

## STATE OF MINNESOTA

## SEVENTY-FIFTH SESSION—1988

## SIXTY-FIRST DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 25, 1988

The House of Representatives convened at 2:00 p.m. and was called to order by Robert E. Vanasek, Speaker of the House.

Prayer was offered by Representative James I. Rice, District 57A, Minneapolis, Minnesota.

The roll was called and the following members were present:

Anderson, G.	Frederick	Krueger	Orenstein	Shaver
Anderson, R.	Greenfield	Larsen	Osthoff	Simoneau
Battaglia	Gruenes	Lasley	Otis	Skoglund
Bauerly	Gutknecht	Lieder	Ozment	Solberg
Beard	Hartle	Long	Pappas	Sparby
Begich	Haukoos	Marsh	Pauly	Stanius
Bennett	Heap	McDonald	Pelowski	Steensma
Bertram	Himle	McKasy	Peterson	Sviggum
Bishop	Hugoson	McLaughlin	Poppenhagen	Swenson
Blatz	Jacobs	McPherson	Price	Thiede
Boo	Jaros	Milbert	Quinn	Tjornhom
Brown	Jefferson	Miller	Quist	Tompkins
Burger	Jennings	Minne	Redalen	Trimble
Carlson, D.	Jensen	Morrison	Reding	Tunheim
Carlson, L.	Johnson, A.	Munger	Rest	Uphus
Carruthers	Johnson, R.	Murphy	Rice	Valento
Clark	Johnson, V.	Nelson, C.	Richter	Vellenga
Clausnitzer	Kahn	Nelson, D.	Riveness	Voss
Cooper	Kalis	Neuenschwander	Rodosovich	Wagenius
Dauner	Kelly	O'Connor	Rose	Waltman
Dawkins	Kelso	Ogren	Rukavina	Welle
DeBlicke	Kinkel	Olsen, S.	Sarna	Wenzel
Dempsey	Kludt	Olson, E.	Schafer	Winter
Dille	Knickerbocker	Olson, K.	Schreiber	Wynia
Dorn	Knuth	Omam	Seaberg	Spk. Vanasek
Forsythe	Kostohryz	Onnen	Segal	

A quorum was present.

DeRaad, McEachern and Nelson, K., were excused.

Scheid was excused until 2:25 p.m. Frerichs was excused until 2:50 p.m.

The Chief Clerk proceeded to read the Journal of the preceding

day. Skoglund moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

#### REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1709, 1741, 1816, 1850, 1867, 1942, 1851 and 1846 and S. F. No. 1575 have been placed in the members' files.

S. F. No. 1575 and H. F. No. 1841, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

#### SUSPENSION OF RULES

Battaglia moved that the rules be so far suspended that S. F. No. 1575 be substituted for H. F. No. 1841 and that the House File be indefinitely postponed. The motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 718, A bill for an act relating to public employees; defining terms and conditions of public employment; allowing expanded payment of certain accumulated sick leave; amending Minnesota Statutes 1986, sections 179A.03, subdivision 19; and 465.72, subdivision 2.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 920, A bill for an act relating to retirement; judges' retirement benefits; amending Minnesota Statutes 1986, sections 490.123, subdivision 1; and 490.129.

Reported the same back with the following amendments:

Page 2, line 14, after "benefit" insert "attributable to judicial service"

Page 2, line 24, after "benefit" insert "attributable to judicial service"

Page 2, delete lines 29 and 30 and insert:

"Section 1 is effective July 1, 1988. Section 2 is effective retroactively to August 1, 1987, and applies to benefits that accrued, accrue, or would have accrued after that date."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 944, A bill for an act relating to retirement; Minnesota state retirement system; teachers retirement association; first class city teachers retirement funds; authorizing early unreduced retirement under the rule of 90; amending Minnesota Statutes 1986, sections 352.116, by adding a subdivision; 354.44, subdivision 6; and 354A.31, subdivisions 5 and 6.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1987 Supplement, section 352.116, is amended by adding a subdivision to read:

Subd. 2a. [NORMAL RETIREMENT UNDER THE RULE OF 90.] Any person whose attained age plus credited allowable service totals 90 years shall be entitled upon termination of active service and application to a normal retirement annuity provided in section 352.115, without any reduction in the amount of the annuity by reason of the early retirement.

Sec. 2. Minnesota Statutes 1986, section 354.44, subdivision 6, is amended to read:

Subd. 6. [COMPUTATION OF FORMULA PROGRAM RETIREMENT ANNUITY.] (1) The formula retirement annuity hereunder shall be computed in accordance with the applicable provisions of the formula stated in clause (2) hereof on the basis of each member's average salary for the period of the member's formula service credit.

For the purposes of computing the formula benefits under the formula and variable program, if a combination of these formulas is used, the formula percentages used will be those percentages in each formula as continued for the respective years of service from one formula to the next.

For all years of formula service credit "average salary" for the purpose of determining the member's retirement annuity means the average salary upon which contributions were made and upon which payments were made to increase the salary limitation provided in Minnesota Statutes 1971, section 354.511 for the highest five successive years of formula service credit provided however that such "average salary" shall not include any more than the equivalent of 60 monthly salary payments.

(2) The average salary as defined in clause (1), multiplied by the following percentages per year of formula service credit shall determine the amount of the annuity to which the member qualifying therefor is entitled:

	Coordinated Member	Basic Member
Each year of service during first ten	1.0 percent per year	2.0 percent per year
Each year of service thereafter	1.5 percent per year	2.5 percent per year

(3) Except as provided in clause (4), where any member retires prior to age 65 under a formula annuity, the member shall be paid a retirement annuity in an amount equal to the normal annuity provided in this subdivision and subdivision 7, reduced by one-half of one percent for each month that the member is under age 65 to and including age 60 and reduced by one-fourth of one percent for each month under age 60 at the time of retirement except that for any member who has 30 or more years of allowable service credit, the reduction shall be applied only for each month which the member is under age 62.

(4) Any member whose attained age plus credited allowable service totals 90 years shall be entitled upon termination of active service and application to a normal retirement annuity provided in clauses (1) and (2) without any reduction in the amount of the annuity by reason of early retirement.

Sec. 3. Minnesota Statutes 1986, section 354A.23, is amended by adding a subdivision to read:

Subd. 4. [NORMAL RETIREMENT UNDER THE RULE OF 90.] Notwithstanding anything to the contrary in the articles and bylaws of the basic programs enumerated in chapter 354A, any member whose age plus credited allowable service totals 90 years

shall be entitled upon termination of active service and application, to a normal retirement annuity provided in the articles and bylaws without any reduction in the amount of the annuity by reason of early retirement.

Sec. 4. Minnesota Statutes 1987 Supplement, section 354A.31, subdivision 6, is amended to read:

Subd. 6. [REDUCED RETIREMENT ANNUITY.] Except as provided in subdivision 7, upon retirement at an age prior to age 65 with five years of service credit or prior to age 62 with at least 30 years of service credit, a coordinated member shall be entitled to a retirement annuity in an amount equal to the normal retirement annuity reduced by one-half of one percent for each month that the coordinated member is under the age of 65 if the coordinated member has less than 30 years of service credit or is under the age of 62 if the coordinated member has at least 30 years of service credit but is over the age of 59, and reduced by one-fourth of one percent for each month that the coordinated member is under the age of 60.

Sec. 5. Minnesota Statutes 1986, section 354A.31, is amended by adding a subdivision to read:

Subd. 7. [NORMAL RETIREMENT UNDER THE RULE OF 90.] Any member whose attained age plus credited allowable service totals 90 years shall be entitled upon termination of active service and application to a normal retirement annuity provided in subdivision 4 without any reduction in the amount of the annuity by reason of early retirement.

Sec. 6. [EFFECTIVE DATE.]

Sections 1 to 5 are effective on July 1, 1988."

Delete the title and insert:

"A bill for an act relating to retirement; Minnesota state retirement system; teachers retirement association; teachers retirement associations in cities of the first class; authorizing early unreduced retirement under the rule of 90; amending Minnesota Statutes 1986, sections 354.44, subdivision 6; 354A.23, by adding a subdivision; and 354A.31, by adding a subdivision; Minnesota Statutes 1987 Supplement, sections 352.116, by adding a subdivision; and 354A.31, subdivision 6."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Simoneau from the Committee on Governmental Operations to which was referred:

H. F. No. 1761, A bill for an act relating to Mille Lacs county; authorizing sale of certain tax-forfeited land.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Osthoff from the Committee on Metropolitan Affairs to which was referred:

H. F. No. 1803, A bill for an act relating to motor vehicles; requiring mandatory annual inspection of motor vehicle emission control equipment on vehicles registered in the metropolitan area; prescribing powers and duties of the pollution control agency and the department of public safety; imposing fees for inspection; prescribing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. [116.60] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] The definitions in this section apply to sections 1 to 6.

Subd. 2. [AGENCY.] “Agency” means the pollution control agency.

Subd. 3. [CERTIFICATE OF COMPLIANCE.] “Certificate of compliance” means a serially numbered written instrument or device indicating that a motor vehicle complies with the standards and criteria adopted by the agency under section 3.

Subd. 4. [CERTIFICATE OF WAIVER.] “Certificate of waiver” means a serially numbered written instrument or device indicating that the requirement of compliance with the standards and criteria of the agency has been waived for a motor vehicle under section 3.

Subd. 5. [DEPARTMENT.] “Department” means the department of public safety.

Subd. 6. [METROPOLITAN AREA.] “Metropolitan area” has the meaning given in section 473.121.

Subd. 7. [MOTOR VEHICLE.] "Motor vehicle" means a passenger automobile, station wagon, pickup truck, or van, as defined in section 168.011, licensed for use on the public streets and highways.

Subd. 8. [PUBLIC INSPECTION STATION.] "Public inspection station" means a facility for motor vehicle inspection operated under contract with the agency under section 3.

Subd. 9. [FLEET INSPECTION STATION.] "Fleet inspection station" means a facility for the inspection of motor vehicle fleets operated under license issued by the agency under section 3.

Subd. 10. [OWNER.] "Owner" has the meaning given it in section 168.011.

Subd. 11. [REGISTRAR.] "Registrar" means the registrar of motor vehicles under section 168.33.

**Sec. 2. [116.61] [INSPECTION REQUIRED.]**

Subdivision 1. [REQUIREMENT.] (a) Beginning no later than July 1, 1991, each motor vehicle registered to an owner residing in the metropolitan area and each motor vehicle customarily domiciled in the metropolitan area but exempt from registration under section 168.012 or 473.448 must be inspected annually for air pollution emissions as provided in sections 1 to 6.

(b) The inspections must take place at a public or fleet inspection station. The inspections must take place within 90 days prior to the registration deadline for the vehicle or, for vehicles that are exempt from license fees under section 168.012 or 473.448, at a time set by the agency.

(c) The registration on a motor vehicle subject to paragraph (a) may not be renewed unless the vehicle has been inspected for air pollution emissions as provided in sections 1 to 6 and received a certificate of compliance or a certificate of waiver.

Subd. 2. [EXEMPT VEHICLES.] The following motor vehicles are exempt from the requirements of this section:

- (1) a motor vehicle manufactured before the 1976 model year;
- (2) a motor vehicle registered as classic, pioneer, collector, or street rod under section 168.10;
- (3) a motor vehicle that is exempted in accordance with rules of the agency because the vehicle, although registered to an owner residing in the metropolitan area, is customarily domiciled outside of the metropolitan area; and

(4) any class of motor vehicle that is exempted by rule of the agency because the vehicles present prohibitive inspection problems or are inappropriate for inspection.

Sec. 3. [116.62] [MOTOR VEHICLE INSPECTION PROGRAM.]

Subdivision 1. [ESTABLISHMENT] The agency shall establish and administer a program to test and inspect for air pollution emissions the motor vehicles that are subject to the requirement of section 2.

Subd. 2. [CRITERIA AND STANDARDS.] (a) The agency shall adopt rules for the program under chapter 14 establishing standards and criteria governing the testing and inspection of motor vehicles for air pollution emissions.

(b) The rules must specify maximum pollutant emission levels for motor vehicles, giving consideration to the levels of emissions necessary to achieve applicable federal and state air quality standards. The standards may be different for different model years, sizes, and types of motor vehicles.

(c) The rules must establish testing procedures and standards for test equipment used for the inspection. The test procedures or procedures producing comparable results must be available to the automobile pollution equipment repair industry. The test equipment used for the inspection or comparable equipment must be available to the repair industry on the open market.

(d) The rules must establish standards and procedures for the issuance of licenses for fleet inspection stations.

(e) The rules must establish standards and procedures for the issuance of certificates of compliance and waiver.

Subd. 3. [PUBLIC INSPECTION STATIONS; CONTRACT.] (a) The program shall provide for the inspection of motor vehicles at public inspection stations. The number and location of the stations must provide convenient public access.

(b) The agency shall contract with a private entity for the design, construction, equipment, establishment, maintenance, and operation of the public inspection stations and the provision of related services and functions. The contractor and its officers and employees may not be engaged in the business of selling, maintaining, or repairing motor vehicles or selling motor vehicle replacement or repair parts, except that the contractor may repair any motor vehicle owned or operated by the contractor. The contractor's employees are not employees of the state for any purpose. In evaluating contractors, the agency shall consider the contractors'

policies and standards on working conditions of employees. Contracts must require the contractor to operate the public inspection stations for a minimum of five years and may provide for equitable compensation, from the vehicle emission inspection account established by section 6, for capital costs and other appropriate expenditures to the contractor, as determined by the agency.

(c) A public inspection station shall inspect and reinspect motor vehicles in accordance with the agency rules and contract. The inspection station shall issue a certificate of compliance for a motor vehicle that has been inspected and determined to comply with the standards and criteria of the agency adopted under this section. If a certificate of compliance cannot be issued, the inspection station shall provide a written inspection report describing the reasons for rejection and, when appropriate, the repairs needed or likely to be needed to bring the vehicle into compliance with the standards and criteria.

(d) The agency shall develop a means of responding to inquiries from members of the public about the current status of a motor vehicle under the program, including the last date of inspection, certification of compliance, and the terms under which a certificate of waiver has been issued. The agency shall ensure in its public information program that the public is aware of this service. The agency may contract for the provision of this service.

Subd. 4. [FLEET INSPECTION STATIONS; LICENSE.] (a) The program shall provide for the licensing of fleet inspection stations by the agency. The license must be issued by the agency, upon payment of a licensing fee in a manner and an amount prescribed by the agency, when the agency determines that an applicant satisfies the requirements of this section and agency rules.

(b) Owners of a fleet of 50 or more motor vehicles may apply for a fleet inspection station license. Two or more persons each owning 25 or more motor vehicles may apply jointly for a fleet inspection station license.

(c) A licensee shall have the facilities, equipment, and personnel to competently perform the inspections required by sections 1 to 10 and the rules of the agency. A licensee shall provide for the inspection of each fleet vehicle in accordance with the requirements of section 2 and before registration of the vehicle shall indicate in a manner prescribed by the agency whether the vehicle complies with the emission standards of the agency.

(d) A fleet inspection station license authorizes and obligates the licensee to perform inspections only on motor vehicles owned or operated exclusively by the fleet licensee.

(e) A licensee shall maintain records of all inspections in a

manner prescribed by the agency and shall make the records available for inspection by authorized representatives of the agency during normal business hours.

(f) To ensure compliance, the agency may require fleet licensees to submit motor vehicles designated by the agency numbering five percent or five motor vehicles, whichever is larger, to annual inspection at public inspection stations.

Subd. 5. [CERTIFICATES OF WAIVER.] (a) A certificate of waiver, valid for one year, must be issued for a motor vehicle following inspection if:

(1) a low emissions adjustment has been performed on the vehicle within 90 days prior to the renewal of registration, and

(2) either the estimated cost of repairs and adjustments necessary to bring the vehicle into compliance with emissions standards or the actual cost of repairs already performed on a vehicle in accordance with the inspection report under subdivision 3 exceeds the repair cost limit.

(b) The following costs may not be considered in determining eligibility for waiver under paragraph (a): costs covered by warranty and costs necessary to repair or replace any emission control equipment that has been removed, dismantled, tampered with, misfueled, or otherwise rendered inoperative in violation of section 325E.0951.

(c) The repair cost limit is \$75 for vehicles manufactured before the 1981 model year, and \$200 for vehicles manufactured in the 1981 model year and after.

(d) A temporary certificate of waiver, valid for not more than 30 days, may be issued to a vehicle to allow time for inspection and necessary repairs and adjustments.

Subd. 6. [FEDERAL GRANTS.] The agency shall apply for and accept on behalf of the state any funds made available by the federal government or by any other sources for motor vehicle pollution control programs.

Subd. 7. [STUDIES; DATA COLLECTIONS; ANNUAL REPORT.] The agency shall collect data and undertake studies necessary to evaluate the cost, effectiveness, and benefits of the motor vehicle inspection program. The agency shall compile data on failure rate, compliance rate, the number of certificates issued, and other similar matters. The agency shall report on the operation of the motor vehicle inspection program to the legislature by January 1, 1992, and every two years thereafter.

Subd. 8. [PUBLIC INFORMATION; TRAINING.] The agency shall design, prepare, and implement a public information program for the motor vehicle inspection program, in cooperation with the department and the contractor under section 3, subdivision 3. The program must include material for distribution, presentations, mass media releases, and other appropriate material.

Sec. 4. [116.63] [PROHIBITED ACTS.]

Subdivision 1. [WRONGFUL CERTIFICATION.] No person may issue a certificate of compliance for a motor vehicle that has not been inspected in accordance with or is not in compliance with the rules of the agency.

Subd. 2. [REFERRAL FOR PARTS OR REPAIR.] An employee, owner, or operator of a public inspection station may not furnish information, except information provided by the state, about the name or other description of a parts or repair facility or other place where parts, repairs, or adjustments may be obtained to bring a motor vehicle into compliance with the rules of the agency.

Subd. 3. [ALTERATION.] A person may not materially alter or change any equipment or mechanism of a motor vehicle that has been certified to comply with the rules of the agency, so that the motor vehicle is no longer in compliance with those rules.

Subd. 4. [FALSE REPAIR COSTS.] A person may not provide false information to a public inspection station or the agency about estimated or actual repair costs or repairs needed to bring a motor vehicle into compliance with the standards of the agency. A person may not claim an amount spent for repair if the repairs were not made or the amount not spent.

Sec. 5. [116.64] [INSPECTION FEE.]

Subdivision 1. [AMOUNT.] An annual fee established in accordance with the rules of the agency, not to exceed \$10, is imposed for the cost of the inspection of a motor vehicle at a public inspection station and such reinspections as the rules of the agency allow, the cost of the contract entered under section 3, subdivision 3, and the administrative costs of the agency and the department.

Subd. 2. [APPLICATION.] The fee must be paid for each motor vehicle inspected at a public inspection station, including a motor vehicle that is exempt from license fees under section 168.012 or 473.448.

Subd. 3. [PAYMENT.] The fee must be paid to the registrar at the time that the motor vehicle is reregistered or, for vehicles exempt

from license fees under section 168.012 or 473.488, at a time set by the agency.

Sec. 6. [116.65] [VEHICLE EMISSION INSPECTION ACCOUNT.]

Subdivision 1. [ESTABLISHMENT; PURPOSE.] A vehicle emission inspection account is created in the state treasury and may be used only to pay the cost of the motor vehicle inspection program and the costs of the agency and department to administer sections 1 to 6.

Subd. 2. [REVENUE SOURCE.] Revenue from the following sources must be deposited in the vehicle emission inspection account:

(1) money recovered by the state under section 4, and money paid under any agreement, stipulation, or settlement;

(2) money received by the agency in the form of gifts, grants, reimbursements, or appropriations from any source intended to be used for the purpose of the account;

(3) fleet inspection station licensing fees;

(4) interest attributable to investment of money deposited in the fund; and

(5) the proceeds of the inspection fee.

Subd. 3. [APPROPRIATION.] By the end of the initial contract entered by the agency under section 3, subdivision 3, the amounts appropriated from the motor vehicle transfer fund to the vehicle emission inspection account must be repaid to the transfer fund, and the amounts necessary for this repayment are appropriated from the vehicle emission inspection account.

Sec. 7. [APPROPRIATION.]

\$ . . . . . is appropriated to the agency from the motor vehicle transfer fund for transfer to the vehicle emission inspection account.

Sec. 8. [APPROVED COMPLEMENT.]

The approved complement of the agency is increased by . . . . . classified positions. The positions approved by this section must be paid from the vehicle emission inspection account.

Sec. 9. [STUDY.]

The agency shall study and report to the legislature on the effectiveness, costs, and benefits of requiring the use of alternative fuels and of extending the requirements of section 2 to other vehicles registered in the metropolitan area and to other pollution by these vehicles.

Sec. 10. [EFFECTIVE DATE.]

Sections 1 to 9 are effective the day following final enactment."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Transportation.

The report was adopted.

Sarna from the Committee on Commerce to which was referred:

H. F. No. 1805, A bill for an act relating to energy; requiring repairs or inspections of furnaces to include inspection for leaks of noxious gases or provide notice that this type of inspection was not conducted; amending Minnesota Statutes 1986, sections 325F.19, by adding subdivisions; and 325F.23, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [325F.241] [HEATING SYSTEM SAFETY.]

Subdivision 1. [DEFINITION.] For the purpose of this section "heating system" means a hot air central heating furnace, or a hot water or steam central heating boiler which uses liquid, gaseous, or solid fuels and accessories necessary for its safe operation.

Subd. 2. [SAFETY TEST.] (a) A person or firm who, for a charge, repairs, services, or inspects a heating system in a residential dwelling that contains less than five units, shall at the time of the repair, servicing, or inspection, also conduct a safety test for the existence of carbon monoxide in the flue gases, or provide a notice as required under subdivision 3. If the person finds that carbon monoxide exists in the heating system, the person must take appropriate steps to eliminate the carbon monoxide from the flue gases. If carbon monoxide is found in the flue gases and the dwelling has a hot air central heating furnace, an additional safety test must be conducted for the existence of carbon monoxide in the household air stream.

(b) If the person makes a recommendation regarding the condition of the heating system or the safety of continued operation of the

system, the person must provide the owner of the system with the results of any flue gas analysis test or heat exchanger safety check or provide notice that the repair, service, or inspection did not include a flue gas analysis or heat exchanger test.

Subd. 3. [NOTICE.] If the person does not conduct the safety tests as required under subdivision 2, the person must notify the owner of the heating system that the repair, service, or inspection conducted did not include safety tests for the existence of carbon monoxide. The notice required by this subdivision must be given at the time the repair or inspection takes place and be included in writing with the bill for services rendered. The written notice must state "THE REPAIR, SERVICE, OR INSPECTION OF YOUR HEATING SYSTEM DID NOT INCLUDE SAFETY TESTS FOR THE EXISTENCE OF CARBON MONOXIDE."

Subd. 4. [CONTRACTOR NOTICE.] Any contractor or auditor that performs work or conducts an audit on a residential dwelling that contains less than five units which is designed to make the residence more energy efficient and which may reduce the air infiltration in the building shall provide the owner of the residence with a written notice stating that work to improve the energy efficiency may also result in changes in the ventilation and air quality in the residence and stating that the owner should have the heating system of the residence checked for the existence of carbon monoxide by a qualified furnace contractor to assure that the heating system is operating properly and that there will be no accumulation of carbon monoxide in the residence.

Subd. 5. [EXCEPTION.] This section does not apply to a public utility's or fuel supplier's activities related to providing or maintaining service to its customers."

Delete the title and insert:

"A bill for an act relating to energy; requiring repairs, servicing, or inspections of heating systems to include safety tests for the existence of carbon monoxide or provide notice that safety tests were not conducted; proposing coding for new law in Minnesota Statutes, chapter 325F."

With the recommendation that when so amended the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 1817, A bill for an act relating to watercraft; requiring

lifesaving devices in duck boats; amending Minnesota Statutes 1986, section 361.141, subdivision 1.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 1858. A bill for an act relating to the environment; designating the Willard Munger Trail; amending Minnesota Statutes 1986, section 85.015, subdivision 11.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Sarna from the Committee on Commerce to which was referred:

H. F. No. 1940. A bill for an act relating to consumer protection; requiring certain disclosures regarding storage fees imposed by repair shops; amending Minnesota Statutes 1986, sections 325F.58, subdivisions 1 and 3; and 325F.62, subdivision 3; Minnesota Statutes 1987 Supplement, sections 325F.56, subdivision 8; and 325F.60, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1987 Supplement, section 325F.56, subdivision 8, is amended to read:

Subd. 8. "Written estimate" means a writing which includes:

- (a) The name and address of the shop;
- (b) A description of the problem to be repaired as described by the customer and any specific repair requested by the customer;
- (c) The charges for parts or materials listed with reasonable particularity and indicating whether the parts are new, used, rebuilt, reconditioned, or replated if this information is known by the shop. If parts, other than window glass, used in the repair are

new parts, the estimate must indicate whether or not those parts are original equipment parts;

(d) A reasonable storage fee, if the shop imposes a fee for storage;

(e) Labor charges;

(f) Tax;

(g) Any delivery charge;

(h) Any other charges; and

(i) The total estimated price.

Sec. 2. Minnesota Statutes 1986, section 325F.58, subdivision 3, is amended to read:

Subd. 3. At the time a shop provides a customer with a written estimate, the shop shall inform the customer that any charge for storage or care, a service call or a charge for making an estimate shall be in addition to the estimated price for the repairs.

Sec. 3. Minnesota Statutes 1987 Supplement, section 325F.60, subdivision 1, is amended to read:

Subdivision 1. [DEFINITION; REQUIREMENTS.] Notwithstanding the provisions of section 325F.56, subdivision 2, for the purpose of this section "repair" means work of any value performed under a manufacturer's warranty, a service contract, or an insurance policy; or any repair work performed for a total value of more than \$50, including the price of parts and materials, to restore a malfunctioning, defective, or worn motor vehicle, appliance, or dwelling place used primarily for personal, family, or household purposes and not primarily for business or agricultural purposes. "Repairs" do not include service calls or estimates. Upon completion of repairs, a shop shall provide the customer with a copy of a dated invoice for the repairs performed. If the customer receives a repaired motor vehicle or appliance without face to face contact with the shop, the shop shall mail the invoice to the customer within two business days after the shop has knowledge of removal of the item. The invoice shall contain the following information:

(a) The date of repair;

(b) The name and address of the shop;

(c) A description of all repairs performed;

(d) An itemization of the charges for parts, materials, labor, tax, delivery, storage or care, and any other charges assessed against the customer;

(e) A notation specifying which parts, if any, are new, used, rebuilt, reconditioned, or replated if that information is known by the shop. If parts, other than window glass, used in the repair are new parts, the invoice must indicate whether or not those parts are original equipment parts;

(f) A statement of any charge for storage or care, a service call or for making an estimate;

(g) A statement of the odometer reading at the time a motor vehicle is presented for repairs; and

(h) A statement of the symptoms, as described by the customer, for which the repairs were sought.

Sec. 4. Minnesota Statutes 1986, section 325F.62, subdivision 3, is amended to read:

Subd. 3. Each shop shall conspicuously display a sign that states the following: "Upon a customer's request, this shop is required to provide a written estimate for repairs costing \$100 to \$2,000 if the shop agrees to perform the repairs. The shop's final price cannot exceed its written estimate by more than ten percent without the prior authorization of the customer. You must request that the estimate be in writing. An oral estimate is not subject to the above repair cost limitations. If the shop charges a fee for the storage or care of repaired motor vehicles or appliances, the shop shall conspicuously display a sign that states the amount assessed for storage or care, when the charge begins to accrue, and the interval of time between assessments."

Amend the title as follows:

Page 1, line 5, delete "subdivisions 1 and" and insert "subdivision"

With the recommendation that when so amended the bill pass.

The report was adopted.

Sarna from the Committee on Commerce to which was referred:

H. F. No. 1979, A bill for an act relating to commerce; motor fuel franchises; regulating certain building alterations; providing remedies; amending Minnesota Statutes 1986, section 80C.146, subdivi-

sions 2 and 3; repealing Laws 1984, chapter 444, section 4, as amended by Laws 1986, chapter 343, section 1.

Reported the same back with the following amendments:

Page 2, line 7, delete "agreement" and insert "relationship"

Page 2, line 8, before "done" insert "relationship"

Page 2, line 16, delete "a"

Page 2, delete lines 30 to 35

With the recommendation that when so amended the bill pass.

The report was adopted.

Skoglund from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2012, A bill for an act relating to health maintenance organizations; insurance; requiring replacement coverage in the event an HMO cancels coverage; increasing state comprehensive health plan liabilities in the event a member terminates coverage; increasing health maintenance organization notice requirements and annual reporting requirements; amending Minnesota Statutes 1986, sections 62D.07; 62D.08, subdivision 5; 62D.09; 62D.101; 62D.11; 62D.12, subdivision 2, and by adding a subdivision; 62D.17, subdivision 1; 62E.11, by adding subdivisions; 62E.14, subdivisions 1, 3, and by adding a subdivision; 62E.16; Minnesota Statutes 1987 Supplement; sections 62A.17, subdivision 6; and 62D.08, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 62D; repealing Laws 1984, chapter 464, sections 29 and 40.

Reported the same back with the following amendments:

Page 18, line 35, delete the comma and insert "; and does not provide or arrange for replacement coverage that meets the requirements of section 12, subdivision 3;"

Page 19, line 18, after "plans" insert "and do not provide or arrange for replacement coverage that meets the requirements of section 12, subdivision 3,"

Page 20, line 15, after "(e)" insert "If the applicant has been terminated from individual health coverage which does not provide replacement coverage,"

Page 20, line 23, after "and" insert "evidence that no replacement coverage that meets the requirements of section 12, subdivision 3, was offered; and"

Page 21, line 11, after "provided" insert "(1) no replacement coverage that meets the requirements of section 12, subdivision 3, was offered by the contributing member and (2)"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Health and Human Services.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2018, A bill for an act relating to agriculture; clarifying and imposing penalties for violations related to diseased animals under the jurisdiction of the board of animal health; authorizing inspection upon notice; authorizing enforcement of violations; authorizing civil judicial enforcement actions; authorizing administrative remedies for violations; imposing civil and criminal penalties; amending Minnesota Statutes 1986, sections 35.15, subdivision 2; 35.245, subdivision 5; 35.80; 35.82, subdivision 2; and 35.830; Minnesota Statutes 1987 Supplement, section 35.68; proposing coding for new law in Minnesota Statutes, chapter 35; repealing Minnesota Statutes 1986, sections 35.069; 35.70; 35.71, subdivision 8; and 35.72, subdivision 6.

Reported the same back with the following amendments:

Page 7, line 4, after the period insert "The board may delegate to the executive director authority to act on behalf of the board."

Page 9, line 3, delete "day of"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Judiciary.

The report was adopted.

Jacobs from the Committee on Regulated Industries to which was referred:

H. F. No. 2020, A bill for an act relating to utilities; encouraging settlements prior to contested case hearings; authorizing the public utilities commission to extend suspended rates during multiple general rate filings; providing for imposition of interim rates when commission extends suspended rates; amending Minnesota Statutes

1986, sections 216B.16, subdivisions 1a, 2, and 3; and 237.075, subdivisions 2 and 3.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 2031, A bill for an act relating to waste management; requiring certain buildings to provide space for recycling; changing the definition of recyclable materials; specifying the responsibilities of the legislative commission on waste management; adding containment of hazardous waste as an item for which the waste management board may make grants; making industrial waste facilities eligible for processing facility loans; creating additional loan and grant programs for waste tire management; banning used oil from placement on the land; removing the county fee cap for waste disposal in the metropolitan area; adding the chair of the waste management board to the environmental quality board; repealing the expiration date of the legislative commission on waste management; appropriating money; amending Minnesota Statutes 1986, sections 16B.61, subdivision 5; 115A.03, subdivision 25a; 115A.14, subdivision 4; 115A.156, subdivision 3; 115A.165; 115A.912; 115A.919; 115B.17, by adding a subdivision; Minnesota Statutes 1987 Supplement, sections 16B.61, subdivision 3; 115A.156, subdivisions 1 and 2; 115A.162; 115A.48; 115A.916; 115A.95; and 116C.03, subdivision 2; Laws 1980, chapter 564, article XII, section 1, subdivision 3, as amended; Laws 1987, chapters 348, section 51, subdivision 1; and 404, section 24, subdivisions 4 and 6; proposing coding for new law in Minnesota Statutes, chapters 115A and 325E; repealing Minnesota Statutes 1986, sections 115A.14, subdivision 6; and 115A.90, subdivision 4; Minnesota Statutes 1987 Supplement, sections 115A.14, subdivision 5; 116.55; and 116M.07, subdivision 14.

Reported the same back with the following amendments:

Page 2, line 34, delete "16" and insert "18"

Page 5, line 22, delete "12" and insert "13"

Page 5, line 24, before the semicolon insert "the report on state solid waste management policy to be prepared jointly with the agency pursuant to section 115A.411"

Page 5, line 25, after the comma insert "the report on state solid

waste management policy to be prepared jointly with the board pursuant to section 115A.411."

Page 10, after line 24, insert:

"Sec. 11. [115A.541] [PLAN; GRANT REQUIREMENT.]

The board shall only approve a plan under section 115A.46 or make a grant for a recycling facility under section 115A.54, subdivision 2a, if it finds that the applicant demonstrates a commitment to recycle materials separated by generators to the extent such a program is cost effective in meeting recycling goals."

Page 10, line 36, delete "12" and insert "13"

Page 11, delete lines 19 to 31 and insert:

"Subdivision 1. [LOANS AND GRANTS.] The board may make loans to waste tire processing businesses for the capital costs of land, buildings, equipment, and other capital improvements needed for the construction or betterment of waste tire processing facilities, and for the capital cost of equipment needed to transport waste tires to a waste tire processing facility. The board may also make loans to businesses that use waste tire derived products in manufacturing processes, for the capital costs of land, buildings, and equipment used in the manufacturing process.

The board may make grants for studies necessary to demonstrate the technical and economic feasibility of a proposed waste tire processing project, or of a proposed use for waste tire derived products in a manufacturing process. A grant may not exceed \$30,000 and may not exceed 75 percent of the costs of a study."

Page 12, after line 14, insert:

"Sec. 14. Minnesota Statutes 1986, section 115A.914, is amended to read:

115A.914 [RULES ADMINISTRATION; COUNTY PLANNING; AND ORDINANCES.]

Subdivision 1. [REGULATORY AND ENFORCEMENT POWERS.] For purposes of implementing and enforcing the waste tire abatement and permitting programs in sections 115A.90 to 115A.914, the board may exercise the regulatory and enforcement powers of the agency under chapters 115 and 116.

Subd. 2. [AGENCY BOARD RULES.] The agency board shall adopt rules for administration of waste tire collector and processor permits, waste tire nuisance abatement, and waste tire collection.

Until December 31, 1985, the agency may adopt emergency rules for these purposes.

Subd. 2. 3. [COUNTY PLANNING; ORDINANCES.] Counties shall include collection and processing of waste tires in the solid waste management plan prepared under sections 115A.42 to 115A.46 and shall adopt ordinances under sections 400.16 and 473.811 for management of waste tires that embody, but may be more restrictive than, agency board rules."

Page 16, line 51, delete "11" and insert "12"

Page 18, line 6, delete "11" and insert "12"

Page 18, line 9, delete "14" and insert "16"

Page 18, line 20, delete "17" and insert "19"

Page 18, line 21, delete "17" and insert "19"

Page 18, delete line 33 and insert:

"Sections 12, 13, 19, 23, 24, and 26 are effective the day"

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 20, after "115A.912;" insert "115A.914;"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Jaros from the Committee on Higher Education to which was referred:

H. F. No. 2146, A bill for an act relating to education; allowing the student council member of the higher education coordinating board to vote; amending Minnesota Statutes 1986, section 136A.02, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 136A.02, subdivision 1, is amended to read:

Subdivision 1. The higher education coordinating board shall consist of eight citizen members, one from each congressional district, to be appointed by the governor with the advice and consent of the senate, and ~~three~~ two citizen members and one student member also to be appointed by the governor with the advice and consent of the senate to represent the state at large. ~~The chair of the student advisory council shall serve as a nonvoting member of the board.~~ The student member must be a full-time student enrolled in a Minnesota post-secondary institution at the time of appointment or within one year prior to appointment. The student advisory council may recommend candidates to the governor for the student member position. All appointees to the board shall be selected for their knowledge of and interest in post secondary education and at least one shall be selected specifically for knowledge of and interest in vocational education. A ~~voting~~ nonstudent member of the board must not be an employee of or receive compensation from a public or private post-secondary institution while serving on the board.

Sec. 2. Minnesota Statutes 1986, section 136A.02, subdivision 1a, is amended to read:

Subd. 1a. The term of each voting board member shall be six years, except that the student member's term shall be two years. As nearly as possible, one-sixth of the terms of the voting board members shall expire each year. The compensation, removal of voting members, and filling of vacancies among voting members on the board shall be as provided in section 15.0575, subdivisions 3, 4, and 5.

Sec. 3. Minnesota Statutes 1986, section 136A.02, subdivision 7, is amended to read:

Subd. 7. [STUDENT ADVISORY COUNCIL.] A student advisory council to the board is established. The members of the council shall include the chair of the University of Minnesota university student senate, the state chair of the Minnesota state university student association, the president of the Minnesota community college student association, the president of the Minnesota vocational technical student association, the president of the Minnesota association of private college students, and a student who is enrolled in a private vocational school registered under this chapter, to be appointed by the Minnesota association of private post-secondary schools. A member may be represented by a designee.

The advisory council shall:

(1) bring to the attention of the board any matter that the council believes needs the attention of the board,

(2) make recommendations to the board as the council deems appropriate,

(3) review and comment upon proposals and other matters before the board,

(4) provide any reasonable assistance to the board, and

(5) select one of its members to serve as chair and as a nonvoting member of the board. The board shall inform the council of all matters under consideration by the board and shall refer all proposals to the council before the board acts or sends the proposals to the governor or the legislature. The board shall provide time for a report from the advisory council at each meeting of the board.

The student advisory council shall report to the board quarterly and at other times that the council considers desirable. The council shall determine its meeting time, but the council shall also meet with the executive director of the board within 30 days after the director's request for a council meeting. The student advisory council shall meet quarterly with the higher education advisory council and the board executive committee.

#### Sec. 4. [FIRST STUDENT MEMBER.]

The first student member of the board shall be appointed by the governor by July 1, 1988. This appointment shall not displace an incumbent at-large board member, but instead shall constitute a 12th board member until a vacancy occurs in which the incumbent does not reapply or is not reappointed. When that vacancy occurs, the student member shall assume that at-large position.

Delete the title and insert:

"A bill for an act relating to education; appointing a voting student member to the higher education coordinating board; amending Minnesota Statutes 1986, section 136A.02, subdivisions 1, 1a, and 7."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Kostohryz from the Committee on General Legislation, Veterans Affairs and Gaming to which was referred:

S. F. No. 724, A bill for an act relating to horse racing; modifying the purse structure; providing for the representation of horsepersons

contracting with a licensee; modifying taxes; amending Minnesota Statutes 1986, sections 240.13, subdivision 5; 240.15, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 240.01, is amended by adding a subdivision to read:

Subd. 12. [AVERAGE DAILY HANDLE.] "Average daily handle" means the total amount bet in all pari-mutuel pools at a licensed racetrack during the racing meeting divided by the number of days that horse racing was conducted at the racetrack during the racing meeting.

Sec. 2. Minnesota Statutes 1986, section 240.13, subdivision 4, is amended to read:

Subd. 4. [TAKEOUT; DISTRIBUTION OF WINNINGS.] A licensee conducting pari-mutuel betting must deduct from a straight pari-mutuel pool, before payments to holders of winning tickets, an amount equal to not more than 17 percent of the total money in that pool. The licensee must deduct from a multiple pari-mutuel pool, before payments to the holders of winning tickets, an amount equal to not more than 23 percent of the total money in that pool. The remaining money in each pool must be distributed among the holders of winning tickets in a manner the commission by rule prescribes for each type of pool. Breakage must be computed on the basis of payoffs rounded down to the next lowest increment of 20 cents, with a minimum payoff of \$2.20 on a \$2 ticket, except that the licensee may reduce the minimum payoff to \$2.10 on a \$2 ticket if there is not a sufficient amount in a pool to make a minimum payoff of \$2.20.

Sec. 3. Minnesota Statutes 1987 Supplement, section 240.13, subdivision 5, is amended to read:

Subd. 5. [PURSES.] (a) From the amounts deducted from all pari-mutuel pools by a licensee, an amount equal to not less than five percent the following percentages of all money in all pools must be set aside by the licensee and used for purses for races conducted by the licensee, provided that a licensee may agree by contract with an organization representing a majority of the horsepersons racing the breed involved to set aside amounts in addition to the following percentages:

(1) For a licensee conducting a racing meeting with an average daily handle of \$500,000 or less, four percent of the average daily handle times the number of racing days in that meeting.

(2) For a licensee conducting a racing meeting with an average daily handle of more than \$500,000 but not more than \$750,000, six percent of the average daily handle times the number of racing days in that meeting.

(3) For a licensee conducting a racing meeting with an average daily handle of more than \$750,000, eight percent of the first \$1,000,000 in average daily handle times the number of racing days in that meeting.

The commission may by rule provide for the administration and enforcement of this subdivision.

(b) From the money set aside for purses, the licensee shall pay to the horseperson's organization representing the majority of the horsepersons racing the breed involved and contracting with the licensee with respect to purses and the conduct of the racing meetings and providing representation, benevolent programs, benefits, and services for horsepersons and their on-track employees, an amount, sufficient to perform these services, as may be determined by agreement by the licensee and the horseperson's organization. The amount paid may be deducted only from the money set aside for purses to be paid in races for the breed represented by the horseperson's organization. With respect to racing meetings where more than one breed is racing, the licensee may contract independently with the horseperson's organization representing each breed racing.

(c) Notwithstanding sections 325D.49 to 325D.66, a horseperson's organization representing the majority of the horsepersons racing a breed at a meeting, and the members thereof, may agree to withhold horses during a meeting.

Sec. 4. Minnesota Statutes 1986, section 240.15, subdivision 1, is amended to read:

Subdivision 1. [TAXES IMPOSED.] (a) There is imposed on the total amount bet on all pari-mutuel pools on each racing day a tax at the following rates:

(1) For each racing day in a calendar year on which the total amount bet, together with the total amount bet at the same licensed racetrack in all previous racing days in the same calendar year does not exceed \$48,000,000,  $1\frac{3}{4}$  percent of the total amount bet in all pari-mutuel pools.

(2) For each racing day in a calendar year after the racing day on which the total amount bet in all pari-mutuel pools at the same licensed racetrack in the same calendar year exceeds \$48,000,000, six percent of the total amount bet in all pari-mutuel pools rate of six percent of the total amount withheld from all pari-mutuel pools.

by the licensee, including breakage and amounts withheld under section 240.13, subdivision 4.

In addition to the above tax, the licensee must designate and pay to the commission a tax of one percent of the total amount bet on each racing day, for deposit in the Minnesota breeders fund, at the following rates:

(1) For racing days on which the state tax under clause (a)(1) is  $1\frac{3}{4}$  percent, one-half percent of the total amount bet in all pari-mutuel pools.

(2) For racing days on which the state tax under clause (a)(2) is six percent, one percent of the total amount bet in all pari-mutuel pools.

The taxes imposed by this clause must be paid from the amounts permitted to be withheld by a licensee under section 240.13, subdivision 4.

(b) The commission shall impose on each paid admission to each licensed racetrack on a racing day a tax of 40 cents. It may impose an additional admissions tax of not more than ten cents on each paid admission at any a licensed racetrack on a racing day if:

(1) the additional tax is requested by a local unit of government within whose borders the track is located;

(2) a public hearing is held on the request; and

(3) the commission finds that the local unit of government requesting the additional tax is in need of its revenue to meet extraordinary expenses caused by the racetrack.

Sec. 5. Minnesota Statutes 1986, section 240.15, subdivision 2, is amended to read:

Subd. 2. [PAYMENT.] The licensee must remit the tax to the commission or its representative within seven days of the day on which it was collected. In addition to the tax and at that time the licensee must pay to the commission or its representative a sum equal to one-half the total breakage for each racing day during the period for which the tax is paid. The payments must be accompanied by a detailed statement of the remittance on a form the commission prescribes. The commission may by rule provide for the direct deposit of required payments in the commission's account in a financial institution within the state and for determining the time of applicability of different tax rates under subdivision 1.

Sec. 6. Minnesota Statutes 1986, section 240.15, subdivision 3, is amended to read:

Subd. 3. [TAX EXCLUSIVE.] The tax imposed by subdivision 1 is in lieu of any tax or license fee, other than taxes on real property, imposed by a political subdivision and in lieu of any other sales or excise tax imposed by the state on racetrack admissions or pari-mutuel pools or pari-mutuel ticket sales.

Sec. 7. Minnesota Statutes 1986, section 240.15, subdivision 6, is amended to read:

Subd. 6. [DISPOSITION OF PROCEEDS.] The commission shall distribute all money received under this section, and all money received from license fees and fines it collects, as follows: all money designated for deposit in the Minnesota breeders fund must be paid into that fund for distribution under section 240.18. Revenue from an additional admissions tax imposed under subdivision 1 must be paid to the local unit of government at whose request it was imposed, at times and in a manner the commission determines. All other revenues received under this section by the commission, and all license fees, fines, and other revenue it receives, must be paid to the state treasurer for deposit in the general fund.

Sec. 8. [REPEALER.]

Minnesota Statutes 1986, section 240.15, subdivision 5, is repealed.

Sec. 9. [EFFECTIVE DATE.]

Sections 1 to 8 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to horse racing; providing for taxation of pari-mutuel pools; providing for minimum amounts set aside for purses; authorizing agreements to withhold horses; providing that statutory takeout rates are maximum rates; repealing the state racetrack admissions tax and extending the sales tax to racetrack admissions; repealing the separate tax on breakage; providing for payments to the Minnesota breeders fund; repealing the requirement that the value of unclaimed tickets reverts to the state; amending Minnesota Statutes 1986, sections 240.01, by adding a subdivision; 240A.13, subdivision 4; and 240.15, subdivisions 1, 2, 3, and 6; Minnesota Statutes 1987 Supplement, section 240A.13, subdivision 5; repealing Minnesota Statutes 1986, section 240A.15, subdivision 5."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 718, 1761, 1805, 1817, 1858, 1940, 1979 and 2020 were read for the second time.

**SECOND READING OF SENATE BILLS**

S. F. No. 1575 was read for the second time.

**INTRODUCTION AND FIRST READING  
OF HOUSE BILLS**

The following House Files were introduced:

McLaughlin introduced:

H. F. No. 2183, A bill for an act relating to human services; appropriating money for administering service delivery improvement pilot projects.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Quinn, Begich and Johnson, A., introduced:

H. F. No. 2184, A bill for an act relating to public safety; creating division of elevator inspection in the department of labor and industry; providing for duties, powers, and fees; providing for annual, statewide, certified inspections of elevators by qualified inspectors; allowing municipalities with qualified elevator inspection programs to be exempt from state inspection; prescribing a penalty; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 183.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Sparby; Carlson, D.; Battaglia and Tunheim introduced:

H. F. No. 2185, A bill for an act relating to game and fish; adjusting the height of deer stands; amending Minnesota Statutes 1986, section 97B.325.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Rice, Morrison, Carruthers and Rukavina introduced:

H. F. No. 2186, A bill for an act relating to the board of the arts; regulating distribution of funds to regional arts councils; regulating conflict of interest; amending Minnesota Statutes 1986, section 139.10.

The bill was read for the first time and referred to the Committee on Appropriations.

O'Connor introduced:

H. F. No. 2187, A bill for an act relating to animals; modifying regulations of kennels and dealers of certain animals used for research purposes; amending Minnesota Statutes 1987 Supplement, sections 347.31, subdivision 4; and 347.37.

The bill was read for the first time and referred to the Committee on Commerce.

Ogren, Greenfield, Vanasek, Wynia and Anderson, R., introduced:

H. F. No. 2188, A bill for an act relating to health; providing a state administered insurance program for persons without health care coverage; requiring premiums on a sliding fee basis; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 256H.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Winter and Olson, K., introduced:

H. F. No. 2189, A bill for an act relating to local government; permitting certain cities and towns to contribute to a hospital.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Winter and Olson, K., introduced:

H. F. No. 2190, A bill for an act relating to the city of Westbrook; permitting the city to expend city funds for a private hospital.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Jensen, Rose and Ogren introduced:

H. F. No. 2191, A bill for an act relating to drainage; changing certain requirements for repair and abandonment of systems; amending Minnesota Statutes 1986, sections 106A.715, subdivision 1; 106A.745; and Minnesota Statutes 1987 Supplement, section 106A.811, subdivision 5.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Jensen, Kalis and Reding introduced:

H. F. No. 2192, A bill for an act relating to transportation; providing for application of rules; providing for agreements with other states to administer special permits for vehicles exceeding weight and length restrictions; exempting limousines from motor carrier regulation; clarifying the filing of petitions for operating certificates and permits, carrying of cab cards, and requirements for private carriers; establishing insurance requirements; providing that investigative data on violations under chapter 221 may be given to transportation regulation board; amending Minnesota Statutes 1986, sections 169.86, by adding a subdivision; 221.025; 221.031, subdivisions 1, 2, 2a, and 3; 221.081; 221.121, subdivisions 1 and 5; 221.141, subdivision 1; 221.151, subdivision 1; 221.172, subdivision 2; 221.185, subdivision 9; 221.291, subdivisions 1 and 2; 221.296, subdivisions 4 and 8; and 221.81, subdivision 3a; Minnesota Statutes 1987 Supplement, sections 221.031, subdivision 7; 221.061; 221.291, subdivision 3; and 221.296, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 169 and 221; repealing Minnesota Statutes 1986, section 13.72, subdivision 3.

The bill was read for the first time and referred to the Committee on Transportation.

Jefferson, Bishop, Solberg, Kelly and Clark introduced:

H. F. No. 2193, A bill for an act relating to crimes; providing for seizure and forfeiture of property used in commission of crime, proceeds of crime, and contraband; creating a presumption that money, precious metals, and jewels found near controlled substances, and vehicles containing controlled substances, are subject to forfeiture; providing for administrative forfeiture of such property with opportunity for judicial determination; providing for summary forfeiture of contraband, certain controlled substances, weapons follow-

ing a conviction, and certain plants; providing for forfeiture by judicial action of property and proceeds associated with controlled substance violations and designated offenses; eliminating the requirement that forfeiture actions be dismissed if no associated conviction results; providing that a conviction creates the presumption that after-acquired property constitutes forfeitable proceeds of the offense; eliminating the defense of an owner who negligently allowed the unlawful use of the owner's property; providing that the right to forfeitable property passes to law enforcement agencies upon commission of unlawful act; allowing seizure without process incident to a lawful search without a warrant and in other circumstances; allocating the proceeds of forfeitures to law enforcement agencies and county attorneys; amending Minnesota Statutes 1986, section 152.21, subdivision 6; 609.531, subdivisions 4, 5, and by adding subdivisions; Minnesota Statutes 1987 Supplement, section 609.531, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 1986, sections 152.19; and 609.531, subdivisions 2, 3, and 6.

The bill was read for the first time and referred to the Committee on Judiciary.

Brown, Scheid, Valento, McKasy and Osthoff introduced:

H. F. No. 2194, A bill for an act relating to taxation; property; classifying utility property as commercial-industrial; classifying certain personal property; amending Minnesota Statutes 1986, section 273.13, by adding a subdivision; and Minnesota Statutes 1987 Supplement, section 273.13, subdivision 24.

The bill was read for the first time and referred to the Committee on Taxes.

Welle, Cooper, Rodosovich, Gruenes and Anderson, G., introduced:

H. F. No. 2195, A bill for an act relating to human services; changing methods of determining rates for nursing homes participating in the medical assistance program; allowing nursing homes to choose to have the commissioner apply rate limits based on the limits of other geographic groups; amending Minnesota Statutes 1987 Supplement, section 256B.431, subdivision 2b.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Blatz introduced:

H. F. No. 2196, A bill for an act relating to political subdivisions;

clarifying tort liability for certain actions; amending Minnesota Statutes 1986, section 466.03, subdivision 5.

The bill was read for the first time and referred to the Committee on Judiciary.

Rose, Pappas, Wynia, Begich and McKasy introduced:

H. F. No. 2197, A bill for an act relating to employment; allowing certain nonlicensed facilities to perform breath tests for alcohol; amending Minnesota Statutes 1987 Supplement, section 181.951, subdivision 1.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Carruthers; Pauly; Carlson, L.; Ozment and Scheid introduced:

H. F. No. 2198, A bill for an act relating to human services; allowing higher local standards for certain residential programs for persons with mental illness; amending Minnesota Statutes 1987 Supplement, section 245A.095, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Carruthers; Pauly; Carlson, L.; Ozment and Scheid introduced:

H. F. No. 2199, A bill for an act relating to human services; allowing health and safety conditions to be imposed upon certain residential programs for persons with mental illness; amending Minnesota Statutes 1987 Supplement, section 245A.11, subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Rodosovich introduced:

H. F. No. 2200, A bill for an act relating to highway traffic regulations; providing that the attorney who prosecutes DWI misdemeanor violations also must prosecute aggravated DWI while driving after revocation violations; amending Minnesota Statutes 1986, section 169.129.

The bill was read for the first time and referred to the Committee on Judiciary.

Scheid, Bertram, McKasy, Boo and Voss introduced:

H. F. No. 2201, A bill for an act relating to financial institutions; savings and loan associations; defining terms; adding clarifying language; regulating incorporations; regulating mutual to stock conversions; providing for corporate governance of capital stock associations; regulating the powers of saving associations; regulating deposit accounts; regulating investments; regulating terms and conditions of loans, contracts, and extensions of credit; providing state-chartered savings associations the same rights and powers that may be exercised by a federal savings association doing business in Minnesota; amending Minnesota Statutes 1986, sections 51A.02; 51A.03, by adding a subdivision; 51A.041, subdivisions 1 and 4; 51A.05, subdivision 1, and by adding a subdivision; 51A.06, subdivision 3; 51A.065, subdivisions 1, 3, 4, 8, and by adding a subdivision; 51A.07; 51A.10; 51A.11, subdivision 1; 51A.12; 51A.13; 51A.15, subdivision 2; 51A.17; 51A.19, subdivisions 1, 8, and 10; 51A.21, subdivisions 1, 5, 7, 9, 14, 15, 17, 21, and by adding subdivisions; 51A.22, subdivision 2; 51A.251; 51A.261; 51A.262; 51A.28; 51A.31, subdivision 1; 51A.32; 51A.35; 51A.361; 51A.37, subdivisions 1, 2, 3, 4, and by adding subdivisions; 51A.38, subdivisions 1, 2, 3, 4, 5, 7, and 8; 51A.40; 51A.44, subdivision 1; 51A.48; 51A.50; 51A.51, subdivision 1; 51A.53; 51A.56; 118.005, subdivision 1; Minnesota Statutes 1987 Supplement, section 51A.23, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 51A; repealing Minnesota Statutes 1986, sections 51A.03, subdivision 2a; 51A.05, subdivisions 3, 4, and 5; 51A.091; 51A.11, subdivision 3; 51A.18; 51A.19, subdivisions 2 and 3; 51A.21, subdivision 6; 51A.23, subdivisions 2, 3, 4, and 5; 51A.37, subdivisions 7 and 9; 51A.38, subdivision 6; and 51A.39.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Quinn and Vanasek introduced:

H. F. No. 2202, A bill for an act relating to taxation; sales; clarifying the application of the exemption for certain fundraising activities to certain school organizations; amending Minnesota Statutes 1986, section 297A.256.

The bill was read for the first time and referred to the Committee on Taxes.

Quinn; Nelson, D., and Larsen introduced:

H. F. No. 2203, A bill for an act relating to education; allowing school districts to designate a volunteer staff person in each secondary school as a referral counselor for students; excluding referral

counselors from certain duties and liabilities; proposing coding for new law in Minnesota Statutes, chapter 123.

The bill was read for the first time and referred to the Committee on Education.

Swenson, Wagenius, Carruthers, Tjornhom and Kelly introduced:

H. F. No. 2204, A bill for an act relating to obscenity; providing civil and equitable remedies against owners of businesses in which obscene materials or performances are sold or exhibited; proposing coding for new law in Minnesota Statutes, chapter 617.

The bill was read for the first time and referred to the Committee on Judiciary.

Carruthers, Vellenga, Kelly and Seaberg introduced:

H. F. No. 2205, A bill for an act relating to crimes; requiring a warning label on replica firearms; proposing coding for new law in Minnesota Statutes, chapter 325F.

The bill was read for the first time and referred to the Committee on Judiciary.

Carruthers, Vellenga, Kelly and Seaberg introduced:

H. F. No. 2206, A bill for an act relating to crimes; expanding aggravated robbery and burglary in the first degree to include crimes committed with an article that appears to be a dangerous weapon; creating a felony offense of terrorizing with a replica firearm; amending Minnesota Statutes 1986, sections 609.245; 609.582; and 609.713, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Judiciary.

Gruenes and Welle introduced:

H. F. No. 2207, A bill for an act relating to human services; excluding nursing home pension contributions from operating cost limits; amending Minnesota Statutes 1987 Supplement, section 256B.431, subdivision 2b.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Clark, Greenfield and Jefferson introduced:

H. F. No. 2208, A bill for an act relating to human services; requiring nursing and boarding care homes to pay screening costs monthly for residents and applicants for residence; allowing other persons to request screening and pay screening costs on a sliding fee scale; amending Minnesota Statutes 1987 Supplement, section 256B.091, subdivision 4.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Steensma; Lieder; Kalis; Carlson, D., and Peterson introduced:

H. F. No. 2209, A bill for an act relating to public safety; providing that a fee for applications for quarterly reporting of fuel tax be deposited in the highway user tax distribution fund; amending Minnesota Statutes 1987 Supplement, section 296.17, subdivision 9a.

The bill was read for the first time and referred to the Committee on Transportation.

Rukavina introduced:

H. F. No. 2210, A bill for an act relating to St. Louis county; requiring a polling place at a certain location.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Solberg introduced:

H. F. No. 2211, A bill for an act relating to retirement; authorizing optional Medicare coverage for certain pre-1986 public employees; providing for a special referendum; proposing coding for new law in Minnesota Statutes, chapter 355.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Simoneau and Begich introduced:

H. F. No. 2212, A bill for an act relating to insurance; clarifying powers of state compensation insurance fund; amending Minnesota Statutes 1987 Supplement, section 176A.04; proposing coding for new law in Minnesota Statutes, chapter 176A.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Kelso introduced:

H. F. No. 2213, A bill for an act relating to taxation; providing for adjustment of computation of the homestead credit replacement aid to compensate for levy errors by auditors; amending Minnesota Statutes 1987 Supplement, section 273.1394, subdivision 2.

The bill was read for the first time and referred to the Committee on Taxes.

Rodosovich introduced:

H. F. No. 2214, A bill for an act relating to establishment of rates for intermediate care facilities for the mentally retarded (ICF/MR); changing the procedures for determining ICF/MR rates beginning in 1988; amending Minnesota Statutes 1986, section 256B.501, by adding subdivisions.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Anderson, G.; Schafer and McEachern introduced:

H. F. No. 2215, A bill for an act relating to education; making technical corrections to the cooperative secondary facilities grant act; amending Minnesota Statutes 1987 Supplement, section 124.494, subdivisions 5 and 6.

The bill was read for the first time and referred to the Committee on Education.

Battaglia; Munger; Anderson, G.; Vanasek and Schreiber introduced:

H. F. No. 2216, A bill for an act relating to natural resources; ratifying and affirming the settlement agreement arising from litigation concerning certain treaty related claims of Chippewa Indians; prescribing powers and duties of the commissioner of natural resources in relation to the settlement agreement; proposing coding for new law in Minnesota Statutes, chapter 97A.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

McKasy introduced:

H. F. No. 2217, A bill for an act relating to financial institutions; authorizing certain banks to offer services on behalf of other banks; amending Minnesota Statutes 1986, section 48.34.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Johnson, A.; O'Connor; Lieder; Kalis and Nelson, C., introduced:

H. F. No. 2218, A bill for an act relating to workers' compensation; requiring all employers to purchase workers' compensation insurance from the state insurance fund; amending Minnesota Statutes 1986, section 176A.03, subdivision 2; Minnesota Statutes 1987 Supplement, section 176A.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 176A.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Voss, by request, introduced:

H. F. No. 2219, A bill for an act relating to state finance; changing provisions providing for a contingent tax increase; requiring or allowing certain retailers to register for a permit and collect and remit the use tax; reducing the tax on pari-mutuel betting and requiring an increase in purses; clarifying the sales tax exemption for the University of Minnesota hospital; taxing foreign income for purposes of the corporate franchise tax; changing corporate franchise tax definitions; allowing franchise tax deductions for deemed dividends from a foreign operating corporation and for foreign payments; updating income and corporate franchise tax provisions to the Internal Revenue Code; providing a separate income tax rate schedule for married individuals filing separate returns and estates and trusts; increasing the income tax credit for elderly and disabled persons; amending Minnesota Statutes 1986, sections 240.15, subdivisions 1 and 2; 240.18; 290.01, by adding subdivisions; 290.931, subdivision 1; 290.934, subdivisions 1, 3, and by adding a subdivision; 297A.01, subdivision 10; 297A.15, subdivision 1; 297A.16; 297A.17; and 297A.21; Minnesota Statutes 1987 Supplement, sections 16A.1541; 240.13, subdivision 5; 290.01, subdivisions 4, 5, 19, and 20; 290.06, subdivisions 2c and 20; 290.095, subdivision 3; 290.17, subdivision 4; 290.191, subdivision 5; 290.21, subdivision 4; 290.934, subdivision 2; 290A.03, subdivision 15; and 297A.25, subdivision 11; Laws 1987, chapter 268, article 18, section 5; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 1986, sections 290.07, subdivisions 1, 2, 3, 6, and 7; 290.11; 290.12, as amended; 290.131, as amended;

290.132, as amended; 290.133, as amended; 290.134, as amended; 290.135, as amended; 290.136, as amended; 290.138, as amended; 290.934, subdivision 4; and 297A.15, subdivision 2; Minnesota Statutes 1987 Supplement, sections 290.14; and 290.21, subdivision 8.

The bill was read for the first time and referred to the Committee on Taxes.

Riveness; Simoneau; Rest; Anderson, R., and Lasley introduced:

H. F. No. 2220, A bill for an act relating to state government; regulating state employment; establishing policies regarding full-time and part-time employees; amending Minnesota Statutes 1986, sections 16A.11, subdivision 3; 16A.123, subdivision 3; 43A.01, by adding a subdivision; 43A.05, subdivision 5; 43A.24, subdivision 1, and by adding a subdivision; and 43A.25.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Johnson, A., and Pappas introduced:

H. F. No. 2221, A bill for an act relating to occupational safety and health; regulating penalties for violations; amending Minnesota Statutes 1986, section 182.666, subdivisions 3, 5a, and 7; Minnesota Statutes 1987 Supplement, section 182.666, subdivisions 1, 2, 4, and 5.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Johnson, A., and Rodosovich introduced:

H. F. No. 2222, A bill for an act relating to human services; providing exceptions to the moratorium on beds in intermediate care facilities for persons with mental retardation or related conditions; amending Minnesota Statutes 1986, sections 252.291, subdivisions 1 and 2; and 256B.092, subdivisions 5 and 7; Minnesota Statutes 1987 Supplement, sections 252.291, subdivision 3; and 256B.501, subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Rest introduced:

H. F. No. 2223, A bill for an act relating to marriage dissolution; clarifying and modifying provisions relating to pension plan rights in marriage dissolutions; amending Minnesota Statutes 1986, section 518.54, by adding a subdivision; amending Minnesota Statutes 1987 Supplement, sections 356.80; 518.54, subdivision 10; 518.58, subdivision 2; and 518.581, subdivision 4.

The bill was read for the first time and referred to the Committee on Judiciary.

Jefferson introduced:

H. F. No. 2224, A bill for an act relating to landlord tenant law; providing an action for damages for accepting rent on condemned property; proposing coding for new law in Minnesota Statutes, chapter 504.

The bill was read for the first time and referred to the Committee on Economic Development and Housing.

Vellenga, Ogren, Greenfield, Onnen and Wynia introduced:

H. F. No. 2225, A bill for an act relating to occupations and professions; creating the state board of examiners for speech-language pathology and audiology and providing for its powers and duties; providing for the licensure and regulation of speech-language pathologists, and audiologists; authorizing rulemaking; appropriating money; amending Minnesota Statutes 1987 Supplement, sections 214.01, subdivision 2; and 214.04, subdivision 3; proposing coding for new law as Minnesota Statutes, chapter 153B.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Jefferson, Skoglund and Kelly introduced:

H. F. No. 2226, A bill for an act relating to insurance; regulating insurance information collection, use, disclosure, access, and correction practices; requiring reasons for adverse underwriting decisions and limiting the use thereof; providing penalties and individual remedies; proposing coding for new law in Minnesota Statutes, chapter 60A.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Trimble, Reding, Price, Kahn and Carlson, D.; introduced:

H. F. No. 2227, A bill for an act relating to the environment; requiring notice of the release of genetically engineered organisms; creating a task force to study certain issues relating to genetic engineering; proposing coding for new law in Minnesota Statutes, chapter 145.

The bill was read for the first time and referred to the Committee on Future and Technology.

Kelly introduced:

H. F. No. 2228, A bill for an act relating to education; establishing a records destruction schedule for chemical abuse preassessment teams; requiring law enforcement reports of certain violations to preassessment teams; amending Minnesota Statutes 1987 Supplement, sections 126.034; 126.035; 126.037; and 260.161, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 126; repealing Minnesota Statutes 1987 Supplement, section 126.033, subdivision 4.

The bill was read for the first time and referred to the Committee on Education.

Orenstein and Pappas introduced:

H. F. No. 2229, A bill for an act relating to human services; allowing the licensure and certification of up to 40 nursing home beds transferred from one facility to a unit on the same campus for the care of persons with Alzheimer's disease; amending Minnesota Statutes 1987 Supplement, section 144A.071, subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Kelly and Skoglund introduced:

H. F. No. 2230, A bill for an act relating to insurance; insurance adjusters; permitting homeowners to cancel contracts with a public adjuster under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 72B.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

O'Connor introduced:

H. F. No. 2231, A bill for an act relating to crimes; gambling; authorizing persons to conduct gambling under certain circumstances; amending Minnesota Statutes 1986, sections 340A.410, subdivision 5; 349.31, by adding a subdivision; and 609.761; proposing coding for new law in Minnesota Statutes, chapter 349.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Gaming:

Jacobs, Redalen, Minne, Stanius and Beard introduced:

H. F. No. 2232, A bill for an act relating to cable television; exempting certain small cable systems; requiring new franchises to be granted on same terms as original franchise; prohibiting utilities from giving unfair preference to affiliated companies that provide cable television service; amending Minnesota Statutes 1986, sections 238.02, subdivision 3; and 238.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 238.

The bill was read for the first time and referred to the Committee on Regulated Industries.

Ogren introduced:

H. F. No. 2233, A bill for an act relating to human services; regarding rates for day training and habilitation services; amending Minnesota Statutes 1986, section 256B.501, by adding a subdivision; Minnesota Statutes 1987 Supplement, section 252.46, subdivision 6, and by adding subdivisions.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Nelson, K., introduced:

H. F. No. 2234, A bill for an act relating to the city of Minneapolis; authorizing the Minneapolis park and recreation board to establish compensation for its members; amending Laws 1974, chapter 181, section 1, as amended.

The bill was read for the first time and referred to the Committee on Metropolitan Affairs.

Nelson, D., introduced:

H. F. No. 2235, A bill for an act relating to the collection and dissemination of data; proposing classifications of data as private and nonpublic; amending Minnesota Statutes 1986, sections 13.04, subdivision 4; 138.17, by adding a subdivision; and 473.843, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 13.

The bill was read for the first time and referred to the Committee on Judiciary.

Rukavina, Begich, Minne, Battaglia and Solberg introduced:

H. F. No. 2236, A bill for an act relating to taxation; property tax; limiting property tax paid by certain retired persons on certain seasonal, recreational, nonhomestead property; providing for state reimbursement for lost local tax revenue; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 273.

The bill was read for the first time and referred to the Committee on Taxes.

Greenfield, Forsythe and Segal introduced:

H. F. No. 2237, A bill for an act relating to the judiciary; witnesses; preventing a court from compelling a social worker to disclose information received while engaging in the practice of social work; amending Minnesota Statutes 1987 Supplement, section 595.02, subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary.

Carlson, D.; Welle; Segal and Vellenga introduced:

H. F. No. 2238, A bill for an act relating to agriculture; regulating veterinary drug distribution; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 156.

The bill was read for the first time and referred to the Committee on Agriculture.

Carlson, D., introduced:

H. F. No. 2239, A bill for an act relating to workers' compensation;

providing coverage for preventive rabies treatment; amending Minnesota Statutes 1987 Supplement, section 176.135, subdivision 1.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Welle, Brown, Kelly, McKasy and Kalis introduced:

H. F. No. 2240, A bill for an act relating to health; permitting various public hospitals to hold closed meetings on certain facility business; permitting certain data to be treated as trade secret information; amending Minnesota Statutes 1986, section 144.581, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Pappas, Trimble, Solberg and Marsh introduced:

H. F. No. 2241, A bill for an act relating to crime; traffic safety; providing that operating a vehicle at a speed of 85 miles per hour or more is careless driving; limiting plea negotiations for speeding violations; amending Minnesota Statutes 1986, sections 169.13, subdivision 2; and 169.141, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Judiciary.

Trimble and Swenson introduced:

H. F. No. 2242, A bill for an act relating to health; creating an exception to the nursing home moratorium to allow beds to be moved from a separate nursing home to a building formerly used as a hospital; amending Minnesota Statutes 1987 Supplement, section 144A.071, subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Trimble, Clark and Battaglia introduced:

H. F. No. 2243, A bill for an act relating to employment; mandating a study on the effects of video display terminals; mandating a study on mandatory overtime.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Carruthers, Osthoff, Voss, Blatz and Kelly introduced:

H. F. No. 2244, A bill for an act relating to metropolitan government; limiting the metropolitan council's taxing authority; amending Minnesota Statutes 1986, section 473.249, subdivision 1.

The bill was read for the first time and referred to the Committee on Metropolitan Affairs.

Nelson, K.; McEachern; Vellenga; Ozment and Bauerly introduced:

H. F. No. 2245, A bill for an act relating to education; establishing the amount of the formula allowance for general education revenue for fiscal year 1990; amending Minnesota Statutes 1987 Supplement, section 124A.22, subdivision 2.

The bill was read for the first time and referred to the Committee on Education.

Clark, Otis, Dawkins and Frerichs introduced:

H. F. No. 2246, A bill for an act relating to economic development; including labor organizations and community groups in the organizations that are eligible for assistance from various entities; amending Minnesota Statutes 1987 Supplement, sections 1160.06, subdivision 1; and 1160.08, subdivision 2.

The bill was read for the first time and referred to the Committee on Economic Development and Housing.

Jefferson introduced:

H. F. No. 2247, A bill for an act relating to landlord tenant law; providing for application of the deceptive trade practices act to residential rental agreements; requiring the landlord to post security when defending an action for return of a deposit; requiring notice to tenants of the security deposit return law; requiring registration of residential rental units; amending Minnesota Statutes 1986, sections 325F.69, subdivision 1; 504.20, subdivision 7b; 504.22, subdivision 2; and 566.20, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 504.

The bill was read for the first time and referred to the Committee on Economic Development and Housing.

Trimble; Rukavina; Carlson, D.; Munger and Cooper introduced:

H. F. No. 2248, A bill for an act relating to the environment; prohibiting government units and takeout food vendors from purchasing and using chlorofluorocarbon-processed food packaging materials; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 116.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Otis introduced:

H. F. No. 2249, A bill for an act relating to economic development; establishing a celebrate Minnesota 1990 program; establishing a Minnesota marketplace program; authorizing certain fund transfers; appropriating money.

The bill was read for the first time and referred to the Committee on Economic Development and Housing.

Jefferson and DeBlieck introduced:

H. F. No. 2250, A bill for an act relating to state government; providing for salary ranges for certain state employees; regulating emergency civil service appointments; regulating affirmative action; regulating health and other fringe benefit coverages; providing duties for the commissioner of employee relations; amending Minnesota Statutes 1986, sections 43A.15, subdivisions 2 and 11; 43A.19, subdivision 1; 43A.23, subdivisions 1 and 3; 43A.27, subdivision 3; Minnesota Statutes 1987 Supplement, sections 15A.081, subdivision 1; 43A.191, subdivision 3; 43A.316, subdivisions 2, 4, 8, and by adding a subdivision; 43A.421; 79.34, subdivision 1; and 176.611, subdivisions 2 and 3a.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Trimble; Johnson, A.; Beard and Murphy introduced:

H. F. No. 2251, A bill for an act relating to employment; requiring breaks during the work day; amending Minnesota Statutes 1986, sections 177.32, subdivision 1; and 177.33; proposing coding for new law in Minnesota Statutes, chapter 177.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Carruthers introduced:

H. F. No. 2252, A bill for an act relating to state lands; conveying certain lands to the city of Brooklyn Center in Hennepin county.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Simoneau and Heap introduced:

H. F. No. 2253, A bill for an act relating to corporations; making certain corrections to shareholder protection and corporate take-over legislation; eliminating restrictions on certain business combinations with an interested shareholder after five years; amending Minnesota Statutes 1986, sections 80B.03, subdivisions 1 and 6; and 302A.243; Minnesota Statutes 1987 Supplement, sections 302A.011, subdivisions 37, 41, 42, 46, 49, 50, and 51; 302A.553, subdivision 3; 302A.671, subdivisions 1, 2, 3, 4, and 4a; and 302A.673.

The bill was read for the first time and referred to the Committee on Commerce.

Quinn and Jacobs introduced:

H. F. No. 2254, A bill for an act relating to liquor; authorizing the city of Blaine to issue an on-sale intoxicating liquor license to the city of Blaine.

The bill was read for the first time and referred to the Committee on Regulated Industries.

Quinn and Kostohryz introduced:

H. F. No. 2255, A bill for an act relating to armories; increasing the limit on bonded indebtedness; amending Minnesota Statutes 1986, section 193.143.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Gaming.

Quinn, Dorn, Pelowski and Johnson, R., introduced:

H. F. No. 2256, A bill for an act relating to education; requiring colleges to provide a reasonable opportunity to graduate within four years; providing remedies for failure to do so; proposing coding for new law in Minnesota Statutes, chapter 135A.

The bill was read for the first time and referred to the Committee on Higher Education.

Cooper, Welle, Kelly, Brown and Olson, K., introduced:

H. F. No. 2257, A bill for an act relating to occupations and professions; establishing the board of professional counseling; requiring professional counselors to be licensed; appropriating money; amending Minnesota Statutes 1987 Supplement, sections 148A.01, subdivision 5; 148B.01, subdivision 6, and by adding a subdivision; 148B.02, subdivision 1; 148B.40, subdivision 3; 214.01, subdivision 2; 214.04, subdivision 3; and 609.341, subdivision 17; proposing coding for new law in Minnesota Statutes, chapter 148B.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Rukavina, Ogren and Minne introduced:

H. F. No. 2258, A bill for an act relating to insurance; requiring an employer, group, or organization to offer an alternative dental benefit plan option and contribute towards its cost under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 62A.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Anderson, R.; Greenfield; Ogren and Knickerbocker introduced:

H. F. No. 2259, A bill for an act relating to human services; regarding eligibility for medical assistance; increasing assets of noninstitutionalized spouse; amending Minnesota Statutes 1986, sections 256B.14, subdivision 2; and 256B.17, subdivision 7.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Sviggum introduced:

H. F. No. 2260, A bill for an act relating to education; raising the age for compulsory school attendance to 17; making conforming changes; amending Minnesota Statutes 1986, sections 123.35, subdivision 8; and 260.015, subdivision 19; Minnesota Statutes 1987 Supplement, sections 120.101, subdivisions 5 and 9; and 124.26, subdivision 1b.

The bill was read for the first time and referred to the Committee on Education.

Tjornhom, Clausnitzer, Stanius, Seaberg and Quist introduced:

H. F. No. 2261, A bill for an act relating to taxation; repealing the law providing for a contingent tax increase upon forecast of a revenue shortfall; repealing Laws 1987, chapter 268, article 18, section 5.

The bill was read for the first time and referred to the Committee on Taxes.

Milbert, Scheid, Voss, Schreiber and Osthoff introduced:

H. F. No. 2262, A bill for an act relating to taxation; providing for payment of tax increments attributable to referendum levy increases to school districts; amending Minnesota Statutes 1987 Supplement, section 469.177, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Bauerly, Gruenes, McEachern and Pelowski introduced:

H. F. No. 2263, A bill for an act relating to libraries; excluding library services levies from certain levy limitations; requiring recommendations about regional public library districts; amending Minnesota Statutes 1986, section 134.34, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education.

Pelowski, Gruenes and McEachern introduced:

H. F. No. 2264, A bill for an act relating to libraries; appropriating money for automated resource sharing.

The bill was read for the first time and referred to the Committee on Education.

Reding, Munger, Battaglia and Rose introduced:

H. F. No. 2265, A bill for an act relating to natural resources; correcting certain provisions for net size for the taking of ciscoes; amending Minnesota Statutes 1986, section 97C.805, subdivision 2.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Seaberg introduced:

H. F. No. 2266, A bill for an act relating to courts; permitting parties in civil actions to electronically record the proceedings; amending Minnesota Statutes 1986, section 484.72, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Judiciary.

McPherson introduced:

H. F. No. 2267, A bill for an act relating to environmental protection; prohibiting the location of mixed municipal solid waste disposal facilities in metropolitan regional parks; amending Minnesota Statutes 1986, section 473.803, subdivision 1a.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Morrison, Jacobs, Redalen, Jennings and Battaglia introduced:

H. F. No. 2268, A bill for an act relating to natural gas; repealing the prohibition on the use of natural gas outdoor lighting; repealing Minnesota Statutes 1986, section 116J.19, subdivisions 6 and 7.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Carruthers, Ogren, Clausnitzer, Kelso and Rodosovich introduced:

H. F. No. 2269, A bill for an act relating to health; providing equal access to chiropractic services; providing for the licensure of doctors of chiropractic; amending Minnesota Statutes 1986, sections 62A.15, subdivisions 1, 2, and 4; 148.08, by adding a subdivision; Minnesota Statutes 1987 Supplement, section 148.06, subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Lasley, Peterson and Jennings introduced:

H. F. No. 2270, A bill for an act relating to natural resources;

authorizing a private sale of surplus state property to the Memorial Hospital Association of Cambridge.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Rodosovich and Simoneau introduced:

H. F. No. 2271, A bill for an act relating to health; regulating the sale of hearing aids; regulating persons who dispense hearing aids; appropriating money; prescribing penalties; amending Minnesota Statutes 1986, section 145.43, subdivision 1; Minnesota Statutes 1987 Supplement, section 145.43, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 153A; repealing Minnesota Statutes 1986, sections 153A.01 to 153A.12.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Solberg; Neuenschwander; Carlson, D.; Johnson, R., and Kinkel introduced:

H. F. No. 2272, A bill for an act relating to natural resources; making changes in certain laws relating to forestry; amending Minnesota Statutes 1986, sections 88.19; 89.01, subdivision 5, and by adding a subdivision; 89.17; and 89.19.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Cooper; Sparby; Brown; Anderson, R., and Kalis introduced:

H. F. No. 2273, A bill for an act relating to advertising devices; permitting directional signs for rural commercial businesses; amending Minnesota Statutes 1986, sections 173.02, by adding a subdivision; and 173.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 173.

The bill was read for the first time and referred to the Committee on Transportation.

Jefferson, Greenfield, Dawkins, Trimble and Onnen introduced:

H. F. No. 2274, A bill for an act relating to human services; establishing minimum maintenance and difficulty of care rates for adults in foster care; amending Minnesota Statutes 1987 Supplement, section 256D.37, subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Jefferson; Greenfield; Johnson, A.; Dawkins and Onnen introduced:

H. F. No. 2275, A bill for an act relating to health; extending foster care insurance to providers of adult foster care; appropriating money; amending Minnesota Statutes 1986, section 245.814, subdivisions 1, 2, and 3.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Olsen, S.; Solberg; Carlson, L.; Battaglia and Knickerbocker introduced:

H. F. No. 2276, A bill for an act relating to education; restoring state aid payments for teacher retirement; appropriating money; amending Laws 1987, chapter 398, article 1, section 27, subdivision 3.

The bill was read for the first time and referred to the Committee on Education.

Voss, Simoneau and Anderson, G., introduced:

H. F. No. 2277, A bill for an act relating to civil actions; providing a sliding fee scale for contingent legal fees; proposing coding for new law in Minnesota Statutes, chapter 481.

The bill was read for the first time and referred to the Committee on Judiciary.

Riveness, Kelso, Greenfield, Rest and Stanius introduced:

H. F. No. 2278, A bill for an act relating to vocational rehabilitation; changing terminology; regulating funding allocations; providing for facility governance; amending Minnesota Statutes 1986, section 129A.02, subdivision 3; 129A.09; and 129A.10; Minnesota Statutes 1987 Supplement, sections 129A.01, subdivisions 5, 6, and 7; 129A.03; 129A.06, subdivision 1; 129A.07, subdivision 1; 129A.08, subdivisions 1, 4, 5, and by adding a subdivision; repealing Minnesota Statutes 1987 Supplement, sections 129A.01, subdivision 8; 129A.07, subdivision 2; and 129A.08, subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Segal; Olsen, S.; Riveness; Nelson, K., and Forsythe introduced:

H. F. No. 2279, A bill for an act relating to education; deleting levy equity provisions; amending Minnesota Statutes 1987 Supplement, section 124A.23, subdivision 3; repealing Minnesota Statutes 1987 Supplement, section 124A.24.

The bill was read for the first time and referred to the Committee on Education.

Wenzel; Beard; Dorn; Johnson, V., and Pelowski introduced:

H. F. No. 2280, A bill for an act relating to the military; providing a state bonus for national guard service; providing state tuition assistance for national guard members; restoring the military pay exclusion for national guard pay; appropriating money; amending Minnesota Statutes 1987 Supplement, section 290.01, subdivision 19b; proposing coding for new law in Minnesota Statutes, chapter 192.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Gaming.

Kinkel, Wenzel, Pelowski, Krueger and DeBlieck introduced:

H. F. No. 2281, A bill for an act relating to the military; providing a state bonus for national guard service; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 192.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Gaming.

Pelowski, Beard, Marsh, Krueger and Wenzel introduced:

H. F. No. 2282, A bill for an act relating to the military; providing tuition reimbursement to members of the Minnesota national guard; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 192.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Gaming.

Wenzel, Winter, Kelso, Blatz and DeBlieck introduced:

H. F. No. 2283, A bill for an act relating to the military; restoring the military pay exclusion for national guard pay; amending Minnesota Statutes 1987 Supplement, section 290.01, subdivision 19b.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Gaming.

Winter; Olson, K.; DeBlieck; Redalen and Kalis introduced:

H. F. No. 2284, A bill for an act relating to game and fish; providing an experimental open season for angling two weeks earlier in certain areas south of United States trunk highway No. 12 and in Hennepin, Anoka, Ramsey, and Washington counties; amending Minnesota Statutes 1986, section 97C.395, subdivision 1, and by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Cooper; Dillé; Brown; Nelson, C., and Otis introduced:

H. F. No. 2285, A bill for an act relating to economic development; providing for the use of municipal resources for establishment of a local revolving loan fund; amending Minnesota Statutes 1987 Supplement, section 116N.08, subdivision 8.

The bill was read for the first time and referred to the Committee on Economic Development and Housing.

Tunheim introduced:

H. F. No. 2286, A bill for an act relating to workers' compensation; regulating the location of certain medical examinations; amending Minnesota Statutes 1987 Supplement, section 176.155, subdivision 1.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Rodosovich introduced:

H. F. No. 2287, A bill for an act relating to retirement; public employees retirement association; authorizing a certain retired member of the association, formerly employed by the Rochester

school district, to elect to convert a certain joint and survivor annuity to a single life annuity.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Rukavina introduced:

H. F. No. 2288, A bill for an act relating to taxation; allowing the city of Biwabik to exceed certain property tax levy limits; allowing for a referendum on the issue of exceeding the levy limits.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Carruthers, Vellenga, Blatz and Swenson introduced:

H. F. No. 2289, A bill for an act relating to crime; providing that burglary occurs if a person enters a building without consent and commits a crime without intent while in the building; extending first degree burglary to instances where an assault occurs on the property appurtenant to the entered building; providing that it is a felony to possess tools used in theft; amending Minnesota Statutes 1986, sections 609.582, subdivisions 1, 2, 3, and 4; and 609.59.

The bill was read for the first time and referred to the Committee on Judiciary.

Vellenga and Blatz introduced:

H. F. No. 2290, A bill for an act relating to child support; clarifying that guidelines apply in public assistance contribution actions; requiring disclosure of information; allowing use of revenue recapture act by any public agency; allowing use of child support remedies for medical support; providing for termination of income withholding; clarifying application of income withholding; amending Minnesota Statutes 1986, section 256.87, subdivisions 1 and 1a; 256.978; 270A.03, subdivision 4; 518.171, by adding a subdivision; and 518.611, subdivision 10; Minnesota Statutes 1987 Supplement, section 518.611, subdivision 2.

The bill was read for the first time and referred to the Committee on Judiciary.

Lasley, Larsen; Johnson, R.; Rukavina and Dille introduced:

H. F. No. 2291, A bill for an act relating to state agencies;

amending, enacting and repealing certain laws administered by the department of administration; appropriating money; amending Minnesota Statutes 1986, sections 16A.41, subdivision 1; 16B.07, subdivisions 2 and 3; 16B.08, subdivision 4; 16B.09, subdivision 3; 16B.28; 16B.42, subdivision 1; 16B.48, subdivision 2; 16B.54, subdivision 8; 16B.55, subdivisions 3 and 6; 16B.65, subdivision 3; 16B.85; 94.12; 214.07, subdivision 1; and 382.153; Minnesota Statutes 1987 Supplement, sections 16B.09, subdivision 1; 16B.67; 115A.15, subdivision 6; and 168.012, subdivision 1; Laws 1987, chapters 365, section 24; and 404, section 16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 16B; repealing Minnesota Statutes 1986, sections 15.38; 16B.29; and 214.07, subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Knuth introduced:

H. F. No. 2292, A bill for an act relating to state government; amending certain provisions governing advisory councils, committees, and task forces; amending Minnesota Statutes 1986, sections 3.922, subdivision 3; 3.9225, subdivision 1; 3.9226, subdivision 1; 6.65; 15.059, subdivision 5; 79.51, subdivision 4; 84B.11, subdivision 1; 85A.02, subdivision 4; 115.54; 116C.59, subdivisions 1, 2, and 4; 116C.839; 121.83; 124.48, subdivision 3; 126.56, subdivision 5; 128A.03, subdivision 3; 135A.05; 136A.02, subdivision 7; 138.97, subdivision 3; 162.02, subdivision 2; 162.09, subdivision 2; 174.031, subdivision 2; 175.008; 182.653, subdivision 4e; 214.141; 248.10, subdivision 2; 254A.035, subdivision 2; 256C.28, subdivision 2; 299F.097; 611A.34, subdivision 1; 611A.71, by adding a subdivision; Minnesota Statutes 1987 Supplement, sections 15.059, subdivision 3 and 6; 16B.20, subdivision 2; 43A.316, subdivision 4; 115A.12, subdivision 1; 116J.971, by adding a subdivision; 120.17, subdivision 11a; 121.934, subdivision 1; 123.935, subdivision 7; 126.665; 129C.10, subdivision 3; 136A.02, subdivision 6; 144.672, subdivision 1; 175.007, subdivision 1; 245.697, subdivision 1; 245.97, subdivision 6; 246.56, subdivision 2; 256.482, subdivision 1; 256.73, subdivision 7; 256B.064, subdivision 1a; 256B.27, subdivision 3; 256B.433, subdivisions 1 and 4; 299A.23, subdivision 2; 299J.06, subdivision 4; repealing Minnesota Statutes 1986, sections 116J.04; 160.80, subdivision 6; 174.031, subdivision 6; 177.28, subdivision 2; 326.66; Minnesota Statutes 1987 Supplement, section 115A.12, subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Voss, Minne, Bishop and Blatz introduced:

H. F. No. 2293, A bill for an act relating to taxation; imposing membership requirements on private golf clubs qualifying for taxation under the open space property tax law; amending Minnesota Statutes 1986, section 273.112, subdivisions 3 and 6.

The bill was read for the first time and referred to the Committee on Taxes.

Olsen, S.; Forsythe; Swenson; Schafer and Hartle introduced:

H. F. No. 2294, A bill for an act relating to education; restoring certain categorical programs; creating reimbursement aid for special academic programs; increasing interdistrict cooperation aid; increasing summer program aid; appropriating money; amending Minnesota Statutes 1986, sections 124.247, by adding a subdivision; 124.272, subdivisions 3 and 4; Minnesota Statutes 1987 Supplement, section 124.246, subdivision 2; Laws 1987, chapter 398, article 1, section 27, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1986, section 124.272, subdivision 5; Minnesota Statutes 1987 Supplement, section 124A.27.

The bill was read for the first time and referred to the Committee on Education.

Trimble; Olson, K.; Dille; Wenzel and Steensma introduced:

H. F. No. 2295, A bill for an act relating to agriculture; requiring a study of the University of Minnesota's agricultural extension service and department of agriculture and applied economics; appropriating money.

The bill was read for the first time and referred to the Committee on Agriculture.

Sviggum, Kelly and Uphus introduced:

H. F. No. 2296, A bill for an act relating to crimes; making it a crime for a person in custody for an alleged act of delinquency or on a juvenile adjudication of delinquency to escape; amending Minnesota Statutes 1986, section 609.485, subdivisions 2 and 4.

The bill was read for the first time and referred to the Committee on Judiciary.

Winter, McDonald, Dauner and Olson, K., introduced:

H. F. No. 2297, A bill for an act relating to agriculture; extending certain benefits under the family farm security act; amending Minnesota Statutes 1986, section 41.57, subdivision 4.

The bill was read for the first time and referred to the Committee on Agriculture.

Trimble, Sarna, O'Connor, McDonald and Ogren introduced:

H. F. No. 2298, A bill for an act relating to agriculture; prohibiting the sale of irradiated foods; proposing coding for new law in Minnesota Statutes, chapter 31.

The bill was read for the first time and referred to the Committee on Commerce.

Reding introduced:

H. F. No. 2299, A bill for an act relating to economic development; appropriating certain investment earnings to the Minnesota agricultural and economic development board; providing for the organization of the department of trade and economic development; amending Minnesota Statutes 1987 Supplement, sections 41A.05, subdivision 1; and 116J.01, subdivision 3.

The bill was read for the first time and referred to the Committee on Future and Technology.

Tjornhom, Morrison, Hugoson, Stanius and Olsen, S., introduced:

H. F. No. 2300, A bill for an act relating to taxation; income; excluding certain compensation for military services; amending Minnesota Statutes 1987 Supplement, section 290.01, subdivision 19b.

The bill was read for the first time and referred to the Committee on Taxes.

Onnen, McEachern and Bertram introduced:

H. F. No. 2301, A bill for an act relating to health; excepting certain beds from the nursing home moratorium; amending Minnesota Statutes 1987 Supplement, section 144A.071, subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Orenstein, Kinkel, Milbert, Kelso and DeBlieck introduced:

H. F. No. 2302, A bill for an act relating to taxation; sales; exempting nonprescription drugs and health products; amending Minnesota Statutes 1987 Supplement, section 297A.25, subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

Reding introduced:

H. F. No. 2303, A bill for an act relating to retirement; Minneapolis employees retirement fund; adding state representatives to the retirement board of the fund; transferring administration of the fund from the retirement board to the public employees retirement association effective June 30, 1990; amending Minnesota Statutes 1986, sections 422A.02; and 422A.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 422A; repealing Minnesota Statutes 1986, sections 422A.01, subdivision 13; 422A.02; 422A.03; 422A.04, subdivisions 1 and 4; 422A.05; and 422A.06, subdivisions 1, 3, 4, and 6; Minnesota Statutes 1987 Supplement, sections 422A.04, subdivisions 2 and 3; and 422A.06, subdivisions 2, 5, 7, and 8.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Haukoos, McPherson, Frerichs, McDonald and Dempsey introduced:

H. F. No. 2304, A bill for an act relating to taxation; income; excluding certain volunteer firefighters lump sum distributions; amending Laws 1987, chapter 268, article 1, section 13.

The bill was read for the first time and referred to the Committee on Taxes.

Olsen, S.; Heap; Tjornhom; Valento and Rose introduced:

H. F. No. 2305, A bill for an act relating to education; making changes in the training and experience revenue and the minimum allowance aid formulas; amending Minnesota Statutes 1987 Supplement, sections 124A.22, subdivision 4; and 124A.25, subdivision 2.

The bill was read for the first time and referred to the Committee on Education.

Long, Munger, Schreiber, Rest and Voss introduced:

H. F. No. 2306, A bill for an act relating to bonds; authorizing the Minnesota public facilities authority to issue revenue bonds and make loans to or purchase the bonds of municipalities for wastewater treatment and water supply systems; amending Minnesota Statutes 1986, section 475.58, subdivision 1; Minnesota Statutes 1987 Supplement, sections 446A.03, by adding a subdivision; 446A.04, by adding subdivisions; 446A.05, subdivision 1; and proposing coding for new law in Minnesota Statutes, chapter 446A.

The bill was read for the first time and referred to the Committee on Taxes.

Nelson, D., introduced:

H. F. No. 2307, A bill for an act relating to health; establishing a safe drinking water account; prohibiting the use of certain lead pipe and pipe fittings; appropriating money; amending Minnesota Statutes 1986, sections 144.382, subdivision 1, and by adding a subdivision; 326.371; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1986, section 144.388.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Quinn, Skoglund and Ogren introduced:

H. F. No. 2308, A bill for an act relating to insurance; establishing the insurance consumers board; giving the board authority to collect and disseminate information; establishing a surcharge on insurance contracts; appropriating money collected by the surcharge to the board; proposing coding for new law in Minnesota Statutes, chapter 60A.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Sparby; McDonald; Cooper; Anderson, G., and Frederick introduced:

H. F. No. 2309, A bill for an act relating to commerce; regulating and governing business relations between manufacturers of agricul-

tural equipment and independent retail dealers of those products; proposing coding for new law in Minnesota Statutes, chapter 325E.

The bill was read for the first time and referred to the Committee on Commerce.

Carruthers, Milbert and McKasy introduced:

H. F. No. 2310, A bill for an act relating to probate; providing for the award of sentimental property to the decedent's children; amending Minnesota Statutes 1986, sections 525.15; and 525.151; proposing coding for new law in Minnesota Statutes, chapter 525.

The bill was read for the first time and referred to the Committee on Judiciary.

Nelson, D., introduced:

H. F. No. 2311, A bill for an act relating to water resources; recodifying and clarifying water law; amending Minnesota Statutes 1986, sections 84.083, by adding subdivisions; 645.44, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 83A and 106A; proposing coding for new law as Minnesota Statutes, chapters 105A; 105B; 105C; and 105D; repealing Minnesota Statutes 1986, sections 84.031; 84.032; 84.158; 110.13 to 110.53; 110B.01; 110B.04; 110B.08; 110B.10; 110B.12; 110B.15; 110B.20; 110B.22; 110B.25; 110B.28; 110B.30; 111.65 to 111.82; 114.12; 114.13; 114B.01 to 114B.07; 116C.41; 378.01; 378.02; 378.03; 378.04; 378.05; 378.06; 378.08; 378.09; 378.20; 378.21; 378.31; 378.32; 378.321; 378.33; 378.34; 378.35; 378.401; 378.405; 378.41; 378.42; 378.44; 378.45; 378.455; 378.46; 378.47; 378.51; 378.52; 378.53; 378.54; 378.545; 378.55; 378.56; 465.18; 465.26; 473.876, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, and 9; 473.877, subdivisions 1 and 3; 473.8771, subdivision 3; 473.878, subdivisions 1, 1a, 2, 3a, and 4; 473.879; 473.881; 473.882; and 473.883; Minnesota Statutes 1987 Supplement, sections 105.37 to 105.81; 110B.02; 110B.35; 378.22; 378.43; 473.875; 473.876, subdivisions 1a, 2a, and 2b; 473.877, subdivision 2; 473.8771, subdivisions 1 and 2; 473.878, subdivisions 3, 5, 6, 7, 8, and 9; and 473.8785.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Ozment introduced:

H. F. No. 2312, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to sell certain lands in Itasca county.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Clark introduced:

H. F. No. 2313, A bill for an act relating to domestic abuse; requiring recording of all domestic abuse protection hearings; amending Minnesota Statutes 1986, section 518B.01, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Judiciary.

O'Connor introduced:

H. F. No. 2314, A bill for an act relating to the city of St. Paul; establishing a program setting aside a portion of services and materials for small businesses.

The bill was read for the first time and referred to the Committee on Metropolitan Affairs.

Kostohryz, Knuth, Stanius and Anderson, R., introduced:

H. F. No. 2315, A bill for an act relating to education; reenacting the capital expenditure levy for leased buildings; amending Minnesota Statutes 1986, section 275.125, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education.

Long introduced:

H. F. No. 2316, A bill for an act relating to health; requiring certification of certain environmental laboratories; establishing an environmental laboratory certification account in the state treasury; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Begich and Rukavina introduced:

H. F. No. 2317, A bill for an act relating to education; providing for use of certain revenues in the independent school district No. 710

bond redemption fund; amending Laws 1982, chapter 523, article 30, section 4, subdivision 3.

The bill was read for the first time and referred to the Committee on Education.

Gruenes, Ogren, Battaglia, Greenfield and DeRaad introduced:

H. F. No. 2318, A bill for an act relating to health; authorizing the public facilities authority to make health care planning grants and capital equipment loans available to small hospitals; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 446A.

The bill was read for the first time and referred to the Committee on Health and Human Services.

### CONSENT CALENDAR

H. F. No. 1741, A bill for an act relating to consumer protection; prohibiting the resale of liners used in flotation bedding; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 325F.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 118 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dorn	Kinkel	Nelson, C.	Richter
Anderson, R.	Forsythe	Kludt	Nelson, D.	Riveness
Battaglia	Frederick	Knickerbocker	O'Connor	Rodosovich
Bauerly	Greenfield	Knuth	Olsen, S.	Rose
Beard	Gruenes	Kostohryz	Olson, E.	Rukavina
Begich	Gutknecht	Krueger	Olson, K.	Sarna
Bennett	Hartle	Larsen	Omann	Schafer
Bertram	Heap	Lasley	Onnen	Schreiber
Bishop	Himle	Lieder	Orenstein	Seaberg
Blatz	Hugoson	Long	Osthoff	Segal
Boo	Jacobs	Marsh	Ozment	Shaver
Burger	Jaros	McDonald	Pauly	Simoneau
Carlson, D.	Jefferson	McKasy	Pelowski	Skoglund
Carlson, L.	Jensen	McLaughlin	Peterson	Solberg
Carruthers	Johnson, A.	McPherson	Poppenhagen	Sparby
Clark	Johnson, R.	Milbert	Price	Stanius
Cooper	Johnson, V.	Miller	Quinn	Steensma
Dauner	Kahn	Minne	Quist	Sviggum
Dawkins	Kalis	Morrison	Redalen	Swenson
DeBlieck	Kelly	Munger	Reding	Thiede
Dille	Kelso	Murphy	Rest	Tompkins

Trimble	Valento	Wagenius	Wenzel	Spk. Vanasek
Tunheim	Vellenga	Waltman	Winter	
Uphus	Voss	Welle	Wynia	

The bill was passed and its title agreed to.

H. F. No. 1816 was reported to the House.

Upon objection of ten members, H. F. No. 1816 was stricken from the Consent Calendar and returned to General Orders.

### CALENDAR

H. F. No. 1846, A bill for an act relating to environment; authorizing inspection of certain records kept by waste facilities; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 115A.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 84 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Jaros	Long	Omann	Simoneau
Battaglia	Jefferson	Marsh	Orenstein	Skoglund
Bauerly	Jennings	McKasy	Osthoff	Solberg
Beard	Jensen	McLaughlin	Otis	Steensma
Begich	Johnson, R.	McPherson	Pappas	Swenson
Bertram	Kahn	Milbert	Pelowski	Tompkins
Bishop	Kalis	Minne	Peterson	Trimble
Brown	Kelly	Munger	Price	Tunheim
Carlson, L.	Kelso	Murphy	Quinn	Vellenga
Carruthers	Kinkel	Nelson, C.	Reding	Voss
Cooper	Kludt	Nelson, D.	Rice	Wagenius
Dauner	Knuth	Neuenschwander	Rodosovich	Welle
Dawkins	Kostohryz	O'Connor	Rukavina	Wenzel
DeBlick	Krueger	Ogren	Sarna	Winter
Dorn	Larsen	Olsen, S.	Scheid	Wynia
Greenfield	Lasley	Olson, E.	Seaberg	Spk. Vanasek
Jacobs	Lieder	Olson, K.	Segal	

Those who voted in the negative were:

Anderson, R.	Frederick	Johnson, V.	Poppenhagen	Shaver
Bennett	Gruenes	Knickerbocker	Quist	Sparby
Boo	Gutknecht	McDonald	Redalen	Stanius
Burger	Hartle	Miller	Richter	Sviggum
Clausnitzer	Haukoos	Onnen	Rose	Thiede
Dempsey	Himle	Ozment	Schafer	Tjornhom
Dille	Hugoson	Pauly	Schreiber	Uphus
				Valento
				Waltman

The bill was passed and its title agreed to.

H. F. No. 1853, A bill for an act relating to health; clarifying an existing statute that requires insurance plans to cover the services provided by a registered nurse engaged in advanced nursing practice to the same extent that the services would be covered if provided by a physician; including nurse practitioners and clinical specialists in psychiatric or mental health nursing among the roles specifically listed as examples of advanced nursing practice; amending Minnesota Statutes 1986, section 62A.15, subdivision 3a.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Greenfield	Larsen	Osthoff	Simoneau
Anderson, R.	Gruenes	Lasley	Otis	Skoglund
Battaglia	Gutknecht	Lieder	Ozment	Solberg
Bauerly	Hartle	Long	Pappas	Sparby
Beard	Haukoos	Marsh	Pauly	Stamius
Begich	Heap	McDonald	Pelowski	Steensma
Bennett	Himle	McKasy	Peterson	Sviggum
Bertram	Hugoson	McLaughlin	Poppenhagen	Swenson
Bishop	Jacobs	McPherson	Price	Thiede
Blatz	Jaros	Milbert	Quinn	Tjornhom
Boo	Jefferson	Miller	Quist	Tompkins
Brown	Jennings	Minne	Redalen	Trimble
Burger	Jensen	Morrison	Reding	Tunheim
Carlson, D.	Johnson, A.	Munger	Rest	Uphus
Carlson, L.	Johnson, R.	Murphy	Rice	Valento
Carruthers	Johnson, V.	Nelson, C.	Richter	Vellenga
Clausnitzer	Kahn	Nelson, D.	Rodosovich	Voss
Cooper	Kalis	Neuenschwander	Rose	Wagenius
Dauner	Kelly	O'Connor	Rukavina	Waltman
Dawkins	Kelso	Ogren	Sarna	Welle
DeBlieck	Kinkel	Olsen, S.	Schafer	Wenzel
Dempsey	Kludt	Olson, E.	Scheid	Winter
Dille	Knickerbocker	Olson, K.	Schreiber	Wynia
Dorn	Knuth	Omann	Seaberg	Spk. Vanasek
Forsythe	Kostohryz	Onnen	Segal	
Frederick	Krueger	Orenstein	Shaver	

The bill was passed and its title agreed to.

H. F. No. 1886, A bill for an act relating to crime; increasing penalties for advertising, selling, and renting devices designed to make an unauthorized connection to a cable communications system; amending Minnesota Statutes 1986, section 609.80.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Greenfield	Larsen	Otis	Skoglund
Battaglia	Gruenes	Lasley	Ozment	Solberg
Bauerly	Gutknecht	Lieder	Pauly	Sparby
Beard	Hartle	Long	Pelowski	Stanius
Begich	Haukoos	Marsh	Peterson	Steensma
Bennett	Heap	McKasy	Poppenhagen	Sviggum
Bertram	Himle	McLaughlin	Price	Swenson
Bishop	Hugoson	McPherson	Quinn	Thiede
Blatz	Jacobs	Milbert	Quist	Tjornhom
Boo	Jaros	Miller	Redalen	Tompkins
Brown	Jefferson	Minne	Reding	Tunheim
Burger	Jennings	Morrison	Rest	Uphus
Carlson, L.	Jensen	Munger	Rice	Valento
Carruthers	Johnson, A.	Murphy	Richter	Vellenga
Clark	Johnson, R.	Nelson, C.	Rodosovich	Voss
Clausnitzer	Johnson, V.	Nelson, D.	Rose	Wagenius
Cooper	Kahn	Neuenschwander	Rukavina	Waltman
Dauner	Kalis	O'Connor	Sarna	Welle
Dawkins	Kelly	Ogren	Schafer	Wenzel
DeBlicek	Kelso	Olsen, S.	Scheid	Winter
Dempsey	Kinkel	Olson, E.	Schreiber	Wynia
Dille	Knickerbocker	Olson, K.	Seaberg	Spk. Vanasek
Dorn	Knuth	Omann	Segal	
Forsythe	Kostohryz	Onnen	Shaver	
Frederick	Krueger	Orenstein	Simoneau	

Those who voted in the negative were:

Anderson, G. Kludt Osthoff

The bill was passed and its title agreed to.

Knuth was excused between the hours of 3:00 p.m. and 3:40 p.m.

### GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole with Vanasek in the Chair for consideration of bills pending on General Orders of the day. After some time spent therein the Committee arose.

#### REPORT OF THE COMMITTEE OF THE WHOLE

The Speaker resumed the Chair, whereupon the following recommendations of the Committee were reported to the House:

H. F. Nos. 1836, 1850, 1867 and 1816 were recommended to pass.

S. F. No. 537 was recommended to pass.

H. F. Nos. 1705, 1806, 1709 and 1942 were recommended for progress.

H. F. No. 297 was recommended for progress retaining its place on General Orders.

H. F. No. 1790, the first engrossment, which it recommended to pass with the following amendment offered by Bishop and Skoglund:

Page 1, line 16, after "will" insert "or deed to a burial lot or a document containing instructions for the burial"

Page 2, line 19, delete "and deliver it" and insert "and make a true and correct machine copy thereof, replace the copy in the box, and then deliver the original thereof"

Page 2, line 24, after "mail." insert "If the interested person so requests, any deed to burial lot or document containing instructions for the burial of the lessee may be copied by the safe deposit box company and the copy or copies thereof delivered to the interested person."

S. F. No. 1575, which it recommended to pass with the following amendment offered by Anderson, G.:

Page 2, line 29, after "license," delete everything before the period and insert "an issuing fee of 50 cents may be charged at the discretion of the authorized seller"

Carlson, D., offered an amendment to S. F. No. 1575.

#### POINT OF ORDER

Battaglia raised a point of order pursuant to rule 3.9 that the Carlson, D., amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

H. F. No. 1851, the first engrossment, which it recommended to pass with the following amendments:

Offered by Bauerly and Jennings:

Page 2, line 5, delete "A town or city may impose a"

Page 2, delete lines 6, 7 and 8

Page 2, line 9, delete "city."

Offered by Swenson:

Page 2; line 23, to page 5, line 13, delete Section 3 from the bill

Renumber the sections in sequence

Amend the title accordingly

#### POINT OF ORDER

In the Committee of the Whole, Thiede raised a point of order that his demand for the return of H. F. No. 35, pursuant to House Rule 1.16, was not returned to the House, not given a second reading and that the bill was not placed at the bottom of General Orders. The Speaker ruled the point of order not well taken.

On the motion of Wynia the report of the Committee of the Whole was adopted.

#### MOTIONS AND RESOLUTIONS

Welle moved that his name be stricken as an author on H. F. No. 1228. The motion prevailed.

Jacobs moved that the name of Olsen, S., be added as an author on H. F. No. 1732. The motion prevailed.

Quist moved that the name of Schafer be stricken and the names of Orenstein and Kelly be added as authors on H. F. No. 1774. The motion prevailed.

Trimble moved that the names of Blatz, Ogren, Riveness and Rodosovich be added as authors on H. F. No. 1775. The motion prevailed.

Kahn moved that the name of Johnson, A., be added as chief author and the name of Kahn be shown as second author on H. F. No. 1818. The motion prevailed.

Orenstein moved that the name of Tjornhom be added as an author on H. F. No. 1886. The motion prevailed.

Ogren moved that his name be stricken and the name of DeBlicck be added as chief author on H. F. No. 1887. The motion prevailed.

Bennett moved that the name of Stanius be added as an author on H. F. No. 1953. The motion prevailed.

Vellenga moved that the names of Scheid and Forsythe be added as authors on H. F. No. 1960. The motion prevailed.

Rukavina moved that the name of Johnson, R., be added as an author on H. F. No. 2016. The motion prevailed.

Dille moved that the names of Kalis and Quist be added as authors on H. F. No. 2018. The motion prevailed.

Blatz moved that the name of Vellenga be added as an author on H. F. No. 2021. The motion prevailed.

Lasley moved that the names of Wenzel, Dille and Jennings be added as authors on H. F. No. 2022. The motion prevailed.

Solberg moved that the name of Dawkins be added as an author on H. F. No. 2054. The motion prevailed.

Ogren moved that the name of Rukavina be added as an author on H. F. No. 2082. The motion prevailed.

Wenzel moved that the names of Bertram, Winter, Kinkel and DeBlicck be added as authors on H. F. No. 2090. The motion prevailed.

Ogren moved that the name of Quinn be added as an author on H. F. No. 2116. The motion prevailed.

Vellenga moved that the name of Clark be added as an author on H. F. No. 2118. The motion prevailed.

Vellenga moved that the names of Kahn, Greenfield and Segal be added as authors on H. F. No. 2128. The motion prevailed.

Vellenga moved that the names of Sparby and Stanius be added as authors on H. F. No. 2130. The motion prevailed.

Otis moved that the name of Milbert be added as an author on H. F. No. 2137. The motion prevailed.

Valento moved that the name of Olsen, S., be added as an author on H. F. No. 2163. The motion prevailed.

Price moved that H. F. No. 1912 be recalled from the Committee on Environment and Natural Resources and be re-referred to the Committee on Governmental Operations. The motion prevailed.

Kalis moved that H. F. No. 2030 be recalled from the Committee on Transportation and be re-referred to the Committee on Appropriations. The motion prevailed.

Carruthers moved that H. F. No. 2095 be recalled from the Committee on Judiciary and be re-referred to the Committee on Commerce. The motion prevailed.

Kostohryz moved that H. F. No. 2210 be recalled from the Committee on Local and Urban Affairs and be re-referred to the Committee on General Legislation, Veterans Affairs and Gaming. The motion prevailed.

Ozment moved that H. F. No. 2312 be recalled from the Committee on Environment and Natural Resources and be re-referred to the Committee on Governmental Operations. The motion prevailed.

Quinn, Voss, Knuth and Jacobs introduced:

House Concurrent Resolution No. 12, A House concurrent resolution declaring full support to the endeavors of the United States Soccer Federation to bring the 1994 World Cup to the United States.

The concurrent resolution was referred to the Committee on General Legislation, Veterans Affairs and Gaming.

Wynia moved that the House recess subject to the call of the Chair. The motion prevailed.

McKasy and Ozment were excused for the remainder of today's session.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

**MOTIONS AND RESOLUTIONS, Continued**

Vanasek; Wynia; Anderson, G.; Voss and Nelson, K., introduced:

House Resolution No. 49, A House resolution setting the maximum limit on budget adjustments for the biennium.

**SUSPENSION OF RULES**

Wynia moved that the rules be so far suspended that House Resolution No. 49 be now considered and be placed upon its adoption. The motion prevailed.

**HOUSE RESOLUTION NO. 49**

House Resolution No. 49, A House resolution setting the maximum limit on budget adjustments for the biennium.

*Be It Resolved* by the House of Representatives that the sum of \$301,235,000 is the maximum limit on budget adjustments for the purposes of revenues, expenditures, and transfers from the general fund for the biennium ending June 30, 1989. This limit is adopted under House Rule 5.10.

*Be It Further Resolved* that the Legislature finds that there should be:

(1) a \$30,000,000 budget adjustment for the purpose of providing tax reductions for Minnesota's elderly citizens and to correct other unintended tax effects;

(2) a \$53,800,000 budget adjustment for the purpose of providing additional property tax relief through the rent credit/circuit breaker program;

(3) a \$71,580,000 budget adjustment for the purpose of transferring an additional 30 percent of motor vehicle excise tax proceeds from the general fund to transportation programs;

(4) a \$54,493,000 budget adjustment for education finance programs;

(5) a \$36,431,000 budget adjustment for post-secondary education programs;

(6) a \$10,875,000 budget adjustment for human resource programs;

(7) a \$10,919,000 budget adjustment for state department agencies;

(8) a \$12,160,000 budget adjustment for debt service;

(9) a \$2,456,000 budget adjustment for agriculture, transportation, and semi-state agencies;

(10) a \$10,000,000 budget adjustment for the purpose of increasing the budget reserve; and

(11) an \$8,521,000 budget adjustment for all other expenditures should be enacted to modify the January 22, 1988 general fund budget forecast by the Governor and the Department of Finance.

Wynia moved that House Resolution No. 49 be now adopted.

A roll call was requested and properly seconded.

Poppenhagen requested a division of House Resolution No. 49.

#### POINT OF ORDER

Wynia raised a point of order pursuant to section 310 of "Mason's Manual of Legislative Procedure" relating to the division of questions. The Speaker ruled the point of order not well taken.

The first portion of House Resolution No. 49 as divided by Poppenhagen reads as follows:

A House resolution setting the maximum limit on budget adjustments for the biennium.

*Be It Resolved* by the House of Representatives that the sum of \$301,235,000 is the maximum limit on budget adjustments for the purposes of revenues, expenditures, and transfers from the general fund for the biennium ending June 30, 1989. This limit is adopted under House Rule 5.10.

The question was taken on the first portion of House Resolution No. 49 as divided by Poppenhagen and the roll was called. There were 81 yeas and 43 nays as follows:

## Those who voted in the affirmative were:

Anderson, G.	DeBlieck	Kostohryz	Olson, E.	Sarna
Anderson, R.	Dille	Krueger	Olson, K.	Scheid
Battaglia	Dorn	Larsen	Orenstein	Segal
Bauerly	Greenfield	Lasley	Osthoff	Simoneau
Beard	Jacobs	Lieder	Otis	Skoglund
Begich	Jaros	Long	Pappas	Solberg
Bertram	Jefferson	McLaughlin	Pelowski	Sparby
Bishop	Jensen	Milbert	Peterson	Steensma
Brown	Johnson, A.	Minne	Price	Trimble
Carlson, D.	Johnson, R.	Munger	Quinn	Tunheim
Carlson, L.	Kahn	Murphy	Reding	Vellenga
Carruthers	Kalis	Nelson, C.	Rest	Voss
Clark	Kelly	Nelson, D.	Riveness	Welle
Cooper	Kinkel	Neuenschwander	Rodosovich	Wenzel
Dauner	Kludt	O'Connor	Rose	Winter
Dawkins	Knuth	Ogren	Rukavina	Wynia
				Spk. Vanasek

## Those who voted in the negative were:

Bennett	Gruenes	Knickerbocker	Poppenhagen	Sviggum
Blatz	Gutknecht	Marsh	Quist	Swenson
Bod	Hartle	McPherson	Redalen	Thiede
Burger	Haukoos	Miller	Richter	Tjornhom
Clausnitzer	Heap	Morrison	Schafer	Uphus
Dempsey	Himle	Olsen, S.	Schreiber	Valento
Forsythe	Hugoson	Omann	Seaberg	Waltman
Frederick	Jennings	Onnen	Shaver	
Frerichs	Johnson, V.	Pauly	Stanius	

The motion prevailed and the first portion of House Resolution No. 49) was adopted.

## CALL OF THE HOUSE

On the motion of Wynia and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Anderson, G.	DeBlieck	Johnson, A.	McPherson	Pauly
Anderson, R.	Dempsey	Johnson, R.	Milbert	Pelowski
Battaglia	Dille	Johnson, V.	Miller	Peterson
Bauerly	Dorn	Kahn	Minne	Poppenhagen
Beard	Forsythe	Kalis	Morrison	Price
Begich	Frederick	Kelly	Munger	Quist
Bennett	Frerichs	Kelso	Murphy	Redalen
Bertram	Greenfield	Kinkel	Nelson, C.	Reding
Bishop	Gruenes	Kludt	Nelson, D.	Rest
Blatz	Gutknecht	Knickerbocker	Neuenschwander	Rice
Brown	Hartle	Knuth	O'Connor	Richter
Burger	Haukoos	Kostohryz	Ogren	Riveness
Carlson, D.	Heap	Krueger	Olsen, S.	Rodosovich
Carlson, L.	Himle	Larsen	Olson, E.	Rose
Carruthers	Hugoson	Lasley	Olson, K.	Rukavina
Clark	Jacobs	Lieder	Omann	Sarna
Clausnitzer	Jaros	Long	Onnen	Schafer
Cooper	Jefferson	Marsh	Orenstein	Scheid
Dauner	Jennings	McDonald	Osthoff	Schreiber
Dawkins	Jensen	McLaughlin	Otis	Seaberg

Segal	Stanis	Tompkins	Voss	Wynia
Shaver	Steensma	Trimble	Wagenius	Spk. Vanasek
Simoneau	Sviggum	Tunheim	Waltman	
Skoglund	Swenson	Uphus	Welle	
Solberg	Thiede	Valento	Wenzel	
Sparby	Tjornhom	Vellenga	Winter	

Wynia moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

O'Connor and Quinn were excused for the remainder of today's session.

The second portion of House Resolution No. 49 as divided by Poppenhagen reads as follows:

*Be It Further Resolved* that the Legislature finds that there should be:

(1) a \$30,000,000 budget adjustment for the purpose of providing tax reductions for Minnesota's elderly citizens and to correct other unintended tax effects;

(2) a \$53,800,000 budget adjustment for the purpose of providing additional property tax relief through the rent credit/circuit breaker program;

(3) a \$71,580,000 budget adjustment for the purpose of transferring an additional 30 percent of motor vehicle excise tax proceeds from the general fund to transportation programs;

(4) a \$54,493,000 budget adjustment for education finance programs;

(5) a \$36,431,000 budget adjustment for post-secondary education programs;

(6) a \$10,875,000 budget adjustment for human resource programs;

(7) a \$10,919,000 budget adjustment for state department agencies;

(8) a \$12,160,000 budget adjustment for debt service;

(9) a \$2,456,000 budget adjustment for agriculture, transportation, and semi-state agencies;

(10) a \$10,000,000 budget adjustment for the purpose of increasing the budget reserve; and

(11) an \$8,521,000 budget adjustment for all other expenditures should be enacted to modify the January 22, 1988 general fund budget forecast by the Governor and the Department of Finance.

Sviggum, Bennett and McDonald moved to amend the second portion of House Resolution No. 49, as follows:

Page 1, line 18, delete "\$71,580,000" and insert "\$92,499,000"

Page 1, line 19, delete "30" and insert "39"

Page 2, delete lines 3 and 4

Page 2, delete lines 8 and 9

A roll call was requested and properly seconded.

The question was taken on the Sviggum et al amendment and the roll was called.

Wynia moved that those not voting be excused from voting. The motion prevailed.

There were 44 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Bennett	Gruenes	Marsh	Poppenhagen	Sviggum
Blatz	Gutknecht	McDonald	Quist	Swenson
Burger	Hartle	McPherson	Redalen	Thiede
Clausnitzer	Haukoos	Miller	Richter	Tjornhom
Dempsey	Heap	Morrison	Rose	Tompkins
Dille	Himle	Olsen, S.	Schafer	Uphus
Forsythe	Hugoson	Omann	Schreiber	Valento
Frederick	Jennings	Onnen	Shaver	Waltman
Frerichs	Johnson, V.	Pauly	Stanius	

Those who voted in the negative were:

Anderson, G.	Carruthers	Jensen	Kostohryz	Nelson, C.
Anderson, R.	Clark	Johnson, A.	Krueger	Nelson, D.
Battaglia	Cooper	Johnson, R.	Larsen	Neuenschwander
Bauerly	Dauner	Kahn	Lasley	Ogren
Beard	Dawkins	Kalis	Lieder	Olson, E.
Begich	DeBlicke	Kelly	Long	Olson, K.
Bertram	Dorn	Kelso	McLaughlin	Orenstein
Bishop	Greenfield	Kinkel	Milbert	Osthoff
Boo	Jacobs	Kludt	Minne	Otis
Brown	Jaros	Knickerbocker	Munger	Pappas
Carlson, L.	Jefferson	Knuth	Murphy	Pelowski

Peterson	Rodosovich	Skoglund	Vellenga	Wynia
Price	Rukavina	Solberg	Voss	Spk. Vanasek
Reding	Sarna	Sparby	Wagenius	
Rest	Scheid	Steensma	Welle	
Rice	Segal	Trimble	Wenzel	
Riveness	Simoneau	Tunheim	Winter	

The motion did not prevail and the amendment was not adopted.

Clausnitzer offered an amendment to the second portion of House Resolution No. 49.

#### POINT OF ORDER

Wynia raised a point of order pursuant to rule 3.9 that the Clausnitzer amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

#### POINT OF ORDER

Rodosovich raised a point of order pursuant to section 124 of "Mason's Manual of Legislative Procedure" relating to personalities not permitted in debate. The Speaker ruled the point of order not well taken.

#### POINT OF ORDER

Marsh raised a point of order pursuant to section 124 of "Mason's Manual of Legislative Procedure" relating to personalities not permitted in debate. The Speaker ruled the point of order not well taken.

#### POINT OF ORDER

Dempsey raised a point of order pursuant to section 124 of "Mason's Manual of Legislative Procedure" relating to personalities not permitted in debate. The Speaker ruled the point of order not well taken.

Pauly and Sviggum were excused for the remainder of today's session.

The question recurred on the second portion of House Resolution No. 49 as divided by Poppenhagen.

Pursuant to rule 2.5, Thiede requested that he be excused from

voting on the second portion of House Resolution No. 49. The request was not granted.

The question was taken on the second portion of House Resolution No. 49 as divided by Poppenhagen and the roll was called.

Schreiber moved that those not voting be excused from voting. The motion did not prevail.

There were 93 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dorn	Larsen	Osthoff	Simoneau
Anderson, R.	Frederick	Lasley	Otis	Skoglund
Battaglia	Greenfield	Lieder	Pappas	Solberg
Bauerly	Gruenes	Long	Pelowski	Sparby
Beard	Hartle	Marsh	Peterson	Steensma
Begich	Jacobs	McLaughlin	Price	Tjornhom
Bennett	Jaros	Milbert	Quist	Trimble
Bertram	Jefferson	Minne	Redalen	Tunheim
Bishop	Jensen	Morrison	Reding	Uphus
Brown	Johnson, A.	Munger	Rest	Vellenga
Carlson, D.	Johnson, R.	Murphy	Rice	Voss
Carlson, L.	Kahn	Nelson, C.	Riveness	Wagenius
Carruthers	Kalis	Nelson, D.	Rodosovich	Welle
Clark	Kelly	Neuenschwander	Rose	Wenzel
Cooper	Kelso	Ogren	Rukavina	Winter
Dauner	Kinkel	Olson, E.	Sarna	Wynia
Dawkins	Knuth	Olson, K.	Scheid	Spk. Vanasek
DeBlicck	Kostohryz	Omann	Seaberg	
Dille	Krueger	Orenstein	Segal	

Those who voted in the negative were:

Blatz	Gutknecht	Kludt	Poppenhagen	Thiede
Boo	Haukoos	Knickerbocker	Richter	Tompkins
Burger	Heap	McDonald	Schafer	Valento
Clausnitzer	Himle	McPherson	Schreiber	Waltman
Dempsey	Hugoson	Miller	Shaver	
Forsythe	Jennings	Olsen, S.	Stanius	
Frerichs	Johnson, V.	Onnen	Swenson	

The motion prevailed and the second portion of House Resolution No. 49 was adopted.

McDonald, Seaberg and Quist were excused for the remainder of today's session.

#### MOTION FOR RECONSIDERATION

Lasley moved that the vote whereby S. F. No. 121, as amended, was not passed on Thursday, February 18, 1988, be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Lasley motion and the roll was called.

Wynia moved that those not voting be excused from voting. The motion prevailed.

There were 75 yeas and 41 nays as follows:

Those who voted in the affirmative were:

Battaglia	Forsythe	Knickerbocker	Olsen, S.	Segal
Bauerly	Frederick	Knuth	Olson, K.	Shaver
Beard	Greenfield	Larsen	Orenstein	Simoneau
Bennett	Hartle	Lasley	Osthoff	Skoglund
Bishop	Himle	Lieder	Otis	Solberg
Blatz	Jaros	Long	Pappas	Sparby
Boo	Jefferson	Marsh	Pelowski	Swenson
Carlson, L.	Johnson, A.	McLaughlin	Peterson	Trimble
Clark	Johnson, R.	Milbert	Price	Tunheim
Cooper	Kahn	Morrison	Rice	Vellenga
Dawkins	Kalis	Munger	Riveness	Wagenius
DeBlieck	Kelly	Murphy	Rodosovich	Welle
Dempsey	Kelso	Nelson, D.	Sarna	Wenzel
Dille	Kinkel	Neuenschwander	Scheid	Wynia
Dorn	Kludt	Ogren	Schreiber	Spk. Vanasek

Those who voted in the negative were:

Anderson, G.	Clausnitzer	Jennings	Omann	Steensma
Anderson, R.	Dauner	Jensen	Onnen	Thiede
Begich	Frerichs	Johnson, V.	Poppenhagen	Tjornhom
Bertram	Gruenes	Kostohryz	Redalen	Tompkins
Brown	Haukoos	Krueger	Reding	Uphus
Burger	Heap	McPherson	Richter	Valento
Carlson, D.	Hugoson	Miller	Rose	Voss
Carruthers	Jacobs	Olson, E.	Schafer	Waltman
				Winter

The motion prevailed.

#### CALL OF THE HOUSE LIFTED

Vellenga moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

S. F. No. 121 was reported to the House.

Vellenga moved to lay S. F. No. 121, as amended, on the table. The motion prevailed and S. F. No. 121, as amended, was laid on the table.

Pursuant to rule 1.15, Schreiber moved that H. F. No. 1560 be recalled from the Committee on Ways and Means, be given its second reading and be advanced to General Orders.

A roll call was requested and properly seconded.

The question was taken on the Schreiber motion and the roll was called. There were 40 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Frerichs	Johnson, V.	Osthoff	Steensma
Bennett	Gruenes	Knickerbocker	Poppenhagen	Swenson
Blatz	Hartle	Marsh	Redalen	Thiede
Burger	Haukoos	McPherson	Richter	Tjornhom
Carlson, D.	Heap	Miller	Rose	Tompkins
Clausnitzer	Himle	Morrison	Schafer	Uphus
Forsythe	Hugoson	Olsen, S.	Schreiber	Valento
Frederick	Jennings	Onnen	Shaver	Waltman

Those who voted in the negative were:

Anderson, G.	Greenfield	Lasley	Pappas	Solberg
Battaglia	Jacobs	Lieder	Pelowski	Sparby
Bauerly	Jefferson	Long	Peterson	Trimble
Beard	Jensen	Milbert	Price	Tunheim
Begich	Johnson, A.	Minne	Reding	Vellenga
Bertram	Johnson, R.	Munger	Rest	Voss
Bishop	Kahn	Murphy	Rice	Wagenius
Carlson, L.	Kalis	Nelson, C.	Riveness	Welle
Carruthers	Kelly	Nelson, D.	Rodosovich	Wenzel
Clark	Kinkel	Neuenschwander	Rukavina	Winter
Cooper	Kludt	Ogren	Sarna	Wynia
Dauner	Knuth	Olson, E.	Scheid	Spk. Vanasek
Dawkins	Kostohryz	Olson, K.	Segal	
DeBlicck	Krueger	Orenstein	Simoneau	
Dorn	Larsen	Otis	Skoglund	

The motion did not prevail.

Olsen, S., moved that H. F. No. 38 be returned to its author. The motion prevailed.

Olsen, S., moved that H. F. No. 252 be returned to its author. The motion prevailed.

Olsen, S., moved that H. F. No. 396 be returned to its author. The motion prevailed.

Olsen, S., moved that H. F. No. 963 be returned to its author. The motion prevailed.

Wenzel moved that H. F. No. 2090 be returned to its author. The motion prevailed.

Riveness moved that H. F. No. 1932 be recalled from the Committee on Health and Human Services and be re-referred to the

Committee on Financial Institutions and Insurance. The motion prevailed.

Welle moved that H. F. No. 2240 be recalled from the Committee on Governmental Operations and be re-referred to the Committee on Judiciary. The motion prevailed.

There being no objection, the order of business reverted to Reports of Standing Committees.

## REPORTS OF STANDING COMMITTEES

Voss from the Committee on Taxes to which was referred:

H. F. No. 1704, A bill for an act relating to taxation; property tax refunds; restoring the full amount for 1986 claims; removing the appropriation limit for 1987 claims; appropriating money; amending Laws 1987, chapter 268, article 3, section 12.

Reported the same back with the following amendments:

Page 2, delete line 7

Page 2, line 8, delete "act" and insert "By June 1, 1988"

Page 2, line 17, delete "within the 30-day period" and insert "by June 1, 1988"

Page 2, line 19, delete "30 days after the date of final enactment" and insert "June 1, 1988,"

Page 2, delete lines 26 to 34 and insert:

"Here is the rest of your 1986 property tax refund.

As you recall, a state law reduced all 1986 property tax refund checks by 33 percent.

The amount of this check, together with the amount of the property tax refund check you received last fall, should equal the amount of the refund you listed on your 1986 property tax refund application."

With the recommendation that when so amended the bill pass.

The report was adopted.

Anderson, G., from the Committee on Appropriations to which was referred:

H. F. No. 1749, A bill for an act relating to transportation; increasing the tax on gasoline and special fuel to 20 cents per gallon; increasing the share of motor vehicle excise tax revenues dedicated to highways and transit to 35 percent; amending Minnesota Statutes 1986, section 296.02, subdivision 1b; and Minnesota Statutes 1987 Supplement, sections 296.025, subdivisions 2a and 2b; and 297B.09, subdivision 1.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Anderson, G., from the Committee on Appropriations to which was referred:

S. F. No. 1184, A bill for an act relating to state lands; authorizing the conveyance of certain lands in Pine county to the Amherst H. Wilder Foundation; amending Laws 1981, chapter 354, section 1, subdivisions 1 and 5; repealing Laws 1981, chapter 354, section 1, subdivisions 2, 3, and 4.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Laws 1981, chapter 354, section 1, subdivision 1, is amended to read:

Subdivision 1. [AUTHORIZATION.] Notwithstanding the provisions of Minnesota Statutes, Section 92.45, upon recommendation of the commissioner of administration, the commissioner of natural resources, and the commissioner of corrections, the governor may transfer and convey, in the name of the state of Minnesota, to the Amherst H. Wilder Foundation, for purposes of operating a youth ~~conservation camp~~ residential human service facility serving individuals referred to the facility by court order or county social service agencies only, the real estate now being leased from the state and operated as a youth conservation camp by the Amherst H. Wilder Foundation and situated in the consisting of approximately 81 acres including all improvements located in sections 27 and 28, Wilma township, county of Pine in the St. Croix state forest. The consideration to be paid for the property shall be \$200,000.

Sec. 2. Laws 1981, chapter 354, section 1, subdivision 5, is amended to read:

Subd. 5. [STATE OPTION TO PURCHASE.] If the property conveyed to the Amherst H. Wilder Foundation pursuant to this section is not used for the purpose of operating a youth conservation camp residential human service facility serving individuals referred to this facility by court order or county social service agencies, the foundation shall offer to the commissioner of natural resources state an option to acquire the property at the appraised value as certified pursuant to subdivision 3 for \$200,000 or the value as appraised in the manner provided in Minnesota Statutes, Section 94.10, Subdivision 1, at the time the option is offered, whichever value is less. The state must exercise the option to purchase within 18 months from the date upon which it receives written notice of the option.

Sec. 3. [MILLE LACS COUNTY LAND SALE.]

Notwithstanding the provisions of Minnesota Statutes, section 92.45 or 282.018, Mille Lacs county may sell the west one-half of the west one-half of the southwest one-fourth of section 21, township 37 north, range 26 west. The county and the state shall provide a proper conveyance of the property. The sale shall be conducted in accordance with the provisions of Minnesota Statutes, sections 282.01 to 282.132.

Sec. 4. [REPEALER.]

Laws 1981, chapter 354, section 1, subdivisions 2, 3, and 4, are repealed.

Sec. 5. [EFFECTIVE DATE.]

Sections 1 to 4 are effective the day following final enactment."

With the recommendation that when so amended the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1704 and 1749 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. No. 1184 was read for the second time.

## ADJOURNMENT

Wynia moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 29, 1988. The motion prevailed.

Wynia moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 29, 1988.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

