1.1   Senator .... moved to amend H.F. No. 782, the first unofficial engrossment,

1.2   as follows:

1.3   Page 2, delete lines 23 to 32

1.4   Page 4, after line 28, insert:

1.5   "Subd. 8. **Employee leasing companies.** (a) For purposes of this chapter, in the case of

1.6   a taxpaying employer described in section 268.046 that contracts with an employee leasing

1.7   company, professional employer organization, or other similar entity to obtain workers for

1.8   the taxpaying employer from the entity for a fee, the workers covered by the contract must

1.9   be treated as employed by the taxpaying employer and not by the entity, except that if the

1.10   entity provides the workers with a retirement savings plan, the taxpaying employer is not

1.11   a covered employer.

1.12   (b) A covered employer that is a taxpaying employer described in section 268.046 may

1.13   contract with an employee leasing company, professional employer organization, or other

1.14   similar entity to assist the taxpaying employer with the performance of some or all of the

1.15   taxpaying employer's responsibilities under this chapter."

1.16   Page 6, delete lines 19 to 20

1.17   Page 6, line 22, delete everything after the period

1.18   Page 6, delete line 23

1.19   Page 7, line 4, delete "must establish monthly or quarterly" and insert "may impose

1.20   statutory civil"

1.21   Page 7, line 5, delete everything after the period

1.22   Page 7, delete lines 6 to 8

1.23   Page 9, line 7, delete ""covered employee"" and insert "a covered employee"

1.24   Page 10, line 5, after "neither" insert " a" and delete "employers" and insert "employer"

1.25   Page 10, line 23, delete "covered employees and" and insert "the number of participants,

1.26   " and before "plan" insert " and covered employees who have opted out of participation,"

1.27   Page 10, line 25, after "violations" insert ", and disciplinary actions for enforcement, "

1.28   Page 13, line 5, delete "by" and insert "no earlier than"

1.29   Page 13, line 11, after "directors" insert ", which must occur "

2.1   Page 13, line 17, delete "chair" and insert "member" and delete "Minnesota Statutes,

2.2   section 187.08, subdivision 7," and insert "section 10, subdivision 2,"

2.3   Page 13, after line 21, insert:

2.4   "Sec. 12. **BOARD TO RECOMMEND PENALTIES TO THE LEGISLATIVE**

2.5   **COMMISSION ON PENSIONS AND RETIREMENT.**

2.6   No later than December 31, 2024, the board of directors of the Minnesota Secure Choice

2.7   retirement program must recommend to the Legislative Commission on Pensions and

2.8   Retirement penalties for failure by covered employers to comply with Minnesota Statutes,

2.9   section 187.07, subdivisions 1, 2, and 3. The penalties for a failure to comply with Minnesota

2.10   Statutes, section 187.07, subdivision 2, must be commensurate with penalties for failure to

2.11   remit state payroll taxes and, for any other compliance failure, commensurate with penalties

2.12   under similar programs in other states. The Legislative Commission on Pensions and

2.13   Retirement must accept or modify the recommendation and recommend legislation for

2.14   passage during the 2025 legislative session."

2.15   Page 13, line 27, delete "12" and insert "13"

2.16   Amend the title as follows:

2.17   Page 1, line 3, after "program;" insert " providing for civil penalties;"

2.18   The motion prevailed. #did not prevail. So the amendment was #not adopted.