refusing to provide, upon the request of the exclusive representative, all information
37.2 pertaining to the public employer's budget both present and proposed, revenues, and other
37.3 financing information provided that in the executive branch of state government this clause
37.4 may not be considered contrary to the budgetary requirements of sections 16A.10 and
37.5 16A.11; ~~or~~

37.6 (12) granting or offering to grant the status of permanent replacement employee to a
37.7 person for performing bargaining unit work for the employer during a lockout of employees
37.8 in an employee organization or during a strike authorized by an employee organization that
37.9 is an exclusive representative;

37.10 (13) failing or refusing to provide information that is relevant to enforcement or
37.11 negotiation of a contract within a reasonable time from receiving a request by an exclusive
37.12 representative, not to exceed ten days for information relevant to contract enforcement or
37.13 30 days for information relevant to contract negotiation; or

37.14 (14) refusing to reassign a position after the commissioner has determined the position
37.15 was not placed into the correct bargaining unit.

37.16 Sec. 18. Minnesota Statutes 2022, section 179A.40, subdivision 1, is amended to read:

37.17 Subdivision 1. **Units.** The following are the appropriate employee units of the Hennepin
37.18 Healthcare System, Inc. All units shall exclude supervisors, managerial employees, and
37.19 confidential employees. No additional units of Hennepin Healthcare System, Inc., shall be
37.20 eligible to be certified for the purpose of meeting and negotiating with an exclusive
37.21 representative. The units include all:

37.22 (1) registered nurses;

37.23 (2) physicians except those employed as interns, residents, or fellows;

37.24 (3) professionals except for registered nurses and physicians;

37.25 (4) technical and paraprofessional employees;

37.26 (5) carpenters, electricians, painters, and plumbers;

37.27 (6) health general service employees;

37.28 (7) interpreters;

37.29 (8) emergency medical technicians/emergency medical dispatchers (EMT/EMD), and
37.30 paramedics;

37.31 (9) bioelectronics specialists, bioelectronics technicians, and electronics technicians;

- 38.1 (10) skilled maintenance employees; ~~and~~
- 38.2 (11) clerical employees; and
- 38.3 (12) physicians employed as interns, residents, and fellows.

38.4 Sec. 19. Minnesota Statutes 2022, section 179A.54, subdivision 5, is amended to read:

38.5 Subd. 5. ~~Legislative action on~~ **Collective bargaining agreements.** ~~Any agreement~~
38.6 ~~reached between the state and the exclusive representative of individual providers under~~
38.7 ~~chapter 179A shall be submitted to the legislature to be accepted or rejected in accordance~~
38.8 ~~with sections 3.855 and 179A.22~~ The commissioner of management and budget is authorized
38.9 to enter into and implement agreements, including interest arbitration decisions, with the
38.10 exclusive representative of individual providers as provided in section 179A.22, subdivision
38.11 4, except for terms and conditions requiring appropriations, changes to state law, or approval
38.12 from the federal government which shall be contingent upon and executed following receipt
38.13 of appropriations and state and federal approval.

38.14 Sec. 20. **RULEMAKING.**

38.15 The commissioner of the Bureau of Mediation Services must adopt rules on petitions
38.16 for majority verification, including technical changes needed for consistency with Minnesota
38.17 Statutes, section 179A.12, and the commissioner may use the expedited rulemaking process
38.18 under Minnesota Statutes, section 14.389.

38.19 Sec. 21. **REVISOR INSTRUCTION.**

38.20 The revisor of statutes must renumber Minnesota Statutes, section 179A.12, subdivision
38.21 3, as Minnesota Statutes, section 179A.12, subdivision 1a.

38.22 **ARTICLE 7**

38.23 **EARNED SICK AND SAFE TIME MODIFICATIONS**

38.24 Section 1. Minnesota Statutes 2023 Supplement, section 177.27, subdivision 4, is amended
38.25 to read:

38.26 Subd. 4. **Compliance orders.** The commissioner may issue an order requiring an
38.27 employer to comply with sections 177.21 to 177.435, 177.50, 179.86, 181.02, 181.03,
38.28 181.031, 181.032, 181.101, 181.11, 181.13, 181.14, 181.145, 181.15, 181.165, 181.172,
38.29 paragraph (a) or (d), 181.214 to 181.217, 181.275, subdivision 2a, 181.635, 181.722, 181.79,
38.30 181.85 to 181.89, 181.939 to 181.943, 181.9445 to 181.9448, 181.987, 181.991, 268B.09,

subdivisions 1 to 6, and 268B.14, subdivision 3, with any rule promulgated under section 177.28, 181.213, or 181.215. The commissioner shall issue an order requiring an employer to comply with sections 177.41 to 177.435, 181.165, or 181.987 if the violation is repeated. For purposes of this subdivision only, a violation is repeated if at any time during the two years that preceded the date of violation, the commissioner issued an order to the employer for violation of sections 177.41 to 177.435, 181.165, or 181.987 and the order is final or the commissioner and the employer have entered into a settlement agreement that required the employer to pay back wages that were required by sections 177.41 to 177.435. The department shall serve the order upon the employer or the employer's authorized representative in person or by certified mail at the employer's place of business. An employer who wishes to contest the order must file written notice of objection to the order with the commissioner within 15 calendar days after being served with the order. A contested case proceeding must then be held in accordance with sections 14.57 to 14.69 or 181.165. If, within 15 calendar days after being served with the order, the employer fails to file a written notice of objection with the commissioner, the order becomes a final order of the commissioner. For the purposes of this subdivision, an employer includes a contractor that has assumed a subcontractor's liability within the meaning of section 181.165.

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

Sec. 2. Minnesota Statutes 2023 Supplement, section 177.50, is amended by adding a subdivision to read:

Subd. 6. Rulemaking authority. The commissioner may adopt rules to carry out the purposes of this section and sections 181.9445 to 181.9448.

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

Sec. 3. Minnesota Statutes 2023 Supplement, section 177.50, is amended by adding a subdivision to read:

Subd. 7. Remedies. (a) If an employer does not provide earned sick and safe time pursuant to section 181.9446, or does not allow the use of earned sick and safe time pursuant to section 181.9447, the employer is liable to all employees who were not provided or not allowed to use earned sick and safe time for an amount equal to all earned sick and safe time that should have been provided or could have been used, plus an additional equal amount as liquidated damages.

(b) If the employer does not possess records sufficient to determine the earned sick and safe time an employee should have been provided pursuant to paragraph (a), the employer

40.1 is liable to the employee for an amount equal to 48 hours of earned sick and safe time for
40.2 each year earned sick and safe time was not provided, plus an additional equal amount as
40.3 liquidated damages.

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

40.5 Sec. 4. Minnesota Statutes 2023 Supplement, section 181.032, is amended to read:

40.6 **181.032 REQUIRED STATEMENT OF EARNINGS BY EMPLOYER; NOTICE**
40.7 **TO EMPLOYEE.**

40.8 (a) At the end of each pay period, the employer shall provide each employee an earnings
40.9 statement, either in writing or by electronic means, covering that pay period. An employer
40.10 who chooses to provide an earnings statement by electronic means must provide employee
40.11 access to an employer-owned computer during an employee's regular working hours to
40.12 review and print earnings statements, and must make statements available for review or
40.13 printing for a period of three years.

40.14 (b) The earnings statement may be in any form determined by the employer but must
40.15 include:

40.16 (1) the name of the employee;

40.17 (2) the rate or rates of pay and basis thereof, including whether the employee is paid by
40.18 hour, shift, day, week, salary, piece, commission, or other method;

40.19 (3) allowances, if any, claimed pursuant to permitted meals and lodging;

40.20 (4) the total number of hours worked by the employee unless exempt from chapter 177;

40.21 ~~(5) the total number of earned sick and safe time hours accrued and available for use~~
40.22 ~~under section 181.9446;~~

40.23 ~~(6) the total number of earned sick and safe time hours used during the pay period under~~
40.24 ~~section 181.9447;~~

40.25 ~~(7)~~ (5) the total amount of gross pay earned by the employee during that period;

40.26 ~~(8)~~ (6) a list of deductions made from the employee's pay;

40.27 ~~(9)~~ (7) any amount deducted by the employer under section 268B.14, subdivision 3, and
40.28 the amount paid by the employer based on the employee's wages under section 268B.14,
40.29 subdivision 1;

40.30 ~~(10)~~ (8) the net amount of pay after all deductions are made;

41.1 ~~(11)~~ (9) the date on which the pay period ends;

41.2 ~~(12)~~ (10) the legal name of the employer and the operating name of the employer if
41.3 different from the legal name;

41.4 ~~(13)~~ (11) the physical address of the employer's main office or principal place of business,
41.5 and a mailing address if different; and

41.6 ~~(14)~~ (12) the telephone number of the employer.

41.7 (c) An employer must provide earnings statements to an employee in writing, rather
41.8 than by electronic means, if the employer has received at least 24 hours notice from an
41.9 employee that the employee would like to receive earnings statements in written form. Once
41.10 an employer has received notice from an employee that the employee would like to receive
41.11 earnings statements in written form, the employer must comply with that request on an
41.12 ongoing basis.

41.13 (d) At the start of employment, an employer shall provide each employee a written notice
41.14 containing the following information:

41.15 (1) the rate or rates of pay and basis thereof, including whether the employee is paid by
41.16 the hour, shift, day, week, salary, piece, commission, or other method, and the specific
41.17 application of any additional rates;

41.18 (2) allowances, if any, claimed pursuant to permitted meals and lodging;

41.19 (3) paid vacation, sick time, or other paid time-off accruals and terms of use;

41.20 (4) the employee's employment status and whether the employee is exempt from minimum
41.21 wage, overtime, and other provisions of chapter 177, and on what basis;

41.22 (5) a list of deductions that may be made from the employee's pay;

41.23 (6) the number of days in the pay period, the regularly scheduled pay day, and the pay
41.24 day on which the employee will receive the first payment of wages earned;

41.25 (7) the legal name of the employer and the operating name of the employer if different
41.26 from the legal name;

41.27 (8) the physical address of the employer's main office or principal place of business, and
41.28 a mailing address if different; and

41.29 (9) the telephone number of the employer.

41.30 (e) The employer must keep a copy of the notice under paragraph (d) signed by each
41.31 employee acknowledging receipt of the notice. The notice must be provided to each employee

in English. The English version of the notice must include text provided by the commissioner that informs employees that they may request, by indicating on the form, the notice be provided in a particular language. If requested, the employer shall provide the notice in the language requested by the employee. The commissioner shall make available to employers the text to be included in the English version of the notice required by this section and assist employers with translation of the notice in the languages requested by their employees.

(f) An employer must provide the employee any written changes to the information contained in the notice under paragraph (d) prior to the date the changes take effect.

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

Sec. 5. Minnesota Statutes 2023 Supplement, section 181.9445, subdivision 4, is amended to read:

Subd. 4. **Earned sick and safe time.** "Earned sick and safe time" means leave, including paid time off and other paid leave systems, that is paid at the same ~~hourly~~ base rate as an employee earns from employment that may be used for the same purposes and under the same conditions as provided under section 181.9447, but in no case shall this ~~hourly~~ base rate be less than that provided under section 177.24 or an applicable local minimum wage.

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

Sec. 6. Minnesota Statutes 2023 Supplement, section 181.9445, is amended by adding a subdivision to read:

Subd. 4a. **Base rate.** "Base rate" means:

(1) for employees paid on an hourly basis, the same rate received per hour of work;

(2) for employees paid on an hourly basis who receive multiple hourly rates, the rate the employee would have been paid for the period of time in which leave was taken;

(3) for employees paid on a salary basis, the same rate guaranteed to the employee as if the employee had not taken the leave; and

(4) for employees paid solely on a commission, piecework, or any basis other than hourly or salary, a rate no less than the applicable local, state, or federal minimum wage, whichever is greater.

For purposes of this section and section 181.9446, base rate does not include commissions; shift differentials that are in addition to an hourly rate; premium payments for overtime

43.1 work; premium payments for work on Saturdays, Sundays, holidays, or scheduled days off;
43.2 bonuses; or gratuities as defined by section 177.23.

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

43.4 Sec. 7. Minnesota Statutes 2023 Supplement, section 181.9445, subdivision 5, is amended
43.5 to read:

43.6 Subd. 5. **Employee.** "Employee" means any person who is employed by an employer,
43.7 including temporary and part-time employees, who ~~performs~~ is anticipated by the employer
43.8 to perform work for at least 80 hours in a year for that employer in Minnesota. Employee
43.9 does not include:

43.10 (1) an independent contractor; ~~or~~

43.11 (2) an individual who is a paid on-call member of a department charged with the
43.12 prevention or suppression of fires within the boundaries of the state; or

43.13 (3) an individual employed by a farmer, family farm, or a family farm corporation to
43.14 provide physical labor on or management of a farm if:

43.15 (i) the farmer, family farm, or family farm corporation employs five or fewer employees;
43.16 or

43.17 (ii) the farmer, family farm, or family farm corporation employs the individual to perform
43.18 work for 28 days or less each year.

43.19 ~~(2) an individual employed by an air carrier as a flight deck or cabin crew member who:~~
43.20 ~~(i) is subject to United States Code, title 45, sections 181 to 188;~~
43.21 ~~(ii) works less than a majority of their hours in Minnesota in a calendar year; and~~
43.22 ~~(iii) is provided with paid leave equal to or exceeding the amounts in section 181.9446.~~

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

43.24 Sec. 8. Minnesota Statutes 2023 Supplement, section 181.9446, is amended to read:

43.25 **181.9446 ACCRUAL OF EARNED SICK AND SAFE TIME.**

43.26 (a) An employee accrues a minimum of one hour of earned sick and safe time for every
43.27 30 hours worked up to a maximum of 48 hours of earned sick and safe time in a year.
43.28 Employees may not accrue more than 48 hours of earned sick and safe time in a year unless
43.29 the employer agrees to a higher amount.

(b)(1) Except as provided in clause (2), employers must permit an employee to carry over accrued but unused sick and safe time into the following year. The total amount of accrued but unused earned sick and safe time for an employee must not exceed 80 hours at any time, unless an employer agrees to a higher amount.

(2) In lieu of permitting the carryover of accrued but unused sick and safe time into the following year as provided under clause (1), an employer may provide an employee with earned sick and safe time for the year that meets or exceeds the requirements of this section that is available for the employee's immediate use at the beginning of the subsequent year as follows: (i) 48 hours, if an employer pays an employee for accrued but unused sick and safe time at the end of a year at the same ~~hourly~~ base rate as an employee earns from employment and in no case at a rate less than that provided under section 177.24 or an applicable local minimum wage; or (ii) 80 hours, if an employer does not pay an employee for accrued but unused sick and safe time at the end of a year ~~at the same or greater hourly rate as an employee earns from employment. In no case shall this hourly rate be less than that provided under section 177.24, or an applicable local minimum wage.~~

(c) Employees who are exempt from overtime requirements under United States Code, title 29, section 213(a)(1), as amended through January 1, 2024, are deemed to work 40 hours in each workweek for purposes of accruing earned sick and safe time, except that an employee whose normal workweek is less than 40 hours will accrue earned sick and safe time based on the normal workweek.

(d) Earned sick and safe time under this section begins to accrue at the commencement of employment of the employee.

(e) Employees may use earned sick and safe time as it is accrued.

Sec. 9. Minnesota Statutes 2023 Supplement, section 181.9447, subdivision 1, is amended to read:

Subdivision 1. **Eligible use.** An employee may use accrued earned sick and safe time for:

(1) an employee's:

(i) mental or physical illness, injury, or other health condition;

(ii) need for medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; ~~or~~

(iii) need for preventive medical or health care; or

- 45.1 (iv) need to make arrangements for or attend funeral services or a memorial, or address
45.2 financial or legal matters that arise after the death of a family member;
- 45.3 (2) care of a family member:
- 45.4 (i) with a mental or physical illness, injury, or other health condition;
- 45.5 (ii) who needs medical diagnosis, care, or treatment of a mental or physical illness,
45.6 injury, or other health condition; or
- 45.7 (iii) who needs preventive medical or health care;
- 45.8 (3) absence due to domestic abuse, sexual assault, or stalking of the employee or
45.9 employee's family member, provided the absence is to:
- 45.10 (i) seek medical attention related to physical or psychological injury or disability caused
45.11 by domestic abuse, sexual assault, or stalking;
- 45.12 (ii) obtain services from a victim services organization;
- 45.13 (iii) obtain psychological or other counseling;
- 45.14 (iv) seek relocation or take steps to secure an existing home due to domestic abuse,
45.15 sexual assault, or stalking; or
- 45.16 (v) seek legal advice or take legal action, including preparing for or participating in any
45.17 civil or criminal legal proceeding related to or resulting from domestic abuse, sexual assault,
45.18 or stalking;
- 45.19 (4) closure of the employee's place of business due to weather or other public emergency
45.20 or an employee's need to care for a family member whose school or place of care has been
45.21 closed due to weather or other public emergency;
- 45.22 (5) the employee's inability to work or telework because the employee is: (i) prohibited
45.23 from working by the employer due to health concerns related to the potential transmission
45.24 of a communicable illness related to a public emergency; or (ii) seeking or awaiting the
45.25 results of a diagnostic test for, or a medical diagnosis of, a communicable disease related
45.26 to a public emergency and such employee has been exposed to a communicable disease or
45.27 the employee's employer has requested a test or diagnosis; and
- 45.28 (6) when it has been determined by the health authorities having jurisdiction or by a
45.29 health care professional that the presence of the employee or family member of the employee
45.30 in the community would jeopardize the health of others because of the exposure of the
45.31 employee or family member of the employee to a communicable disease, whether or not
45.32 the employee or family member has actually contracted the communicable disease.

For the purposes of this subdivision, a public emergency shall include a declared emergency as defined in section 12.03 or a declared local emergency under section 12.29.

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

Sec. 10. Minnesota Statutes 2023 Supplement, section 181.9447, subdivision 3, is amended to read:

Subd. 3. Documentation. (a) When an employee uses earned sick and safe time for more than three consecutive scheduled work days, an employer may require reasonable documentation that the earned sick and safe time is covered by subdivision 1.

(b) For earned sick and safe time under subdivision 1, clauses (1), (2), (5), and (6), reasonable documentation may include a signed statement by a health care professional indicating the need for use of earned sick and safe time. However, if the employee or employee's family member did not receive services from a health care professional, or if documentation cannot be obtained from a health care professional in a reasonable time or without added expense, then reasonable documentation for the purposes of this paragraph may include a written statement from the employee indicating that the employee is using or used earned sick and safe time for a qualifying purpose covered by subdivision 1, clause (1), (2), (5), or (6).

(c) For earned sick and safe time under subdivision 1, clause (3), an employer must accept a court record or documentation signed by a volunteer or employee of a victims services organization, an attorney, a police officer, or an antiviolence counselor as reasonable documentation. If documentation cannot be obtained in a reasonable time or without added expense, then reasonable documentation for the purposes of this paragraph may include a written statement from the employee indicating that the employee is using or used earned sick and safe time for a qualifying purpose covered under subdivision 1, clause (3).

(d) For earned sick and safe time to care for a family member under subdivision 1, clause (4), an employer must accept as reasonable documentation a written statement from the employee indicating that the employee is using or used earned sick and safe time for a qualifying purpose as reasonable documentation.

(e) An employer must not require disclosure of details relating to domestic abuse, sexual assault, or stalking or the details of an employee's or an employee's family member's medical condition as related to an employee's request to use earned sick and safe time under this section.

47.1 (f) Written statements by an employee may be written in the employee's first language
47.2 and need not be notarized or in any particular format.

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

47.4 Sec. 11. Minnesota Statutes 2023 Supplement, section 181.9447, subdivision 5, is amended
47.5 to read:

47.6 Subd. 5. **Increment of time used.** Earned sick and safe time may be used in the ~~smallest~~
47.7 ~~increment of time tracked by the employer's payroll system, provided such increment is not~~
47.8 ~~more than four hours~~ same increment of time for which employees are paid, provided an
47.9 employer is not required to provide leave in less than 15-minute increments nor can the
47.10 employer require use of earned sick and safe time in more than four-hour increments.

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

47.12 Sec. 12. Minnesota Statutes 2023 Supplement, section 181.9447, subdivision 10, is amended
47.13 to read:

47.14 Subd. 10. **Employer records and required statement to employees.** (a) Employers
47.15 shall retain accurate records documenting hours worked by employees and earned sick and
47.16 safe time taken and comply with all requirements under section 177.30.

47.17 (b) At the end of each pay period, the employer shall provide, in writing or electronically,
47.18 information stating the employee's current amount of:

47.19 (1) the total number of earned sick and safe time hours available to the employee for
47.20 use under section 181.9446; and

47.21 (2) the total number of earned sick and safe time hours used during the pay period under
47.22 section 181.9447.

47.23 Employers may choose a reasonable system for providing this information, including
47.24 but not limited to listing information on or attached to each earnings statement or an
47.25 electronic system where employees can access this information. An employer who chooses
47.26 to provide this information by electronic means must provide employee access to an
47.27 employer-owned computer during an employee's regular working hours to review and print.

47.28 ~~(b)~~ (c) An employer must allow an employee to inspect records required by this section
47.29 and relating to that employee at a reasonable time and place.

47.30 (d) The records required by this section must be kept for three years.

48.1 (e) All records required to be kept under this section must be readily available for
48.2 inspection by the commissioner upon demand. The records must be either kept at the place
48.3 where employees are working or kept in a manner that allows the employer to comply with
48.4 this paragraph within 72 hours.

48.5 Sec. 13. Minnesota Statutes 2023 Supplement, section 181.9447, subdivision 11, is amended
48.6 to read:

48.7 Subd. 11. **Confidentiality and nondisclosure.** (a) If, in conjunction with this section,
48.8 an employer possesses:

48.9 (1) health or medical information regarding an employee or an employee's family
48.10 member;

48.11 (2) information pertaining to domestic abuse, sexual assault, or stalking;

48.12 (3) information that the employee has requested or obtained leave under this section; or

48.13 (4) any written or oral statement, documentation, record, or corroborating evidence
48.14 provided by the employee or an employee's family member, the employer must treat such
48.15 information as confidential.

48.16 Information given by an employee may only be disclosed by an employer if the disclosure
48.17 is requested or consented to by the employee, when ordered by a court or administrative
48.18 agency, or when otherwise required by federal or state law.

48.19 (b) Records and documents relating to medical certifications, recertifications, or medical
48.20 histories of employees or family members of employees created for purposes of section
48.21 177.50 or sections 181.9445 to 181.9448 must be maintained as confidential medical records
48.22 separate from the usual personnel files. At the request of the employee, the employer must
48.23 destroy or return the records required by sections 181.9445 to 181.9448 that are older than
48.24 three years prior to the current calendar year, unless state or federal law, rule, or regulation
48.25 requires the employer to retain such records.

48.26 (c) Employers may not discriminate against any employee based on records created for
48.27 the purposes of section 177.50 or sections 181.9445 to 181.9448.

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

49.1 Sec. 14. Minnesota Statutes 2023 Supplement, section 181.9447, is amended by adding
49.2 a subdivision to read:

49.3 Subd. 12. **Weather event exception.** Notwithstanding subdivision 1, an employee may
49.4 not use sick and safe time under the conditions in subdivision 1, clause (4), if:

49.5 (1) the employee's preassigned or foreseeable work duties during a public emergency
49.6 or weather event would require the employee to respond to the public emergency or weather
49.7 event;

49.8 (2) the employee is a firefighter; a peace officer subject to licensure under sections
49.9 626.84 to 626.863; a 911 telecommunicator as defined in section 403.02, subdivision 17c;
49.10 a guard at a correctional facility; or a public employee holding a commercial driver's license;
49.11 and

49.12 (3) one of the following two conditions are met:

49.13 (i) the employee is represented by an exclusive representative under section 179A.03,
49.14 subdivision 8, and the collective bargaining agreement or memorandum of understanding
49.15 governing the employee's position explicitly references section 181.9447, subdivision 1,
49.16 clause (4), and clearly and unambiguously waives application of that section for the
49.17 employee's position; or

49.18 (ii) the employee is not represented by an exclusive representative, the employee is
49.19 needed for the employer to maintain minimum staffing requirements, and the employer has
49.20 a written policy explicitly referencing section 181.9447, subdivision 1, clause (4), that is
49.21 provided to such employees in a manner that meets the requirements of other earned sick
49.22 and safe time notices under section 181.9447, subdivision 9.

49.23 Sec. 15. Minnesota Statutes 2023 Supplement, section 181.9448, subdivision 1, is amended
49.24 to read:

49.25 Subdivision 1. **No effect on more generous sick and safe time policies.** (a) Nothing
49.26 in sections 181.9445 to 181.9448 shall be construed to discourage employers from adopting
49.27 or retaining earned sick and safe time policies that meet or exceed, and do not otherwise
49.28 conflict with, the minimum standards and requirements provided in sections 181.9445 to
49.29 181.9448, provided that all time provided to an employee by an employer for absences from
49.30 work due to personal illness or injury, but not including short-term or long-term disability
49.31 or other salary continuation benefits, meet or exceed the minimum standards and requirements
49.32 provided in sections 181.9445 to 181.9448.

50.1 (b) Nothing in sections 181.9445 to 181.9448 shall be construed to limit the right of
50.2 parties to a collective bargaining agreement to bargain and agree with respect to earned sick
50.3 and safe time policies or to diminish the obligation of an employer to comply with any
50.4 contract, collective bargaining agreement, or any employment benefit program or plan that
50.5 meets or exceeds, and does not otherwise conflict with, the minimum standards and
50.6 requirements provided in this section.

50.7 (c) Nothing in sections 181.9445 to 181.9448 shall be construed to preempt, limit, or
50.8 otherwise affect the applicability of any other law, regulation, requirement, policy, or
50.9 standard that provides for a greater amount, accrual, or use by employees of paid sick and
50.10 safe time or that extends other protections to employees.

50.11 (d) Nothing in sections 181.9445 to 181.9448 shall be construed or applied so as to
50.12 create any power or duty in conflict with federal law.

50.13 (e) Employers who provide earned sick and safe time to their employees under a paid
50.14 time off policy or other paid leave policy that may be used for the same purposes and under
50.15 the same conditions as earned sick and safe time, and that meets or exceeds, and does not
50.16 otherwise conflict with, the minimum standards and requirements provided in sections
50.17 181.9445 to 181.9448 are not required to provide additional earned sick and safe time.

50.18 (f) The provisions of sections 181.9445 to 181.9448 may be waived by a collective
50.19 bargaining agreement with a bona fide building and construction trades labor organization
50.20 that has established itself as the collective bargaining representative for the affected building
50.21 and construction industry employees, provided that for such waiver to be valid, it shall
50.22 explicitly reference sections 181.9445 to 181.9448 and clearly and unambiguously waive
50.23 application of those sections to such employees.

50.24 (g) An individual provider, as defined in section 256B.0711, subdivision 1, paragraph
50.25 (d), who provides services through a consumer support grant under section 256.476,
50.26 consumer-directed community supports under section 256B.4911, or community first services
50.27 and supports under section 256B.85, to a family member who is a participant, as defined
50.28 in section 256B.0711, subdivision 1, paragraph (e), may individually waive the provisions
50.29 of sections 181.9445 to 181.9448 for the remainder of the participant's service plan year,
50.30 provided that the funds are returned to the participant's budget. Once an individual provider
50.31 has waived the provisions of sections 181.9445 to 181.9448, they may not accrue earned
50.32 sick and safe time until the start of the participant's next service plan year.

51.1 ~~(g)~~ (h) Sections 181.9445 to 181.9448 do not prohibit an employer from establishing a
51.2 policy whereby employees may donate unused accrued sick and safe time to another
51.3 employee.

51.4 ~~(h)~~ (i) Sections 181.9445 to 181.9448 do not prohibit an employer from advancing sick
51.5 and safe time to an employee before accrual by the employee.

51.6 **EFFECTIVE DATE.** This section is effective the day following final enactment, except
51.7 paragraph (a) is effective January 1, 2025.

51.8 Sec. 16. Minnesota Statutes 2023 Supplement, section 181.9448, subdivision 2, is amended
51.9 to read:

51.10 Subd. 2. **Termination; separation; transfer.** Sections 181.9445 to 181.9448 do not
51.11 require financial or other reimbursement to an employee from an employer upon the
51.12 employee's termination, resignation, retirement, or other separation from employment for
51.13 accrued earned sick and safe time that has not been used. If an employee is transferred to
51.14 a separate division, entity, or location, but remains employed by the same employer, the
51.15 employee is entitled to all earned sick and safe time accrued at the prior division, entity, or
51.16 location and is entitled to use all earned sick and safe time as provided in sections 181.9445
51.17 to 181.9448. When there is a separation from employment and the employee is rehired
51.18 within 180 days of separation by the same employer, previously accrued earned sick and
51.19 safe time that had not been used or otherwise disbursed to the benefit of the employee upon
51.20 separation must be reinstated. An employee is entitled to use accrued earned sick and safe
51.21 time and accrue additional earned sick and safe time at the commencement of reemployment.

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

51.23 Sec. 17. Minnesota Statutes 2023 Supplement, section 181.9448, subdivision 3, is amended
51.24 to read:

51.25 Subd. 3. **Employer succession.** (a) When a different employer succeeds or takes the
51.26 place of an existing employer, all employees of the original employer who remain employed
51.27 by the successor employer are entitled to all earned sick and safe time accrued but not used
51.28 when employed by the original employer, and are entitled to use all earned sick and safe
51.29 time previously accrued but not used.

51.30 (b) ~~If, at the time of transfer of the business,~~ employees are terminated by the original
51.31 employer and hired within 30 days by the successor employer following the transfer employer
51.32 succession, those employees are entitled to all earned sick and safe time accrued but not

52.1 used when employed by the original employer, and are entitled to use all earned sick and
52.2 safe time previously accrued but not used.

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

52.4 **ARTICLE 8**

52.5 **MISCELLANEOUS LABOR PROVISIONS**

52.6 Section 1. Minnesota Statutes 2023 Supplement, section 116J.871, subdivision 1, is
52.7 amended to read:

52.8 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have
52.9 the meanings given them.

52.10 (b) "Economic development" means financial assistance provided to a person directly
52.11 or to a local unit of government or nonprofit organization on behalf of a person who is
52.12 engaged in the manufacture or sale of goods and services. Economic development does not
52.13 include (1) financial assistance for rehabilitation of existing housing; (2) financial assistance
52.14 for new housing construction in which total financial assistance at a single project site is
52.15 less than \$100,000; or (3) financial assistance for the new construction of fully detached
52.16 single-family affordable homeownership units for which the financial assistance covers no
52.17 more than ten fully detached single-family affordable homeownership units. For purposes
52.18 of this paragraph, "affordable homeownership" means housing targeted at households with
52.19 incomes, at initial occupancy, at or below 115 percent of the state or area median income,
52.20 whichever is greater, as determined by the United States Department of Housing and Urban
52.21 Development.

52.22 (c) "Financial assistance" means (1) a grant awarded by a state agency for economic
52.23 development related purposes if a single business receives \$200,000 or more of the grant
52.24 proceeds; (2) a loan or the guaranty or purchase of a loan made by a state agency for
52.25 economic development related purposes if a single business receives \$500,000 or more of
52.26 the loan proceeds; ~~or~~ (3) a reduction, credit, or abatement of a tax assessed under chapter
52.27 297A where the tax reduction, credit, or abatement applies to a geographic area smaller
52.28 than the entire state and was granted for economic development related purposes; or (4)
52.29 allocations of low-income housing credits by all suballocators as defined under section
52.30 462A.222, for which tax credits are used for multifamily housing projects consisting of
52.31 more than ten units. Financial assistance does not include payments by the state of aids and
52.32 credits under chapter 273 or 477A to a political subdivision.

(d) "Project site" means the location where improvements are made that are financed in whole or in part by the financial assistance; or the location of employees that receive financial assistance in the form of employment and training services as defined in section 116L.19, subdivision 4, or customized training from a technical college.

(e) "State agency" means any agency defined under section 16B.01, subdivision 2, Enterprise Minnesota, Inc., and the Iron Range Resources and Rehabilitation Board.

EFFECTIVE DATE. This section is effective for financial assistance provided after August 1, 2024, except Minnesota Statutes, section 462A.051, subdivision 2, does not apply for requests for proposals that were initiated prior to August 1, 2024.

Sec. 2. **[181.912] UNDERGROUND TELECOMMUNICATIONS INFRASTRUCTURE.**

Subdivision 1. Definitions. For the purposes of this section:

(1) "directional drilling" means a drilling method that utilizes a steerable drill bit to cut a bore hole for installing underground utilities;

(2) "safety-qualified underground telecommunications installer" means a person who has completed underground utilities installation certification under subdivision 3;

(3) "underground telecommunications utilities" means buried broadband, telephone and other telecommunications transmission, distribution and service lines, and associated facilities; and

(4) "underground utilities" means buried electric transmission and distribution lines, gas and hazardous liquids pipelines and distribution lines, sewer and water pipelines, telephone or telecommunications lines, and associated facilities.

Subd. 2. Installation requirements. The installation of underground telecommunications infrastructure that is located within ten feet of existing underground utilities or that crosses said utilities must be performed by safety-qualified underground telecommunications installers as follows:

(1) the location of existing utilities by hand or hydro excavation or other accepted methods must be performed by a safety-qualified underground telecommunications installer;

(2) where telecommunications infrastructure is installed by means of directional drilling, the monitoring of the location and depth of the drill head must be performed by a safety-qualified underground telecommunications installer; and

54.1 (3) no less than two safety-qualified underground telecommunications installers must
54.2 be present at all times at any location where telecommunications infrastructure is being
54.3 installed by means of directional drilling.

54.4 Subd. 3. **Certification standards.** (a) The commissioner of labor and industry shall
54.5 approve standards for a safety-qualified underground telecommunications installer
54.6 certification program that requires a person to:

54.7 (1) complete a 40-hour initial course that includes classroom and hands-on instruction
54.8 covering proper work procedures for safe installation of underground utilities, including:

54.9 (i) regulations applicable to excavation near existing utilities;

54.10 (ii) identification, location, and verification of utility lines using hand or hydro excavation
54.11 or other accepted methods;

54.12 (iii) response to line strike incidents;

54.13 (iv) traffic control procedures;

54.14 (v) use of a tracking device to safely guide directional drill equipment along a drill path;
54.15 and

54.16 (vi) avoidance and mitigation of safety hazards posed by underground utility installation
54.17 projects;

54.18 (2) demonstrate knowledge of the course material by successfully completing an
54.19 examination approved by the commissioner; and

54.20 (3) complete a four-hour refresher course within three years of completing the original
54.21 course and every three years thereafter in order to maintain certification.

54.22 (b) The commissioner must develop an approval process for training providers under
54.23 this subdivision, and may suspend or revoke the approval of any training provider that fails
54.24 to demonstrate consistent delivery of approved curriculum or success in preparing participants
54.25 to complete the examination.

54.26 **EFFECTIVE DATE.** This section is effective July 1, 2025.

54.27 Sec. 3. Minnesota Statutes 2022, section 181.960, subdivision 3, is amended to read:

54.28 Subd. 3. **Employer.** "Employer" means a person who has ~~20~~ one or more employees.

54.29 Employer does not include a state agency, statewide system, political subdivision, or advisory
54.30 board or commission that is subject to chapter 13.

55.1 Sec. 4. Minnesota Statutes 2022, section 181A.03, subdivision 1, is amended to read:

55.2 Subdivision 1. **General.** As used in sections 181A.01 to ~~181A.12~~ 181A.13, the terms
55.3 defined in this section shall have the following meanings.

55.4 Sec. 5. Minnesota Statutes 2022, section 181A.03, is amended by adding a subdivision to
55.5 read:

55.6 Subd. 5a. **Online platform.** "Online platform" means any public-facing website, web
55.7 application, or digital application, including a mobile application. Online platform includes
55.8 a social network, advertising network, mobile operating system, search engine, email service,
55.9 monetization platform to sell digital services, streaming service, paid subscription, or Internet
55.10 access service.

55.11 Sec. 6. Minnesota Statutes 2022, section 181A.03, is amended by adding a subdivision to
55.12 read:

55.13 Subd. 8. **Content creation.** "Content creation" means content shared on an online
55.14 platform that generates compensation.

55.15 Sec. 7. Minnesota Statutes 2022, section 181A.03, is amended by adding a subdivision to
55.16 read:

55.17 Subd. 9. **Content creator.** "Content creator" means an individual or individuals 18 years
55.18 of age or older, including family members, who create content performed in Minnesota that
55.19 generates compensation, and includes any proprietorship, partnership, company, or other
55.20 corporate entity assuming the name or identity of a particular individual or individuals, or
55.21 family members, for the purposes of that content creator.

55.22 Sec. 8. **[181A.13] COMPENSATION FOR INTERNET CONTENT CREATION.**

55.23 Subdivision 1. **Minors featured in content creation.** (a) Except as otherwise provided
55.24 in this section, a minor is considered engaged in the work of content creation when the
55.25 following criteria are met at any time during the previous 12-month period:

55.26 (1) at least 30 percent of the content creator's compensated content produced within a
55.27 30-day period included the likeness, name, or photograph of any minor. Content percentage
55.28 is measured by the percentage of time the likeness, name, or photograph of a minor or, if
55.29 more than one minor regularly appears in the creator's content, any of the minors, visually
55.30 appears or is the subject of an oral narrative in a segment as compared to the total length of
55.31 the segment; and

56.1 (2) the number of views received on any online platform met the online platform's
56.2 threshold for generating compensation or the content creator received actual compensation
56.3 for content equal to or greater than \$0.01 per view.

56.4 (b) A minor under the age of 14 is prohibited from engaging in the work of content
56.5 creation as provided in paragraph (a). If a minor under the age of 14 is featured by a content
56.6 creator, the minor shall receive 100 percent of the proceeds of the creator's compensation
56.7 for the content the minor has appeared in, less any amount owed to another minor.

56.8 (c) A minor who is under the age of 18 and over the age of 13 may produce, create, and
56.9 publish their own content and are entitled to all compensation for their own content creation.
56.10 A minor engaged in the work of content creation as the producer, creator, and publisher of
56.11 content must also follow the requirements in paragraph (b).

56.12 (d) A minor who appears incidentally in a video that depicts a public event that a
56.13 reasonable person would know to be a broadcast, including a concert, competition, or
56.14 sporting event, and is published by a content creator is not considered a violation of this
56.15 section.

56.16 Subd. 2. **Records required.** (a) All content creators whose content features a minor
56.17 engaged in the work of content creation shall maintain the following records and retain the
56.18 records until the minor reaches the age of 21:

56.19 (1) the name and documentary proof of the age of the minor engaged in the work of
56.20 content creation;

56.21 (2) the amount of content creation that generated compensation as described in subdivision
56.22 1 during the reporting period;

56.23 (3) the total number of minutes of content creation for which the content creator received
56.24 compensation during the reporting period;

56.25 (4) the total number of minutes a minor was featured in content creation during the
56.26 reporting period;

56.27 (5) the total compensation generated from content creation featuring a minor during the
56.28 reporting period; and

56.29 (6) the amount deposited into the trust account for the benefit of the minor engaged in
56.30 the work of content creation as required by subdivision 3.

56.31 (b) The records required by this subdivision must be readily accessible to the minor for
56.32 review. The content creator shall provide notice to the minor of the existence of the records.

57.1 Subd. 3. **Trust required.** (a) A minor who is engaged in the work of content creation
57.2 consistent with this section must be compensated by the content creator. The content creator
57.3 must set aside gross earnings on the content that includes the likeness, name, or photograph
57.4 of the minor in a trust account to be preserved for the benefit of the minor until the minor
57.5 reaches the age of majority, according to the following distribution:

57.6 (1) if only one minor meets the content threshold described in subdivision 1, the
57.7 percentage of total gross earnings on any segment, including the likeness, name, or
57.8 photograph of the minor that is equal to or greater than half of the content percentage that
57.9 includes the minor as described in subdivision 1; or

57.10 (2) if more than one minor meets the content threshold described in subdivision 1 and
57.11 a segment includes more than one of those minors, the percentage described in clause (1)
57.12 for all minors in any segment must be equally divided between the minors regardless of
57.13 differences in percentage of content provided by the individual minors.

57.14 (b) A trust account required under this section must, at a minimum, provide that:

57.15 (1) the money in the account is available only to the minor engaged in the work of content
57.16 creation;

57.17 (2) the account is held by a bank, corporate fiduciary, or trust company, as those terms
57.18 are defined in chapter 48A;

57.19 (3) the money in the account becomes available to the minor engaged in the work of
57.20 content creation upon the minor attaining the age of 18 years or upon a declaration that the
57.21 minor is emancipated; and

57.22 (4) that the account meets the requirements of chapter 527, the Uniform Transfers to
57.23 Minors Act.

57.24 Subd. 4. **Civil action; enforcement.** (a) If a content creator knowingly or recklessly
57.25 violates this section, a minor or a person who was a minor at the time of the alleged violation
57.26 may commence a civil action to enforce the provisions of this section regarding the trust
57.27 account. In any action brought in accordance with this paragraph, the court may award
57.28 actual damages, including any compensation owed under this section.

57.29 (b) Along with the civil action provided in paragraph (a), the minor may commence a
57.30 civil action against the content creator for damages, injunctive relief, and any other relief
57.31 the court finds just and equitable to enforce this section.

57.32 (c) The attorney general may enforce subdivision 1 of this section, pursuant to section
57.33 8.31, and may recover costs and fees.

58.1 (d) This section does not affect a right or remedy available under any other law of the
58.2 state.

58.3 (e) Nothing in this section shall be interpreted to have any effect on a party that is neither
58.4 the content creator nor the minor who engaged in the work of content creation.

58.5 Subd. 5. **Content deletion requests.** (a) A person 13 years of age or older who was
58.6 featured as a minor child in content of a content creator may request the permanent deletion
58.7 of the content from an online platform. An online platform must have an easily accessible
58.8 form available online for submission of the deletion request.

58.9 (b) An online platform that receives a deletion request shall remove and permanently
58.10 delete the content for which the request was made within seven days after the request was
58.11 submitted.

58.12 (c) Any contract between a content creator and an online platform that would reasonably
58.13 be anticipated to feature a minor child must include notification to the social media platform
58.14 of the rights under this subdivision.

58.15 Subd. 6. **Minimum age exemption.** A minor 14 years of age or older who is compensated
58.16 under this section is exempt from the minimum age provisions of section 181A.04,
58.17 subdivision 1.

58.18 **EFFECTIVE DATE.** This section is effective July 1, 2025.

58.19 Sec. 9. **[462A.051] WAGE THEFT PREVENTION AND USE OF RESPONSIBLE**
58.20 **CONTRACTORS.**

58.21 Subdivision 1. **Application.** This section applies to all forms of financial assistance
58.22 provided by the Minnesota Housing Finance Agency, as well as the allocation of federal
58.23 low-income housing credits, for the development, construction, rehabilitation, renovation,
58.24 or retrofitting of multiunit residential housing, including loans, grants, tax credits, loan
58.25 guarantees, loan insurance, and other financial assistance.

58.26 Subd. 2. **Disclosures.** An applicant for financial assistance under this chapter shall
58.27 disclose in the application any conviction, court judgment, agency determination, legal
58.28 settlement, ongoing criminal or civil investigation, or lawsuit involving alleged violations
58.29 of sections 177.24, 177.25, 177.32, 177.41 to 177.44, 181.03, 181.101, 181.13, 181.14,
58.30 181.722, 181.723, 181A.01 to 181A.12, or 609.52, subdivision 2, paragraph (a), clause (19),
58.31 or United States Code, title 29, sections 201 to 219, or title 40, sections 3141 to 3148, arising
58.32 or occurring within the preceding five years on a construction project owned or managed
58.33 by the developer or owner of the proposed project, the intended general contractor for the

59.1 proposed project, or any of their respective parent companies, subsidiaries, or other affiliated
59.2 companies. An applicant for financial assistance shall make the disclosures required by this
59.3 subdivision available within 14 calendar days to any member of the public who submits a
59.4 request by mail or electronic correspondence. The applicant shall designate a public
59.5 information officer who will serve as a point of contact for public inquiries.

59.6 Subd. 3. **Responsible contractors required.** As a condition of receiving financial
59.7 assistance, the applicant shall verify that every contractor or subcontractor of any tier
59.8 performing work on the proposed project meets the minimum criteria to be a responsible
59.9 contractor under section 16C.285, subdivision 3. This verification must meet the criteria
59.10 defined in section 16C.285, subdivision 4.

59.11 Subd. 4. **Certified contractor lists.** As a condition of receiving financial assistance, the
59.12 applicant shall have available at the development site main office, a list of every contractor
59.13 and subcontractor of any tier that performs work or is expected to perform work on the
59.14 proposed project, as described in section 16C.285, subdivision 5, including the following
59.15 information for each contractor and subcontractor: business name, scope of work, Department
59.16 of Labor and Industry registration number, business name of the entity contracting its
59.17 services, business telephone number and email address, and actual or anticipated number
59.18 of workers on the project. The applicant shall establish the initial contractor list 30 days
59.19 before the start of construction and shall update the list each month thereafter until
59.20 construction is complete. The applicant shall post the contractor list in a conspicuous location
59.21 at the project site and make the contractor list available to members of the public upon
59.22 request.

59.23 Subd. 5. **Wage theft remedy.** If any contractor or subcontractor of any tier is found to
59.24 have failed to pay statutorily required wages under section 609.52, subdivision 1, clause
59.25 (13), on a project receiving financial assistance or an allocation of federal low-income
59.26 housing tax credits from or through the agency, the recipient is responsible for correcting
59.27 the violation.

59.28 Subd. 6. **Wage theft prevention plans; disqualification.** (a) If any contractor or
59.29 subcontractor of any tier fails to pay statutorily required wages on a project receiving
59.30 financial assistance from or through the agency as determined by an enforcement entity,
59.31 the recipient must have a wage theft prevention plan to be eligible for further financial
59.32 assistance from the agency. The project developer's wage theft prevention plan must describe
59.33 detailed measures that the project developer and its general contractor have taken and are
59.34 committed to take to prevent wage theft on the project, including provisions in any
59.35 construction contracts and subcontracts on the project. The plan must be submitted to the

60.1 Department of Labor and Industry who will review the plan. The Department of Labor and
60.2 Industry may require the project developer to amend the plan or adopt policies or protocols
60.3 in the plan. Once approved by the Department of Labor and Industry, the wage theft
60.4 prevention plan must be submitted by the project developer to the agency with any subsequent
60.5 application for financial assistance from the agency. Such wage theft prevention plans shall
60.6 be made available to members of the public by the agency upon request.

60.7 (b) A developer is disqualified from receiving financial assistance from or through the
60.8 agency for three years if any of the developer's contractors or subcontractors of any tier are
60.9 found by an enforcement agency to have, within three years after entering into a wage theft
60.10 prevention plan under paragraph (a), failed to pay statutorily required wages on a project
60.11 receiving financial assistance from or through the agency for a total underpayment of \$25,000
60.12 or more.

60.13 Subd. 7. **Enforcement.** The agency may deny an application for financial assistance
60.14 that does not comply with this section or if the applicant refuses to enter into the agreements
60.15 required by this section. The agency may withhold financial assistance that has been
60.16 previously approved if the agency determines that the applicant has engaged in unacceptable
60.17 practices by failing to comply with this section until the violation is cured.

60.18 **EFFECTIVE DATE.** This section is effective for financial assistance provided after
60.19 August 1, 2024, except Minnesota Statutes, section 462A.051, subdivision 2, does not apply
60.20 for requests for proposals that were initiated prior to August 1, 2024.

60.21 Sec. 10. **RULEMAKING; ACCEPTABLE BLOOD LEAD LEVELS FOR**
WORKERS.

60.22 The commissioner of labor and industry, in consultation with the commissioner of health,
60.23 shall adopt rules to:

60.24 (1) lower the acceptable blood lead levels above which require mandatory removal of
60.25 workers from the lead exposure; and

60.26 (2) lower the blood lead levels required before a worker is allowed to return to work.
60.27 The thresholds established must be based on the most recent public health information on
60.28 the safety of lead exposure.

61.1 **ARTICLE 9**

61.2 **CONSTRUCTION CODES AND LICENSING**

61.3 Section 1. Minnesota Statutes 2022, section 326B.89, subdivision 5, is amended to read:

61.4 Subd. 5. **Payment limitations.** The commissioner shall not pay compensation from the
61.5 fund to an owner or a lessee in an amount greater than ~~\$75,000~~ \$100,000 per licensee. The
61.6 commissioner shall not pay compensation from the fund to owners and lessees in an amount
61.7 that totals more than \$550,000 per licensee. The commissioner shall only pay compensation
61.8 from the fund for a final judgment that is based on a contract directly between the licensee
61.9 and the homeowner or lessee that was entered into prior to the cause of action and that
61.10 requires licensure as a residential building contractor or residential remodeler.

61.11 **EFFECTIVE DATE.** This section is effective July 1, 2024.

61.12 **ARTICLE 10**

61.13 **UNIVERSITY OF MINNESOTA COLLECTIVE BARGAINING**

61.14 Section 1. Minnesota Statutes 2023 Supplement, section 179A.03, subdivision 14, is
61.15 amended to read:

61.16 Subd. 14. **Public employee or employee.** (a) "Public employee" or "employee" means
61.17 any person appointed or employed by a public employer except:

61.18 (1) elected public officials;

61.19 (2) election officers;

61.20 (3) commissioned or enlisted personnel of the Minnesota National Guard;

61.21 (4) emergency employees who are employed for emergency work caused by natural
61.22 disaster;

61.23 (5) part-time employees whose service does not exceed the lesser of 14 hours per week
61.24 or 35 percent of the normal work week in the employee's appropriate unit;

61.25 (6) employees whose positions are basically temporary or seasonal in character and: (i)
61.26 are not for more than 67 working days in any calendar year; or (ii) are not working for a
61.27 Minnesota school district or charter school; ~~or (iii) are not for more than 100 working days~~
61.28 ~~in any calendar year and the employees are under the age of 22, are full-time students~~
61.29 ~~enrolled in a nonprofit or public educational institution prior to being hired by the employer,~~
61.30 ~~and have indicated, either in an application for employment or by being enrolled at an~~

62.1 ~~educational institution for the next academic year or term, an intention to continue as students~~
62.2 ~~during or after their temporary employment;~~

62.3 (7) employees providing services for not more than two consecutive quarters to the
62.4 Board of Trustees of the Minnesota State Colleges and Universities under the terms of a
62.5 professional or technical services contract as defined in section 16C.08, subdivision 1;

62.6 (8) employees of charitable hospitals as defined by section 179.35, subdivision 3, except
62.7 that employees of charitable hospitals as defined by section 179.35, subdivision 3, are public
62.8 employees for purposes of sections 179A.051, 179A.052, and 179A.13;

62.9 ~~(9) full-time undergraduate students employed by the school which they attend under a~~
62.10 ~~work-study program or in connection with the receipt of financial aid, irrespective of number~~
62.11 ~~of hours of service per week;~~

62.12 ~~(10)~~ (9) an individual who is employed for less than 300 hours in a fiscal year as an
62.13 instructor in an adult vocational education program;

62.14 ~~(11)~~ (10) with respect to court employees:

62.15 (i) personal secretaries to judges;

62.16 (ii) law clerks;

62.17 (iii) managerial employees;

62.18 (iv) confidential employees; and

62.19 (v) supervisory employees; or

62.20 ~~(12)~~ (11) with respect to employees of Hennepin Healthcare System, Inc., managerial,
62.21 supervisory, and confidential employees.

62.22 (b) The following individuals are public employees regardless of the exclusions of
62.23 paragraph (a), clauses (5) to (7):

62.24 (1) an employee hired by a school district or the Board of Trustees of the Minnesota
62.25 State Colleges and Universities except at the university established in the Twin Cities
62.26 metropolitan area under section 136F.10 or for community services or community education
62.27 instruction offered on a noncredit basis: (i) to replace an absent teacher or faculty member
62.28 who is a public employee, where the replacement employee is employed more than 30
62.29 working days as a replacement for that teacher or faculty member; or (ii) to take a teaching
62.30 position created due to increased enrollment, curriculum expansion, courses which are a
62.31 part of the curriculum whether offered annually or not, or other appropriate reasons;

(2) an employee hired for a position under paragraph (a), clause (6), item (i), if that same position has already been filled under paragraph (a), clause (6), item (i), in the same calendar year and the cumulative number of days worked in that same position by all employees exceeds 67 calendar days in that year. For the purpose of this paragraph, "same position" includes a substantially equivalent position if it is not the same position solely due to a change in the classification or title of the position;

(3) an early childhood family education teacher employed by a school district; ~~and~~

(4) an individual hired by the Board of Trustees of the Minnesota State Colleges and Universities or the University of Minnesota as the instructor of record to teach (i) one class for more than three credits in a fiscal year, or (ii) two or more credit-bearing classes in a fiscal year; and

(5) an individual who: (i) is paid by the Board of Regents of the University of Minnesota for work performed at the direction of the university or any of its employees or contractors; and (ii) is enrolled in three or more university credit-bearing classes or one semester as a full-time student or postdoctoral fellow during the fiscal year in which the work is performed. For purposes of this section, work paid by the university includes but is not limited to work that is required as a condition of receiving a stipend or tuition benefit, whether or not the individual also receives educational benefit from performing that work. Individuals who perform supervisory functions in regard to any of the aforementioned workers are not considered supervisory employees for the purpose of section 179A.06, subdivision 2.

Sec. 2. Minnesota Statutes 2022, section 179A.11, subdivision 1, is amended to read:

Subdivision 1. **Units.** (a) The following are the appropriate units of University of Minnesota employees. The listed units include, but are not limited to, the positions described. A position may be added to a unit if the commissioner makes a determination under section 179A.09 that the unit is appropriate for the position. All units shall exclude managerial and confidential employees. Supervisory employees shall only be assigned to unit 13. No additional units of University of Minnesota employees shall be recognized for the purpose of meeting and negotiating.

(1) The Law Enforcement Unit ~~consists of~~ includes the positions of all employees with the power of arrest.

(2) The Craft and Trades Unit ~~consists of~~ includes the positions of all employees whose work requires specialized manual skills and knowledge acquired through formal training or apprenticeship or equivalent on-the-job training or experience.

64.1 (3) The Service, Maintenance, and Labor Unit ~~consists of~~ includes the positions of all
64.2 employees whose work is typically that of maintenance, service, or labor and which does
64.3 not require extensive previous training or experience, except as provided in unit 4.

64.4 (4) The Health Care Nonprofessional and Service Unit ~~consists of~~ includes the positions
64.5 of all nonprofessional employees of the University of Minnesota hospitals, dental school,
64.6 and health service whose work is unique to those settings, excluding labor and maintenance
64.7 employees as defined in unit 3.

64.8 (5) The Nursing Professional Unit ~~consists of~~ includes all positions which are required
64.9 to be filled by registered nurses.

64.10 (6) The Clerical and Office Unit ~~consists of~~ includes the positions of all employees
64.11 whose work is typically clerical or secretarial, including nontechnical data recording and
64.12 retrieval and general office work, except as provided in unit 4.

64.13 (7) The Technical Unit ~~consists of~~ includes the positions of all employees whose work
64.14 is not typically manual and which requires specialized knowledge or skills acquired through
64.15 two-year academic programs or equivalent experience or on-the-job training, except as
64.16 provided in unit 4.

64.17 ~~(8) The Twin Cities Instructional Unit consists of the positions of all instructional~~
64.18 ~~employees with the rank of professor, associate professor, assistant professor, including~~
64.19 ~~research associate or instructor, including research fellow, located on the Twin Cities~~
64.20 ~~campuses.~~

64.21 ~~(9)~~ (8) The Outstate Instructional Unit ~~consists of~~ includes the positions of all instructional
64.22 employees with the rank of professor, associate professor, assistant professor, including
64.23 research associate or instructor, including research fellow, located at the Duluth campus,
64.24 provided that the positions of instructional employees of the same ranks at the Morris,
64.25 Crookston, or ~~Waseca~~ Rochester campuses shall be included within this unit if a majority
64.26 of the eligible employees voting at a campus so vote during an election conducted by the
64.27 commissioner, provided that the election or majority verification procedure shall not be
64.28 held until the Duluth campus has voted in favor of representation. The election shall be held
64.29 or majority verification procedure shall take place when an employee organization or group
64.30 of employees petitions the commissioner stating that a majority of the eligible employees
64.31 at one of these campuses wishes to join the unit and this petition is supported by a showing
64.32 of at least 30 percent support from eligible employees at that campus and is filed between
64.33 September 1 and November 1.

65.1 ~~Should both units 8 and 9 elect exclusive bargaining representatives, those representatives~~
 65.2 ~~may by mutual agreement jointly negotiate a contract with the regents, or may negotiate~~
 65.3 ~~separate contracts with the regents. If the exclusive bargaining representatives jointly~~
 65.4 ~~negotiate a contract with the regents, the contract shall be ratified by each unit. For the~~
 65.5 ~~purposes of this section, an "instructional employee" is an individual who spends 35 percent~~
 65.6 ~~or more of their work time creating, delivering, and assessing the mastery of credit-bearing~~
 65.7 ~~coursework.~~

65.8 (10) The Graduate Assistant Unit ~~consists of~~ includes the positions of all graduate
 65.9 assistants who are enrolled in the graduate school and who hold the rank of research assistant,
 65.10 teaching assistant, teaching associate I or II, project assistant, graduate school fellow,
 65.11 graduate school trainee, professional school fellow, professional school trainee, or
 65.12 administrative fellow I or II. The listed ranks do not coincide with the ranks that are
 65.13 categorized by the University of Minnesota as professionals in training, even though in
 65.14 some cases the job titles may be the same.

65.15 (11) ~~The Academic Professional and Administrative Staff Unit consists of all academic~~
 65.16 ~~professional and administrative staff positions that are not defined as included in an~~
 65.17 ~~instructional unit, the supervisory unit, the clerical unit, or the technical unit.~~

65.18 (12) ~~The Noninstructional Professional Unit consists of the positions of all employees~~
 65.19 ~~meeting the requirements of section 179A.03, subdivision 13, clause (1) or (2), which are~~
 65.20 ~~not defined as included within an instructional unit, the Academic Professional and~~
 65.21 ~~Administrative Staff Unit, or the supervisory unit.~~

65.22 (13) ~~The Supervisory Employees Unit consists of the positions of all supervisory~~
 65.23 ~~employees.~~

65.24 (b) An employee of the University of Minnesota whose position is not enumerated in
 65.25 paragraph (a) may petition the commissioner to determine an appropriate unit for the position.
 65.26 The commissioner must make a determination for an appropriate unit as provided in section
 65.27 179A.09 and the commissioner must give special weight to the desires of the petitioning
 65.28 employee or representatives of the petitioning employee.

65.29 Sec. 3. Minnesota Statutes 2022, section 179A.11, subdivision 2, is amended to read:

65.30 Subd. 2. **University of Minnesota employee severance.** (a) Each of the following
 65.31 groups of University of Minnesota employees has the right, as specified in this subdivision,
 65.32 to separate from the instructional and supervisory units: (1) health sciences instructional
 65.33 employees at all campuses with the rank of professor, associate professor, assistant professor,

including research associate, or instructor, including research fellow, (2) instructional employees of the law school with the rank of professor, associate professor, assistant professor, including research associate, or instructor, including research fellow, (3) instructional supervisors, (4) noninstructional professional supervisors, and (5) academic professional and administrative staff supervisors.

~~This~~ (b) The right to separate may be exercised:

(1) by petition between September 1 and November 1. If a group separates from its unit, it has no right to meet and negotiate, but retains the right to meet and confer with the appropriate officials on any matter of concern to the group. The right to separate must be exercised as follows: An employee organization or group of employees claiming that a majority of any one of these groups of employees on a statewide basis wish to separate from their unit may petition the commissioner for an election during the petitioning period. If the petition is supported by a showing of at least 30 percent support from the employees, the commissioner ~~shall~~ may hold an election on the separation issue or the petitioning group may proceed under the process set forth in section 179A.12. This election must be conducted within 30 days of the close of the petition period. If a majority of votes cast endorse severance from their unit, the commissioner shall certify that result; or

(2) by the group's exclusion from a proposed unit in a representation petition.

(c) Where not inconsistent with other provisions of this section, the election is governed by section 179A.12. If a group of employees severs, it may rejoin that unit by following the procedures for severance during the periods for severance.

Sec. 4. Minnesota Statutes 2022, section 179A.11, is amended by adding a subdivision to read:

Subd. 3. **Joint bargaining.** Units organized under this section that have elected exclusive bargaining representatives may by mutual agreement of the exclusive representatives jointly negotiate a contract with the regents or may negotiate separate contracts with the regents. If the exclusive bargaining representatives jointly negotiate a contract with the regents, the contract must be ratified by each unit.

ARTICLE 11

HOUSING APPROPRIATIONS

Section 1. **APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the general fund,

67.1 or another named fund, and are available for the fiscal years indicated for each purpose.

67.2 The figures "2024" and "2025" used in this article mean that the appropriations listed under

67.3 them are available for the fiscal year ending June 30, 2024, or June 30, 2025, respectively.

67.4 "The first year" is fiscal year 2024. "The second year" is fiscal year 2025. "The biennium"

67.5 is fiscal years 2024 and 2025.

67.6

67.7

67.8

67.9

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2024</u>	<u>2025</u>

67.10

Sec. 2. HOUSING FINANCE AGENCY

67.11

Subdivision 1. Total Appropriation

\$

-0-

\$

63,025,000

67.12 (a) The amounts that may be spent for each

67.13 purpose are specified in the following

67.14 subdivisions.

67.15 (b) Unless otherwise specified, this

67.16 appropriation is for transfer to the housing

67.17 development fund for the programs specified

67.18 in this section.

67.19

Subd. 2. Family Homeless Prevention

-0-

8,804,000

67.20 This appropriation is for the family homeless

67.21 prevention and assistance program under

67.22 Minnesota Statutes, section 462A.204.

67.23 Notwithstanding procurement provisions

67.24 outlined in Minnesota Statutes, section

67.25 16C.06, subdivisions 1, 2, and 6, the agency

67.26 may award grants to existing program

67.27 grantees. This is a onetime appropriation.

67.28

Subd. 3. Minnesota Homeless Study

-0-

500,000

67.29 This appropriation is for a grant to the

67.30 Amherst H. Wilder Foundation for the

67.31 Minnesota homeless study. Notwithstanding

67.32 Minnesota Statutes, section 16B.98,

67.33 subdivision 14, the commissioner may use up

67.34 to one percent of this appropriation for

68.1 administrative costs. This is a onetime

68.2 appropriation.

68.3 Subd. 4. **Wilder Park Association Capital Repair**
 68.4 **Project**

-0-

3,250,000

68.5 This appropriation is for a grant to the Wilder

68.6 Park Association to assist with the cost of a

68.7 major capital repair project for the

68.8 rehabilitation of portions of the

68.9 owner-occupied senior high-rise facility.

68.10 Notwithstanding Minnesota Statutes, section

68.11 16B.98, subdivision 14, the commissioner may

68.12 use up to one percent of this appropriation for

68.13 administrative costs. This is a onetime

68.14 appropriation.

68.15 Subd. 5. **Housing Affordability Preservation**
 68.16 **Investment**

-0-

50,000,000

68.17 This appropriation is for the housing

68.18 affordability preservation investment program

68.19 under article 12, section 25. This is a onetime

68.20 appropriation.

68.21 Subd. 6. **Expediting Rental Assistance**

-0-

471,000

68.22 This appropriation is for the agency's work

68.23 under article 13 of this act. This is a onetime

68.24 appropriation.

68.25 Subd. 7. **Availability of Appropriations for**
 68.26 **Administrative Expenses and Report**

68.27 (a) Money appropriated in this section for

68.28 grants must not be spent on institutional

68.29 overhead charges that are not directly related

68.30 to and necessary for the grant.

68.31 (b) By February 15, 2025, the commissioner

68.32 shall report to the chairs and ranking minority

68.33 members of the legislative committees having

68.34 jurisdiction over housing finance and policy

69.1 the anticipated costs for administering each
 69.2 grant in this section. Within 90 days after a
 69.3 grantee has fulfilled the obligations of their
 69.4 grant agreement, the commissioner shall report
 69.5 to the chairs and ranking minority members
 69.6 of the legislative committees having
 69.7 jurisdiction over housing finance and policy
 69.8 on the final cost for administering each grant
 69.9 in this section.

69.10	Sec. 3. <u>DEPARTMENT OF LABOR AND</u>			
69.11	<u>INDUSTRY</u>	<u>\$</u>	<u>-0-</u>	<u>\$ 225,000</u>

69.12 This appropriation is for the single-exit
 69.13 stairway apartment building report under
 69.14 article 12, section 27. This is a onetime
 69.15 appropriation.

69.16 Sec. 4. Laws 2023, chapter 37, article 1, section 2, subdivision 17, is amended to read:

69.17			100,000,000
69.18	Subd. 17. Housing Infrastructure	100,000,000	<u>60,000,000</u>

69.19 This appropriation is for the housing
 69.20 infrastructure program for the eligible
 69.21 purposes under Minnesota Statutes, section
 69.22 462A.37, subdivision 2. This is a onetime
 69.23 appropriation.

69.24 Sec. 5. Laws 2023, chapter 37, article 1, section 2, subdivision 25, is amended to read:

69.25	Subd. 25. <u>Manufactured Home Lending Grants</u>		
69.26	<u>Program</u>	10,000,000	-0-

69.27 (a) This appropriation is for the a grant to
 69.28 NeighborWorks Home Partners for a
 69.29 manufactured home lending grant program.
 69.30 This is a onetime appropriation.

69.31 (b) The funds must be used for new
 69.32 manufactured home financing programs;
 69.33 manufactured home down payment assistance;

70.1 or manufactured home repair, renovation,
70.2 removal, and site preparation financing
70.3 programs.

70.4 (c) Interest earned and repayments of principal
70.5 from loans issued under this subdivision must
70.6 be used for the purposes of this subdivision.

70.7 (d) For the purposes of this subdivision, the
70.8 term "manufactured home" has the meaning
70.9 given in Minnesota Statutes, section 327B.01,
70.10 subdivision 13.

70.11 Sec. 6. Laws 2023, chapter 37, article 1, section 2, subdivision 29, is amended to read:

70.12			45,000,000
70.13	Subd. 29. Community Stabilization	45,000,000	<u>31,750,000</u>

70.14 This appropriation is for the community
70.15 stabilization program. This a onetime
70.16 appropriation. Of this amount, \$10,000,000 is
70.17 for a grant to AEON for Huntington Place.

70.18 Sec. 7. **REPEALER.**

70.19 Laws 2023, chapter 37, article 2, section 13, is repealed.

70.20 **ARTICLE 12**

70.21 **HOUSING POLICY**

70.22 Section 1. Minnesota Statutes 2022, section 462A.02, subdivision 10, is amended to read:

70.23 Subd. 10. **Energy ~~conservation~~ decarbonization and climate resilience.** It is further
70.24 declared that supplies of conventional energy resources are rapidly depleting in quantity
70.25 and rising in price and that the burden of these occurrences falls heavily upon the citizens
70.26 of Minnesota generally and persons of low and moderate income in particular. These
70.27 conditions are adverse to the health, welfare, and safety of all of the citizens of this state.
70.28 It is further declared that it is a public purpose to ensure the availability of financing to be
70.29 used by all citizens of the state, while giving preference to low and moderate income people,
70.30 to assist in the installation in their dwellings of reasonably priced energy conserving systems
70.31 including the use of alternative energy resources and equipment so that by the improvement
70.32 of the energy efficiency ~~of~~, clean energy, greenhouse gas emissions reduction, climate

71.1 resiliency, and other qualified projects for all housing, the adequacy of the total energy
71.2 supply may be preserved for the benefit of all citizens.

71.3 Sec. 2. Minnesota Statutes 2023 Supplement, section 462A.05, subdivision 14, is amended
71.4 to read:

71.5 Subd. 14. **Rehabilitation loans.** It may agree to purchase, make, or otherwise participate
71.6 in the making, and may enter into commitments for the purchase, making, or participation
71.7 in the making, of eligible loans for rehabilitation, with terms and conditions as the agency
71.8 deems advisable, to persons and families of low and moderate income, and to owners of
71.9 existing residential housing for occupancy by such persons and families, for the rehabilitation
71.10 of existing residential housing owned by them. Rehabilitation may include the addition or
71.11 rehabilitation of a detached accessory dwelling unit. The loans may be insured or uninsured
71.12 and may be made with security, or may be unsecured, as the agency deems advisable. The
71.13 loans may be in addition to or in combination with long-term eligible mortgage loans under
71.14 subdivision 3. They may be made in amounts sufficient to refinance existing indebtedness
71.15 secured by the property, if refinancing is determined by the agency to be necessary to permit
71.16 the owner to meet the owner's housing cost without expending an unreasonable portion of
71.17 the owner's income thereon. No loan for rehabilitation shall be made unless the agency
71.18 determines that the loan will be used primarily to make the housing more desirable to live
71.19 in, to increase the market value of the housing, for compliance with state, county or municipal
71.20 building, housing maintenance, fire, health or similar codes and standards applicable to
71.21 housing, or to accomplish ~~energy conservation-related improvements~~ decarbonization,
71.22 climate resiliency, and other qualified projects. In unincorporated areas and municipalities
71.23 not having codes and standards, the agency may, solely for the purpose of administering
71.24 the provisions of this chapter, establish codes and standards. No loan under this subdivision
71.25 for the rehabilitation of owner-occupied housing shall be denied solely because the loan
71.26 will not be used for placing the owner-occupied residential housing in full compliance with
71.27 all state, county, or municipal building, housing maintenance, fire, health, or similar codes
71.28 and standards applicable to housing. Rehabilitation loans shall be made only when the
71.29 agency determines that financing is not otherwise available, in whole or in part, from private
71.30 lenders upon equivalent terms and conditions. Accessibility rehabilitation loans authorized
71.31 under this subdivision may be made to eligible persons and families without limitations
71.32 relating to the maximum incomes of the borrowers if:

71.33 (1) the borrower or a member of the borrower's family requires a level of care provided
71.34 in a hospital, skilled nursing facility, or intermediate care facility for persons with
71.35 developmental disabilities;

72.1 (2) home care is appropriate; and

72.2 (3) the improvement will enable the borrower or a member of the borrower's family to
72.3 reside in the housing.

72.4 The agency may waive any requirement that the housing units in a residential housing
72.5 development be rented to persons of low and moderate income if the development consists
72.6 of four or fewer dwelling units, one of which is occupied by the owner.

72.7 Sec. 3. Minnesota Statutes 2022, section 462A.05, subdivision 14a, is amended to read:

72.8 Subd. 14a. **Rehabilitation loans; existing owner-occupied residential housing.** It may
72.9 make loans to persons and families of low and moderate income to rehabilitate or to assist
72.10 in rehabilitating existing residential housing owned and occupied by those persons or
72.11 families. Rehabilitation may include replacement of manufactured homes. No loan shall be
72.12 made unless the agency determines that the loan will be used primarily for rehabilitation
72.13 work necessary for health or safety, essential accessibility improvements, or to improve the
72.14 energy efficiency ~~of~~, clean energy, greenhouse gas emissions reductions, climate resiliency,
72.15 and other qualified projects in the dwelling. No loan for rehabilitation of owner-occupied
72.16 residential housing shall be denied solely because the loan will not be used for placing the
72.17 residential housing in full compliance with all state, county or municipal building, housing
72.18 maintenance, fire, health or similar codes and standards applicable to housing. The amount
72.19 of any loan shall not exceed the lesser of (a) a maximum loan amount determined under
72.20 rules adopted by the agency not to exceed \$37,500, or (b) the actual cost of the work
72.21 performed, or (c) that portion of the cost of rehabilitation which the agency determines
72.22 cannot otherwise be paid by the person or family without the expenditure of an unreasonable
72.23 portion of the income of the person or family. Loans made in whole or in part with federal
72.24 funds may exceed the maximum loan amount to the extent necessary to comply with federal
72.25 lead abatement requirements prescribed by the funding source. In making loans, the agency
72.26 shall determine the circumstances under which and the terms and conditions under which
72.27 all or any portion of the loan will be repaid and shall determine the appropriate security for
72.28 the repayment of the loan. Loans pursuant to this subdivision may be made with or without
72.29 interest or periodic payments.

72.30 Sec. 4. Minnesota Statutes 2022, section 462A.05, subdivision 14b, is amended to read:

72.31 Subd. 14b. **Energy ~~conservation~~ decarbonization and climate resiliency loans.** It
72.32 may agree to purchase, make, or otherwise participate in the making, and may enter into
72.33 commitments for the purchase, making, or participating in the making, of loans to persons

73.1 and families, without limitations relating to the maximum incomes of the borrowers, to
 73.2 assist in energy ~~conservation-rehabilitation-measures~~ decarbonization, climate resiliency,
 73.3 and other qualified projects for existing housing owned by those persons or families
 73.4 including, but not limited to: weatherstripping and caulking; chimney construction or
 73.5 improvement; furnace or space heater repair, cleaning or replacement; central air conditioner
 73.6 installation, repair, maintenance, or replacement; air source or geothermal heat pump
 73.7 installation, repair, maintenance, or replacement; insulation; windows and doors; and
 73.8 structural or other directly related repairs or installations essential for energy ~~conservation~~
 73.9 decarbonization, climate resiliency, and other qualified projects. Loans shall be made only
 73.10 when the agency determines that financing is not otherwise available, in whole or in part,
 73.11 from private lenders upon equivalent terms and conditions. Loans under this subdivision
 73.12 or subdivision 14 may:

73.13 (1) be integrated with a utility's on-bill repayment program approved under section
 73.14 216B.241, subdivision 5d; and

73.15 (2) also be made for the installation of on-site solar energy or energy storage systems.

73.16 Sec. 5. Minnesota Statutes 2022, section 462A.05, subdivision 15, is amended to read:

73.17 Subd. 15. **Rehabilitation grants.** (a) It may make grants to persons and families of low
 73.18 and moderate income to pay or to assist in paying a loan made pursuant to subdivision 14,
 73.19 or to rehabilitate or to assist in rehabilitating existing residential housing owned or occupied
 73.20 by such persons or families. For the purposes of this section, persons of low and moderate
 73.21 income include administrators appointed pursuant to section 504B.425, paragraph (d). No
 73.22 grant shall be made unless the agency determines that the grant will be used primarily to
 73.23 make the housing more desirable to live in, to increase the market value of the housing or
 73.24 for compliance with state, county or municipal building, housing maintenance, fire, health
 73.25 or similar codes and standards applicable to housing, or to accomplish energy ~~conservation~~
 73.26 ~~related improvements~~ decarbonization, climate resiliency, or other qualified projects. In
 73.27 unincorporated areas and municipalities not having codes and standards, the agency may,
 73.28 solely for the purpose of administering this provision, establish codes and standards. No
 73.29 grant for rehabilitation of owner occupied residential housing shall be denied solely because
 73.30 the grant will not be used for placing the residential housing in full compliance with all
 73.31 state, county or municipal building, housing maintenance, fire, health or similar codes and
 73.32 standards applicable to housing. The amount of any grant shall not exceed the lesser of (a)
 73.33 \$6,000, or (b) the actual cost of the work performed, or (c) that portion of the cost of
 73.34 rehabilitation which the agency determines cannot otherwise be paid by the person or family

74.1 without spending an unreasonable portion of the income of the person or family thereon.

74.2 In making grants, the agency shall determine the circumstances under which and the terms
74.3 and conditions under which all or any portion thereof will be repaid and shall determine the
74.4 appropriate security should repayment be required.

74.5 (b) The agency may also make grants to rehabilitate or to assist in rehabilitating housing
74.6 under this subdivision to persons of low and moderate income for the purpose of qualifying
74.7 as foster parents.

74.8 Sec. 6. Minnesota Statutes 2022, section 462A.05, subdivision 15b, is amended to read:

74.9 Subd. 15b. **Energy ~~conservation~~ decarbonization and climate resiliency grants.** (a)
74.10 It may make grants to assist in energy ~~conservation~~ decarbonization,
74.11 climate resiliency, and other qualified projects for existing owner occupied housing including,
74.12 but not limited to: insulation, storm windows and doors, furnace or space heater repair,
74.13 cleaning or replacement, chimney construction or improvement, weatherstripping and
74.14 caulking, ~~and structural or other directly related repairs,~~ or installations essential for energy
74.15 ~~conservation~~ decarbonization, climate resiliency, and other qualified projects. The grant to
74.16 any household shall not exceed \$2,000.

74.17 (b) To be eligible for an emergency energy ~~conservation~~ decarbonization and climate
74.18 resiliency grant, a household must be certified as eligible to receive emergency residential
74.19 heating assistance under either the federal or the state program, and either (1) have had a
74.20 heating cost for the preceding heating season that exceeded 120 percent of the regional
74.21 average for the preceding heating season for that energy source as determined by the
74.22 commissioner of employment and economic development, or (2) be eligible to receive a
74.23 federal energy conservation grant, but be precluded from receiving the grant because of a
74.24 need for directly related repairs that cannot be paid for under the federal program. The
74.25 Housing Finance Agency shall make a reasonable effort to determine whether other state
74.26 or federal loan and grant programs are available and adequate to finance the intended
74.27 improvements. An emergency energy conservation grant may be made in conjunction with
74.28 grants or loans from other state or federal programs that finance other needed rehabilitation
74.29 work. The receipt of a grant pursuant to this section shall not affect the applicant's eligibility
74.30 for other Housing Finance Agency loan or grant programs.

74.31 Sec. 7. Minnesota Statutes 2022, section 462A.05, subdivision 21, is amended to read:

74.32 Subd. 21. **Rental property loans.** The agency may make or purchase loans to owners
74.33 of rental property that is occupied or intended for occupancy primarily by low- and

75.1 moderate-income tenants and which does not comply with the standards established in
75.2 section 326B.106, subdivision 1, for the purpose of energy ~~improvements~~ decarbonization,
75.3 climate resiliency, and other qualified projects necessary to bring the property into full or
75.4 partial compliance with these standards. For property which meets the other requirements
75.5 of this subdivision, a loan may also be used for moderate rehabilitation of the property. The
75.6 authority granted in this subdivision is in addition to and not in limitation of any other
75.7 authority granted to the agency in this chapter. The limitations on eligible mortgagors
75.8 contained in section 462A.03, subdivision 13, do not apply to loans under this subdivision.
75.9 Loans for the improvement of rental property pursuant to this subdivision may contain
75.10 provisions that repayment is not required in whole or in part subject to terms and conditions
75.11 determined by the agency to be necessary and desirable to encourage owners to maximize
75.12 rehabilitation of properties.

75.13 Sec. 8. Minnesota Statutes 2022, section 462A.05, subdivision 23, is amended to read:

75.14 Subd. 23. **Insuring financial institution loans.** The agency may participate in loans or
75.15 establish a fund to insure loans, or portions of loans, that are made by any banking institution,
75.16 savings association, or other lender approved by the agency, organized under the laws of
75.17 this or any other state or of the United States having an office in this state, to owners of
75.18 renter-occupied homes or apartments that do not comply with standards set forth in section
75.19 326B.106, subdivision 1, without limitations relating to the maximum incomes of the owners
75.20 or tenants. The proceeds of the insured portion of the loan must be used to pay the costs of
75.21 improvements, including all related structural and other improvements, that will reduce
75.22 energy consumption, that will decarbonize, and that will ensure the climate resiliency of
75.23 housing.

75.24 Sec. 9. Minnesota Statutes 2023 Supplement, section 462A.05, subdivision 45, is amended
75.25 to read:

75.26 Subd. 45. **Indian Tribes.** Notwithstanding any other provision in this chapter, at its
75.27 discretion the agency may make any federally recognized Indian Tribe in Minnesota, or
75.28 their associated Tribally Designated Housing Entity (TDHE) as defined by United States
75.29 Code, title 25, section 4103(22), eligible for agency funding ~~authorized under this chapter.~~

75.30 Sec. 10. Minnesota Statutes 2022, section 462A.07, is amended by adding a subdivision
75.31 to read:

75.32 Subd. 19. **Eligibility for agency programs.** The agency may determine that a household
75.33 or project unit meets the rent or income requirements for a program if the household or unit

76.1 receives or participates in income-based state or federal public assistance benefits, including
76.2 but not limited to:

76.3 (1) child care assistance programs under chapter 119B;

76.4 (2) general assistance, Minnesota supplemental aid, or food support under chapter 256D;

76.5 (3) housing support under chapter 256I;

76.6 (4) Minnesota family investment program and diversionary work program under chapter
76.7 256J; and

76.8 (5) economic assistance programs under chapter 256P.

76.9 Sec. 11. Minnesota Statutes 2022, section 462A.21, subdivision 7, is amended to read:

76.10 Subd. 7. **Energy efficiency loans.** The agency may make loans to low and moderate
76.11 income persons who own existing residential housing for the purpose of improving the
76.12 ~~efficient energy utilization~~ decarbonization and climate resiliency of the housing. Permitted
76.13 improvements shall include installation or upgrading of ceiling, wall, floor and duct
76.14 insulation, storm windows and doors, and caulking and weatherstripping. The improvements
76.15 shall not be inconsistent with the energy standards as promulgated as part of the State
76.16 Building Code; provided that the improvements need not bring the housing into full
76.17 compliance with the energy standards. Any loan for such purpose shall be made only upon
76.18 determination by the agency that such loan is not otherwise available, wholly or in part,
76.19 from private lenders upon equivalent terms and conditions. The agency may promulgate
76.20 rules as necessary to implement and make specific the provisions of this subdivision. The
76.21 rules shall be designed to permit the state, to the extent not inconsistent with this chapter,
76.22 to seek federal grants or loans for energy ~~purposes~~ decarbonization, climate resiliency, and
76.23 other qualified projects.

76.24 Sec. 12. Minnesota Statutes 2023 Supplement, section 462A.22, subdivision 1, is amended
76.25 to read:

76.26 Subdivision 1. **Debt ceiling.** The aggregate principal amount of general obligation bonds
76.27 and notes which are outstanding at any time, excluding the principal amount of any bonds
76.28 and notes refunded by the issuance of new bonds or notes, shall not exceed the sum of
76.29 ~~\$5,000,000,000~~ \$7,000,000,000.

77.1 Sec. 13. Minnesota Statutes 2022, section 462A.35, subdivision 2, is amended to read:

77.2 Subd. 2. **Expending funds.** The agency may expend the money in the Minnesota
77.3 manufactured home relocation trust fund to the extent necessary to carry out the objectives
77.4 of section 327C.095, subdivision 13, by making payments to manufactured home owners,
77.5 or other parties approved by the third-party neutral, under subdivision 13, paragraphs (a)
77.6 and (e), and to pay the costs of administering the fund. Money in the fund is appropriated
77.7 to the agency for these purposes and to the commissioner of ~~management and budget~~ the
77.8 Minnesota Housing Finance Agency to pay costs incurred by the commissioner of
77.9 ~~management and budget~~ the Minnesota Housing Finance Agency to administer the fund.

77.10 Sec. 14. Minnesota Statutes 2023 Supplement, section 462A.37, subdivision 2, is amended
77.11 to read:

77.12 Subd. 2. **Authorization.** (a) The agency may issue up to \$30,000,000 in aggregate
77.13 principal amount of housing infrastructure bonds in one or more series to which the payment
77.14 made under this section may be pledged. The housing infrastructure bonds authorized in
77.15 this subdivision may be issued to fund loans, or grants for the purposes of clauses (4) and
77.16 (7), on terms and conditions the agency deems appropriate, made for one or more of the
77.17 following purposes:

77.18 (1) to finance the costs of the construction, acquisition, and rehabilitation of supportive
77.19 housing for individuals and families who are without a permanent residence;

77.20 (2) to finance the costs of the acquisition and rehabilitation of foreclosed or abandoned
77.21 housing to be used for affordable rental housing and the costs of new construction of rental
77.22 housing on abandoned or foreclosed property where the existing structures will be demolished
77.23 or removed;

77.24 (3) to finance that portion of the costs of acquisition of property that is attributable to
77.25 the land to be leased by community land trusts to low- and moderate-income home buyers;

77.26 (4) to finance the acquisition, improvement, and infrastructure of manufactured home
77.27 parks under section 462A.2035, subdivision 1b;

77.28 (5) to finance the costs of acquisition, rehabilitation, adaptive reuse, or new construction
77.29 of senior housing;

77.30 (6) to finance the costs of acquisition, rehabilitation, and replacement of federally assisted
77.31 rental housing and for the refinancing of costs of the construction, acquisition, and
77.32 rehabilitation of federally assisted rental housing, including providing funds to refund, in

78.1 whole or in part, outstanding bonds previously issued by the agency or another government
78.2 unit to finance or refinance such costs;

78.3 (7) to finance the costs of acquisition, rehabilitation, adaptive reuse, or new construction
78.4 of single-family housing; and

78.5 (8) to finance the costs of construction, acquisition, and rehabilitation of permanent
78.6 housing that is affordable to households with incomes at or below 50 percent of the area
78.7 median income for the applicable county or metropolitan area as published by the Department
78.8 of Housing and Urban Development, as adjusted for household size.

78.9 (b) Among comparable proposals for permanent supportive housing, preference shall
78.10 be given to permanent supportive housing for veterans and other individuals or families
78.11 who:

78.12 (1) either have been without a permanent residence for at least 12 months or at least four
78.13 times in the last three years; or

78.14 (2) are at significant risk of lacking a permanent residence for 12 months or at least four
78.15 times in the last three years.

78.16 (c) Among comparable proposals for senior housing, the agency must give priority to
78.17 requests for projects that:

78.18 (1) demonstrate a commitment to maintaining the housing financed as affordable to
78.19 senior households;

78.20 (2) leverage other sources of funding to finance the project, including the use of
78.21 low-income housing tax credits;

78.22 (3) provide access to services to residents and demonstrate the ability to increase physical
78.23 supports and support services as residents age and experience increasing levels of disability;
78.24 and

78.25 (4) include households with incomes that do not exceed 30 percent of the median
78.26 household income for the metropolitan area.

78.27 (d) To the extent practicable, the agency shall balance the loans made between projects
78.28 in the metropolitan area and projects outside the metropolitan area. Of the loans made to
78.29 projects outside the metropolitan area, the agency shall, to the extent practicable, balance
78.30 the loans made between projects in counties or cities with a population of 20,000 or less,
78.31 as established by the most recent decennial census, and projects in counties or cities with
78.32 populations in excess of 20,000.

79.1 (e) Among comparable proposals for permanent housing, the agency must give preference
79.2 to projects that will provide housing that is affordable to households at or below 30 percent
79.3 of the area median income.

79.4 (f) If a loan recipient uses the loan for new construction or substantial rehabilitation as
79.5 defined by the agency on a building containing more than four units, the loan recipient must
79.6 construct, convert, or otherwise adapt the building to include:

79.7 (1) the greater of: (i) at least one unit; or (ii) at least five percent of units that are
79.8 accessible units, as defined by section 1002 of the current State Building Code Accessibility
79.9 Provisions for Dwelling Units in Minnesota, and include at least one roll-in shower in at
79.10 least one accessible unit as defined by section 1002 of the current State Building Code
79.11 Accessibility Provisions for Dwelling Units in Minnesota; and

79.12 (2) the greater of: (i) at least one unit; or (ii) at least five percent of units that are
79.13 sensory-accessible units that include:

79.14 (A) soundproofing between shared walls for first and second floor units;

79.15 (B) no florescent lighting in units and common areas;

79.16 (C) low-fume paint;

79.17 (D) low-chemical carpet; and

79.18 (E) low-chemical carpet glue in units and common areas.

79.19 Nothing in this paragraph relieves a project funded by the agency from meeting other
79.20 applicable accessibility requirements.

79.21 Sec. 15. Minnesota Statutes 2022, section 462A.37, is amended by adding a subdivision
79.22 to read:

79.23 Subd. 2j. **Additional authorization.** In addition to the amount authorized in subdivisions
79.24 2 to 2i, the agency may issue up to \$50,000,000 in one or more series to which the payments
79.25 under this section may be pledged.

79.26 Sec. 16. Minnesota Statutes 2023 Supplement, section 462A.37, subdivision 5, is amended
79.27 to read:

79.28 Subd. 5. **Additional appropriation.** (a) The agency must certify annually to the
79.29 commissioner of management and budget the actual amount of annual debt service on each
79.30 series of bonds issued under this section.

80.1 (b) Each July 15, beginning in 2015 and through 2037, if any housing infrastructure
80.2 bonds issued under subdivision 2a, or housing infrastructure bonds issued to refund those
80.3 bonds, remain outstanding, the commissioner of management and budget must transfer to
80.4 the housing infrastructure bond account established under section 462A.21, subdivision 33,
80.5 the amount certified under paragraph (a), not to exceed \$6,400,000 annually. The amounts
80.6 necessary to make the transfers are appropriated from the general fund to the commissioner
80.7 of management and budget.

80.8 (c) Each July 15, beginning in 2017 and through 2038, if any housing infrastructure
80.9 bonds issued under subdivision 2b, or housing infrastructure bonds issued to refund those
80.10 bonds, remain outstanding, the commissioner of management and budget must transfer to
80.11 the housing infrastructure bond account established under section 462A.21, subdivision 33,
80.12 the amount certified under paragraph (a), not to exceed \$800,000 annually. The amounts
80.13 necessary to make the transfers are appropriated from the general fund to the commissioner
80.14 of management and budget.

80.15 (d) Each July 15, beginning in 2019 and through 2040, if any housing infrastructure
80.16 bonds issued under subdivision 2c, or housing infrastructure bonds issued to refund those
80.17 bonds, remain outstanding, the commissioner of management and budget must transfer to
80.18 the housing infrastructure bond account established under section 462A.21, subdivision 33,
80.19 the amount certified under paragraph (a), not to exceed \$2,800,000 annually. The amounts
80.20 necessary to make the transfers are appropriated from the general fund to the commissioner
80.21 of management and budget.

80.22 (e) Each July 15, beginning in 2020 and through 2041, if any housing infrastructure
80.23 bonds issued under subdivision 2d, or housing infrastructure bonds issued to refund those
80.24 bonds, remain outstanding, the commissioner of management and budget must transfer to
80.25 the housing infrastructure bond account established under section 462A.21, subdivision 33,
80.26 the amount certified under paragraph (a). The amounts necessary to make the transfers are
80.27 appropriated from the general fund to the commissioner of management and budget.

80.28 (f) Each July 15, beginning in 2020 and through 2041, if any housing infrastructure
80.29 bonds issued under subdivision 2e, or housing infrastructure bonds issued to refund those
80.30 bonds, remain outstanding, the commissioner of management and budget must transfer to
80.31 the housing infrastructure bond account established under section 462A.21, subdivision 33,
80.32 the amount certified under paragraph (a). The amounts necessary to make the transfers are
80.33 appropriated from the general fund to the commissioner of management and budget.

81.1 (g) Each July 15, beginning in 2022 and through 2043, if any housing infrastructure
81.2 bonds issued under subdivision 2f, or housing infrastructure bonds issued to refund those
81.3 bonds, remain outstanding, the commissioner of management and budget must transfer to
81.4 the housing infrastructure bond account established under section 462A.21, subdivision 33,
81.5 the amount certified under paragraph (a). The amounts necessary to make the transfers are
81.6 appropriated from the general fund to the commissioner of management and budget.

81.7 (h) Each July 15, beginning in 2022 and through 2043, if any housing infrastructure
81.8 bonds issued under subdivision 2g, or housing infrastructure bonds issued to refund those
81.9 bonds, remain outstanding, the commissioner of management and budget must transfer to
81.10 the housing infrastructure bond account established under section 462A.21, subdivision 33,
81.11 the amount certified under paragraph (a). The amounts necessary to make the transfers are
81.12 appropriated from the general fund to the commissioner of management and budget.

81.13 (i) Each July 15, beginning in 2023 and through 2044, if any housing infrastructure
81.14 bonds issued under subdivision 2h, or housing infrastructure bonds issued to refund those
81.15 bonds, remain outstanding, the commissioner of management and budget must transfer to
81.16 the housing infrastructure bond account established under section 462A.21, subdivision 33,
81.17 the amount certified under paragraph (a). The amounts necessary to make the transfers are
81.18 appropriated from the general fund to the commissioner of management and budget.

81.19 (j) Each July 15, beginning in 2026 and through 2047, if any housing infrastructure
81.20 bonds issued under subdivision 2j, or housing infrastructure bonds issued to refund those
81.21 bonds, remain outstanding, the commissioner of management and budget must transfer to
81.22 the housing infrastructure bond account established under section 462A.21, subdivision 33,
81.23 the amount certified under paragraph (a). The amounts necessary to make the transfers are
81.24 appropriated from the general fund to the commissioner of management and budget.

81.25 ~~(j)~~ (k) The agency may pledge to the payment of the housing infrastructure bonds the
81.26 payments to be made by the state under this section.

81.27 Sec. 17. Minnesota Statutes 2023 Supplement, section 462A.39, subdivision 2, is amended
81.28 to read:

81.29 Subd. 2. **Definitions.** (a) For purposes of this section, the following terms have the
81.30 meanings given.

81.31 (b) "Eligible project area" means a home rule charter or statutory city located outside
81.32 of a metropolitan county as defined in section 473.121, subdivision 4, ~~with a population~~
81.33 ~~exceeding 500; a community that has a combined population of 1,500 residents located~~

82.1 ~~within 15 miles of a home rule charter or statutory city located outside a metropolitan county~~
82.2 ~~as defined in section 473.121, subdivision 4;~~ federally recognized Tribal reservations; or
82.3 an area served by a joint county-city economic development authority.

82.4 (c) "Joint county-city economic development authority" means an economic development
82.5 authority formed under Laws 1988, chapter 516, section 1, as a joint partnership between
82.6 a city and county and excluding those established by the county only.

82.7 (d) "Market rate residential rental properties" means properties that are rented at market
82.8 value, including new modular homes, new manufactured homes, and new manufactured
82.9 homes on leased land or in a manufactured home park, and may include rental developments
82.10 that have a portion of income-restricted units.

82.11 (e) "Qualified expenditure" means expenditures for market rate residential rental
82.12 properties including acquisition of property; construction of improvements; and provisions
82.13 of loans or subsidies, grants, interest rate subsidies, public infrastructure, and related financing
82.14 costs.

82.15 Sec. 18. Minnesota Statutes 2023 Supplement, section 462A.395, is amended to read:

82.16 **462A.395 GREATER MINNESOTA HOUSING INFRASTRUCTURE GRANT**
82.17 **PROGRAM.**

82.18 Subdivision 1. **Grant program established.** The commissioner of the Minnesota Housing
82.19 Finance Agency may make grants to counties and cities to provide up to 50 percent of the
82.20 capital costs of public infrastructure necessary for an eligible workforce housing development
82.21 project. The commissioner may make a grant award only after determining that nonstate
82.22 resources are committed to complete the project. The nonstate contribution may be cash,
82.23 other committed grant funds, or in kind. In-kind contributions may include the value of the
82.24 site, whether the site is prepared before or after the law appropriating money for the grant
82.25 is enacted.

82.26 Subd. 2. **Definitions.** (a) For the purposes of this section, the following terms have the
82.27 meanings given.

82.28 (b) "City" means a statutory or home rule charter city located outside the metropolitan
82.29 area, as defined in section 473.121, subdivision 2.

82.30 (c) "Housing infrastructure" means publicly owned physical infrastructure necessary to
82.31 support housing development projects, including but not limited to sewers, water supply
82.32 systems, utility extensions, streets, wastewater treatment systems, stormwater management
82.33 systems, and facilities for pretreatment of wastewater to remove phosphorus.

Subd. 3. **Eligible projects.** Housing projects eligible for a grant under this section may be a single-family or multifamily housing development, and either owner-occupied or rental. Housing projects eligible for a grant under this section may also be a manufactured home development qualifying for homestead treatment under section 273.124, subdivision 3a.

Subd. 4. **Application.** (a) The commissioner must develop forms and procedures for soliciting and reviewing applications for grants under this section. At a minimum, a city or county must include in its application a resolution of the county board or city council certifying that the required nonstate match is available. The commissioner must evaluate complete applications for funding for eligible projects to determine that:

(1) the project is necessary to increase sites available for housing development that will provide adequate housing stock for the current or future workforce; and

(2) the increase in workforce housing will result in substantial public and private capital investment in the county or city in which the project would be located.

(b) The determination of whether to make a grant for a site is within the discretion of the commissioner, subject to this section. The commissioner's decisions and application of the criteria are not subject to judicial review, except for abuse of discretion.

Subd. 5. **Maximum grant amount.** A county or city may receive no more than ~~\$30,000~~ \$40,000 per lot for single-family, duplex, triplex, or fourplex housing developed, no more than \$60,000 per manufactured housing lot, and no more than \$180,000 per lot for multifamily housing with more than four units per building. A county or city may receive no more than \$500,000 in two years for one or more housing developments. The \$500,000 limitation does not apply to use on manufactured housing developments.

Sec. 19. Minnesota Statutes 2022, section 462A.40, subdivision 2, is amended to read:

Subd. 2. **Use of funds; grant and loan program.** (a) The agency may award grants and loans to be used for multifamily and single family developments for persons and families of low and moderate income. Allowable use of the funds include: gap financing, as defined in section 462A.33, subdivision 1; new construction; acquisition; rehabilitation; demolition or removal of existing structures; construction financing; permanent financing; interest rate reduction; and refinancing.

(b) The agency may give preference for grants and loans to comparable proposals that include regulatory changes or waivers that result in identifiable cost avoidance or cost reductions, including but not limited to increased density, flexibility in site development standards, or zoning code requirements.

84.1 ~~(c) The agency shall separately set aside:~~

84.2 ~~(1) at least ten percent of the financing under this section for housing units located in a~~
84.3 ~~township or city with a population of 2,500 or less that is located outside the metropolitan~~
84.4 ~~area, as defined in section 473.121, subdivision 2;~~

84.5 ~~(2) at least 35 percent of the financing under this section for housing for persons and~~
84.6 ~~families whose income is 50 percent or less of the area median income for the applicable~~
84.7 ~~county or metropolitan area as published by the Department of Housing and Urban~~
84.8 ~~Development, as adjusted for household size; and~~

84.9 ~~(3) at least 25 percent of the financing under this section for single-family housing.~~

84.10 ~~(d) If by September 1 of each year the agency does not receive requests to use all of the~~
84.11 ~~amounts set aside under paragraph (c), the agency may use any remaining financing for~~
84.12 ~~other projects eligible under this section.~~

84.13 Sec. 20. Minnesota Statutes 2022, section 462A.40, subdivision 3, is amended to read:

84.14 Subd. 3. **Eligible recipients; definitions; restrictions; use of funds.** (a) The agency
84.15 may award a grant or a loan to any recipient that qualifies under subdivision 2. The agency
84.16 must not award a grant or a loan to a disqualified individual or disqualified business.

84.17 (b) For the purposes of this subdivision disqualified individual means ~~an individual who:~~

84.18 (1) an individual who or an individual whose immediate family member made a
84.19 contribution to the account in the current or prior taxable year and received a credit certificate;

84.20 (2) an individual who or an individual whose immediate family member owns the housing
84.21 for which the grant or loan will be used ~~and is using that housing as their domicile;~~

84.22 (3) an individual who meets the following criteria:

84.23 (i) the individual is an officer or principal of a business entity; and

84.24 (ii) that business entity made a contribution to the account in the current or previous
84.25 taxable year and received a credit certificate; or

84.26 (4) an individual who meets the following criteria:

84.27 (i) the individual directly owns, controls, or holds the power to vote 20 percent or more
84.28 of the outstanding securities of a business entity; and

84.29 (ii) that business entity made a contribution to the account in the current or previous
84.30 taxable year and received a credit certificate.

85.1 (c) For the purposes of this subdivision disqualified business means a business entity
85.2 that:

85.3 (1) made a contribution to the account in the current or prior taxable year and received
85.4 a credit certificate;

85.5 (2) has an officer or principal who is an individual who made a contribution to the
85.6 account in the current or previous taxable year and received a credit certificate; or

85.7 (3) meets the following criteria:

85.8 (i) the business entity is directly owned, controlled, or is subject to the power to vote 20
85.9 percent or more of the outstanding securities by an individual or business entity; and

85.10 (ii) that controlling individual or business entity made a contribution to the account in
85.11 the current or previous taxable year and received a credit certificate.

85.12 (d) ~~The disqualifications in paragraphs (b) and (c) apply if the taxpayer would be~~
85.13 ~~disqualified either individually or in combination with one or more members of the taxpayer's~~
85.14 ~~family, as defined in the Internal Revenue Code, section 267(e)(4). For purposes of this~~
85.15 subdivision, "immediate family" means the taxpayer's spouse, parent or parent's spouse,
85.16 sibling or sibling's spouse, or child or child's spouse. For a married couple filing a joint
85.17 return, the limitations in this ~~paragraph~~ subdivision apply collectively to the taxpayer and
85.18 spouse. ~~For purposes of determining the ownership interest of a taxpayer under paragraph~~
85.19 ~~(a), clause (4), the rules under sections 267(c) and 267(e) of the Internal Revenue Code~~
85.20 apply.

85.21 (e) Before applying for a grant or loan, all recipients must sign a disclosure that the
85.22 disqualifications under this subdivision do not apply. The Minnesota Housing Finance
85.23 Agency must prescribe the form of the disclosure. The Minnesota Housing Finance Agency
85.24 may rely on the disclosure to determine the eligibility of recipients under paragraph (a).

85.25 (f) The agency may award grants or loans to a city as defined in section 462A.03,
85.26 subdivision 21; a federally recognized American Indian tribe or subdivision located in
85.27 Minnesota; a tribal housing corporation; a private developer; a nonprofit organization; a
85.28 housing and redevelopment authority under sections 469.001 to 469.047; a public housing
85.29 authority or agency authorized by law to exercise any of the powers granted by sections
85.30 469.001 to 469.047; or the owner of the housing. The provisions of subdivision 2, and
85.31 paragraphs (a) to (e) and (g) of this subdivision, regarding the use of funds and eligible
85.32 recipients apply to grants and loans awarded under this paragraph.

86.1 (g) ~~Except for the set-aside provided in subdivision 2, paragraph (d),~~ Eligible recipients
86.2 must use the funds to serve households that meet the income limits as provided in section
86.3 462A.33, subdivision 5.

86.4 Sec. 21. Minnesota Statutes 2022, section 469.012, is amended by adding a subdivision
86.5 to read:

86.6 Subd. 14. **Assistance to preserve naturally occurring affordable housing.** An authority
86.7 may provide financial assistance of any kind, including but not limited to grants, loans,
86.8 forgivable loans, payment of interest, interest rate reduction, issuance of bonds and the
86.9 spending of the proceeds of the bonds, to assist with the capital repair or replacement of an
86.10 asset or category of assets with a regular life span in excess of 25 years and with a project
86.11 cost in excess of \$5,000,000, where: (1) the capital repair project is in a multifamily housing
86.12 building, whether owner-occupied or rental; (2) at least 25 percent of the units were sold
86.13 or are rented to households meeting low-income requirements set by the United States
86.14 Department of Housing and Urban Development; and (3) more than 25 years has elapsed
86.15 since the asset or category of assets has been repaired or replaced. In the case of a common
86.16 interest community, the assistance authorized herein may be provided whether or not the
86.17 assets being repaired or replaced are owned by the individual unit owners or by the common
86.18 interest community of which the individual unit owners are part of the membership, and
86.19 may be provided to the common interest community or to individual unit owners, or both.

86.20 Sec. 22. Laws 2023, chapter 37, article 1, section 2, subdivision 2, is amended to read:

86.21	Subd. 2. Challenge Program	60,425,000	60,425,000
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86.22 (a) This appropriation is for the economic
86.23 development and housing challenge program
86.24 under Minnesota Statutes, sections 462A.33
86.25 and 462A.07, subdivision 14.

86.26 (b) Of this amount, \$6,425,000 each year shall
86.27 be made available during the first 11 months
86.28 of the fiscal year exclusively for housing
86.29 projects for American Indians. Any funds not
86.30 committed to housing projects for American
86.31 Indians within the annual consolidated request
86.32 for funding processes may be available for
86.33 any eligible activity under Minnesota Statutes,

87.1 sections 462A.33 and 462A.07, subdivision
87.2 14.

87.3 (c) Of the amount in the first year, \$5,000,000
87.4 is for a grant to Urban Homeworks to expand
87.5 initiatives pertaining to deeply affordable
87.6 homeownership in Minneapolis neighborhoods
87.7 with over 40 percent of residents identifying
87.8 as Black, Indigenous, or People of Color and
87.9 at least 40 percent of residents making less
87.10 than 50 percent of the area median income.
87.11 The grant is to be used for acquisition,
87.12 rehabilitation, gap financing as defined in
87.13 Minnesota Statutes, section 462A.33,
87.14 subdivision 1, and construction of homes to
87.15 be sold to households with incomes ~~of 50 to~~
87.16 at or below 60 percent of the area median
87.17 income. This is a onetime appropriation, ~~and~~
87.18 ~~is available until June 30, 2027.~~ By December
87.19 15 each year ~~until 2027,~~ Urban Homeworks
87.20 must submit a report to the chairs and ranking
87.21 minority members of the legislative
87.22 committees having jurisdiction over housing
87.23 finance and policy. The report must include
87.24 the amount used for (1) acquisition, (2)
87.25 rehabilitation, and (3) construction of housing
87.26 units, along with the number of housing units
87.27 acquired, rehabilitated, or constructed, and the
87.28 amount of the appropriation that has been
87.29 spent. If any home was sold or transferred
87.30 within the year covered by the report, Urban
87.31 Homeworks must include the price at which
87.32 the home was sold, as well as how much was
87.33 spent to complete the project before sale.

88.1 (d) Of the amount in the first year, \$2,000,000
 88.2 is for a grant to Rondo Community Land
 88.3 Trust. This is a onetime appropriation.

88.4 (e) The base for this program in fiscal year
 88.5 2026 and beyond is \$12,925,000.

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

88.7 Sec. 23. Laws 2023, chapter 37, article 1, section 2, subdivision 32, is amended to read:

88.8 Subd. 32. Northland Foundation	1,000,000	-0-
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88.9 This appropriation is for a grant to Northland
 88.10 Foundation for use on expenditures authorized
 88.11 under Minnesota Statutes, section 462C.16,
 88.12 subdivision 3, to assist and support
 88.13 communities in providing housing locally, and
 88.14 ~~on~~ for assisting local governments to establish
 88.15 local or regional housing trust funds.
 88.16 Northland Foundation may award grants and
 88.17 loans to other entities to expend on authorized
 88.18 expenditures under this section. This
 88.19 appropriation is onetime and available until
 88.20 June 30, 2025.

88.21 Sec. 24. Laws 2023, chapter 37, article 2, section 12, subdivision 2, is amended to read:

88.22 Subd. 2. **Eligible homebuyer.** For the purposes of this section, an "eligible homebuyer"
 88.23 means an individual:

88.24 (1) whose income is at or below 130 percent of area median income;

88.25 ~~(2) who resides in a census tract where at least 60 percent of occupied housing units are~~
 88.26 ~~renter-occupied, based on the most recent estimates or experimental estimates provided by~~
 88.27 ~~the American Community Survey of the United States Census Bureau;~~

88.28 ~~(3)~~ (2) who is financing the purchase of an eligible property with an interest-free,
 88.29 fee-based mortgage; and

88.30 ~~(4)~~ (3) who is a first-time homebuyer as defined by Code of Federal Regulations, title
 88.31 24, section 92.2.

89.1 **Sec. 25. HOUSING AFFORDABILITY PRESERVATION INVESTMENT.**

89.2 Subdivision 1. **Establishment.** The commissioner of the Minnesota Housing Finance
89.3 Agency must establish and administer a grant program to support recapitalization of distressed
89.4 buildings.

89.5 Subd. 2. **Definitions.** For purposes of this section:

89.6 (1) "distressed building" means an existing rental housing building in which the units
89.7 are restricted to households at or below 60 percent of the area median income, and:

89.8 (i) is in foreclosure proceedings;

89.9 (ii) has two or more years of negative net operating income;

89.10 (iii) has two or more years with a debt service coverage ratio of less than one; or

89.11 (iv) has necessary costs of repair, replacement, or maintenance that exceed the project
89.12 reserves available for those purposes; and

89.13 (2) "recapitalization" means financing for the physical and financial needs of a distressed
89.14 building, including restructuring and forgiveness of amortizing and deferred debt, principal
89.15 and interest paydown, interest rate write-down, deferral of debt payments, mortgage payment
89.16 forbearance, deferred maintenance, security services, property insurance, capital
89.17 improvements, funding of reserves for supportive services, and property operations.

89.18 Subd. 3. **Grant program.** The commissioner must use a request for proposal process
89.19 to consider funding requests and award grants to finance recapitalization of distressed
89.20 buildings. In awarding grants, the commissioner must give priority to distressed buildings
89.21 most at risk of losing affordable housing, to the extent practicable.

89.22 Subd. 4. **Report.** By February 1, 2025, and November 30, 2025, the commissioner shall
89.23 submit a report to the chairs and ranking minority members of the legislative committees
89.24 having jurisdiction over housing and homelessness. The report must detail the number of
89.25 applications received, the amount of funding requested, the grants awarded, and the number
89.26 of affordable housing units preserved through awards under this section.

89.27 **Sec. 26. REPORT ON RENTAL HOUSING PROGRAMS.**

89.28 The commissioner of the Minnesota Housing Finance Agency must review the financial
89.29 impacts of the low-income rental property tax classification in Minnesota Statutes, section
89.30 273.128, and the low-income housing tax credit program under section 42 of the Internal
89.31 Revenue Code, including the extent of rent increases and housing related expenses. By
89.32 December 15, 2024, the commissioner must report on the findings and recommendations

90.1 for legislative changes to the chairs and ranking minority members of the legislative
90.2 committees with jurisdiction over human services, housing finance, and taxes. The
90.3 commissioner must use existing financial resources for this review and report.

90.4 Sec. 27. **SINGLE-EXIT STAIRWAY APARTMENT BUILDING REPORT.**

90.5 The commissioner of labor and industry must evaluate conditions under which single-exit
90.6 stairway apartment buildings above three stories up to 75 feet, would achieve life safety
90.7 outcomes equal to or superior to currently adopted codes, including those for multifamily
90.8 buildings with very large footprints and single-family houses. The commissioner must use
90.9 research techniques that include smoke modeling, egress modeling, an analysis of fire loss
90.10 history in jurisdictions that have already adopted similar provisions, and interviews with
90.11 fire services regarding fire suppression and rescue techniques in such buildings. The
90.12 commissioner shall consult with relevant stakeholders, including but not limited to the
90.13 Minnesota Fire Chiefs Association, Minnesota Professional Firefighters Association,
90.14 Association of Minnesota Building Officials, Housing First Minnesota, Center for Building
90.15 in North America, and faculty from the relevant department of a university which grants
90.16 degrees in fire protection engineering. The commissioner may contract with external experts
90.17 or an independent third party to develop the report and perform other functions required of
90.18 the commissioner under this section. By December 31, 2025, the commissioner must report
90.19 on the findings to the chairs and ranking minority members of the legislative committees
90.20 with jurisdiction over housing and state building codes.

90.21 Sec. 28. **REPORT TO THE LEGISLATURE.**

90.22 By January 15 each year, the commissioner of the Minnesota Housing Finance Agency
90.23 must submit a report to the chairs and ranking minority members of the legislative committees
90.24 having jurisdiction over housing finance and policy containing the following information:

90.25 (1) the total number of applications for funding;

90.26 (2) the amount of funding requested;

90.27 (3) the amounts of funding awarded; and

90.28 (4) the number of housing units that are affected by funding awards, including the number
90.29 of:

90.30 (i) newly constructed owner-occupied units;

90.31 (ii) renovated owner-occupied units;

91.1 (iii) newly constructed rental units; and

91.2 (iv) renovated rental units.

91.3 Sec. 29. **REVISOR INSTRUCTION.**

91.4 The revisor of statutes shall renumber Minnesota Statutes, section 462A.37, subdivision
91.5 2i, as Minnesota Statutes, section 462A.37, subdivision 3a. The revisor shall also make
91.6 necessary cross-reference changes in Minnesota Statutes.

91.7 **ARTICLE 13**

91.8 **EXPEDITING RENTAL ASSISTANCE**

91.9 Section 1. **[462A.2096] ANNUAL PROJECTION OF EMERGENCY RENTAL**
91.10 **ASSISTANCE NEEDS.**

91.11 The agency must develop a projection of emergency rental assistance needs in
91.12 consultation with the commissioner of human services and representatives from county and
91.13 Tribal housing administrators and housing nonprofit agencies. The projection must identify
91.14 the amount of funding required to meet all emergency rental assistance needs, including
91.15 the family homelessness prevention and assistance program, the emergency assistance
91.16 program, and emergency general assistance. By January 15 each year, the commissioner
91.17 must submit a report on the projected need for emergency rental assistance to the chairs and
91.18 ranking minority members of the legislative committees having jurisdiction over housing
91.19 and human services finance and policy.

91.20 Sec. 2. **DATA COLLECTION TO MEASURE TIMELINESS OF RENTAL**
91.21 **ASSISTANCE.**

91.22 The commissioner of the Minnesota Housing Finance Agency must work with the
91.23 commissioner of human services to develop criteria for measuring the timeliness of
91.24 processing applications for rental assistance. The commissioner of the Minnesota Housing
91.25 Finance Agency must collect data to monitor application speeds of the family homelessness
91.26 prevention and assistance program and use the collected data to inform improvements to
91.27 application processing systems. By January 15, 2027, the commissioner of the Minnesota
91.28 Housing Finance Agency must submit a report to the chairs and ranking minority members
91.29 of the legislative committees having jurisdiction over housing finance and policy. The report
91.30 must include analysis of the data collected and whether goals have been met to (1) process
91.31 an emergency rental assistance application within two weeks of the receipt of a complete

92.1 application, and (2) if approved, make payment to a landlord within 30 days of the receipt
92.2 of a complete application.

92.3 **Sec. 3. E-SIGNATURE OPTIONS FOR RENTAL ASSISTANCE.**

92.4 The commissioner of the Minnesota Housing Finance Agency, working with the
92.5 commissioner of human services, shall develop uniform e-signature options to be used in
92.6 applications for the family homelessness prevention and assistance program. No later than
92.7 June 30, 2026, the commissioner shall require administrators of the family homelessness
92.8 prevention and assistance program to incorporate and implement the developed e-signature
92.9 options. The commissioner must notify the chairs and ranking minority members of the
92.10 legislative committees with jurisdiction over housing of the date when the e-signature options
92.11 are implemented.

92.12 **Sec. 4. VERIFICATION PROCEDURES FOR RENTAL ASSISTANCE.**

92.13 (a) The commissioner of the Minnesota Housing Finance Agency, working with program
92.14 administrators, must develop recommendations to simplify the process of verifying
92.15 information in applications for the family homelessness prevention and assistance program.
92.16 In developing recommendations, the commissioner must consider:

92.17 (1) allowing self-attestation of emergencies, assets, and income;

92.18 (2) allowing verbal authorization by applicants to allow emergency rental assistance
92.19 administrators to communicate with landlords and utility providers regarding applications
92.20 for assistance; and

92.21 (3) allowing landlords to apply for emergency rental assistance on tenants' behalf.

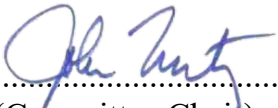
92.22 (b) The commissioner must:

92.23 (1) prepare recommendations by January 1, 2025;

92.24 (2) adopt any recommendations by July 1, 2025; and

92.25 (3) provide technical assistance to counties, Tribes, and other emergency rental assistance
92.26 administrators to implement these recommendations.

92.27 (c) By January 13, 2025, the commissioner must report to the chairs and ranking minority
92.28 members of the legislative committees with jurisdiction over housing detailing the proposed
92.29 recommendations required by this section. By July 7, 2025, the commissioner must report
92.30 to the chairs and ranking minority members of the legislative committees with jurisdiction
92.31 over housing detailing the recommendations adopted as required by this section."

- 93.1
- Renumber the sections in sequence
- 93.2
- Amend the title as follows:
- 93.3
- Page 1, line 2, delete "transportation" and insert "state government"
- 93.4
- Page 1, line 9, after the second comma, insert "credentials issued in same-day driver's
- 93.5
- license pilot project, vulnerable road users,"
- 93.6
- Page 1, line 10, after the semicolon, insert "modifying supplemental appropriations and
- 93.7
- other provisions related to the Department of Labor and Industry; modifying supplemental
- 93.8
- appropriations and other provisions related to the Bureau of Mediation Services; making
- 93.9
- technical and policy changes to certain public employee labor relations provisions; modifying
- 93.10
- earned sick and safe time; appropriating money to the Minnesota Housing Finance Agency;
- 93.11
- making policy, finance, and technical changes to housing provisions; authorizing housing
- 93.12
- infrastructure bonds;"
- 93.13
- Page 1, line 12, after the second semicolon, insert "authorizing rulemaking;" and after
- 93.14
- the fifth semicolon, insert "appropriating money;"
- 93.15
- Amend the title numbers accordingly
- 93.16
- And when so amended the bill do pass. Amendments adopted. Report adopted.
- 93.17
- 
.....
- 93.18
- (Committee Chair)
- 93.19
- April 29, 2024.....
- 93.20
- (Date of Committee recommendation)