

STATE OF MINNESOTA

SEVENTY-FIFTH SESSION—1988

SEVENTIETH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MARCH 16, 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 Pastor Tania Haber, Bethlehem Lutheran Church, Minneapolis, Minnesota.

The roll was called and the following members were present:

Anderson, G.	Greenfield	Lasley	Osthoff	Simoneau
Battaglia	Gruenes	Lieder	Otis	Skoglund
Bauerly	Gutknecht	Long	Ozment	Solberg
Beard	Hartle	Marsh	Pappas	Sparby
Begich	Haukoos	McDonald	Pauly	Stanius
Bennett	Heap	McEachern	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	Nelson, K.	Rodosovich	Wagenius
Dauner	Kelly	Neuenschwander	Rose	Waltman
Dawkins	Kelso	O'Connor	Rukavina	Welle
DeBlieck	Kinkel	Ogren	Sarna	Wenzel
Dempsey	Kludt	Olsen, S.	Schafer	Winter
DeRaad	Knickerbocker	Olson, E.	Scheid	Wynia
Dille	Knuth	Olson, K.	Schreiber	Spk. Vanasek
Dorn	Kostohryz	Omman	Seaberg	
Forsythe	Krueger	Onnen	Segal	
Frerichs	Larsen	Orenstein	Shaver	

A quorum was present.

Anderson, R., was excused.

Frederick was excused until 2:45 p.m.

The Chief Clerk proceeded to read the Journals of the preceding days. Stanius moved that further reading of the Journals be dis-

pensed with and that the Journals 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. 1534, 1812, 1925, 1996, 2120, 2176, 2298, 2331, 2359, 2391, 2414, 2423, 2537, 2539, 2540, 2542, 2558, 2579, 2615, 2629, 2643, 2700, 1346, 1469, 1526, 1674, 1701, 1745, 1780, 1848, 2006, 2024, 2101, 2104, 2134, 2204, 2210, 2341, 2368, 2394, 2446, 2475, 2514, 2526, 2559, 2567, 2688, 2596, 2642, 2696, 1630, 1658, 1702, 1736, 1864, 1873, 1880, 1897, 1935, 1957, 2021, 2054, 1922, 2086, 2108, 2118, 2181, 2192, 2193, 2235, 2228, 2269, 2309, 2349, 2434, 2450, 2478, 2481, 2485, 2491, 2546, 2630, 2364, 2735 and 1860 and S. F. Nos. 1958 and 604 have been placed in the members' files.

S. F. No. 1958 and H. F. No. 2251, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Trimble moved that the rules be so far suspended that S. F. No. 1958 be substituted for H. F. No. 2251 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Ogren from the Committee on Health and Human Services to which was referred:

H. F. No. 1778, A bill for an act relating to corrections; establishing a shelter for battered American Indian women; appropriating money.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 611A.32, is amended by adding a subdivision to read:

Subd. 1a. [PROGRAM FOR AMERICAN INDIAN WOMEN.] The commissioner shall designate at least one program under this section to provide emergency shelter services and support services to battered American Indian women. The commissioner shall grant continuing operating expenses to the program established under

this subdivision in the same manner as operating expenses are granted to programs established under subdivision 1.

Sec. 2. [APPROPRIATION.]

\$. . . . is appropriated from the general fund to the commissioner of corrections for the purpose of section 1."

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

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 1849, A bill for an act relating to education; requiring milk substitutes or alternative food items for lactose intolerant children in school milk distribution programs; proposing coding for new law in Minnesota Statutes, chapter 124.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [124.6462] [LACTOSE REDUCED MILK.]

If a district receives school lunch aid under section 124.646 and if it receives a written request from the parent of a pupil who is lactose intolerant, the district shall make available lactose reduced milk or a lactose enzyme in liquid or tablet form with milk for the pupil. Notwithstanding any law, local ordinance, or local regulation to the contrary, a school district may pour or serve portions of any product required by this section from a large container of the product at the time and place the pupil is being served."

Delete the title and insert:

"A bill for an act relating to education; requiring school districts to make certain accommodations for lactose intolerant children, if requested; proposing coding for new law in Minnesota Statutes, chapter 124."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1857, A bill for an act relating to metropolitan government; scheduling the payment of certain watershed improvement costs; amending Minnesota Statutes 1986, section 473.883, subdivisions 2 and 4.

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

The report was adopted.

Battaglia from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 1862, A bill for an act relating to the city of Minneapolis; providing for the appointment, compensation, and liability of certain city employees and contractors; amending Laws 1969, chapter 937, section 1, subdivision 9, as amended, and 9a; Laws 1980, chapter 607, article 15, section 21; and Laws 1987, chapter 55, section 2.

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

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

H. F. No. 1872, A bill for an act relating to housing; landlord and tenant; providing for tenant's remedies for failure of owner to repair premises; authorizing tenants in single-metered residential buildings to pay for gas and electric utilities and deduct the payments from rent due; providing a procedure for actions involving nonpayment of rent; providing penalties; amending Minnesota Statutes 1986, section 566.28; proposing coding for new law in Minnesota Statutes, chapters 504 and 506.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [504.185] [EMERGENCY CONDITIONS; LOSS OF ESSENTIAL SERVICES.]

Subdivision 1. [DEFINITIONS.] For the purposes of this section, the following terms have the meanings given them.

(a) "Owner" has the meaning given it in section 566.18, subdivision 3.

(b) "Tenant" has the meaning given it in section 566.18, subdivision 2.

Subd. 2. [PROCEDURE.] If the owner is required to supply heat, running water, hot water, electricity, or gas, and if the owner fails to supply the essential service by nonpayment of the amount billed for the essential service, and the loss of the essential service is not caused by conditions beyond the owner's control, a tenant or group of tenants of the building may pay the total outstanding bill or portion of the bill under this subdivision. Before paying the bill, the tenant or tenants shall make a reasonable attempt to give oral or written notice to the owner of the tenant's intention to pay the bill after 48 hours, or some shorter period that is reasonable under the circumstances, if the owner has not already by then paid the bill. If oral notice is given, written notice must be mailed or delivered to the owner within 24 hours after oral notice is given. If the owner has not yet paid the bill by the time of the tenant's intended payment, or if the utility service remains discontinued, the tenant or tenants may pay the outstanding bill and after submitting receipts for that payment to the owner a tenant may deduct the amount of the tenant's payment from the rental payment next paid to the owner. Any amount paid to the utility company or municipality by a tenant under this subdivision is considered payment of rent to the owner for purposes of section 504.02.

Subd. 3. [LIMITATIONS; WAIVER PROHIBITED; RIGHTS AS ADDITIONAL.] The rights afforded to the tenant under this section:

(1) do not extend to conditions caused by the willful, malicious, or negligent conduct of the tenant or of a person under the tenant's direction or control;

(2) may not be waived or modified; and

(3) are in addition to and do not limit other rights available to the tenant, including the right to damages or to abatement of the rental obligation based upon the owner's failure to supply essential services under subdivision 2 and the right to restoration of possession of the premises under section 504.02."

Amend the title as follows:

Page 1, line 2, delete "providing" and insert "authorizing"

Page 1, line 3, delete "for" and delete "repair"

Page 1, delete lines 4 and 5

Page 1, line 6, before "utilities" insert "provide"

Page 1, delete lines 7 and 8

Page 1, line 9, delete everything before "proposing"

Page 1, line 10, delete "chapters 504 and 506" and insert "chapter 504"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1921, A bill for an act relating to charitable gambling; changing the definition of lawful purpose expenditures; amending Minnesota Statutes 1987 Supplement, section 349.12, subdivision 11.

Reported the same back with the following amendments:

Page 2, after line 9, insert:

"Sec. 2. Minnesota Statutes 1987 Supplement, section 349.15, is amended to read:

349.15 [USE OF PROFITS.]

(a) Profits from lawful gambling may be expended only for lawful purposes or expenses as authorized at a regular meeting of the conducting organization.

(b) Provided that No more than 55 percent of profits from bingo, and no more than 45 percent for other forms of lawful gambling, may be expended for necessary expenses related to lawful gambling. In determining compliance with this requirement an organization may exclude gross receipts, expenses, and net profit from any licensed premises at which profits from all lawful gambling conducted by the organization do not exceed \$50,000 in any 12-month period. This exclusion does not relieve an organization of any requirement the board imposes for reporting gambling activity and expense computation at any licensed premises.

(c) The board shall provide by rule for the administration of this section, including specifying allowable expenses. The rules must specify that no more than one-third of the annual premium on a policy of liability insurance procured by the organization may be taken as an allowable expense from the gross receipts from lawful gambling. This expense shall be allowed by the board only to the extent that it relates directly to the conduct of lawful gambling and is verified in the manner the board prescribes by rule. The rules may provide a maximum percentage of gross receipts which may be expended for certain expenses.

Sec. 3. [349.164] [BINGO HALL LICENSES.]

Subdivision 1. [LICENSE REQUIRED.] No person may lease a facility to more than one licensed organization to conduct bingo without having obtained a bingo hall license under this section, unless the person is a licensed organization.

Subd. 2. [LICENSE APPLICATION.] The board may issue a bingo hall license to persons who meet the qualifications of this section if the board determines that a license is consistent with the purpose of sections 349.11 to 349.22. Applications must be on a form the board prescribes.

Subd. 3. [QUALIFICATIONS.] A license may not be issued under this section to a person, or to a corporation, firm, or partnership which has as an officer, director, or other person in a supervisory or management position, who:

(1) has been convicted of a felony in a state or federal court within the past five years or who has a felony charge pending; or

(2) has been convicted in a state or federal court of a gambling-related offense within ten years of the date of license application.

Subd. 4. [FEES.] The annual fee for a bingo hall license is \$250.

Subd. 5. [CRIMINAL HISTORY.] The board may request the assistance of the bureau of criminal apprehension in investigating the background of an applicant for a bingo hall license and may reimburse the bureau for the costs. The board has access to all criminal history data compiled by the bureau on licensees and applicants.

Subd. 6. [PROHIBITION.] No bingo hall licensee may also be a licensed distributor or registered manufacturer or affiliate of the distributor or manufacturer under section 349.161 or 349.163.

Subd. 7. [RESTRICTIONS.] A bingo hall licensee or affiliate of the licensee may not:

(1) provide any staff to conduct bingo or any other form of lawful gambling during the bingo occasion;

(2) acquire, provide storage or inventory control, or report the use of any gambling equipment used by an organization that conducts bingo on the premises;

(3) provide accounting services to an organization conducting bingo on the premises;

(4) make any expenditures of gross receipts of an organization from lawful gambling; or

(5) charge any admission fee for entering the premises where the bingo occasion will be held.

Subd. 8. [LEASES.] All of the remuneration to be received from the organization for the conduct of lawful gambling must be stated in the lease. No amount may be paid by the organization or received by the operator of the bingo hall based on the number of participants attending the bingo occasion or on the gross receipts or profit received by the organization.

Subd. 9. [REVOCATION AND SUSPENSION.] A license under this section may be suspended by the board for a violation of law or board rule or for failure to meet the qualifications in subdivision 3 at any time or revoked for what the board determines to be a pattern of willful violations of law or board rule. A revocation or suspension is a contested case under sections 14.57 to 14.69 of the administrative procedure act.

Sec. 4. Minnesota Statutes 1987 Supplement, section 349.17, subdivision 2, is amended to read:

Subd. 2. [BINGO ON LEASED PREMISES.] (a) A person or corporation, other than an organization, which leases any premises that it owns to two or more organizations for purposes including the conduct of bingo occasions, may not allow more than 18 bingo occasions to be conducted on the premises in any week.

(b) If an organization conducts bingo on premises it does not own, the organization must provide the board with the name of the owner and lessor of the premises, copies of all agreements between the organization and the owner or lessor, and the name of employees of the owner or lessor who will be responsible for the premises during the bingo occasion held by the organization.

(c) During any bingo occasion held by an organization on premises it does not own, the organization shall be directly responsible for the:

- (1) staffing of the bingo occasion;
- (2) conducting of lawful gambling during the bingo occasion;
- (3) acquiring, storage, inventory control, and reporting of all gambling equipment used by the organization; and
- (4) receipt, accounting, and all expenditures of gross receipts from lawful gambling.

Sec. 5. Minnesota Statutes 1986, section 349.19, subdivision 1, is amended to read:

Subdivision 1. [REQUIRED RECORD OF RECEIPTS.] A licensed organization must keep a record of each occasion on which it conducts gambling, including each bingo occasion and each day on which other forms of lawful gambling are conducted. The record must include gross receipts, quantities of free plays if any, expenses, and profits. The board may by rule provide for the methods by which expenses are documented. Gross receipts for bingo include any amount received by the organization which has been paid by a person at the bingo occasion to play the game, without which the player could not play the game. In the case of bingo, gross receipts must be compared to the checkers' records for the occasion by a person who did not sell cards for the occasion. Separate records must be kept for bingo and all other forms of lawful gambling."

Delete the title and insert:

"A bill for an act relating to charitable gambling; allowing organizations to disregard certain locations in calculating expense ratios; changing the definition of lawful purpose expenditures; providing for the licensing and regulation of bingo halls; amending Minnesota Statutes 1986, section 349.19, subdivision 1; Minnesota Statutes 1987 Supplement, sections 349.12, subdivision 11; 349.15; and 349.17, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 349."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1938, A bill for an act relating to utilities; prohibiting water utilities from imposing additional standby charges on owners of structures containing fire protection systems; proposing coding for new law in Minnesota Statutes, chapter 444.

Reported the same back with the following amendments:

Page 1, line 21, delete "chapter 456 for a city of the first class,"

Page 1, line 23, after "waterworks" insert ", except cities of the first class"

Page 1, line 26, after the period insert "Nothing in this section prohibits a water utility from recovering the cost of supplying water to an area when the cost is spread proportionately among all the structures in the benefited area."

With the recommendation that when so amended the bill pass.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 1939, A bill for an act relating to agriculture; changing the continuing effect of certain farmer-lender mediation rules; repealing certain conflicting language relating to food handler license fees; amending Laws 1987, chapter 292, section 35; repealing Laws 1987, chapter 358, section 85.

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

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 1991, A bill for an act relating to agriculture; clarifying a time-price offer; allowing a preceding former owner to convey the right to receive an offer to buy or lease previously owned agricultural land; restricting the sale or inducement of a sale of agricultural land by a preceding former owner accepting an offer for one year; providing penalties and liability for damages; restricting the period for a debtor to receive a copy of a forbearance policy; amending Minnesota Statutes 1987 Supplement, sections 500.24, subdivisions 6 and 7; and 583.24, subdivision 4.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1987 Supplement, section 500.24, subdivision 6, is amended to read:

Subd. 6. [DISPOSAL OF LAND.] (a) A state or federal agency or a corporation, other than a family farm corporation or an authorized farm corporation, may not lease or sell agricultural land or a farm homestead that was acquired by enforcing a debt against the agricultural land or farm homestead, including foreclosure of a mortgage, accepting a deed in lieu of foreclosure, terminating a contract for deed, or accepting a deed in lieu of terminating a contract for deed, before offering or making a good faith effort to offer the land for sale or lease to the immediately preceding former owner at a price no higher than the highest price offered by a third party that is acceptable to the seller or lessor. The offer must be made on the notice to offer form under subdivision 7. Selling or leasing property to a third party at a price is prima facie evidence that the price is acceptable to the seller or lessor.

(b) An immediately preceding former owner may elect to purchase or lease the entire property or a portion of the property. An election to purchase or lease a portion of the property must be reported in writing to the seller or lessor prior to the time the property is offered for sale or lease. If election is made to purchase or lease a portion of the property, that portion must be contiguous and compact so that it does not unreasonably reduce access to or the value of the remaining property.

(b) (c) For purposes of this subdivision, the term "a price no higher than the highest price offered by a third party" means the acceptable cash price offered by a third party or the acceptable time-price offer made by a third party. A cash price offer is one that involves simultaneous transfer of title for payment of the entire amount of the offer. If the acceptable offer made by a third party is a time-price offer, the seller or lessor must make the same time-price offer or an equivalent cash offer to the immediately preceding former owner. An equivalent cash offer is equal to the total of the payments made over a period of the time-price offer discounted by yield curve of the United States treasury notes and bonds on the first business day of the month in which the offer is personally delivered or mailed for time periods similar to the time period covered by the time-price offer, plus 2.0 percent. A time-price offer is an offer that defers payment of a portion of the price and does not involve a transfer of fee title until payment of the entire amount of the offer is made is financed entirely or partially by the seller and includes an offer to purchase under a contract for deed or mortgage.

(e) (d) This subdivision applies to a seller when the property is sold and to a lessor each time the property is leased, for five years after the agricultural land is acquired except:

(1) an offer to lease to the immediately preceding former owner is required only until the immediately preceding owner fails to accept an offer to lease the property or the property is sold; and

(2) an offer to sell to the immediately preceding former owner is required until the property is sold; and

(3) if the immediately preceding former owner elects to lease or purchase a portion of the property, the balance of the property may be sold or leased without further regard to this subdivision.

(d) (e) The notice of an offer under subdivision 7 that is personally delivered with a signed receipt or sent by certified mail with a receipt of mailing to the immediately preceding former owner's last known address is a good faith offer.

(e) (f) This subdivision does not apply to a sale or lease that occurs after the seller or lessor has held the property for five years or longer.

(f) (g) For purposes of this subdivision, if the immediately preceding former owner is a bankruptcy estate the debtor in the bankruptcy is the immediately preceding owner.

(g) (h) The immediately preceding former owner must exercise the right to lease all or a portion of the agricultural land or a homestead located on agricultural land in writing within 15 days after an offer to lease under this subdivision is mailed with a receipt of mailing or personally delivered. If election is made to lease only the homestead or a portion of the agricultural land, the portion to be leased must be clearly identified in writing by the immediately preceding former owner. The immediately preceding former owner must exercise the right to buy the agricultural land, a portion of the agricultural land, or a farm homestead located on agricultural land, in writing, within 65 days after an offer to buy under this subdivision is mailed with a receipt of mailing or is personally delivered. Within ten days after exercising the right to lease or buy by accepting the offer, the immediately preceding owner must fully perform according to the terms of the offer including paying the amounts due. A seller may sell and a lessor may lease the agricultural land or farm homestead subject to this subdivision to the third party in accordance with their lease or purchase agreement if:

(1) the immediately preceding former owner does not accept an offer to lease or buy before the offer terminates; or

(2) the immediately preceding former owner does not perform the obligations of the offer, including paying the amounts due, within ten days after accepting the offer.

(h) (i) A certificate indicating whether or not the property contains agricultural land or a farm homestead that is signed by the county assessor where the property is located and recorded in the office of the county recorder or the registrar of titles where the

property is located is prima facie evidence of whether the property is agricultural land or a farm homestead.

(+) (j) As prima facie evidence that an offer to sell or lease agricultural land or a farm homestead has terminated, a receipt of mailing the notice under subdivision 7 and an affidavit, signed by a person authorized to act on behalf of a state, federal agency, or corporation selling or leasing the agricultural land or a farm homestead may be filed in the office of the county recorder or registrar of titles of the county where the agricultural land or farm homestead is located. The affidavit must state that:

(1) notice of an offer to buy or lease the agricultural land or farm homestead was provided to the immediately preceding former owner at a price not higher than the highest price offered by a third party that is acceptable;

(2) the time during which the immediately preceding former owner is required to exercise the right to buy or lease the agricultural land or farm homestead has expired;

(3) the immediately preceding former owner has not exercised the right to buy or lease the agricultural land or farm homestead as provided in this subdivision or has accepted an offer and has not fully performed according to the terms of the offer; and

(4) the offer to the immediately preceding former owner has terminated.

(+) (k) The right of an immediately preceding former owner to receive an offer to lease or purchase agricultural land under this subdivision or to lease or purchase at a price no higher than the highest price offered by a third party that is acceptable to the seller or lessor may be extinguished or limited by an express statement signed by the immediately preceding owner that complies with the plain language requirements of section 325G.31. The right may not be extinguished or limited except by the:

(1) an express statement in a deed in lieu of foreclosure of the agricultural land;

(2) an express statement in a deed in lieu of a termination of a contract for deed for the agricultural land; or

(3) an express statement conveying the right to the state or federal agency or corporation owning the agricultural land that is required to make an offer under this subdivision.

(+) (l) The right of an immediately preceding former owner to receive an offer to lease or purchase agricultural land under this

subdivision may not be assigned or transferred except as provided in paragraph (j), but may be inherited.

(m) An immediately preceding former owner, except a former owner who remains actively engaged in farming the land acquired by accepting an offer under this subdivision may not sell agricultural land acquired by accepting an offer under this subdivision if the arrangement of such sale was negotiated or agreed to prior to the former owner accepting the offer under this subdivision. A person who sells property in violation of this paragraph is liable for up to treble damages and court costs and reasonable attorney fees to a person who is damaged by a sale in violation of this paragraph. There shall be a rebuttable presumption that a sale by an immediately preceding former owner is in violation of this paragraph if the sale takes place within 180 days of the former owner accepting the offer under this subdivision. The prohibition in this paragraph does not apply to a sale by an immediately preceding former owner to his or her spouse or to a person related to the former owner in the first degree of kindred according to the rules of the civil law.

Sec. 2. Minnesota Statutes 1987 Supplement, section 500.24, subdivision 7, is amended to read:

Subd. 7. [NOTICE OF OFFER.] (a) The state, a federal agency, or a corporation subject to subdivision 6 must provide a notice of an offer to sell or lease agricultural land substantially as follows, after inserting the appropriate terms within the parentheses:

“NOTICE OF OFFER TO
(LEASE, BUY) AGRICULTURAL LAND

TO: (. . . Immediately preceding former owner . . .)
FROM: (. . . The state, federal agency, or corporation subject to subdivision 6 . . .)
DATE: (. . . date notice is mailed or personally delivered . . .)

(. . . The state, federal agency, or corporation . . .) HAS ACQUIRED THE AGRICULTURAL LAND DESCRIBED BELOW AND HAS RECEIVED AN ACCEPTABLE OFFER TO (LEASE, SELL) THE AGRICULTURAL LAND FROM ANOTHER PARTY. UNDER MINNESOTA STATUTES, SECTION 500.24, SUBDIVISION 6, AN OFFER FROM (. . . the state, federal agency, or corporation . . .) MUST BE MADE TO YOU AT A PRICE NO HIGHER THAN THE HIGHEST OFFER MADE BY ANOTHER PARTY.

THE AGRICULTURAL LAND BEING OFFERED CONTAINS APPROXIMATELY (. . . approximate number of acres . . .) ACRES AND IS INFORMALLY DESCRIBED AS FOLLOWS:

(Informal description of the agricultural land being offered that

reasonably describes the land. This description does not need to be a legal description.)

(... The state, federal agency, or corporation ...) OFFERS TO (SELL, LEASE) THE AGRICULTURAL LAND DESCRIBED ABOVE FOR A CASH PRICE OF \$(... cash price or equivalent cash price for lease and lease period, or cash price or equivalent cash price for sale of land ...), WHICH IS NOT HIGHER THAN THE PRICE OFFERED BY ANOTHER PARTY. THE PRICE IS OFFERED ON THE FOLLOWING TERMS:

(Terms, if any, of acceptable offer)

IF YOU WANT TO ACCEPT THIS OFFER YOU MUST NOTIFY (... the state, federal agency, or corporation ...) IN WRITING THAT YOU ACCEPT THE OFFER OR SIGN UNDERNEATH THE FOLLOWING PARAGRAPH AND RETURN A COPY OF THIS NOTICE BY (15 for a lease, 65 for a sale) DAYS AFTER THIS NOTICE IS PERSONALLY DELIVERED OR MAILED TO YOU. THE OFFER IN THIS NOTICE TERMINATES ON (... date of termination - 15 days for lease and 65 days for sale after date of mailing or personal delivery ...).

ACCEPTANCE OF OFFER

I ACCEPT THE OFFER TO (BUY, LEASE) THE AGRICULTURAL LAND DESCRIBED ABOVE AT THE PRICE OFFERED TO ME IN THIS NOTICE. AS PART OF ACCEPTING THIS OFFER I WILL PERFORM ACCORDING TO THE TERMS OF THE OFFER, INCLUDING MAKING PAYMENTS DUE UNDER THE OFFER, WITHIN TEN DAYS AFTER THE DATE I ACCEPT THIS OFFER. I UNDERSTAND THAT NEGOTIATING OR AGREEING TO AN ARRANGEMENT TO SELL THE AGRICULTURAL LAND TO ANOTHER PERSON PRIOR TO ACCEPTING THIS OFFER MAY BE A VIOLATION OF LAW AND I MAY BE LIABLE TO A PERSON DAMAGED BY THE SALE.

.....
Signature of Former Owner Accepting Offer

.....
Date"

(b) For an offer to sell, a copy of the purchase agreement containing the price and terms of the highest offer made by a third party that is acceptable to the seller and a signed affidavit by the seller affirming that the purchase agreement is true, accurate, and made in good faith must be included with the notice under this subdivi-

sion. At the seller's discretion, reference to the third party's identity may be deleted from the copy of the purchase agreement.

(c) For an offer to lease, a copy of the lease containing the price and terms of the highest offer made by a third party that is acceptable to the lessor and a signed affidavit by the lessor affirming that the lease is true, accurate, and made in good faith must be included with the notice under this subdivision. At the lessor's discretion, reference to the third party's identity may be deleted from the copy of the lease agreement.

(d) The affidavit under paragraphs (b) and (c) is subject to section 609.48.

Sec. 3. Minnesota Statutes 1987 Supplement, section 583.24, subdivision 4, is amended to read:

Subd. 4. [DEBTS.] (a) The farmer-lender mediation act does not apply to a debt:

(1) for which a proof of claim form has been filed in bankruptcy by a creditor or that was listed as a scheduled debt, of a debtor who has filed a petition in bankruptcy after the effective date of Laws 1987, chapter 292 July 1, 1987, under United States Code, title 11, chapter 7, 11, 12, or 13;

(2) if the debt was in default when the creditor received a mediation proceeding notice under the farmer-lender mediation act and the creditor filed a claim form, the debt was mediated during the mediation period under section 583.26, subdivision 8, and (i) the mediation was unresolved; or (ii) a mediation agreement with respect to that debt was signed;

(3) for which the creditor has served a mediation notice, the debtor has failed to make a timely request for mediation, and within 30 days after the debtor failed to make a timely request the creditor began a proceeding to enforce the debt against the agricultural property of the debtor;

(4) for which a creditor has received a mediation proceeding notice and the creditor and debtor have restructured the debt and have signed a separate mediation agreement with respect to that debt; or

(5) for which there is a lien for rental value of farm machinery under section 514.661 or a lien for rental value relating to a contract for deed subject to the farmer-lender mediation act under section 559.2091.

(b) For purposes of paragraph (a), clause (3), providing a copy of a forbearance policy is considered beginning a proceeding to enforce a

debt if the board of an institution has adopted a forbearance policy that provides for deferring or rescheduling payments of principal or interest, renewal or extension of loan terms, reduction in the amount or rate of principal or interest due on a loan, or other similar actions, and requires that the debtor must receive a copy of the policy at least 20 days prior to loan acceleration or debt collection proceedings.

Sec. 4. [EFFECTIVE DATE.]

This act is effective May 1, 1988.

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2019, A bill for an act relating to housing; creating a low-income housing trust fund account; providing for the uses of the account; placing certain requirements on real estate trust fund accounts; amending Minnesota Statutes 1986, section 82.24, by adding a subdivision; Minnesota Statutes 1987 Supplement, section 82.17, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 462A.

Reported the same back with the following amendments:

Page 2, line 3, delete "3" and insert "5"

Page 2, delete line 11

Page 2, line 12, delete everything before the semicolon

Page 2, after line 16 insert:

"The state treasurer shall deposit five percent of the amount collected under this subdivision in the real estate education, research, and recovery fund established in section 88.34, subdivision 1. The state treasurer may use up to five percent of the amount collected under this subdivision, but not more than \$12,000 annually, to administer and allocate the money collected under this subdivision. The remaining amount collected under this subdivision must be deposited in the housing trust fund account established in section 5.

Sec. 3. Minnesota Statutes 1986, section 82.34, subdivision 6, is amended to read:

Subd. 6. The commissioner may expend money as appropriated for the following purposes:

(a) To promote the advancement of education and research in the field of real estate for the benefit of those licensed under this chapter;

(b) To underwrite educational seminars and other forms of educational projects for the benefit of real estate licensees;

(c) To establish a real estate chair or courses at Minnesota state institutions of higher learning for the purpose of making such courses available to licensees and the general public;

(d) To contract for a particular educational or research project in the field of real estate to further the purposes of this chapter;

(e) To pay the costs of the real estate advisory council established under section 82.30; and

(f) To pay any reasonable costs and disbursements, excluding attorney's fees, incurred in defending actions against the real estate education, research and recovery fund including the cost of mailing or publication of notice pursuant to subdivisions 12 and 14; and

(g) For projects to provide information to the public on housing issues, including but not limited to, environmental safety and housing affordability.

Sec. 4. Minnesota Statutes 1986, section 82.34, subdivision 15, is amended to read:

Subd. 15. Any sums received by the commissioner pursuant to any provisions of this section shall be deposited in the state treasury, and credited to the real estate education, research and recovery fund, and said sums shall be allocated exclusively for the purposes provided in this section. All moneys in the fund are appropriated annually to the commissioner for the purposes of this section.

All money credited to the fund under section 2 may only be used for purposes under subdivision 6, clause (g). Beginning in 1990, the commissioner must, on February 1 of each year, review the amount of money spent or allocated for uses under subdivision 6, clause (g), for the previous calendar year. If the amount spent or allocated is less than the amount deposited in the fund under section 2 during the same calendar year, the difference must be transferred from the fund to the housing trust fund account established in section 5."

Page 3, line 26, after the period insert "Members of the committee

shall be reimbursed for expenses but shall not receive any other compensation for services on the committee."

Renumber the remaining section in sequence

Correct all internal references

Amend the title as follows:

Page 1, line 6, delete "section" and insert "sections"

Page 1, line 6, after the semicolon insert "and 82.34, subdivisions 6 and 15,"

With the recommendation that when so amended the bill pass.

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 2078, A bill for an act relating to education; providing for aversive and deprivation procedures; requiring rules; amending Minnesota Statutes 1987 Supplement, section 626.556, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 127.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [127.43] [DEFINITIONS.]

Subdivision 1. [APPLICATION.] For the purposes of sections 1 and 2, the following terms have the meanings given them.

Subd. 2. [AVERSIVE PROCEDURE.] "Aversive procedure" means the planned application of an aversive stimulus.

Subd. 3. [AVERSIVE STIMULUS.] "Aversive stimulus" means an object that is used, or an event or situation that occurs immediately after a specified behavior in order to suppress that behavior.

Subd. 4. [DEPRIVATION PROCEDURE.] "Deprivation procedure" means the planned delay or withdrawal of goods, services, or activities that the person would otherwise receive.

Subd. 5. [EMERGENCY.] "Emergency" means a situation in which immediate intervention is necessary to protect a pupil or

other individual from physical injury or to prevent property damage.

Sec. 2. [127.44] [AVERSIVE AND DEPRIVATION PROCEDURES.]

Subdivision 1. [PROHIBITION AND EXCEPTIONS.] A school district may not allow the use of an aversive or deprivation procedure for a handicapped child, as defined in section 120.03, unless:

(1) the procedure is part of the child's individual education plan; or

(2) in an emergency.

Subd. 2. [ADOPTION OF RULES.] The state board of education shall adopt rules governing the use of aversive and deprivation procedures by school district employees or persons under contract with a school district. The rules must:

(1) promote the use of positive approaches and must not encourage or require the use of aversive or deprivation procedures;

(2) require that planned application of aversive and deprivation procedures be a part of an individual education plan;

(3) require parents or guardians to be notified after the use of aversive or deprivation procedures in an emergency; and

(4) establish health and safety standards for the use of time-out procedures that require a safe environment, continuous monitoring of the child, ventilation, and adequate space."

Delete the title and insert:

"A bill for an act relating to education; prohibiting aversive and deprivation procedures for handicapped children with certain exceptions; requiring the state board of education to adopt rules; proposing coding for new law in Minnesota Statutes, chapter 127."

With the recommendation that when so amended the bill pass.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2088, A bill for an act relating to agriculture; protecting certain persons from eviction from agricultural land for a limited

time; amending Minnesota Statutes 1986, section 500.24, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1986, section 500.24, is amended by adding a subdivision to read:

Subd. 6a. [PROTECTION FROM EVICTION.] (a) An immediately preceding former owner who will have the right to receive an offer to lease or purchase agricultural land under subdivision 6 may not be evicted from the land by any legal process during the time before the new owner receives an offer from a third party to buy or rent the land and during the time the former owner has the right to match or refuse to match that offer. Eviction may only take place after an event in subdivision 6, paragraph (g), clause (1) or (2), has occurred, the right of first refusal in United States Code, title 12, section 2219a, has occurred, or as a consequence of an event in paragraph (d) or (e).

(b) The immediately preceding former owner may elect to occupy the entire property or a portion of the property, however, if election is made to occupy a portion of the property, that portion must be contiguous and compact so that it does not unreasonably reduce access to or the value of the remaining property.

(c) During the time a former owner is protected from eviction under this subdivision, the new owner may require the person protected to pay fair market rent, on a monthly basis, to the new owner of the property. If the new owner requires the former owner to pay rent, the new owner may also require payment of a security deposit equivalent to one month's rent. Upon termination of the rental period, the new owner must return to the former owner the security deposit pursuant to section 504.20, subdivisions 1 to 3, except that the new owner is not required to pay interest on the security deposit. For purposes of this paragraph, “fair market rent” means a prorated portion of annual rent. If the rented portion of the property is less than the entire property, “fair market rent” must apply only to the portion rented. In case of a dispute concerning fair market rent of the property or the rented portion of the property, the county extension agent of the county in which the property is located shall establish the fair market rent of the buildings on the property or the portion of the property rented by the former owner.

(d) The right to protection under paragraph (a) is extinguished if the immediately preceding former owner intentionally destroys or wastes, or allows the destruction or waste of the property of the new owner. For purposes of determining if destruction or waste has

occurred, the new owner may perform inspections of the property as follows:

(1) An initial inspection may be made at the time the right to protection under paragraph (a) is established.

(2) Inspections of the property under this paragraph are permitted only upon 24-hour prior notice to the immediately preceding former owner.

(e) Failure of the former owner to pay rent as described in paragraph (c) removes the former owner's protection from eviction.

(f) During the time a former owner is protected from eviction under this subdivision, the new owner or an agent for the new owner may enter the property for purposes of showing the property to a prospective buyer or lessee under the following conditions:

(1) the new owner or an agent for the new owner must not show the property more frequently than once in each period of three consecutive days; and

(2) the new owner or an agent for the new owner must notify the former owner or a responsible adult at the residence of the former owner not less than 24 hours before the scheduled showing to a prospective buyer or lessee.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

With the recommendation that when so amended the bill pass.

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

H. F. No. 2159, A bill for an act relating to housing; repealing the expiration date of housing and redevelopment authorities' power to provide interest reduction assistance; repealing Minnesota Statutes 1987 Supplement, section 469.012, subdivision 10.

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. 2172, A bill for an act relating to retirement; state university and community college supplemental plan; authorizing a deduction for administrative expenses; deleting the age minimum for withdrawal of shares; permitting the boards to act through designees in authorizing accelerated withdrawals; amending Minnesota Statutes 1986, section 136.81, by adding a subdivision; Minnesota Statutes 1987 Supplement, section 136.82, subdivisions 1 and 2.

Reported the same back with the following amendments:

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 1986, section 43A.27, is amended by adding a subdivision to read:

Subd. 6. [FOOD SERVICE EMPLOYEES.] Employees of a contracted food service operation employed at Bemidji State University, St. Cloud State University, or Southwest State University, if the employer and the representative of employees, defined under section 179.01, subdivision 5, agree, may elect to enroll themselves and their dependents at their own or their employer's expense in the appropriate state plans for life insurance, hospital, medical, and dental benefits, and optional coverages at the time, in the manner, and under the conditions of eligibility the commissioner prescribes and otherwise approves."

Page 2, line 3, restore the stricken language

Pages 4 and 5, delete section 3

Page 5, line 14, delete "4" and insert "3"

Page 5, line 15, delete "to 3" and insert "and 2"

Delete the title and insert:

"A bill for an act relating to retirement; state university and community college supplemental plan; permitting the boards to act through designees in authorizing accelerated withdrawals; amending Minnesota Statutes 1986, section 43A.27, by adding a subdivision; Minnesota Statutes 1987 Supplement, section 136.82, subdivision 1."

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [325F.81] [REPLICA FIREARMS; WARNING LABEL.]

Subdivision 1. [DEFINITION.] For purposes of this section, "replica firearm" means a device or object that is a facsimile or toy version of, or otherwise reasonably appears to be a pistol, revolver, shotgun, sawed-off shotgun, rifle, machine gun, rocket launcher, or any other firearm that is not otherwise defined as a dangerous weapon.

Subd. 2. [WARNING LABEL REQUIRED.] A person may not in the regular course of business offer for sale or sell a replica firearm unless it bears a warning label complying with this section. The warning label must be affixed to the replica firearm, or to the package or box containing the replica firearm, so that it is clearly visible to the buyer.

Subd. 3. [LABEL REQUIREMENTS.] The word "warning" must be printed clearly on the label in upper case letters that measure at least one-half inch in size centered over the body copy of the actual warning. The warning label copy must be printed in letters that measure at least 3/32 of an inch in size. The warning label must be printed in red ink against a white background. The warning label must state the criminal penalties under state law that may arise from use of the replica firearm, and specifically describe the prohibited activities.

Subd. 4. [VIOLATION.] A person who violates this section is subject to the remedies under section 8.31, except that a civil penalty imposed under that section may not exceed \$500 per violation.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective January 1, 1989, and applies to violations occurring on or after that date."

Delete the title and insert:

"A bill for an act relating to crimes; requiring a warning label on replica firearms; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 325F."

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

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [PURPOSE.]

The legislature finds that Minnesota's quality of life is strongly dependent on the energy, ingenuity, and leadership of its communities and neighborhoods. It is the intent of this legislation to strengthen the tools available to the communities and neighborhoods and to assist in projects that enhance their appearance, encourage environmental cleanup and beautification, foster community pride and spirit, increase the communities' leadership potential, and strengthen the communities' and neighborhoods' businesses. The purpose of this act is to encourage statewide participation in these programs by communities and neighborhoods of all sizes.

Sec. 2. Minnesota Statutes 1987 Supplement, section 116J.981, is amended to read:

116J.981 [MAIN STREET PROGRAM.]

The commissioner shall develop and administer a main street program to assist cities in the revitalization of their communities and businesses. The purpose of the program is to strengthen local organization and local management of business districts so that cities become more self-reliant and not dependent on future state financial assistance. ~~The staff dedicated for this program~~ commissioner shall assist cities that request assistance in the following manner:

(1) improving the organization of a city's business district including the leadership skills of business owners and city officials;

(2) establishing a marketing strategy to promote a city's business district to residents of the surrounding trade area;

(3) providing technical assistance in the design and rehabilitation of buildings in a city's business district including historic preservation; and

(4) establishing a strategy to strengthen existing businesses, recruit new businesses, diversify the mix of businesses, and develop vacant property in a city's business district; and

(5) providing main street grants under section 3 for cleanup, beautification, and community improvement.

Sec. 3. [116J.9815] [MINNESOTA MAIN STREET GRANT PROGRAM.]

Subdivision 1. [ESTABLISHMENT.] The commissioner may make main street grants to local communities for cleanup, beautification, and community improvement activities and programs. The commissioner is encouraged to solicit private contributions for the program. For the purposes of this section, "community" means a home rule charter or statutory city, or town. A local community improvement or development organization may apply for a grant if the governing body of the municipality in which the organization is located passes a resolution in support of the grant application.

Subd. 2. [GRANT CRITERIA.] The following criteria apply to grants made under the Minnesota main street program.

(a) Grants must be used for cleanup, beautification, or community improvement projects. Examples of eligible projects include removing or repairing dilapidated buildings, landscaping community entrance areas, creating public activity areas, and beautifying roadsides.

(b) Any single grant may not exceed \$25,000. A community may not receive more than three grants in any one year.

(c) A community or organization must provide a local match at least equal to the amount of the grant from nonstate sources. The local match may include money, materials, services, and volunteer labor.

Subd. 3. [COORDINATION WITH OTHER PROGRAMS.] A community or organization applying for a Minnesota main street grant should coordinate its project with other available resources, includ-

ing the Minnesota community improvement program, Minnesota beautiful, the Minnesota community development program, local improvement programs, and private foundation initiatives.

Subd. 4. [GRANT APPLICATION PROCEDURE.] A participating community or organization must submit a plan in accordance with application procedures of the commissioner. The plan must include a description of the projects to be funded by the grant, identification of the local match required under subdivision 2, clause (c), and a timetable for completion.

Sec. 4. [CELEBRATE MINNESOTA 1990 ADVISORY COMMITTEE.]

Subdivision 1. [MEMBERS.] The celebrate Minnesota 1990 advisory committee consists of 11 members appointed by the governor. Members of the committee must be representatives of community leadership, economic development organizations, tourism, history, the arts, and the general public. Members shall be compensated as provided under Minnesota Statutes, section 15.059, subdivision 3.

Subd. 2. [EXECUTIVE DIRECTOR.] The governor shall appoint an executive director to serve the advisory committee.

Subd. 3. [DUTIES.] The celebrate Minnesota 1990 advisory committee shall:

(1) advise the commissioner of trade and economic development regarding the Minnesota main street grant program;

(2) assist in the development and coordination of celebrate Minnesota 1990 activities and programs; and

(3) prepare a report to be submitted to the legislature by June 30, 1991, regarding celebrate Minnesota 1990 activities and programs and recommending future activities and programs which will promote Minnesota's environment and quality of life.

Sec. 5. [STATE AGENCY COOPERATION.]

All state departments and agencies shall cooperate and assist in the planning and execution of the celebrate Minnesota 1990 program. All state government activities relating to celebrate Minnesota 1990 shall be coordinated under the direction of the executive director of the celebrate Minnesota 1990 advisory committee and the department of trade and economic development. All state departments and agencies shall make available studies, reports, data, expertise, and technical assistance necessary to the implementation of celebrate Minnesota 1990 programs and activities.

Sec. 6. [DEFINITIONS.]

Subdivision 1. [TERMS.] For the purposes of sections 6 to 10, the following terms have the meaning given them.

Subd. 2. [COMMISSIONER.] "Commissioner" means the commissioner of trade and economic development.

Subd. 3. [MARKETPLACE ASSISTANCE ORGANIZATION.] "Marketplace assistance organization" means the organization selected under section 7.

Sec. 7. [MINNESOTA MARKETPLACE PROGRAM.]

Subdivision 1. [PROGRAM ESTABLISHED.] The commissioner shall assist Minnesota businesses through the Minnesota marketplace program to meet business needs for competitive goods and services within Minnesota before seeking suppliers from a wider marketplace.

Subd. 2. [ORGANIZATION SELECTION.] The commissioner shall select and contract with a marketplace assistance organization to administer the Minnesota marketplace program. The organization must:

- (1) be a nonprofit corporation;
- (2) have officers and employees who are knowledgeable on the subject of community-based economic development and development strategies; and
- (3) have demonstrated the capability of providing statewide informational and technical services to communities and economic development organizations.

No contract may extend beyond June 30, 1990.

Subd. 3. [PROGRAM DUTIES.] The marketplace assistance organization must:

- (1) provide promotional materials and conduct education seminars to inform local communities, economic development organizations, and businesses about the Minnesota marketplace program;
- (2) provide information and technical assistance to organizations interested in applying for local provider organization grants;
- (3) develop standard procedures for the collection of information required under section 8;
- (4) collect and maintain information required under section 8;

(5) recommend to the commissioner the criteria that should be used in selecting the local provider organizations under section 8;

(6) provide the commissioner a list of recommended organizations to locally administer the program;

(7) suggest goals and evaluation procedures for the local provider organizations to the commissioner;

(8) coordinate Minnesota marketplace program activities with existing department programs; and

(9) identify permanent funding sources for the Minnesota marketplace program.

Subd. 4. [TECHNICAL ASSISTANCE.] The organization may contract with an organization that has experience in establishing and administering a program similar to the program created in this section to:

(1) provide assistance in establishing the program;

(2) assist in developing promotional and educational materials;

(3) identify the characteristics required of the local provider organizations to effectively administer the program locally; and

(4) assist in developing the necessary tools for collecting and maintaining the information required under section 8.

Sec. 8. [LOCAL PROVIDER ORGANIZATIONS.]

Subdivision 1. [SELECTION.] The commissioner shall select and contract with seven local provider organizations, with one provider organization located within each of the six regions established under Minnesota Statutes, section 116N.08, subdivision 2, and one provider organization located within the metropolitan area as defined in Minnesota Statutes, section 473.121, subdivision 2 to provide the program on a regional basis. Eligible provider organizations include regional development commissions, community development corporations, and other nonprofit corporations with the ability to deliver program services on a regional basis. A local provider organization may establish more than one office in the appropriate region.

Subd. 2. [GRANTS.] The commissioner must award grants to the local provider organizations based upon the following criteria:

(1) recommendations of the marketplace assistance organization;

(2) the applicant's knowledge of business operations within the region; and

(3) the applicant's ability to provide equal access to businesses located within the region.

The local provider organization must provide at least a 50 percent local match to obtain a grant award. The commissioner may award annual grants based upon local provider organization performance standards, such as the number of businesses assisted per year.

Subd. 3. [DUTIES.] Local provider organizations must:

(1) contact Minnesota businesses in order to identify goods and services which are bought outside of Minnesota and to determine which of these goods and services are available for purchase on competitive terms within the state;

(2) determine what goods and services that businesses are willing to purchase from within the state;

(3) advertise goods and services available within Minnesota;

(4) compile a list of suppliers of goods and services available for purchase within the state;

(5) solicit contributions for the Minnesota marketplace program; and

(6) report to the marketplace assistance organization and the commissioner on all Minnesota marketplace activities by July 1 of each year.

Sec. 9. [STATE AGENCY COOPERATION.]

State departments and agencies shall cooperate with the marketplace assistance organization selected to administer the Minnesota marketplace program and with the local provider organizations in providing information and technical assistance necessary for program operations.

Sec. 10. [ANNUAL REPORT.]

On August 1 of each year, the marketplace assistance organization shall submit a report to the commissioner on statewide Minnesota marketplace program activities.

Sec. 11. [APPROPRIATION.]

Subdivision 1. [MINNESOTA MAIN STREET PROGRAM.] \$ is appropriated from the general fund to the commissioner of trade and economic development for the further development of the main street program under sections 1 to 3. The commissioner may use this appropriation to provide Minnesota main street grants under section 3, provide staff and to purchase training services for communities from the National Main Street Center.

Subd. 2. [CELEBRATE 1990.] \$ is appropriated from the general fund to the commissioner of trade and economic development for the celebrate 1990 advisory committee under section 4 and for publications, production of promotional materials, and other expenses related to the promotion and coordination of celebrate 1990 activities.

Subd. 3. [MINNESOTA MARKETPLACE.] \$ is appropriated from the general fund to the commissioner of trade and economic development to carry out the purposes of sections 6 to 10. \$ of this appropriation is available immediately to the marketplace assistance organization. The commissioner must place the remainder in a separate account and release money from that account to the marketplace assistance organization and the local provider organizations only as an equal match for nonstate gifts and grants.

Sec. 12. [ECONOMIC DEVELOPMENT FUND; TRANSFERS.]

The unencumbered balance of an appropriation in Laws 1987, chapter 386, from the economic development fund to the commissioner of energy and economic development to administer programs under either the rural development board in article 1 or the Minnesota public facilities authority in article 3 may be transferred from one of those appropriations to the other after getting the approval of the chair of the appropriation committee of the house of representatives and the chair of senate finance committee. The commissioner shall not propose a transfer unless the commissioner believes that it will carry out the intent of the legislature.

Sec. 13. [REPEALER.]

Sections 1, 4, and 5 are repealed July 1, 1991. Sections 6, 7, 8, 9, and 10 are repealed July 1, 1990."

Amend the title as follows:

Page 1, line 2, after the semicolon insert "establishing a Minnesota main street grant program;"

Page 1, line 3, delete "program" and insert "advisory committee"

Page 1, line 5, before the period insert “; amending Minnesota Statutes 1987 Supplement, section 116J.981; proposing coding for new law in Minnesota Statutes, chapter 116J”

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Page 1, delete lines 14 to 16 and insert:

“Subd. 2. [CONDITIONS OF CONVEYANCE.] The conveyance shall be in a form approved by the attorney general, and shall be given in consideration of an assignment to the state of Minnesota, in a form approved by the attorney general, by the city of Brooklyn Center of any claims which the city may have with respect to the previous conveyance to the city of lands described in subdivision 3 against the vendors of said lands and against any party which provided an abstract of title covering said lands to the city or the city’s attorneys. Should public use of said land cease, it shall revert to the state of Minnesota.”

With the recommendation that when so amended the bill pass.

The report was adopted.

Ogren from the Committee on Health and Human Services to which was referred:

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1986, section 145.43, subdivision 1, is amended to read:

Subdivision 1. [DEFINITION.] “Hearing aid” means any instrument or device designed for or represented as aiding defective human hearing, and its any parts, attachments, or accessories of such devices, including but not limited to ear molds. Batteries and cords shall not be considered parts, attachments, or accessories of a hearing aid.

Sec. 2. Minnesota Statutes 1986, section 145.43, subdivision 1a, is amended to read:

Subdivision 1a. [30-DAY GUARANTEE AND BUYER RIGHT TO CANCEL.] No person shall sell a hearing aid in this state unless:

(a) The seller provides the buyer with a 30-day written money-back guarantee. The guarantee must:

(1) permit the buyer to cancel the purchase for any reason within 30 days after receiving the hearing aid by giving or mailing written notice of cancellation to the seller. If the hearing aid needs to be repaired, remade, or adjusted during the 30-day money-back guarantee period, the running of the 30-day period shall be suspended one day for each 24-hour period that the hearing aid is not in the buyer's possession. A repaired, remade, or adjusted hearing aid must be claimed by the buyer within three working days after notification of availability, after which time the running of the 30-day period will resume;

(2) entitle the buyer, upon cancellation, to receive a full refund of payment within 30 days of return of the hearing aid to the seller; provided, however, that. The seller may retain as a cancellation fee the actual cost of any custom ear molds made for the canceled hearing aid so long as this cancellation fee does not exceed ten percent of the buyer's total payment for the hearing aid;

(b) The seller shall provide the buyer with a contract written receipt or contract to the buyer which includes, in plain English, that contains uniform language and provisions that meet the requirements and are certified by the attorney general under the plain language contract act, sections 325G.29 to 325G.36. The contract shall include, but is not limited to, the following: in immediate proximity to the space reserved for the signature of the buyer, or on the first page if there is no space reserved for the signature of the buyer, a clear and conspicuous disclosure of the following specific statement in all capital letters of no less than 12-point boldface type: MINNESOTA STATE LAW GIVES THE BUYER HAS THE RIGHT TO CANCEL THIS PURCHASE FOR ANY REASON AT ANY TIME PRIOR TO MIDNIGHT OF THE 30TH CALENDAR DAY AFTER RECEIPT OF THE HEARING

AID(S). IF THE BUYER DECIDES TO RETURN THE HEARING AID(S) WITHIN THIS 30-DAY PERIOD, THE BUYER WILL RECEIVE A REFUND OF \$ (State the dollar amount of refund.)

Sec. 3. Minnesota Statutes 1987 Supplement, section 145.43, subdivision 4, is amended to read:

Subd. 4. [ITEMIZED REPAIR BILL.] (a) Any person or company who agrees to repair a hearing aid must provide the customer owner of the hearing aid, or the owner's representative, with a billing bill that specifically itemizes all parts and labor charges for services rendered. The bill must also include the person's or company's name, address, and phone number.

(b) This subdivision does not apply to:

(1) a person or company that repairs a hearing aid pursuant to an express warranty covering the entire hearing aid and the warranty covers the entire costs, both parts and labor, of the repair; and

(2) a person or company that repairs a hearing aid and the repair entire hearing aid after being repaired is expressly warranted for a period of at least ~~one year~~ six months, the warranty covers the entire costs, both parts and labor, of the repair, and a copy of the express warranty is given to the customer, owner or the owner's representative. The owner of the hearing aid or the owner's representative must be given a written express warranty that includes the repairing person's or company's name, address, and phone number; the make, model, and serial number of the hearing aid repaired; the exact date of the last day of the warranty period; and the terms of the warranty.

Sec. 4. [153A.13] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] The following terms have the meanings given them.

Subd. 2. [COMMISSIONER.] "Commissioner" means the commissioner of health.

Subd. 3. [HEARING INSTRUMENT.] "Hearing instrument" means an instrument designed to or represented as being able to aid defective human hearing. Hearing instrument includes the instrument's parts, attachments, or accessories, including, but not limited to, ear molds. Batteries and cords are not parts, attachments, or accessories of a hearing instrument. Surgically implanted hearing instruments and assistive listening devices that do not require testing, fitting, or the use of ear molds and are not worn within the ear canal, are not hearing instruments.

Subd. 4. [HEARING INSTRUMENT SELLING.] "Hearing instrument selling" means fitting and dispensing hearing instruments, assisting the consumer in instrument selection, selling hearing instruments at retail, and testing human hearing in connection with these activities.

Subd. 5. [SELLER OF HEARING INSTRUMENTS.] "Seller of hearing instruments" means a natural person who engages in hearing instrument dispensing whether or not registered by the commissioner of health or licensed by an existing health-related board.

Sec. 5. [153A.14] [REGULATION.]

Subdivision 1. [APPLICATION FOR PERMIT.] A seller of hearing instruments shall apply to the commissioner for a permit to dispense hearing instruments. The commissioner shall provide applications for permits. At a minimum, the information that an applicant must provide includes the seller's name, social security number, business address and phone number, employer, and information about the seller's education, training, and experience in testing human hearing and fitting hearing instruments. The commissioner may reject an application for a permit if there is evidence of a violation or failure to comply with sections 4 to 7.

Subd. 2. [ISSUANCE OF PERMIT.] The commissioner shall issue a permit to each seller of hearing instruments who applies under subdivision 1 once the commissioner determines that the applicant is in compliance with sections 4 to 7.

Subd. 3. [NONTRANSFERABILITY OF PERMIT.] The permit cannot be transferred.

Subd. 4. [SALE OF HEARING INSTRUMENTS WITHOUT PERMIT.] It is unlawful for any person not holding a valid permit to sell hearing instruments as defined in section 4, subdivision 3. A person who sells a hearing instrument without the permit required by this section is guilty of a gross misdemeanor.

Subd. 5. [RULEMAKING AUTHORITY.] The commissioner shall adopt rules under chapter 14 to implement sections 4 to 9.

Subd. 6. [HEARING INSTRUMENTS TO COMPLY WITH FEDERAL AND STATE REQUIREMENTS.] The commissioner shall ensure that hearing instruments are dispensed in compliance with state requirements and the requirements of the United States Food and Drug Administration. Failure to comply with state or federal regulations may be grounds for enforcement actions under section 6.

Subd. 7. [CONTESTED CASES.] The commissioner shall comply

with the contested case procedures in chapter 14 when suspending, revoking, or refusing to issue a permit under subdivision 1.

Sec. 6. [153A.15] [PROHIBITED ACTS; ENFORCEMENT; AND PENALTY.]

Subdivision 1. [PROHIBITED ACTS.] The commissioner may reject an application for a permit or may act under subdivision 2 against a seller of hearing instruments for failure to comply with a provision of sections 4 to 7. Failure to apply to the commissioner for a permit, or supplying false or misleading information on the application for a permit, shall constitute grounds for action under subdivision 2. The following acts and conduct are also grounds for action under subdivision 2:

(1) prescribing or otherwise recommending to a consumer or potential consumer the use of a hearing instrument unless the prescription from a physician or recommendation from a hearing instrument dispenser or audiologist is in writing, is delivered to the consumer or potential consumer, and bears the following information in all capital letters of no less than 12-point or larger bold-face type: "THIS PRESCRIPTION OR RECOMMENDATION MAY BE FILLED BY AND HEARING INSTRUMENTS MAY BE PURCHASED FROM THE DISPENSER, AUDIOLOGIST, OR PHYSICIAN OF YOUR CHOICE." A prescription or written recommendation must include, upon the authorization of the consumer or potential consumer, the audiogram upon which the prescription or recommendation is based only when there has been a charge for the audiogram;

(2) representing through any advertising or communication to a consumer or potential consumer, that a person's permit to sell hearing instruments indicates state approval, endorsement, or satisfaction of standards of training or skill;

(3) being disciplined through a revocation, suspension, restriction, or limitation, by another state for conduct subject to action under subdivision 2;

(4) presenting advertising that is false or misleading;

(5) providing the commissioner with false or misleading statements of credentials, training, or experience;

(6) engaging in conduct likely to deceive, defraud, or harm the public; or demonstrating a willful or careless disregard for the health, welfare, or safety of a consumer;

(7) splitting fees or promising to pay a portion of a fee to any other

professional other than a fee for services rendered by the other professional to the client;

(8) engaging in abusive or fraudulent billing practices, including violations of federal Medicare and Medicaid laws, Food and Drug Administration regulations, or state medical assistant laws;

(9) obtaining money, property, or services from a consumer, through the use of undue influence, high pressure sales tactics, harassment, duress, deception, or fraud; or

(10) failing to comply with restrictions on sales of hearing aids in section 145.43.

Subd. 2. [ENFORCEMENT ACTIONS.] When the commissioner finds that a seller of hearing instruments has violated one or more provisions of sections 4 to 7, the commissioner may do one or more of the following:

(1) deny or reject the application for a permit;

(2) revoke the permit;

(3) suspend the permit;

(4) impose, for each violation, a civil penalty that deprives the seller of any economic advantage gained by the violation and that reimburses the department of health for costs of the investigation and proceeding; and

(5) censure or reprimand the seller.

Subd. 3. [PROCEDURES.] The commissioner shall establish, in writing, internal operating procedures for receiving and investigating complaints and imposing enforcement actions. Establishment of the operating procedures are not subject to rulemaking procedures under chapter 14.

Subd. 4. [PENALTY.] A person violating sections 4 to 7 is guilty of a misdemeanor.

Sec. 7. [153A.16] [BOND REQUIRED.]

Subdivision 1. A sole proprietor, partnership, association, or corporation engaged in hearing instrument dispensing shall provide a surety bond in favor of the state of Minnesota in the amount of \$5,000 for every individual engaged in the practice of hearing instrument dispensing, up to a maximum of \$25,000.

Subd. 2. The bond required by this section shall be in favor of the state for the benefit of any person who suffers loss of payments for the purchase or repair of a hearing instrument after July 1, 1988, due to insolvency or cessation of the business of the sole proprietor, partnership, association, or corporation engaged in hearing instrument dispensing. A copy of the bond shall be filed with the attorney general. Any person claiming against the bond may maintain an action at law against the surety and the sole proprietor, partnership, association, or corporation.

Subd. 3. The aggregate liability of the surety to all persons for all breaches of the conditions of the bonds provided herein shall in no event exceed the amount of the bond.

Sec. 8. [153A.17] [EXPENSES.]

The expenses for administering the permit requirements for hearing aid dispensers in section 5, subdivision 1, and the consumer information center under section 9, must be paid from permit fees collected under the authority granted in section 214.06, subdivision 1. The expenses of administering the registration of speech language pathologists, audiologists, and hearing instrument dispensers under the commissioner of health's general grant of authority in section 214.13 must be paid from registration fees collected pursuant to that section.

Sec. 9. [153A.18] [CONSUMER INFORMATION CENTER.]

The commissioner shall establish a consumer information center to assist actual and potential purchasers of hearing aids by providing them with information regarding hearing instrument sales. The consumer information center shall disseminate information about consumers' legal rights related to hearing instrument sales, provide information relating to complaints about sellers of hearing instruments, and provide information about outreach and advocacy services for consumers of hearing instruments. In establishing the center and developing the information, the commissioner shall consult with representatives of hearing instrument dispensers, audiologists, physicians and consumers.

Sec. 10. [153B.01] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] The definitions in this section apply to sections 10 to 23.

Subd. 2. [BOARD.] "Board" means the state board of examiners for speech-language pathology and audiology.

Subd. 3. [DEPARTMENT.] "Department" means the department of health.

Subd. 4. [PERSON.] "Person" means a individual, corporation, partnership, or other legal entity.

Subd. 5. [SPEECH-LANGUAGE PATHOLOGIST.] "Speech-language pathologist" means an individual who: (1) practices speech-language pathology; (2) makes a nonmedical evaluation; (3) examines, counsels, or provides habilitative or rehabilitative services for persons who have or are suspected of having speech, articulation, fluency, voice, verbal and written language, deglutition or cognitive communication disorders; and (4) meets the qualifications in sections 10 to 23.

Subd. 6. [PRACTICE OF SPEECH-LANGUAGE PATHOLOGY.] "The practice of speech-language pathology" means the application of principles, methods, and procedures for measurement, diagnosis and evaluation, identification, prediction, counseling, habilitation, rehabilitation, or instruction and research related to the development and disorders of speech, articulation, fluency, voice, verbal and written language, deglutition, oral-motor dysfunction, oral-motor facilitation, cognition or communication for the purpose of rendering or offering to render an evaluation, prevention, or modification of these disorders and conditions in planning, directing, conducting, and supervision of progress for identification, evaluation, habilitation, and rehabilitation of disorders of speech, articulation, fluency, voice, verbal and written language, deglutition and cognition or communication, or both, in individuals or groups of individuals. Speech-language pathologists may perform the basic audiometric screening tests and aural habilitative or rehabilitative, or both, procedures consistent with their education.

Subd. 7. [AUDIOLOGIST.] "Audiologist" means an individual who: (1) practices audiology; (2) makes a nonmedical evaluation; (3) examines, counsels, or provides habilitative or rehabilitative services for persons who have or are suspected of having a hearing or auditory perceptual disorder or examines, counsels, and provides those services; and (4) meets the qualifications in sections 10 to 23.

Subd. 8. [PRACTICE OF AUDIOLOGY.] "Practice of audiology" means the nonmedical testing, evaluating, counseling, consulting, instruction, habilitation, and rehabilitation of individuals whose communication disorders and related communication impairments center in whole or in part in the hearing function for the purpose of nonmedical diagnosis prevention, identification, amelioration, or modification of those disorders and conditions.

Sec. 11. [153B.02] [STATE BOARD.]

Subdivision 1. [CREATION.] The state board of examiners for speech-language pathology and audiology consists of nine members appointed by the governor.

Subd. 2. [MEMBERSHIP.] Members of the board must have been residents of the state of Minnesota for two years immediately preceding appointment and must be representative of various geographic areas of the state and representative of various employment settings, as required by this section. Six members must have been engaged in rendering services, teaching, or research in speech-language pathology or audiology for at least five years. Of the six members, three members shall be audiologists, and three members shall be speech-language pathologists. Except for those members initially appointed, all six shall hold valid licenses under sections 10 to 23. Three other members shall be public members as defined by section 214.02.

Subd. 3. [MEMBERSHIP TERMS; OFFICERS; QUORUM; EXPENSES.] (a) Members shall be appointed for staggered terms of six years, with three terms beginning August 1 of each odd-numbered year. Members of the board serve until the expiration of the term to which they have been appointed or until their successors have qualified. A person may not be appointed to serve more than two consecutive terms.

(b) The board shall organize annually and select a chair and vice chair. The initial chair shall be an individual who is qualified for licensing under sections 10 to 23. After January 1, 1990, the chair shall hold a valid license issued under sections 10 to 23.

(c) Six members of the board constitute a quorum to do business.

(d) The board shall hold at least two regular meetings each year at which time an examination as required by section 10 must be offered. Additional meetings may be held at the call of the chair or at the written request of any three members of the board. At least 14 days' written advance notice of the board meeting is required.

(e) Board members shall receive compensation for their services in accordance with section 15.0575.

Subd. 4. [ADMINISTRATIVE ASSISTANCE.] The Minnesota department of health shall provide administrative and clerical employees necessary for the board to carry out its duties under sections 10 to 23.

Subd. 5. [SUBCOMMITTEES AND CONSULTANTS.] The board may appoint subcommittees of its members to study any matter within the jurisdiction of the board. The board may also contract or consult with medical doctors of its choosing on any matter within the jurisdiction of the board.

Sec. 12. [153B.03] [DUTIES OF THE BOARD.]

The board shall:

(1) adopt rules necessary to administer and enforce sections 10 to 23;

(2) administer, coordinate, and enforce sections 10 to 23;

(3) evaluate the qualifications of applicants;

(4) provide for the examination of applicants;

(5) issue subpoenas, examine witnesses, and administer oaths;

(6) conduct hearings and keep records and minutes necessary to the orderly administration of sections 10 to 23;

(7) investigate persons engaging in practices that violate sections 10 to 23; and

(8) adopt rules under chapter 14 prescribing a code of ethics for licensees.

Sec. 13. [153B.04] [QUALIFICATION OF APPLICANTS FOR A LICENSE IN SPEECH-LANGUAGE PATHOLOGY OR AUDIOLOGY.]

(a) To be licensed as a speech-language pathologist or audiologist, an applicant must:

(1) possess at least a master's degree with a major in speech-language pathology, audiology, or communication disorder from an accredited or approved college or university;

(2) submit to the board transcripts from one or more educational institutions evidencing completion of at least 18 quarter hours in courses providing fundamental information applicable to the normal development of speech, hearing, and language and at least 45 quarter hours in courses providing information about and training in evaluation and management of speech, language, and hearing disorders, and of these 45 quarter hours:

(i) no fewer than nine shall be in audiology for a person applying for licensure in speech-language pathology;

(ii) no fewer than nine shall be in speech-language pathology for a person applying for licensure in audiology;

(iii) no more than nine shall be in courses providing academic credit for clinical practice;

(iv) at least 36, not including credits for thesis or dissertation requirements, shall be in the field for which the license is sought; and

(v) at least 45 shall be in courses considered by the educational institution in which they are conducted as acceptable for application toward a graduate degree;

(3) submit to the board evidence of the completion of at least 300 hours of supervised, direct clinical experience with a variety of communication disorders, which is received within the educational institution itself or a program with which it cooperates;

(4) have obtained the equivalent of nine months of full-time supervised professional experience in which bona fide clinical work has been accomplished in the major professional area for which the license is being sought, under the supervision of a person qualified in accordance with the rules of the board. The experience must have begun after completion of the academic and clinical experience required by this section; and

(5) pass the examination required by section 14.

(b) A person holding a certificate of clinical competence from the American Speech-Language-Hearing Association in the area for which a license is sought is considered qualified to take the licensing examination required by section 14.

Sec. 14. [153B.05] [APPLICATION AND EXAMINATION.]

Subdivision 1. [APPLICATION TO LICENSE.] A person desiring a license under sections 10 to 23 shall apply to the board on a form and in the manner the board prescribes. The application must be accompanied by an application fee in an amount determined by the board.

Subd. 2. [EXAMINATION.] (a) Each applicant shall be examined by the board and shall pay to the board, at least 30 days before the date of examination, a nonrefundable examination fee prescribed by the board. The examination shall be given at least twice each year at a time and place established by and under the supervision of the committee.

(b) The board shall examine by written examination. The board shall maintain a record of all examination scores for at least two years after the date of examination.

(c) Standards for acceptable performance shall be determined by the board.

(d) The board may examine in whatever theoretical or applied fields of speech-language pathology or audiology it determines appropriate. It may examine the candidates with regard to their professional skills and their judgment in the utilization of speech-language pathology or audiology techniques or methods.

(e) A person who fails the examination may be examined at a later time if the person pays another nonrefundable examination fee. No applicant who has taken and failed to pass two examinations may take the examination until the person has submitted a new application together with a nonrefundable application fee and presented evidence to the board of additional study in the area for which licensure is sought.

(f) Separate examinations must be given for speech pathology and audiology.

Sec. 15. [153B.06] [LICENSING UNDER SPECIAL CONDITIONS.]

(a) The board may waive the examination and grant a license to an applicant who presents proof that the applicant holds a current license in another state, the District of Columbia, or a territory of the United States that maintains professional standards considered by the board to be equivalent to those in sections 10 to 23 and the rules adopted by the board.

(b) The board may waive the examination and grant a license to an applicant who holds the Certificate of Clinical Competence of the American Speech-Language Hearing Association or has met equivalent requirements in the area for which a license is sought.

Sec. 16. [153B.07] [ISSUANCE OF LICENSE.]

(a) The board shall issue a license to an applicant who meets the requirements of sections 10 to 23 and who pays to the board the initial nonrefundable license fee.

(b) A temporary certificate of registration may be applied for by a person who fulfills the requirements of section 13 and who has not previously applied to take the examination required by section 14.

(c) On receiving an application provided for under paragraph (b) of this section accompanied by the nonrefundable application fee, the board shall issue a temporary certificate of registration entitling the applicant to practice audiology or speech-language pathology for a period ending eight weeks after the conclusion of the next examination given after the date of issue.

(d) All licenses expire and become invalid one year from the date of issuance if not renewed.

Sec. 17. [153B.08] [LICENSING AND REGULATION OF SPEECH-LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS.]

(a) Separate licenses must be granted in speech-language pathology and in audiology. A person may be licensed in either or both the areas of speech-language pathology or audiology if the person meets the qualifications of either or both areas.

(b) A person may not practice speech pathology or audiology or represent himself or herself as a speech-language pathologist or audiologist in this state after January 1, 1990, unless that person is licensed in accordance with sections 10 to 23.

Sec. 18. [153B.09] [RENEWAL OF LICENSE.]

Subdivision 1. [FEE REQUIRED.] A licensed speech-language pathologist or audiologist shall annually pay the nonrefundable renewal fee for a renewal of the license. The fee must be set by the board. A 60-day grace period must be allowed. After expiration of the grace period, the board may renew each license after payment of a penalty set by the rules. No person who applies for renewal within two years after the date of expiration of the license shall be required to submit to an examination as a condition to renewal.

Subd. 2. [RENEWAL PROHIBITED.] A person who fails to renew a license within two years after the date of its expiration shall not renew it, and it shall not be restored, reissued, or later reinstated, but the person may apply for and obtain a new license if the person meets the requirements of sections 10 to 23.

Subd. 3. [CONTINUING EDUCATION REQUIRED.] Within three years of the effective date of sections 10 to 23, renewal of a license is contingent on the applicant's meeting uniform continuing education requirements to be established by the board. Notice of initial or amended continuing education requirements must be sent to all persons licensed under sections 10 to 23 at least 12 months before a person's license renewal is dependent on satisfaction of those requirements. Continuing education requirements must be sent to new applicants with the forms on which they are to apply for licensure.

Subd. 4. [RENEWAL OF SUSPENDED OR REVOKED LICENSES.] A suspended license expires as provided in section 16 and may be renewed as provided in sections 10 to 23, but the renewal does not entitle the licensee, while the license remains suspended and until it is reinstated, to engage in the licensed activity or in any other activity or conduct in violation of the order or judgment by

which the license was suspended. A license revoked on disciplinary grounds expires as provided in section 16, but it may not be renewed. If it is reinstated after its expiration, the licensee as a condition of reinstatement shall pay a reinstatement fee in an amount equal to the renewal fee in effect on the last preceding regular renewal date before the date on which it is reinstated plus any delinquency fee accrued at the time of the license revocation.

Sec. 19. [153B.10] [DENIAL, SUSPENSION, AND REVOCATION.]

Subdivision 1. [GROUNDS.] The board may refuse to issue a license to an applicant or may suspend or revoke the license of a licensee for any of the following reasons:

(1) fraud, misrepresentation, or concealment of material facts committed in the license application process;

(2) selling, bartering, or offering to sell or barter a license or certificate of registration;

(3) unprofessional conduct that has endangered or is likely to endanger the health, welfare, or safety of the public, as defined by the rules established by the board, or violation of the code of ethics adopted by the board;

(4) violating a lawful order or rule of the board; or

(5) violating any provisions of sections 10 to 23.

Subd. 2. [REINSTATEMENT.] The board shall deny an application for or suspend or revoke or impose probationary conditions on a license as ordered by the board after hearing as provided in subdivision 3. One year from the date of revocation of a license under sections 10 to 23, application may be made to the board for reinstatement of the license. The board may accept or reject an application for reinstatement and may require passage of an examination before reinstatement.

Subd. 3. [ACTION FOLLOWING CONVICTION.] At the direction of the board, a license may be suspended or revoked or the board may decline to issue a license when the time for appeal of a conviction has elapsed or a judgment or conviction has been affirmed on appeal, or when an order granting probation is made suspending the imposition of sentence irrespective of a later order allowing a person to withdraw a plea of guilty, or setting aside the verdict of guilty, or dismissing the information or indictment. A plea or verdict of guilty or a conviction following a plea of nolo contendere made to a charge of a felony or of an offense involving moral

turpitude is considered to be a conviction within the meaning of this subdivision.

Subd. 4. [PROCEDURE.] A person whose application for a license is denied is entitled to a contested case hearing under the administrative procedures act if the person submits a written request to the board.

Sec. 20. [153B.11] [PENALTIES.]

(a) A person who violates any provision of sections 10 to 23 is guilty of a misdemeanor.

(b) If a person other than a licensed speech-language pathologist or audiologist engages in an act or practice constituting an offense under sections 10 to 23, a district court of any county on application of the board may issue an injunction or other appropriate order restraining the act or practice.

Sec. 21. [153B.12] [DISPOSITION OF FUNDS.]

Money received by the board under sections 10 to 23 must be deposited in a fund in the state treasury known as the speech-language pathology and audiology fund and is appropriated to the department of health for administration of sections 10 to 23.

Sec. 22. [153B.13] [PERSONS AND PRACTICES NOT AFFECTED.]

Sections 10 to 23:

(1) do not prevent qualified persons licensed in this state under another law from engaging in the profession for which they are licensed;

(2) do not prevent or restrict the activities and services and the use of an official title by persons holding a valid and current certification in speech correction from the department of education if those persons perform speech-language pathology services solely as a part of their duties within an agency, institution, or organization under the jurisdiction of the department of education or within the public school system. If persons affected by this clause perform work as a speech-language pathologist apart from their positions within an agency, institution, or organization of the department of education or within the public school system, they must have a license issued under sections 10 to 23;

(3) do not restrict the activities and services of students or interns pursuing a course of study leading to a degree in speech-language pathology at an accredited college or university, if: (i) these activi-

ties and services constitutes a part of their supervised course of study or internship year; (ii) after January 1, 1990, they are supervised by a person licensed under sections 10 to 23; and (iii) they are designated by a title such as "speech-language pathology intern" or other title clearly indicating the educational status appropriate to their level of education;

(4) do not restrict activities and services of students and interns in audiology pursuing a course of study leading to a degree in audiology at an accredited college or university, if: (i) these activities and services constitute a part of their supervised course of study or internship year; (ii) after January 1990, they are supervised by a person licensed under sections 10 to 23; and (iii) they are designated by a title such as "audiology intern" or other title clearly indicating the educational status appropriate to their level of education;

(5) do not restrict the performance of speech-language pathology or audiology services in this state by a person not a resident of this state who is not licensed under sections 10 to 23 if the services are performed for no more than five days in a calendar year and if the person meets the qualifications and requirements for application for licensure in sections 10 to 23;

(6) do not apply to persons employed by the department in its programs concerned with hearing or speech services as long as they are performing duties under the jurisdiction of the department;

(7) do not apply to a person who either shows evidence of having received training by the department in one of the hearing screening training programs approved by it or practices under the supervision of a physician or an audiologist if all activities performed under this exception are limited to screening of hearing sensitivity;

(8) do not prevent persons in an industrial setting from engaging in hearing testing as a part of a hearing conservation program in compliance with regulations of the Occupational Safety and Health Administration if those persons are certified by an agency acceptable to the Occupational Safety and Health Administration;

(9) do not prevent or restrict speech or hearing sensitivity screening evaluations conducted by registered nurses licensed by the laws of this state and practicing in accordance with the standards of professional conduct and ethics adopted by the board of nursing; and

(10) do not restrict or prevent a licensed psychologist from engaging in the practice of psychology within the scope of the activities permitted under that license.

Notwithstanding section 11, the term of initial appointees to the board must be determined by lot as follows: three members are appointed for terms that expire August 1, 1989; three members are appointed for terms that expire August 1, 1991; and three members are appointed for terms that expire August 1, 1993.

Sec. 24. Minnesota Statutes 1987 Supplement, section 214.01, subdivision 2, is amended to read:

Subd. 2. "Health-related licensing board" means the board of examiners of nursing home administrators established pursuant to section 144A.19, the board of medical examiners created pursuant to section 147.01, the board of nursing created pursuant to section 148.181, the board of chiropractic examiners established pursuant to section 148.02, the board of optometry established pursuant to section 148.52, the board of psychology established pursuant to section 148.90, the social work licensing board pursuant to section 148B.19, the board of marriage and family therapy pursuant to section 148B.30, the board of mental health service providers established pursuant to section 148B.41, the state board of examiners for speech-language pathology and audiology established by section 11, the board of dentistry established pursuant to section 150A.02, the board of pharmacy established pursuant to section 151.02, the board of podiatric medicine established pursuant to section 153.02, and the board of veterinary medicine, established pursuant to section 156.01.

Sec. 25. Minnesota Statutes 1987 Supplement, section 214.04, subdivision 3, is amended to read:

Subd. 3. The executive secretary of each health-related and non-health-related board shall be the chief administrative officer for the board but shall not be a member of the board. The executive secretary shall maintain the records of the board, account for all fees received by it, supervise and direct employees servicing the board, and perform other services as directed by the board. The executive secretaries and other employees of the following boards shall be hired by the board, and the executive secretaries shall be in the unclassified civil service, except as provided in this subdivision:

- (1) dentistry;
- (2) medical examiners;
- (3) nursing;
- (4) pharmacy;
- (5) accountancy;

(6) architecture, engineering, land surveying and landscape architecture;

(7) barber examiners;

(8) cosmetology;

(9) electricity;

(10) teaching;

(11) peace officer standards and training;

(12) social work;

(13) marriage and family therapy;

(14) unlicensed mental health service providers;

(15) speech-language pathology and audiology; and

(15) (16) office of social work and mental health boards.

The board of medical examiners shall set the salary of its executive director, which may not exceed 95 percent of the top of the salary range set for the commissioner of health in section 15A.081, subdivision 1. In June of the year in which a salary increase is to be adopted, and at least 30 days before the board of medical examiners adopts a salary increase for its executive director, the board shall submit the proposed salary increase to the legislative commission on employee relations for approval, modification, or rejection in the manner provided in section 43A.18, subdivision 2.

The executive secretaries serving the remaining boards shall be hired by those boards, and shall be in the unclassified civil service except for part-time executive secretaries, who are not required to be in the unclassified service. Boards not requiring a full-time executive secretary may employ such services on a part-time basis. To the extent practicable the sharing of part-time executive secretaries by boards being serviced by the same department is encouraged. Persons providing services to those boards not listed in this subdivision, except executive secretaries of the boards and employees of the attorney general, shall be classified civil service employees of the department servicing the board. To the extent practicable the commissioner shall ensure that staff services are shared by the boards being serviced by the department. If necessary, a board may hire part-time, temporary employees to administer and grade examinations.

Sec. 26. [REPEALER.]

Minnesota Statutes 1986, sections 153A.01; 153A.02; 153A.03; 153A.04; 153A.05; 153A.06; 153A.07; 153A.08; 153A.09; 153A.10; 153A.11; and 153A.12, are repealed.

Sec. 27. [APPROPRIATION.]

\$ is appropriated from the general fund to the department of health for sections 4 to 9.

Sec. 28. [APPROPRIATION.]

\$ is appropriated to the speech-language pathology and audiology board for the purposes of sections 10 to 23, to be available until June 30, 1989. The first \$ of application and license fees received by the board of speech-language pathology and audiology must be returned to the general fund when that amount is received.

Sec. 29. [EFFECTIVE DATE.]

Sections 10 to 25 and 28 are effective the day following final enactment.

Delete the title and insert:

“A bill for an act relating to health; regulating the sale of hearing aids; regulating persons who dispense hearing aids; creating the state board of examiners for speech-language pathology and providing for its powers and duties; providing for the licensure and regulation of speech-language pathologists, and audiologists; providing penalties; appropriating money; amending Minnesota Statutes 1986, sections 145.43, subdivisions 1 and 1a; Minnesota Statutes 1987 Supplement, sections 145.43, subdivision 4; 214.01, subdivision 2; 214.04, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 153A and 153B; repealing Minnesota Statutes 1986, sections 153A.01 to 153A.12.”

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

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

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.

Reported the same back with the following amendments:

Page 1, delete lines 9 and 10 and insert "The program evaluation division of the legislative audit commission shall"

Page 1, line 11, delete "of"

Page 1, line 12, after "service" insert ", agriculture experiment station,"

Page 1, line 13, delete everything after the period

Page 1, delete line 14

Page 1, line 15, delete "30, 1989." and delete "commissioner" and insert "commission"

Amend the title as follows:

Page 1, line 4, after "service" insert ", agriculture experiment station,"

Page 1, line 5, delete "; appropriating money"

With the recommendation that when so amended the bill pass.

The report was adopted.

McEachern from the Committee on Education to which was referred:

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.

Reported the same back with the following amendments:

Page 1, line 17, after the period insert "Section 1 does not authorize an increase in the amount of the bonded indebtedness."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2360, A bill for an act relating to retirement; authorizing

purchase of prior service credit in the teachers retirement association by a certain member.

Reported the same back with the following amendments:

Page 2, after line 34, insert:

“Sec. 2. [PURCHASE OF PRIOR SERVICE CREDIT FOR CERTAIN MINNEAPOLIS EMPLOYEES.]

Subdivision 1. [ENTITLEMENT.] Notwithstanding any law to the contrary, a person who was born on March 3, 1949, who was employed by the city of Minneapolis as an urban corps intern in August 1976, who was employed in the unclassified service of the city of Minneapolis as an assistant to an alderman with substantially the same duties as performed during the internship on August 25, 1978, and who is currently employed in that position and is a member of the Minneapolis employees retirement fund may purchase credit in that retirement fund for service during that internship. Eligibility to make the purchase of prior service credit expires on June 30, 1989.

Subd. 2. [PURCHASE PAYMENT AMOUNT.] For any person entitled to purchase credit for prior service as provided in subdivision 1, there must be paid to the Minneapolis employees retirement fund an amount equal to the present value, on the date of payment, of the amount of the additional retirement annuity that would be obtained by virtue of the purchase of the additional service credit, using the interest rate specified in Minnesota Statutes, section 356.215, subdivision 4d, and the applicable mortality table adopted for the retirement fund and assuming continuous future service creditable by the retirement fund until, and retirement at, the age at which the minimum requirements of the retirement fund for normal retirement or retirement with an annuity unreduced for retirement at an early age, including Minnesota Statutes, section 356.30, are met with the additional service credit purchased, for the retirement fund, and a future salary history that includes annual salary increases at the rate specified in Minnesota Statutes, section 356.215, subdivision 4d. The person requesting the purchase of prior service must establish in the records of the retirement fund proof of the service for which the purchase of prior service is requested. The manner of the proof of service must be in accordance with procedures prescribed by the executive director of the Minneapolis employees retirement fund.

Subd. 3. [PAYMENT; CREDITING SERVICE.] Payment must be made in one lump sum, unless the executive director of the Minneapolis employees retirement fund agrees to accept payment in installments over a period not to exceed three years from the date of the agreement, with interest at a rate deemed appropriate by the executive director based on the recent short term investment

earnings of the fund. The period of allowable service may be credited to the account of the person only after receipt of full payment by the executive director.

Subd. 4. [OPTIONAL EMPLOYER PARTIAL PAYMENT.] Payment must be made by the person entitled to purchase prior service. However, the employer of the person may, at its discretion, pay all or any portion of the payment amount that exceeds an amount equal to the employee contribution rates in effect for the retirement fund during the period or periods of prior service applied to the actual salary rates in effect during the period or periods of prior service, plus interest at the rate of six percent a year compounded annually from the date on which the contributions would otherwise have been made to the date on which the payment is made.

Sec. 3. Minnesota Statutes 1986, section 354.55, is amended by adding a subdivision to read:

Subd. 20. A person who contributes to the correctional employees retirement fund after having accrued formula service credit for teaching service rendered as a special teacher in a state correctional or security hospital facility shall have that teacher retirement association formula service credit considered the same as state employees retirement fund service credit is considered for benefit calculations in sections 352.93, subdivision 1, and 352.94, subdivision 1.

Sec. 4. [EFFECTIVE DATE.]

Section 2 is effective on the day following final enactment."

Amend the title as follows:

Page 1, line 4, after "member" insert "; authorizing a purchase of prior service credit in the Minneapolis employees retirement fund by certain persons; amending Minnesota Statutes 1986, section 354.55, by adding a subdivision"

With the recommendation that when so amended the bill pass.

The report was adopted.

Ogren from the Committee on Health and Human Services to which was referred:

H. F. No. 2415, A bill for an act relating to human services; exempting Indian health service facilities from rate establishment; requiring rate establishment for out-of-state hospitals; amending

Minnesota Statutes 1987 Supplement, section 256.969, subdivision 3.

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

The report was adopted.

Otis from the Committee on Economic Development and Housing to which was referred:

H. F. No. 2444, A bill for an act relating to jobs and training; establishing demonstration projects to create housing for homeless people; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 268.0111, is amended by adding a subdivision to read:

Subd. 4a. [HOMELESS INDIVIDUAL.] "Homeless individual," or "homeless person" means:

(1) an individual who lacks a fixed, regular, and adequate nighttime residence; or

(2) an individual who has a primary nighttime residence that is:

(i) a supervised publicly or privately operated shelter or dwelling designed to provide temporary living accommodations,

(ii) an institution that provides a temporary residence for individuals intended to be institutionalized, or

(iii) a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for humans.

The term homeless individual does not include any individual imprisoned or otherwise detained pursuant to federal or state law.

Sec. 2. [268.39] [LIFESKILLS AND EMPLOYMENT GRANTS.]

The commissioner may provide grants to organizations for the development and administration of lifeskills and employment plans for homeless individuals that reside in residential units constructed or rehabilitated under section 3. Grants awarded under this section

may also be used for the management of these residential units. The organizations that receive grants under this section must coordinate their efforts with organizations that receive grants under section 3.

A lifeskill and employment plan must be developed for each tenant residing in a dwelling that receives funding under section 3. The plan may include preapprentice and apprenticeship training in the area of housing rehabilitation. If preapprentice and apprenticeship training is part of a plan, the organization must consult with labor organizations experienced in working with apprenticeship programs. The completion or compliance with the individual life-skill and employment plan must be required for a tenant to remain in a unit constructed or rehabilitated under section 3.

The application for a grant under this section must include a plan that must provide for:

- (1) training for tenants in areas such as cleaning and maintenance, payment of rent, and roommate skills, and
- (2) tenant selection and rental policies that insure rental of units to people who are homeless if applicable.

The applicant must provide a proposed occupancy contract if applicable, the name and address of the rental agent if applicable, and other information the commissioner considers necessary with the application.

The commissioner may adopt permanent rules to administer this grant program.

Sec. 3. Minnesota Statutes 1986, section 462A.05, is amended by adding a subdivision to read:

Subd. 29. [HOUSING GRANTS FOR HOMELESS INDIVIDUALS.] The agency may provide grants to eligible mortgagors for the purpose of purchasing, rehabilitating, and constructing housing for homeless individuals as defined in section 1. The agency may determine the conditions, if any, under which all or a portion of the grant will be repaid and appropriate security, if any, for repayment of the grant. In establishing this grant program, the agency must consult the commissioner of jobs and training. The applicant must consult with advocates for the homeless, representatives from neighborhood groups and representatives of labor organizations in preparing the proposal.

Grants awarded under this section may not exceed \$25,000 per residential unit. Priority must be given to viable proposals with the lowest total cost. Applicants must consider the use of donated or leased, abandoned or empty dwellings owned by a public entity

including, but not limited to, a housing redevelopment authority, community development authority, public housing authority, the federal Department of Housing and Urban Development, or the Farmers Home Administration. Any residential unit purchased, rehabilitated, or constructed under this section must be allocated in the following order:

(1) homeless families with at least one dependent,

(2) other homeless individuals,

(3) other very low income families or individuals whose incomes are equal to or less than 30 percent of the median income for the Minneapolis-St. Paul metropolitan area, and

(4) families or individuals that receive public assistance and do not qualify in any other priority group.

Proposals must include a plan for (a) maintaining the ownership of the property and managing the dwelling for rental to homeless individuals and families and very low income families; (b) selling rehabilitated dwellings to homeless individuals and families or very low income families; or (c) for selling, leasing, or conveying to organizations that will manage the dwelling for rental to homeless individuals and families and very low income families. These organizations may include organizations awarded grants under section 2. The homeless individuals or families or very low income families that may purchase dwellings under (b) must have incomes that are equal to or less than 30 percent of the median income for the Minneapolis-St. Paul metropolitan area.

Eligible mortgagors must demonstrate that the grants awarded under this section will not exceed 50 percent of the project's total cost. A project's total cost includes, but is not limited to, acquisition costs, rehabilitation costs, and related costs. In cases where the property is donated, the acquisition costs are the prerehabilitated estimated market value as established for property tax purposes. Donated property may be used to satisfy the match requirement.

Sec. 4. Minnesota Statutes 1986, section 462A.21, is amended by adding a subdivision to read:

Subd. 14. It may make housing grants for homeless individuals as provided in section 3 and may pay the costs and expenses for the development and operation of the program.

Sec. 5. [APPROPRIATION.]

(a) \$ is appropriated from the general fund to the com-

missioner of jobs and training for grants awarded under section 2.

(b) \$ is appropriated from the general fund to the housing development fund established in section 462A.20 for grants awarded under section 3."

Delete the title and insert:

"A bill for an act relating to jobs and training; establishing grant programs for housing for homeless persons; appropriating money; amending Minnesota Statutes 1986, sections 268.0111, by adding a subdivision; 462A.05, by adding a subdivision; and 462A.21, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 268."

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. 2477, A bill for an act relating to retirement; local government correctional service retirement plan; clarifying coverage periods; adjusting member and employer contribution rates; clarifying annuity calculations for fractional service; clarifying the duration of initial annuity payments; providing for the augmentation of deferred annuities; amending Minnesota Statutes 1987 Supplement, sections 353C.03; 353C.05; 353C.06, subdivisions 3 and 4; and 353C.07.

Reported the same back with the following amendments:

Page 2, line 13, delete "6.685" and insert "7.5"

Page 2, line 22, delete "6.685" and insert "7.5"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2490, A bill for an act relating to state land; conveying title to state land in Kittson county.

Reported the same back with the following amendments:

Page 1, after line 23, insert:

"Sec. 2. [SALE OF CERTAIN TAX-FORFEITED LAND; CHISAGO COUNTY.]

Notwithstanding Minnesota Statutes, section 282.018, Chisago county may sell certain tax-forfeited land located in the county that is described in this section.

The land that may be sold consists of lots and blocks and other lands described as:

Lot 10 lying west of the Sunrise River in block 7 of John S. Brown's addition to Sunrise City.

Outlot B of Rignell's Rearrangement of Deer Garden

Lot 6, Block 1 of Rignell's Rearrangement of Deer Garden

Cambridge Lake Estates, Unit 1

Outlot 1

Lots 14 to 17, Block 1

Lots 29 and 30, Block 1

Lots 32 to 35, Block 1

Lot 36, Block 1

Lots 10 and 11, Block 1

Park lot located in Block 1

Unit 3

Lot 26, Block 1

Unit 4

Lots 16 and 17, Block 1

That part of Block 11 bounded on North by continuance of north line of Second Street and bounded on South by south line of Second Street if said lines were extended easterly to St. Croix River.

That part of Block 11, bounded on North by line found by continuing North line of South one-half of Lot 4, Block 2, easterly in straight line to St. Croix River and bounded on South by continuing line between Lots 2 and 3, Block 2, easterly in straight line to St. Croix River.

That part of Block 11 bounded on North by a line found by continuing the line between Lots 1 and 2, Block 3, easterly in a straight line to St. Croix River and on South by continuing North line of Lot 5, Block 2, easterly in a straight line to St. Croix River.

All in the city of Taylors Falls.

Part of the Northeast one-quarter of the Southeast one-quarter described as follows:

Beginning at a point on the North line of Northeast one-quarter of Southeast one-quarter where the East line of right-of-way of Northern Pacific Railroad Company intersects the same; thence East on North line of the Northeast one-quarter of Southeast one-quarter to the Northeast corner thereof; thence South on the East line of the Northeast one-quarter of Southeast one-quarter four hundred ninety-six feet more or less to county ditch running in an easterly and westerly direction through said Northeast one-quarter of Southeast one-quarter; thence due West to the East line of the right-of-way of said railroad; thence North on East line of right-of-way to place of beginning.

Section 9, Township 37 North, Range 21 West"

Page 2, line 1, delete "Section 1 is" and insert "Sections 1 and 2 are"

Re-number sections in sequence

Amend the title as follows:

Page 1, line 3, delete "Kittson county" and insert "Chisago and Kittson counties"

With the recommendation that when so amended the bill pass and be placed on the Consent Calendar.

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 2554, A bill for an act relating to education; allowing

noncontiguous school districts to consolidate; amending Minnesota Statutes 1986, section 122.23, subdivision 1.

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

The report was adopted.

Ogren from the Committee on Health and Human Services to which was referred:

H. F. No. 2620, A bill for an act relating to vocational rehabilitation; providing employment program rights to persons with disabilities; requiring inclusion of these programs in county social services plans; amending Minnesota Statutes 1987 Supplement, section 256E.09, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 129A.

Reported the same back with the following amendments:

Page 1, delete section 1.

Page 2, after line 31, insert:

“Sec. 2. [256E.13] [RIGHT TO RECEIVE SERVICES IN ANOTHER COUNTY.]

A person who is eligible for extended employment services under this chapter has the right to request and receive services outside the county of financial responsibility. The county shall consider the request and shall not disapprove a request for extended employment services solely on the basis that the service is located outside the county.”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete “129A” and insert “256E”

With the recommendation that when so amended the bill pass.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2664, A bill for an act relating to agriculture; appropriating money for bluegrass seed and turf production.

Reported the same back with the following amendments:

Page 1, line 11, after "bluegrass" insert "seed"

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

The report was adopted.

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

H. F. No. 2703, A bill for an act relating to intoxicating liquor; authorizing the city of Bloomington to issue an on-sale intoxicating liquor license to Midsummer, A Festival of Music.

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

The report was adopted.

Battaglia from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 2727, A bill for an act relating to the city of Duluth; authorizing the issuance of bonds to purchase capital equipment; limiting the amount of the bonds.

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

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

S. F. No. 1622, A bill for an act relating to agriculture; clarifying which debtors are eligible for mediation; amending Minnesota Statutes 1986, section 583.24, subdivision 2.

Reported the same back with the following amendments:

Page 2, after line 5, insert:

"Sec. 3. Minnesota Statutes 1987 Supplement, section 583.26, subdivision 5, is amended to read:

Subd. 5. [EFFECT OF MEDIATION PROCEEDING NOTICE.] (a) Except as provided in paragraphs (b), (c), and (d), if a creditor receives a mediation proceeding notice under subdivision 4 the creditor and the creditor's successors in interest may not begin or continue proceedings to enforce a debt subject to the farmer-lender mediation act against agricultural property of the debtor under chapter 580 or 581 or sections 336.9-501 to 336.9-508, to terminate a contract for deed to purchase agricultural property under section 559.21, or to garnish, levy on, execute on, seize, or attach agricultural property until 90 days after the date the debtor files a mediation request with the director.

(b) Except as provided in paragraph (c), if a creditor is an agency of the United States and receives a mediation proceeding notice under subdivision 4, the creditor and the creditor's successors in interest may not begin or continue proceedings to enforce a debt against agricultural property of the debtor under chapter 580 or 581 or sections 336.9-501 to 336.9-508, to terminate a contract for deed to purchase agricultural property under section 559.21, or to garnish, levy on, execute on, seize, or attach agricultural property until 180 90 days after the date the debtor files a mediation request with the director.

(c) Notwithstanding paragraphs (a) and (b) or subdivision 1, a creditor receiving a mediation proceeding notice may begin proceedings to enforce a debt against agricultural property of the debtor:

(1) at the time the creditor receives a mediator's affidavit of the debtor's lack of good faith under section 583.27; or

(2) five days after the date the debtor and creditor sign an agreement allowing the creditor to proceed to enforce the debt against agricultural property if the debtor has not rescinded the agreement within the five days.

(d) A creditor receiving a mediation proceeding notice must provide the debtor by the initial mediation meeting with copies of notes and contracts for debts subject to the farmer-lender mediation act and provide a statement of interest rates on the debts, delinquent payments, unpaid principal balance, a list of all collateral securing debts, a creditor's estimate of the value of the collateral, and debt restructuring programs available by the creditor.

(e) The provisions of this subdivision are subject to section 583.27, relating to extension or reduction in the period before a creditor may begin to enforce a debt and court-supervised mediation."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, before the period insert “; Minnesota Statutes 1987 Supplement, section 583.26, subdivision 5”

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1849, 1857, 1862, 1872, 1921, 1938, 1939, 1991, 2019, 2078, 2088, 2159, 2172, 2252, 2295, 2317, 2360, 2415, 2477, 2490, 2554, 2620, 2703 and 2727 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1958 and 1622 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Riveness, Himle and Blatz introduced:

H. F. No. 2746, A bill for an act relating to authorities; permitting a waiver of contractor's payment and performance bond on certain parking facilities; making chapter 514 applicable if waiver is permitted; amending Minnesota Statutes 1987 Supplement, sections 469.015, subdivision 4; and 469.068, by adding a subdivision.

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

Milbert introduced:

H. F. No. 2747, A bill for an act relating to game and fish; regulating shooting preserves; amending Minnesota Statutes 1986, sections 97A.115, subdivisions 1 and 3; and 97A.121, subdivisions 1, 2, 4, 6, and by adding subdivisions; Minnesota Statutes 1987 Supplement, section 97A.121, subdivision 5.

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

Wenzel introduced:

H. F. No. 2748, A bill for an act relating to waters; prohibiting certain ice blocks upon the surface of frozen waters; proposing coding for new law in Minnesota Statutes, chapter 97C.

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

Tompkins and Brown introduced:

H. F. No. 2749, A bill for an act relating to capital improvements; providing funds for improvements at the Minnesota zoological garden; authorizing sale of state bonds; appropriating money.

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

Rodosovich and Vanasek introduced:

H. F. No. 2750, A bill for an act relating to taxation; property; providing that referendum levies are included in a school district's levy limit for purposes of determining the district's homestead credit replacement aid; amending Minnesota Statutes 1987 Supplement, section 273.1394.

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

Wenzel, Cooper, Bauerly, Bertram and Sparby introduced:

H. F. No. 2751, A bill for an act relating to taxation; sales and use; changing the definition of capital equipment; exempting capital equipment and special tooling; amending Minnesota Statutes 1986, sections 297A.01, subdivision 16; 297A.02, subdivision 2; 297A.15, subdivision 5; and 297A.25, by adding a subdivision; repealing Minnesota Statutes 1987 Supplement, section 297A.257, subdivision 2.

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

Dorn; Johnson, R.; Pelowski and DeBlieck introduced:

H. F. No. 2752, A bill for an act relating to taxation; sales; providing that purchases made from the student activity fees of the student organizations of the state university system, the community

colleges, the University of Minnesota, and the area vocational technical institutes are exempt; amending Minnesota Statutes 1986, section 297A.25, by adding a subdivision.

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

Rukavina, Jaros, Lieder, Brown and DeRaad introduced:

H. F. No. 2753, A bill for an act relating to state lands; changing how the proceeds of sales of state salt lands should be applied; amending Minnesota Statutes 1986, section 92.05.

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

Wenzel, Omann and Bertram introduced:

H. F. No. 2754, A bill for an act relating to taxation; tax-forfeited lands; requiring payment for a certain tract in Morrison county by the state of Minnesota.

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

Wagenius introduced:

H. F. No. 2755, A bill for an act relating to probate; providing for payment to certain persons for benefit of incapacitated persons; 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.

Rice, Munger, Sarna, Beard and O'Connor introduced:

H. F. No. 2756, A bill for an act relating to taxation; income; providing a pension exclusion; repealing the credit for elderly and disabled persons; amending Minnesota Statutes 1987 Supplement, section 290.01, subdivision 19b; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 1987 Supplement, section 290.06, subdivision 20.

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

Cooper and McDonald introduced:

H. F. No. 2757, A bill for an act relating to agriculture; repealing Laws 1984, chapter 509, section 2.

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

Kostohryz, Reding and McDonald introduced:

H. F. No. 2758, A bill for an act relating to education; requiring time for the patriotic observance of Memorial Day in the schools; amending Minnesota Statutes 1986, section 126.13.

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

Osthoff introduced:

H. F. No. 2759, A bill for an act relating to motor vehicles; allowing tax-exempt license plates for vehicles owned by nonpublic schools used in driver education programs; amending Minnesota Statutes 1987 Supplement, section 168.012, subdivision 1.

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

Begich, Rukavina, Minne and Battaglia introduced:

H. F. No. 2760, A bill for an act relating to taxation; authorizing the allocation of additional tax reductions for an enterprise zone; amending Minnesota Statutes 1987 Supplement, section 469.169, by adding a subdivision.

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

CONSENT CALENDAR

H. F. No. 2246 was reported to the House.

Clark moved to amend H. F. No. 2246, as follows:

Page 1, line 10, to page 2, line 5, delete sections 1 and 2 from the bill

Renumber the sections accordingly

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 2246, A bill for an act relating to economic development; extending various development programs to nonprofit organizations.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed, as amended, and its title agreed to.

H. F. No. 1534 was reported to the House.

Welle moved to amend H. F. No. 1534, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 154.05, is amended to read:

154.05 [WHO MAY RECEIVE CERTIFICATES.]

A person is qualified to receive a certificate of registration to practice barbering:

- (1) Who is qualified under the provisions of section 154.06;
- (2) Who is at least 18 years of age;
- (3) Who is of good moral character and temperate habits and free from any contagious or infectious disease; and
- (4) Who has practiced as a registered apprentice for a period of 15 12 months under the immediate personal supervision of a registered barber; and
- (5) Who has passed a satisfactory examination conducted by the board of barber examiners to determine fitness to practice barbering.

An applicant for a certificate of registration to practice as a registered barber who fails to pass a satisfactory examination conducted by the board must continue to practice as an apprentice for an additional ~~six~~ two months before being again entitled to take the examination for a registered barber.

Sec. 2: Minnesota Statutes 1986, section 154.07, is amended to read:

154.07 [QUALIFICATION OF STUDENTS IN BARBER SCHOOLS; REQUIREMENTS.]

Subdivision 1. [ADMISSION REQUIREMENTS; COURSE OF INSTRUCTION.] No school of barbering shall be approved by the board of barber examiners unless it requires, as a prerequisite to admission thereto, ten grades of an approved school or its equivalent, as determined by an examination conducted by the state board of education, which shall issue a certificate that the student has passed the required examination, and unless it requires, as a prerequisite to graduation, a course of instruction of not less than 1,500 hours, to be completed within 15 months, of not more than eight hours in any one working day; such course of instruction to include the following subjects: scientific fundamentals for barbering, hygiene, practical study of the hair, skin, muscles, and nerves, structure of the head, face, and neck, elementary chemistry relating to sterilization and antiseptics; diseases of the skin, hair, glands; massaging and manipulating the muscles of the face and neck,

haircutting, shaving, and trimming the beard; bleaching, tinting and dyeing the hair, and the chemical straightening of the hair of males.

Subd. 2. [ADDING SCHOOLS.] In considering the establishment of additional schools in the state, the board of barber examiners shall consider the following:

- (a) (1) the total needs for barbers throughout the state;
- (b) (2) the number who are being graduated from the barber schools and available for employment throughout the state;
- (c) (3) the ability of the community to support the proposed school to insure adequate practice for its students; and
- (d) (4) the economic effect of the proposed barber school on the local barber shops in the local community.

The state board of barber examiners shall conduct a hearing for each proposed additional school and notify the Minnesota state department of jobs and training of each such hearing.

Subd. 3. [COSTS; NUMBER OF INSTRUCTORS; HOURS.] It shall be permissible for barber schools and barber colleges teaching the occupation of barbering to make a reasonable charge for materials used and services rendered by students for work done in such schools or colleges by students and there shall be one instructor to every 15 17 students or minor fraction in excess thereof. Barber colleges and schools shall open at 8:00 a.m. and close at 5:00 p.m.

Subd. 4. [BUILDING REQUIREMENTS.] Each barber school or college shall be conducted and operated in one building, or in connecting buildings, and no barber school or college shall have any department or branch in a building completely separated or removed from the remainder of the barber school or college.

Subd. 5. [OWNER'S REQUIREMENTS.] Any person may own and operate a barber college school who has had ten six years' continuous experience as a barber, provided such person shall first secure from the board an annual permit to do so, keep the same prominently displayed, and before commencing business, file with the secretary of state a bond to the state approved by the attorney general in the sum of \$1,000, conditioned upon the faithful compliance of the barber school with all the provisions herein, and to pay all judgments that may be obtained against the school, or the owners thereof, on account of fraud, misrepresentation, or deceit practiced by them or their agents; provided, that all barber schools or colleges shall keep prominently displayed a substantial sign as barber school or college. All barber schools upon receiving students shall imme-

diately apply to the board for student permits upon blanks for that purpose furnished by the board.

Subd. 6. [OPERATION BY AVTI OR STATE INSTITUTION.] A public area vocational technical school or a state institution may operate a barber school provided it has in its employment a qualified instructor holding a current certificate of registration as a barber instructor and provided that it shall secure from the board of barber examiners an annual permit without payment of fees prescribed by this chapter to do so and shall do so in accordance with the provisions of this chapter and the rules of the board of barber examiners for barber schools but without the requirement to file a performance bond with the secretary of state.

Sec. 3. Minnesota Statutes 1986, section 154.09, is amended to read:

154.09 [EXAMINATIONS, CONDUCT AND SCOPE.]

The board of barber examiners shall conduct examinations of applicants for certificates of registration to practice as registered barbers and registered apprentices not more than ~~four~~ six times each year, at such time and place as the board may determine. An affidavit shall be filed with the board by the proprietor of a barber ~~college or barber school~~ that the student has completed 1,500 hours in a duly approved barber school ~~or barber college~~ in the state.

The examination of applicants for certificates of registration as registered barbers and registered apprentices shall include both a practical demonstration and a written and oral test and embrace the subjects usually taught in schools of barbering approved by the board. The examination for registered apprentices must also include a practical demonstration.

Sec. 4. Minnesota Statutes 1986, section 154.18, is amended to read:

154.18 [FEES.]

The fees collected, as required in this chapter, chapter 214, and the rules of the board of barber examiners, shall be paid in advance to the secretary of the board of barber examiners. The secretary shall deposit the fees in the state treasury, to be disbursed by the secretary on the order of the chair in payment of expenses lawfully incurred by the board.

The fees to be paid the board of barber examiners required by this chapter, as amended, are:

- (1) for examining applicant and issuing certificate of registration as a registered barber, \$30;
- (2) for renewing certificate of registration as a registered barber, \$10;
- (3) for restoring certificate of registration as a registered barber within one year of expiration, \$15; provided, however, no such restoration fee is required of barbers age 70 or over;
- (4) for examining applicant and issuing a certificate of registration as a registered apprentice, \$17;
- (5) for renewing a certificate of registration as a registered apprentice, \$7;
- (6) for restoring a certificate of registration as a registered apprentice, within one year of expiration, \$10;
- (7) for examining applicant for a teacher's certificate, \$25;
- (8) for issuing a certificate of registration as a registered teacher, \$25;
- (9) for renewing a certificate of registration as a registered teacher, \$25;
- (10) for restoring a certificate of shop registration within 30 days after expiration date, \$10; provided, however, no such restoration fee is required of those age 70 or over and who operates a barbershop as part of the barber's residence;
- (11) for issuing a certificate of registration as an approved barber school, \$100;
- (12) for renewing a certificate of registration as an approved barber school, \$100;
- (13) for issuing a student permit, \$5.

The fees prescribed above for the renewal of certificates of registration as a registered barber and registered apprentice include the assessment made for the Unfair Trade Practice Act and shall be effective for the renewal of the 1968 licenses.

The fee to be paid for issuing an initial certificate of shop registration shall be \$25 and for renewing a certificate of shop registration of a shop within a community on or before June 30 of each year, \$5.

Every barber shop in business on May 20, 1967 shall have the right to continue until June 30, 1967, without the payment of any fees or any other act and shall thereafter apply for renewal of a certificate of shop registration in accordance with the provisions of this chapter, as amended."

The motion prevailed and the amendment was adopted.

H. F. No. 1534, A bill for an act relating to education; changing licensing requirements for registered barbers and registered apprentice barbers; amending Minnesota Statutes 1986, sections 154.05; 154.07; 154.09; and 154.18.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed, as amended, and its title agreed to.

H. F. No. 1860 was reported to the House.

Sarna moved that H. F. No. 1860 be returned to General Orders. The motion prevailed.

H. F. No. 2120, A bill for an act relating to public meetings; authorizing the governing board of a joint vocational technical district to establish meeting sites; amending Minnesota Statutes 1986, section 136C.61, by adding a subdivision.

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

The bill was passed and its title agreed to.

H. F. No. 2331, A bill for an act relating to elections; establishing hours when polls will remain open for election to change county seat; amending Minnesota Statutes 1986, section 372.07.

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.	Bauerly	Begich	Bertram	Boo
Battaglia	Beard	Bennett	Blatz	Brown

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

The bill was passed and its title agreed to.

The Speaker called Long to the Chair.

H. F. No. 2558, A bill for an act relating to elections; requiring optical scan voting systems to be tested within 14 days before election; amending Minnesota Statutes 1986, section 206.83.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Quinn	Rose	Simoneau	Tjornhom	Waltman
Quist	Rukavina	Skoglund	Tompkins	Welle
Redalen	Sarna	Solberg	Trimble	Wenzel
Reding	Schafer	Sparby	Tunheim	Winter
Rest	Scheid	Stanius	Uphus	Wynia
Rice	Schreiber	Steensma	Valento	Spk. Vanasek
Richter	Seaberg	Sviggum	Vellenga	
Riveness	Segal	Swenson	Voss	
Rodosovich	Shaver	Thiede	Wagenius	

The bill was passed and its title agreed to.

H. F. No. 2559, A bill for an act relating to commerce; regulating sales and repair of hearing aids; amending Minnesota Statutes 1986, section 145.43, subdivision 1a, and by adding a subdivision; Minnesota Statutes 1987 Supplement, section 145.43, subdivision 4.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2615, A bill for an act relating to health; providing for a temporary license for freestanding 24-hour emergency medical centers until permanent rules are adopted.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Johnson, R., moved that the vote whereby H. F. No. 1755 was not passed on Monday, March 14, 1988, be now reconsidered. The motion did not prevail.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Wynia, from the Committee on Rules and Legislative Administration, pursuant to House Rule No. 1.9, designated the following bills as Special Orders to be acted upon immediately preceding General Orders for today, Wednesday, March 16, 1988:

H. F. Nos. 1678, 2029, 1656, 718, 1950, 1966, 2018, 2025, 2036, 2063, 2092, 2340, 258, 1486, 1795 and 1818; S. F. No. 1772; H. F. Nos.

1877, 1914 and 1980; S. F. No. 1711; and H.F. Nos. 1995, 2372, 1779 and 2038.

SPECIAL ORDERS

H. F. No. 1678 was reported to the House.

Johnson, A., moved to amend H. F. No. 1678, the first engrossment, as follows:

Page 3, line 8, before the period insert "unless the prospective buyer waives, in writing, the buyer's right to the written disclosure"

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

Frerichs moved to amend H. F. No. 1678, the first engrossment, as amended, as follows:

Page 12, line 3, delete "double"

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

Frerichs moved to amend H. F. No. 1678, the first engrossment, as amended, as follows:

Page 12, line 8, delete "three" and insert "two"

The motion prevailed and the amendment was adopted.

Johnson, A., moved that H. F. No. 1678, as amended, be continued on Special Orders for one day. The motion prevailed.

H. F. No. 2029, A bill for an act relating to education; modifying provisions related to general education revenue and foundation revenue; correcting erroneous and obsolete references and text; providing instructions to the revisor; making miscellaneous corrections to statutes and other laws; amending Minnesota Statutes 1986, sections 3.866; 120.17, subdivisions 6 and 7; 120.181; 120.80, subdivision 1; 121.151; 121.904, subdivision 5; 121.931, subdivision 5; 122.45, subdivision 3a; 122.531, subdivisions 1 and 6; 123.32, subdivision 29; 123.3514, subdivision 6; 123.933, subdivision 3; 124.15, subdivisions 5 and 6; 124.18, subdivision 2; 124.19, subdi-

visions 1, 3, and 6; 124.274, subdivision 1; 124.32, subdivisions 4 and 6; 124A.02, subdivision 21; 124A.03, subdivision 2; 124A.034, subdivisions 1 and 1b; 124A.035, subdivisions 2 and 4; 124A.036, subdivisions 1 and 2; 126.70, subdivision 2; 129B.40, subdivision 1; 273.138, subdivision 6; 275.125, subdivision 1; 275.128; 298.39; and 475.61, subdivision 4; Minnesota Statutes 1987 Supplement, sections 120.17, subdivisions 5a and 7a; 121.912, subdivision 1; 123.3515, subdivision 9; 124.01, subdivision 1; 124.14, subdivision 7; 124.155, subdivision 2; 124.17, subdivisions 1 and 1b; 124.195, subdivisions 8 and 9; 124.217, subdivision 1; 124.223; 124.225, subdivisions 1 and 4b; 124.245, subdivision 3b; 124.271, subdivision 7; 124.2711, subdivision 1; 124.32, subdivisions 1c, 1d, and 5; 124A.02, subdivisions 8 and 16; 124A.032; 124A.035, subdivision 5; 124A.22, subdivision 1, and by adding subdivisions; 124A.23, subdivisions 2, 3, 4, and by adding a subdivision; 124A.24; 124A.26, subdivision 2; 124A.27, subdivisions 7 and 10; 124A.30; 126.23; 126.661, subdivision 1; 126.666, subdivision 1; 126.70, subdivision 2a; 129B.39; 129B.55, subdivision 2; 136D.27; 136D.74, subdivision 2; 136D.87; 275.125, subdivisions 5e, 6e, 8c, 9, 9b, and 15; and 298.28, subdivision 4; Laws 1987, chapter 398, article 1, section 25, subdivision 3; article 1, section 26, subdivision 2; article 7, section 40, subdivision 4; article 8, section 39, subdivision 2; and article 8, section 44, subdivision 5; repealing Minnesota Statutes 1986, sections 121.904, subdivision 7; 122.531, subdivision 8; 124.245, subdivision 4; and 124A.031, subdivision 3; Minnesota Statutes 1987 Supplement, sections 121.904, subdivision 11b; 124A.02, subdivision 5a; 124A.03, subdivision 3a; and 124A.25.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Schafer	Skoglund	Swenson	Uphus	Welle
Scheid	Solberg	Thiede	Valento	Wenzel
Schreiber	Sparby	Tjornhom	Vellenga	Winter
Seaberg	Stanisus	Tompkins	Voss	Wynia
Segal	Steensma	Trimble	Wagenius	Spk. Vanasek
Shaver	Sviggum	Tunheim	Waltman	

The bill was passed and its title agreed to.

The Speaker called Rice to the Chair.

H. F. No. 1656 was reported to the House.

Segal moved to amend H. F. No. 1656, the first engrossment, as follows:

Page 1, after line 7, insert:

“Section 1. Minnesota Statutes 1986, section 169.871, subdivision 3, is amended to read:

Subd. 3. [APPEARANCES.] Notwithstanding the provisions of section 8.01, county or city attorneys may appear for the commissioner of public safety in civil actions commenced under this section at the request of the attorney general.”

Page 1, line 19, strike “In all cases” and insert “Except as provided in paragraph (d).”

Page 1, line 22, delete the first “a” and insert “Hennepin” and delete everything after “county”

Page 1, line 23, delete everything before the comma

Page 2, line 4, delete “Section 1 is” and insert “Sections 1 and 2 are”

Renumber the sections in order

Amend the title as follows:

Page 1, line 2, after “regulations;” insert “permitting county and city attorneys to provide certain services;”

Page 1, line 5, delete “subdivision” and insert “subdivisions 3 and”

The motion prevailed and the amendment was adopted.

H. F. No. 1656, A bill for an act relating to traffic regulations; permitting county and city attorneys to provide certain services; providing for allocation of civil fines for motor vehicle maximum weight violations; amending Minnesota Statutes 1986, section 169.871, subdivisions 3 and 5.

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

The bill was passed, as amended, and its title agreed to.

H. F. No. 718 was reported to the House.

Solberg and Heap moved to amend H. F. No. 718, as follows:

Page 2, after line 23, insert:

"Sec. 3. [465.772] [ACCOUNTING FOR RETIREES' HEALTH INSURANCE BENEFITS.] A unit of local government that agrees to make payments for health insurance benefits for retired employees shall account for the costs associated with providing these payments as required in this section. The local government shall establish an account known as "the appropriated account for the payment of retired employees' health insurance benefits." An

amount shall be recorded and maintained in this account equal to the estimated cost of providing health insurance benefits in the second ensuing fiscal year.

Sec. 4. [EFFECTIVE DATE.]

Section 3 applies to agreements made after the effective date of this section."

Amend the title as follows:

Page 1, line 6, after "2" insert "; proposing coding for new law in Minnesota Statutes, chapter 465"

The motion prevailed and the amendment was adopted.

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; proposing coding for new law in Minnesota Statutes, chapter 465.

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

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Wagenius
Waltman

Welle
Wenzel

Winter
Wynia

Spk. Vanasek

The bill was passed, as amended, and its title agreed to.

H. F. No. 1950, A bill for an act relating to watershed districts; setting the limit on certain borrowing authority; amending Minnesota Statutes 1987 Supplement, sections 112.43, subdivision 1; and 112.65, subdivision 2.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1966, A bill for an act relating to zoning; providing for filing requirements of variances and certain official maps to real property; amending Minnesota Statutes 1986, section 462.36, subdivision 1.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2018 was reported to the House.

Sparby moved to amend H. F. No. 2018, the first engrossment, as follows:

Page 1, delete lines 18 to 30

Page 2, delete lines 1 to 7

ReNUMBER subsequent sections accordingly

Correct internal cross references

Page 10, line 33, after the first semicolon insert "35.15, subdivision 2;"

Amend the title as follows:

Page 1, line 14, after the first semicolon insert "35.15, subdivision 2;"

The motion prevailed and the amendment was adopted.

Hugoson and Dille moved to amend H. F. No. 2018, the first engrossment, as amended, as follows:

Page 4, line 8, strike "Each"

Page 4, strike line 9

Page 9, line 4, delete "per violation"

Amend the title as follows:

Page 1, line 10, delete "35.15, subdivision 2;"

The motion prevailed and the amendment was adopted.

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 35.245, 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; 35.15, subdivision 2; 35.70; 35.71, subdivision 8; and 35.72, subdivision 6.

The bill was read for the third time, as amended, 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.	Carruthers	Frederick	Jennings	Knuth
Battaglia	Clark	Frerichs	Jensen	Kostohryz
Bauerly	Clausnitzer	Greenfield	Johnson, A.	Krueger
Beard	Cooper	Gruenes	Johnson, R.	Larsen
Begich	Dauner	Gutknecht	Johnson, V.	Lasley
Bennett	Dawkins	Hartle	Kahn	Lieder
Bertram	DeBlieck	Heap	Kalis	Long
Boo	Dempsey	Himle	Kelly	Marsh
Brown	DeRaad	Hugoson	Kelso	McDonald
Burger	Dille	Jacobs	Kinkel	McEachern
Carlson, D.	Dorn	Jaros	Kludt	McKasy
Carlson, L.	Forsythe	Jefferson	Knickerbocker	McLaughlin

McPherson	Olson, E.	Quist	Seaberg	Trimble
Milbert	Olson, K.	Redalen	Segal	Tunheim
Miller	Omann	Reding	Shaver	Uphus
Minne	Onnen	Rest	Simoneau	Valento
Morrison	Orenstein	Rice	Skoglund	Vellenga
Munger	Osthoff	Richter	Solberg	Voss
Murphy	Otis	Riveness	Sparby	Wagenius
Nelson, C.	Ozment	Rodosovich	Stanius	Waltman
Nelson, D.	Pauly	Rose	Steensma	Welle
Nelson, K.	Pelowski	Rukavina	Sviggum	Wenzel
Neuenschwander	Peterson	Sarna	Swenson	Winter
O'Connor	Poppenhagen	Schafer	Thiede	Wynia
Ogren	Price	Scheid	Tjornhom	
Olsen, S.	Quinn	Schreiber	Tompkins	

The bill was passed, as amended, and its title agreed to.

H. F. No. 2025, A bill for an act relating to state lands; authorizing private sale of tax-forfeited land in St. Louis county.

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

The bill was passed and its title agreed to.

H. F. No. 2036, A bill for an act relating to crimes; prohibiting

possession of fireworks; increasing penalties for selling or possessing certain quantities of fireworks; providing penalties; amending Minnesota Statutes 1986, sections 624.21; 624.23; and 624.25.

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 123 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Voss

The bill was passed and its title agreed to.

H. F. No. 2063, A bill for an act relating to housing; providing a definition; authorizing certain refinancing; providing for reservation of low-income housing credits; amending Minnesota Statutes 1986, sections 462A.03, by adding a subdivision; 462A.05, by adding a subdivision; and 462A.07, subdivisions 14 and 15; Minnesota Statutes 1987 Supplement, section 462A.222, subdivision 2.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2092, A bill for an act relating to environment; authorizing sanitary districts to apply for and receive assistance from the waste management board for certain solid waste programs; amending Minnesota Statutes 1986, section 115A.50; and Minnesota Statutes 1987 Supplement, section 115A.49.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Clausnitzer	Hartle	Kelso	McLaughlin
Battaglia	Cooper	Haukoos	Kinkel	McPherson
Bauerly	Dauner	Heap	Kludt	Milbert
Beard	Dawkins	Hugoson	Knickerbocker	Miller
Begich	DeBlieck	Jacobs	Knuth	Minne
Bennett	Dempsey	Jaros	Kostohryz	Morrison
Bertram	DeRaad	Jefferson	Krueger	Munger
Blatz	Dille	Jennings	Larsen	Murphy
Boo	Dorn	Jensen	Lasley	Nelson, C.
Brown	Forsythe	Johnson, A.	Lieder	Nelson, D.
Burger	Frederick	Johnson, R.	Long	Nelson, K.
Carlson, D.	Frerichs	Johnson, V.	Marsh	Neuenschwander
Carlson, L.	Greenfield	Kahn	McDonald	O'Connor
Carruthers	Gruenes	Kalis	McEachern	Ogren
Clark	Gutknecht	Kelly	McKasy	Olsen, S.

Olson, E.	Poppenhagen	Rose	Solberg	Uphus
Olson, K.	Price	Rukavina	Sparby	Valento
Omann	Quinn	Sarna	Stanius	Vellenga
Orenstein	Quist	Schafer	Steensma	Voss
Osthoff	Redalen	Scheid	Sviggum	Wagenius
Otis	Reding	Schreiber	Swenson	Waltman
Ozment	Rest	Seaberg	Thiede	Welle
Pappas	Rice	Segal	Tjornhom	Wenzel
Pauly	Richter	Shaver	Tompkins	Winter
Pelowski	Riveness	Simoneau	Trimble	Wynia
Peterson	Rodosovich	Skoglund	Tunheim	Spk. Vanasek

The bill was passed and its title agreed to.

Seaberg, Rodosovich and Uphus were excused for the remainder of today's session.

H. F. No. 2340 was reported to the House.

Orenstein moved to amend H. F. No. 2340, the first engrossment, as follows:

Page 2, line 33, delete "1989" and insert "1990"

The motion prevailed and the amendment was adopted.

H. F. No. 2340, A bill for an act relating to crime; law enforcement; requiring the reporting of crimes motivated by bias; requiring the peace officer standards and training board to mandate preservice training for peace officers in recognizing, responding to, and reporting crimes of bias; requiring the board to make similar instructional materials available to peace officers for continuing education credit; proposing coding for new law in Minnesota Statutes, chapter 626.

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

The question was taken on the passage of the bill and the roll was called. There were 99 yeas and 14 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Cooper	Gutknecht	Kelly	Marsh
Beard	Dauner	Hartle	Kinkel	McEachern
Bennett	Dawkins	Haukoos	Kludt	McKasy
Bertram	DeBlieck	Heap	Knickerbocker	McLaughlin
Bishop	Dempsey	Himle	Knuth	Minne
Blatz	DeRaad	Jaros	Kostohryz	Morrison
Boo	Dorn	Jefferson	Krueger	Munger
Brown	Forsythe	Jensen	Larsen	Murphy
Burger	Frerichs	Johnson, R.	Lasley	Nelson, C.
Carlson, L.	Greenfield	Kahn	Lieder	Nelson, D.
Clark	Gruenes	Kalis	Long	Nelson, K.

Neuenschwander	Otis	Rice	Simoneau	Valento
O'Connor	Pappas	Riveness	Skoglund	Vellenga
Ogren	Pauly	Rose	Solberg	Wagenius
Olsen, S.	Pelowski	Rukavina	Stanius	Welle
Olson, E.	Peterson	Sarna	Steensma	Wenzel
Olson, K.	Price	Scheid	Swenson	Winter
Omnn	Quist	Schreiber	Tjornhom	Wynia
Orenstein	Reding	Segal	Trimble	Spk. Vanasek
Osthoff	Rest	Shaver	Tunheim	

Those who voted in the negative were:

Carlson, D.	Johnson, V.	Onnen	Richter	Thiede
Clausnitzer	McDonald	Quinn	Schafer	Tompkins
Hugoson	McPherson	Redalen	Sviggum	

The bill was passed, as amended, and its title agreed to.

H. F. No. 258, A bill for an act relating to retirement; increasing the retirement formula for covered correctional service; amending Minnesota Statutes 1987 Supplement, section 352.93, subdivision 2.

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 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Wenzel and Morrison were excused for the remainder of today's session.

The Speaker resumed the Chair.

H. F. No. 1486 was reported to the House.

Miller moved that H. F. No. 1486 be re-referred to the Committee on Transportation.

A roll call was requested and properly seconded.

The question was taken on the Miller motion and the roll was called. There were 36 yeas and 85 nays as follows:

Those who voted in the affirmative were:

Blatz	Gutknecht	McDonald	Quist	Thiede
Boo	Haukoos	McKasy	Richter	Tjornhom
Clausnitzer	Heap	McPherson	Rose	Valento
Dempsey	Himle	Miller	Schafer	Waltman
DeRaad	Hugoson	Olsen, S.	Schreiber	
Dille	Johnson, V.	Onnen	Shaver	
Frederick	Knickerbocker	Pauly	Sviggum	
Frerichs	Marsh	Poppenhagen	Swenson	

Those who voted in the negative were:

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

The motion did not prevail.

Thiede, Gruenes, Tjornhom and Stanius offered an amendment to H. F. No. 1486.

POINT OF ORDER

Wynia raised a point of order pursuant to rule 3.9 that the Thiede

et al amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

H. F. No. 1486, A bill for an act relating to railroads; providing reporting and disclosure requirements for railroad acquisitions; preserving contracts between acquiring railroad carriers and shippers and governmental entities; proposing coding for new law in Minnesota Statutes, chapter 222.

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 101 yeas and 18 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Dille	Kludd	Ogren	Rukavina
Battaglia	Dorn	Knuth	Olsen, S.	Sarna
Bauerly	Frederick	Kostohryz	Olsen, E.	Scheid
Beard	Greenfield	Krueger	Olson, K.	Segal
Begich	Gruenes	Larsen	Omann	Simoneau
Bennett	Gutknecht	Lasley	Orenstein	Skoglund
Bertram	Hartle	Lieder	Osthoff	Solberg
Blatz	Haukoos	Long	Otis	Sparby
Boo	Jacobs	Marsh	Ozment	Steensma
Brown	Jaros	McEachern	Pappas	Swenson
Carlson, D.	Jefferson	McKasy	Pelowski	Tjornhom
Carlson, L.	Jennings	McLaughlin	Peterson	Tompkins
Carruthers	Jensen	Milbert	Price	Trimble
Clark	Johnson, A.	Minne	Quinn	Tunheim
Clausnitzer	Johnson, R.	Murphy	Quist	Vellenga
Cooper	Johnson, V.	Nelson, C.	Reding	Voss
Dauner	Kahn	Nelson, D.	Rest	Wagenius
Dawkins	Kelly	Nelson, K.	Rice	Welle
DeBlieck	Kelso	Neuenschwander	Riveness	Winter
DeRaad	Kinkel	O'Connor	Rose	Wynia
				Spk. Vanasek

Those who voted in the negative were:

Frerichs	Knickerbocker	Onnen	Shaver	Valento
Heap	McDonald	Richter	Stanius	Waltman
Himle	McPherson	Schafer	Sviggum	
Hugoson	Miller	Schreiber	Thiede	

The bill was passed and its title agreed to.

H. F. No. 1795 was reported to the House.

Ogren moved that H. F. No. 1795 be continued on Special Orders for one day. The motion prevailed.

Wynia moved that the remaining bills on Special Orders for today be continued one day. The motion prevailed.

GENERAL ORDERS

Wynia moved that the bills on General Orders for today be continued one day. The motion prevailed.

MOTIONS AND RESOLUTIONS

Haukoos moved that the name of Larsen be added as chief author on H. F. No. 482. The motion prevailed.

Riveness moved that the name of Otis be added as an author on H. F. No. 1932. The motion prevailed.

Reding moved that the name of Olsen, S., be added as an author on H. F. No. 1996. The motion prevailed.

Rodosovich moved that the name of Vellenga be added as an author on H. F. No. 2271. The motion prevailed.

Greenfield moved that the name of Jefferson be added as an author on H. F. No. 2368. The motion prevailed.

O'Connor moved that the name of McKasy be added as an author on H. F. No. 2394. The motion prevailed.

Simoneau moved that the name of Johnson, A., be added as an author on H. F. No. 2729. The motion prevailed.

Winter moved that the name of Voss be added as chief author on H. F. No. 2744. The motion prevailed.

Dempsey moved that his name be stricken as an author on H. F. No. 1391. The motion prevailed.

Welle moved that the name of Price be added as an author on H. F. No. 1534. The motion prevailed.

Carlson, D., moved that the name of Dille be added as chief author on H. F. No. 2238. The motion prevailed.

Scheid moved that the name of Osthoff be added as an author on H. F. No. 2558. The motion prevailed.

Skoglund moved that his name be stricken as an author on H. F. No. 2744. The motion prevailed.

Otis moved that H. F. No. 2336, now on General Orders, be re-referred to the Committee on Taxes. The motion prevailed.

Voss moved that H. F. No. 2727, now on Technical General Orders, be re-referred to the Committee on Taxes. The motion prevailed.

Kostohryz moved that H. F. No. 1746 be recalled from the Committee on Governmental Operations and be re-referred to the Committee on Appropriations. The motion prevailed.

Haukoos moved that H. F. No. 482 be recalled from the Committee on Higher Education and be re-referred to the Committee on Governmental Operations. The motion prevailed.

Kelly moved that H. F. No. 2423, now on General Orders, be re-referred to the Committee on Taxes. The motion prevailed.

Shaver moved that H. F. No. 1982 be returned to its author. The motion prevailed.

There being no objection, the order of business reverted to Introduction and First Reading of House Bills.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Begich introduced:

H. F. No. 2761, A bill for an act relating to workers' compensation; regulating workers' compensation insurance; regulating costs for medical and rehabilitation services; limiting attorney fees; providing for the future repeal of certain benefits; appropriating money; amending Minnesota Statutes 1986, sections 62I.07; 62I.21; 79.01, subdivision 1; 79.074, by adding subdivisions; 176.081, subdivisions 1 and 3; and 176.136, subdivisions 1, 5, and by adding subdivisions; 176.83, by adding a subdivision; 176A.03, by adding a subdivision; Minnesota Statutes 1987 Supplement, sections 62I.02, subdivision 1; 176.081, subdivision 2; 176.102, subdivisions 2, 4, and 6; and 176.194, subdivision 5, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 62I and 79; repealing Minnesota Statutes 1986, sections 79.50; 79.51; 79.52; 79.53; 79.54; 79.55; 79.56; 79.57; 79.58; 79.59; 79.60; 79.61; 79.62;

176.011, subdivisions 3, 4, 5, 8, 9a, 10, 11, 11a, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26; 176.021, subdivisions 1, 2, 3a, 4, 5, 6, 7, 8, and 9; 176.031; 176.041, subdivisions 2, 3, 5a, and 6; 176.051; 176.061; 176.071; 176.095; 176.101; 176.102, subdivisions 1, 1a, 5, 9, 11, and 11a; 176.104; 176.1041; 176.105; 176.111, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 8a, 9a, 10, 12, 14, 16, 18, and 20; 176.121; 176.132; 176.1321; 176.137; 176.165; 176.181, subdivisions 1, 2, 2a, 4, 5, 6, and 7; 176.183, subdivisions 1, 3, and 4; 176.185, subdivisions 1, 2, 3, 4, 5, 6, 7, 9, and 10; 176.186; 176.201; 176.205; 176.211; 176.215; 176.645; and 176.66; Minnesota Statutes 1987 Supplement, sections 176.011, subdivisions 2 and 9; 176.041, subdivisions 1, 1a, and 4; 176.1011; 176.102, subdivisions 4 and 8; 176.111, subdivisions 15, 17, and 21; 176.135, subdivision 1a; 176.181, subdivision 3; 176.182; 176.183, subdivisions 1a and 2; 176.184; and 176.185, subdivision 5a.

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

ADJOURNMENT

Wynia moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, March 17, 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., Thursday, March 17, 1988.

EDWARD A. BURDICK, Chief Clerk, House of Representatives