

SENATE  
STATE OF MINNESOTA  
NINETY-SECOND SESSION

S.F. No. 1

(SENATE AUTHORS: MATHEWS, Pratt, Draheim, Duckworth and Koran)

DATE	D-PG	OFFICIAL STATUS
01/07/2021	68	Introduction and first reading Referred to Jobs and Economic Growth Finance and Policy
01/21/2021	137	Author added Draheim
01/25/2021	165	Author added Duckworth
02/08/2021	268a	Comm report: To pass as amended and re-refer to State Government Finance and Policy and Elections
02/11/2021	297a	Comm report: To pass as amended Rule 12.10: report of votes in committee
	307	Second reading
	343	Author added Koran
02/25/2021		Special Order: Amended Third reading Passed

1.1 A bill for an act

1.2 relating to state government; authorizing the continued operation of businesses

1.3 during the COVID-19 pandemic with the use of a COVID-19 safety plan; amending

1.4 Minnesota Statutes 2020, section 12.32; proposing coding for new law in Minnesota

1.5 Statutes, chapter 12.

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

1.7 Section 1. Minnesota Statutes 2020, section 12.32, is amended to read:

1.8 **12.32 GOVERNOR'S ORDERS AND RULES, EFFECT.**

1.9 ~~Orders~~ Except as provided in section 12.321, orders and rules promulgated by the

1.10 governor under authority of section 12.21, subdivision 3, clause (1), when approved by the

1.11 Executive Council and filed in the Office of the Secretary of State, have, during a national

1.12 security emergency, peacetime emergency, or energy supply emergency, the full force and

1.13 effect of law. Rules and ordinances of any agency or political subdivision of the state

1.14 inconsistent with the provisions of this chapter or with any order or rule having the force

1.15 and effect of law issued under the authority of this chapter, is suspended during the period

1.16 of time and to the extent that the emergency exists.

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

1.18 **Sec. 2. [12.321] EXECUTIVE ORDERS RELATING TO PUBLIC HEALTH**

1.19 **EMERGENCY FOR INFECTIOUS DISEASE; EFFECT.**

1.20 Notwithstanding any law to the contrary, any executive order relating to a public health

1.21 emergency for an infectious disease issued pursuant to section 12.21 or 12.31 that closes

2.1 or partially closes or proposes to close or partially close a business to ingress, egress, use,  
2.2 and occupancy by members of the public must:

2.3 (1) be approved by the legislature with a simple majority vote in both the senate and the  
2.4 house of representatives acting separately prior to implementation of the executive order;  
2.5 and

2.6 (2) provide businesses subject to the executive order with 14 calendar days advanced  
2.7 notice of the closure.

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

2.9 Sec. 3. **REOPENING OF BUSINESSES FOR SAFE OPERATION DURING**  
2.10 **COVID-19 PANDEMIC.**

2.11 Notwithstanding Executive Order 20-04, as extended, amended, and otherwise modified  
2.12 by Executive Order 20-08, Executive Order 20-18, Executive Order 20-33, Executive Order  
2.13 20-99, and any related executive orders issued pursuant to Minnesota Statutes, section 12.21  
2.14 or 12.31, a business closed to ingress, egress, use, and occupancy by members of the public  
2.15 pursuant to the executive orders listed may fully operate with no capacity limitations provided  
2.16 that the business:

2.17 (1) develops a COVID-19 safety plan, which shall provide site-specific best practices  
2.18 for the business including, but not limited to, health and wellness; social distancing; cleaning,  
2.19 sanitation, and protection; and operations and communications for employees and members  
2.20 of the public; and

2.21 (2) makes a good faith effort to maintain a safe and healthful workplace and business  
2.22 operation. No board or licensing agency may impose any additional penalties for a violation  
2.23 of the governor's emergency executive orders.

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