

## STATE OF MINNESOTA

## SEVENTY-SIXTH SESSION — 1989

## THIRTEENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 16, 1989

The House of Representatives convened at 2:30 p.m. and was called to order by Robert E. Vanasek, Speaker of the House.

Prayer was offered by the Reverend Stan Johnson of the Associated Church, Owatonna, Minnesota.

The roll was called and the following members were present:

Abrams	Frederick	Knickerbocker	Olson, K.	Schafer
Anderson, G.	Frerichs	Kostohryz	Omann	Scheid
Anderson, R.	Girard	Lasley	Onnen	Seaberg
Battaglia	Greenfield	Lieder	Orenstein	Segal
Bauerly	Gruenes	Limmer	Osthoff	Simoneau
Beard	Gutknecht	Long	Ostrom	Skoglund
Begich	Hartle	Lynch	Otis	Sparby
Bennett	Hasskamp	Macklin	Ozment	Stanius
Bertram	Haukoos	Marsh	Pappas	Steensma
Bishop	Heap	McDonald	Pauly	Sviggum
Blatz	Henry	McEachern	Pellow	Swenson
Boo	Himle	McGuire	Pelowski	Tjornhom
Brown	Hugoson	McLaughlin	Peterson	Tompkins
Burger	Jacobs	McPhetson	Poppenhagen	Trimble
Carlson, D.	Janezich	Milbert	Price	Tunheim
Carlson, L.	Jaros	Miller	Pugh	Uphus
Carruthers	Jefferson	Morrison	Quinn	Valento
Clark	Jennings	Munger	Redalen	Vellenga
Conway	Johnson, A.	Murphy	Reding	Wagenius
Cooper	Johnson, R.	Nelson, C.	Rest	Waltman
Dauner	Johnson, V.	Nelson, K.	Rice	Weaver
Dawkins	Kahn	Neuenschwander	Richter	Welle
Dempsey	Kalis	O'Connor	Rodosovich	Wenzel
Dille	Kelly	Ogren	Rukavina	Williams
Dorn	Kelso	Olsen, S.	Runbeck	Winter
Forsythe	Kinkel	Olson, E.	Sarna	Wynia
				Spk. Vanasek

A quorum was present.

Krueger, Schreiber and Solberg were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Skoglund moved that further reading of the Journal be dis-

pensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

#### REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 268, 326, 218 and 247 and S. F. Nos. 32 and 28 have been placed in the members' files.

#### REPORTS OF STANDING COMMITTEES

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

H. F. No. 175, A bill for an act relating to wild animals; requiring a permit to possess dangerous nondomesticated wild animals; proposing coding for new law in Minnesota Statutes, chapter 97A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. [97A.043] [POSSESSION OF NONDOMESTICATED ANIMALS.]

Subdivision 1. [DEFINITION.] “Nondomesticated animals” means indigenous and nonindigenous animals that the commissioner determines cannot be domesticated to an extent that assures human safety, protects other animals, or assures protection of the environment. A nondomesticated animal does not include llama, the American bison, or other livestock raised for food purposes.

Subd. 2. [LIST PREPARED.] (a) The commissioner must, by order after public meetings and notice, prescribe a list of nondomesticated animal species. The list may be updated as necessary.

(b) The list must be provided and publicized by the commissioner to each county sheriff.

Subd. 3. [NOTIFICATION TO COUNTY SHERIFF] A person who possesses a nondomesticated animal must report the kind of animal and location to the sheriff of the county in which the nondomesticated animal resides.

Subd. 4. [REPORT EXEMPTIONS.] This section does not apply to:

(1) a publicly owned zoo or wildlife exhibit, privately owned traveling zoo or circus, or a pet shop;

(2) wildlife in captivity for public exhibition purposes that are required to have a permit under section 97A.041;

(3) animals kept in captivity at an educational or research institution; or

(4) animals that are lawfully possessed by license or permit under the game and fish laws.

Subd. 5: [PENALTY.] A person who fails to report a nondomesticated animal under subdivision 3 is guilty of a petty misdemeanor."

Amend the title as follows:

Page 1, line 2, delete "wild" and delete "a permit" and insert "notice"

Page 1, line 3, delete "wild"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 210, A bill for an act relating to counties; permitting counties to rent county-owned residences by less formal procedure; amending Minnesota Statutes 1988, section 373.01, subdivision 1.

Reported the same back with the following amendments:

Page 1, line 22, after "except" insert "the lease of" and after "residence" insert "acquired for the furtherance of an approved capital improvement project"

Page 2, line 21, after "county" insert "or its agent" and after "residence" insert "acquired for the furtherance of an approved capital improvement project"

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. 264, A bill for an act relating to notaries public; increasing the period of time during which reappointments may be made; amending Minnesota Statutes 1988, section 359.02.

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 Government and Metropolitan Affairs to which was referred:

H. F. No. 279, A bill for an act relating to local government; permitting bank letters of credit in lieu of certain bonds; proposing coding for new law in Minnesota Statutes, chapter 574.

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

The report was adopted.

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

H. F. No. 344, A bill for an act relating to environment; authorizing the pollution control agency to train certain persons involved with sewage treatment systems and to charge a training fee; appropriating money; amending Minnesota Statutes 1988, section 115.03, subdivision 1.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 370, A bill for an act relating to law libraries; permitting fees to be set annually; amending Minnesota Statutes 1988, section 140.422, subdivision 4.

Reported the same back with the following amendments:

Page 1, delete section 2

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

The report was adopted.

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

H. F. No. 372, A bill for an act relating to the office of the secretary of state; providing for the preservation of land surveys; establishing time for the permanent microfilming of the surveys; appropriating money; amending Minnesota Statutes 1988, section 5.03.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 175, 210, 264, 279 and 370 were read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Quinn, Jacobs and Carlson, D., introduced:

H. F. No. 619, A bill for an act relating to electric utilities; clarifying authority of public utilities commission to change boundaries of electric utility service areas; amending Minnesota Statutes 1988, section 216B.39, subdivisions 3, 5, and by adding a subdivision.

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

Kostohryz introduced:

H. F. No. 620, A bill for an act relating to crimes; repealing law regulating dance halls; repealing Minnesota Statutes 1988, sections 624.42 to 624.54.

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

Kelly, Morrison, Wynia, Vanasek and Anderson, G., introduced:

H. F. No. 621, A bill for an act relating to government operations; creating a drug abuse prevention resource council; providing for its membership, powers, and duties; appropriating money; amending Minnesota Statutes 1988, section 256.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 121; 144; and 152.

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

Milbert, Sarna, Pugh, Bennett and Pelowski introduced:

H. F. No. 622, A bill for an act relating to consumer protection; providing for enhanced civil penalties for deceptive acts targeted at senior citizens or vulnerable adults; providing factors a court may consider in determining to impose an enhanced civil penalty; providing that sums collected must be credited to the account of the state board on aging; amending Minnesota Statutes 1988, section 256.975, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 325F.

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

Olson, E.; Wenzel; Frerichs; Bauerly and Krueger introduced:

H. F. No. 623, A bill for an act relating to agriculture; appropriating money for farm and small business management programs at technical institutes.

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

Morrison, Sarna, Battaglia, Frerichs and Osthoff introduced:

H. F. No. 624, A bill for an act relating to commerce; regulating real estate appraisers; creating the real estate appraiser advisory board; providing for membership, compensation, powers, and duties; providing licensing and education requirements; regulating the issuance, renewal, suspension, and revocation of licenses; providing fees; prescribing penalties; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 82B.

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

Krueger, Wenzel, Bauerly, Bertram and Johnson, V., introduced:

H. F. No. 625, A bill for an act relating to education; expanding the milk in the schools program; appropriating money; amending Minnesota Statutes 1988, section 124.648.

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

Krueger, Cooper, Weaver, Kelso and Ozment introduced:

H. F. No. 626, A bill for an act relating to education; providing for annual appropriations of certain capital expenditure aids; making deficiency appropriations; proposing coding for new law in Minnesota Statutes, chapter 124.

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

Tunheim, Dauner, Hugoson, Kalis and Carlson, D., introduced:

H. F. No. 627, A bill for an act relating to motor carriers; exempting rear-end dump trucks operated by private agricultural carriers between point of production and point of processing from requirements for rear-end protection; amending Minnesota Statutes 1988, section 221.031, subdivision 2a.

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

Scheid, Osthoff, Kostohryz, Abrams and Boo introduced:

H. F. No. 628, A bill for an act relating to elections; authorizing the distribution of campaign material under certain conditions; proposing coding for new law in Minnesota Statutes, chapter 211B.

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

Scheid, Osthoff, Kostohryz, Sviggum and Boo introduced:

H. F. No. 629, A bill for an act relating to elections; providing a public subsidy for legislative candidates in special elections; amend-

ing Minnesota Statutes 1988, sections 10A.31, subdivision 5, and by adding a subdivision; and 10A.33.

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

Osthoff, Scheid, Kostohryz, Knickerbocker and Abrams introduced:

H. F. No. 630, A bill for an act relating to elections; changing or clarifying provisions governing absentee voting, mail elections, election day activities, ballots, canvassing, municipal elections, school district elections, voting systems, election contests, and financial reporting; amending Minnesota Statutes 1988, sections 204B.27, by adding a subdivision; 204B.40; 204B.46; 204C.06, subdivision 1; 204C.31, by adding a subdivision; 204C.36; 204C.361; 204D.08, subdivision 1; 204D.23, by adding a subdivision; 204D.27, subdivision 9; 205.16, by adding a subdivision; 205A.07, by adding a subdivision; 206.57, subdivision 1; 206.66; 206.90, subdivision 3; 209.021, subdivision 1; 211A.02, subdivision 1; 211A.05, subdivision 1; and 211B.11, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 202A; 203B; and 206.

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

Clark; Otis; Anderson, R., and McLaughlin introduced:

H. F. No. 631, A bill for an act relating to economic development; requiring a job impact statement of certain government units; providing prefeasibility study grants; requiring the legislative auditor to study economic development and training programs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Nelson, K.; Otis; Vellenga; Rest and Ozment introduced:

H. F. No. 632, A bill for an act relating to education; proposing department of education initiatives in dropout prevention and youth community service; appropriating money; amending Minnesota Statutes 1988, sections 121.88, subdivisions 8 and 9; 123.39, by adding a subdivision; 124.223; 124.225; 124.271, by adding subdivisions; 126.22, subdivision 3; 126.23; 126.235; 275.125, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 125; repealing Minnesota Statutes 1988, section 124.271, subdivision 2b.



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

Lasley, Kalis, Lieder, Seaberg and Tunheim introduced:

H. F. No. 633, A bill for an act relating to motor vehicles; increasing and allocating fees and motor vehicle excise tax for dealer plates; restricting use of dealer plates; amending Minnesota Statutes 1988, section 168.27, subdivision 16.

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

Kelso, Carruthers, Rodosovich, Boo and Jefferson introduced:

H. F. No. 634, A bill for an act relating to health; health maintenance organizations; providing coverage for chiropractic care; amending Minnesota Statutes 1988, sections 62D.02, subdivision 7; 62D.102; and 62D.12, by adding a subdivision.

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

Simoneau, Bertram, Dorn, Boo and Otis introduced:

H. F. No. 635, A bill for an act relating to credit unions; clarifying requirements for credit unions to maintain reserve funds; allowing private insurance of member share and deposit accounts; amending Minnesota Statutes 1988, sections 52.17; subdivision 1; and 52.24, subdivisions 1 and 2.

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

Begich, Battaglia, Johnson, V.; Carlson, D., and Reding introduced:

H. F. No. 636, A bill for an act relating to wild animals; use of dogs in taking bear; amending Minnesota Statutes 1988, section 97B.205.

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

Krueger, Wenzel, Kostohryz, Pelowski and Schreiber introduced:

H. F. No. 637, A bill for an act relating to the military; enacting financial incentives for members of the national guard; creating cash bonus and tuition reimbursement programs; appropriating money; providing that the appropriations for the national guard cash bonus and tuition assistance programs are available until expended and that the appropriation for one program may be used for the other; amending Laws 1988, chapter 686, section 21.

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

Brown, Janezich, Bertram, Tjornhom and O'Connor introduced:

H. F. No. 638, A bill for an act relating to traffic regulations; requiring a urine or blood test to be administered even after a breath test has been administered to drivers involved in severe motor vehicle accidents while under the influence of a controlled substance or alcohol; amending Minnesota Statutes 1988, section 169.123, subdivision 2a.

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

Bauerly, Wenzel, Sparby and Bertram introduced:

H. F. No. 639, A bill for an act relating to agriculture; providing grants to pay a portion of the cost of federal crop insurance; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 17.

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

Milbert and Segal introduced:

H. F. No. 640, A bill for an act relating to taxation; providing a property tax refund if property taxes increase over ten percent from the previous year; amending Minnesota Statutes 1988, section 290A.04, subdivision 2h.

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

Kelly, Williams, Clark, Jefferson and McGuire introduced:

H. F. No. 641, A bill for an act relating to crimes; controlled substances; imposing a mandatory minimum sentence for certain felonies committed with an illegal weapon or a semi-automatic assault rifle; increasing the penalties for selling controlled substances to children and for selling or possessing controlled substances in a drug-free school zone; expanding the drug-free school zone to the area within 1,000 feet of a school; providing that public safety be considered by the sentencing guidelines commission in modifying the sentencing guidelines; lowering the threshold amounts of controlled substances required for forfeiture of vehicles and real property; requiring courts to order the forfeiture of property used in controlled substance offenses; amending Minnesota Statutes 1988, sections 244.09, subdivision 5; 609.11, by adding a subdivision; 609.5311, subdivision 3; 609.5314, subdivision 1; and 609.5315, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 152; repealing Minnesota Statutes 1988, section 152.15, subdivision 4a.

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

Milbert and Pugh introduced:

H. F. No. 642, A bill for an act relating to taxation; sales and use; exempting materials used and consumed in the production of certain taxable services; amending Minnesota Statutes 1988, section 297A.25, subdivision 9.

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

McEachern; Scheid; Bauerly; Olson, K., and Hartle introduced:

H. F. No. 643, A bill for an act relating to education; requiring school boards to report certain teacher discharges and resignations to the board of teaching; providing for immunity from liability; amending Minnesota Statutes 1988, section 125.09, by adding subdivisions.

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

Rukavina; McLaughlin; Johnson, R., and Carlson, D., introduced:

H. F. No. 644, A bill for an act relating to youth employment; directing the commissioner of jobs and training to provide transi-

tional services linking basic skills and remedial education to job training; appropriating money; amending Minnesota Statutes 1988, section 268.31.

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

Kahn introduced:

H. F. No. 645, A bill for an act relating to insurance; accident and health; requiring coverage for an electrolarynx in certain circumstances; amending Minnesota Statutes 1988, section 62E.06, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

McPherson; Hugoson; Olson, K.; Quinn and Heap introduced:

H. F. No. 646, A bill for an act relating to education; requiring secondary public schools to offer courses in family life education; requiring students to pass a family life education course before graduation; requiring all family life education instructors to be licensed by the board of teaching; proposing coding for new law in Minnesota Statutes, chapter 126.

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

Kahn, Kelly, Vellenga, Seaberg and Conway introduced:

H. F. No. 647, A bill for an act relating to crimes; prohibiting the intentional distribution of computer programs that are designed to destroy or modify computer software, computer data, or other property; imposing penalties; amending Minnesota Statutes 1988, sections 609.87, by adding subdivisions; and 609.88, subdivision 1.

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

Rukavina; Johnson, R.; Greenfield; Ogren and Carlson, D., introduced:

H. F. No. 648, A bill for an act relating to employment; providing training and employment for low-income seniors; creating a hospitality host older worker tourism promotion program; prescribing

duties for the commissioner of the department of jobs and training; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Greenfield, Vellenga, Williams, Pugh and Gruenes introduced:

H. F. No. 649, A bill for an act relating to human services; authorizing the commissioner of human services to award a grant to a statewide parent self-help child abuse prevention organization; appropriating money.

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

Johnson, R., and Kinkel introduced:

H. F. No. 650, A bill for an act relating to human services; requiring the commissioner to pay for a percentage of certain services for access to medically necessary services; amending Minnesota Statutes 1988, section 256B.19, subdivision 1.

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

Blatz, Wagenius, Milbert, Abrams and Kelly introduced:

H. F. No. 651, A bill for an act relating to food; authorizing donation of certain food; limiting liability of food donors; proposing coding for new law in Minnesota Statutes, chapter 31.

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

Johnson, R.; Otis; Clark; Wynia and Ogren introduced:

H. F. No. 652, A bill for an act relating to employment; providing funding for the Bemidji Area Indian Employment Council; appropriating money.

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

Kahn; Carlson, D.; Battaglia; Miller and Osthoff introduced:

H. F. No. 653, A bill for an act relating to waters and watercraft safety; changing certain registration fees; amending Minnesota Statutes 1988, section 361.03, subdivision 3.

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

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

H. F. No. 654, A bill for an act relating to education; proposing a formula allowance and general education tax capacity rate for fiscal year 1991; amending Minnesota Statutes 1988, sections 124A.22, subdivision 2; and 124A.23, subdivision 1.

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

Lasley; Simoneau; Johnson, A.; Quinn and Lynch introduced:

H. F. No. 655, A bill for an act relating to state lands; authorizing sale of certain tax-forfeited lands that border public waters in Anoka county.

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

Tunheim; Johnson, R.; Clark and Ogren introduced:

H. F. No. 656, A bill for an act relating to human services; providing for full reimbursement to counties for human services programs for the Red Lake Indian Reservation; appropriating money.

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

Blatz, Janezich, Milbert, Weaver and Macklin introduced:

H. F. No. 657, A bill for an act relating to corrections; requiring the commissioner of corrections to incarcerate two persons in a cell when necessary; amending Minnesota Statutes 1988, section 243.53.

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

Sviggum, Begich, Beard, Sarna and Heap introduced:

H. F. No. 658, A bill for an act relating to workers' compensation; reducing the waiting period for workers' compensation claims; amending Minnesota Statutes 1988, section 176.121.

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

Sviggum, Redalen, Dauner, Waltman and Sparby introduced:

H. F. No. 659, A bill for an act relating to workers' compensation; changing the definition of family farm; amending Minnesota Statutes 1988, section 176.011, subdivision 11a.

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

Jennings, Munger, Johnson, R., and Ozment introduced:

H. F. No. 660, A bill for an act relating to natural resources; changing certain provisions relating to the acquisition, disposition, and exchange of state lands; amending Minnesota Statutes 1988, sections 84.0272; 84.0274, by adding a subdivision; 94.09, subdivision 2; and 94.342, subdivision 3.

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

Kahn, Greenfield, Vellenga, Ostrom and Dille introduced:

H. F. No. 661, A bill for an act relating to pollution; regulating the disposal of infectious and pathological wastes; providing for penalties for violation; appropriating money; amending Minnesota Statutes, section 609.671, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116.

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

Olson, E.; Johnson, R.; Kinkel; Steensma and Kahn introduced:

H. F. No. 662, A bill for an act relating to state parks; promoting

the 100th anniversary of the state park system; appropriating money.

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

Jefferson, Long, Sarna, McLaughlin and Otis introduced:

H. F. No. 663, A bill for an act relating to the city of Minneapolis; excluding certain employees from public employees retirement association membership; amending Laws 1980, chapter 595, section 2, subdivision 4.

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

McLaughlin, Long, Wagenius, Skoglund and Otis introduced:

H. F. No. 664, A bill for an act relating to local government; providing for the appointment of certain employees of the city of Minneapolis and special school district No. 1; amending Laws 1969, chapter 937, section 1, subdivision 9, as amended.

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

Greenfield, Long, Sarna, McLaughlin and Otis introduced:

H. F. No. 665, A bill for an act relating to intoxicating liquor; authorizing an on-sale liquor license for the Minneapolis convention center; repealing Laws 1973, chapter 505.

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

Lasley, Peterson, Bauerly and Carlson, D., introduced:

H. F. No. 666, A bill for an act relating to libraries; increasing regional public library basic support grants for certain regional systems; appropriating money; amending Minnesota Statutes 1988, section 134.35, by adding a subdivision.

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



Jefferson, Trimble, Greenfield, Vellenga and Blatz introduced:

H. F. No. 667, A bill for an act relating to human services; requiring the commissioner to establish or designate pilot programs in Hennepin and Ramsey counties for chemical dependency services for youths; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 254A.

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

Jefferson, Simoneau, Sarna and Clark introduced:

H. F. No. 668, A bill for an act relating to retirement; defining members of the contributing class in the Minneapolis employees retirement fund; amending Minnesota Statutes 1988, section 422A.09, subdivision 2.

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

Jefferson, Trimble, Battaglia, Sarna and Bennett introduced:

H. F. No. 669, A bill for an act relating to telephones; regulating residential consumer sales solicitation by use of the telephone; proposing coding for new law in Minnesota Statutes, chapter 325G.

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

Carruthers, Kelly, Vellenga, Weaver and Dempsey introduced:

H. F. No. 670, A bill for an act relating to public defender system; updating law governing public defenders; repealing obsolete law governing public defenders; requiring a person requesting appointment of a public defender to submit a financial statement to the court; raising the limits for payment for expert services; amending Minnesota Statutes 1988, sections 611.17; 611.21; and 611.215, subdivision 2; repealing Minnesota Statutes 1988, sections 611.07; 611.071; and 611.25, subdivision 2.

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

Olson, K.; Jennings and Osthoff introduced:

H. F. No. 671, A bill for an act relating to veterans; providing for

establishment of a veterans home in Windom; proposing coding for new law in Minnesota Statutes, chapter 198.

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

Kelly, Scheid, Welle, Blatz and Carruthers introduced:

H. F. No. 672, A bill for an act relating to crime; increasing penalties for criminal vehicular operation; amending Minnesota Statutes 1988, section 609.21.

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

Carruthers, Wagenius, Vellenga, Greenfield and Seaberg introduced:

H. F. No. 673, A bill for an act relating to crime; sentencing; increasing the minimum parole eligibility date for persons serving a life sentence for first degree murder; permitting courts to sentence certain dangerous offenders and career criminals to longer periods of incarceration; providing an earlier effective date for increases in lengths of presumptive prison sentences and in criminal history points for violent offenses under the sentencing guidelines; disapproving action of sentencing guidelines commission in modifying method of computing criminal history scores for certain offenses; increasing statutory maximum sentences for the crimes of failure to report an accident, failure to use a drug stamp, possessing explosives, restraint of trade, manslaughter in the second degree, assault, child abuse, manslaughter of an unborn child, assault of an unborn child, criminal sexual conduct in the fourth degree, perjury, fleeing a peace officer, negligently causing a fire, and bribery; amending Minnesota Statutes 1988, sections 169.09, subdivision 14; 244.05, subdivision 4; 297D.09, subdivision 1a; 299F.80, subdivision 1; 325D.56, subdivision 2; 609.205; 609.221; 609.222; 609.223; 609.2231, subdivision 1; 609.255, subdivision 3; 609.2665; 609.267; 609.323, subdivision 1; 609.345, subdivision 2; 609.377; 609.445; 609.48, subdivision 4; 609.487, subdivision 4; 609.576; 609.62, subdivision 2; and 609.86, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 244 and 609.

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

Ogren, Munger, Boo, Murphy and Jaros introduced:

H. F. No. 674, A bill for an act relating to the environment;

appropriating money for the Western Lake Superior Sanitary District; authorizing sale of state bonds.

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

Scheid, Kelly, Blatz, Osthoff and Milbert introduced:

H. F. No. 675, A bill for an act relating to education; exempting employment by a school district from certain requirements relating to employment of rehabilitated criminal offenders; amending Minnesota Statutes 1988, section 364.09.

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

Ogren, Scheid, Osthoff and Ostrom introduced:

H. F. No. 676, A bill for an act relating to elections; limiting campaign expenditures by certain congressional candidates; providing a public campaign subsidy for certain congressional candidates; imposing penalties; appropriating money; amending Minnesota Statutes 1988, section 10A.30, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 10B.

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

McEachern; Bauerly; Nelson, K.; Olson, K., and Hartle introduced:

H. F. No. 677, A bill for an act relating to education; providing revenue for school districts to operate a youth service program; providing post-secondary educational benefits for students participating in youth service programs; appropriating money; amending Minnesota Statutes 1988, section 121.88, subdivision 9; proposing coding for new law in Minnesota Statutes, chapters 124; 135A; and 136A.

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

Blatz, Pugh, Carruthers, Henry and Himle introduced:

H. F. No. 678, A bill for an act relating to data privacy; classifying financial information submitted by applicants to licensing agencies

as private; amending Minnesota Statutes 1988, section 13.41, subdivision 2.

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

Jennings, Battaglia, Morrison, Stanius and Pauly introduced:

H. F. No. 679, A bill for an act relating to cities; removing an annexation provision; repealing Minnesota Statutes 1988, section 414.061, subdivision 5.

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

Jennings; Battaglia; Munger; Carlson, D., and Anderson, R., introduced:

H. F. No. 680, A bill for an act relating to waters; appropriating money for stream maintenance.

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

Uphus, Krueger, Welle and Bauerly introduced:

H. F. No. 681, A bill for an act relating to education; appropriating money to the regents of the University of Minnesota for operating expenses at the Herman Rosholt research farm.

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

Johnson, V.; Kahn; Trimble; Pelowski and Carlson, D., introduced:

H. F. No. 682, A bill for an act relating to appropriations; continuing funding for programs to control the spread of purple loosestrife; appropriating money.

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

Tunheim; Bertram; Olson, E., and Schafer introduced:

H. F. No. 683, A bill for an act relating to education; appropriating money for grants for telecommunications networks.

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

Johnson, V.; Schafer; Richter; McPherson and Dille introduced:

H. F. No. 684, A bill for an act relating to workers' compensation; changing the definition of family farm; amending Minnesota Statutes 1988, section 176.011, subdivision 11a.

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

Miller; Nelson, C.; Beard; Olson, K., and Macklin introduced:

H. F. No. 685, A bill for an act relating to education; requiring one hour of instruction per year related to the United States flag; amending Minnesota Statutes 1988, section 126.14, by adding a subdivision.

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

Omann, Bauerly, Uphus and Girard introduced:

H. F. No. 686, A bill for an act relating to workers' compensation; changing the definition of family farm; amending Minnesota Statutes 1988, section 176.011, subdivision 11a.

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

Wagenius, Vellenga, Greenfield, Blatz and Kelso introduced:

H. F. No. 687, A bill for an act relating to juvenile court; expanding the definition of child in need of protection or services; expanding the child hearsay exception to include statements regarding the abuse or neglect of another child witnessed by the child making the statement; clarifying the authority of the court to order the temporary removal of a child due to immediate endangerment; amending Minnesota Statutes 1988, sections 260.015, subdivision 2a; 260.156; and 260.172, subdivision 1.

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

Valento and McGuire introduced:

H. F. No. 688, A bill for an act relating to the city of Roseville; authorizing the city to use certain taxes to establish and operate a sports and recreation facility.

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

Reding introduced:

H. F. No. 689, A bill for an act relating to retirement; local police and salaried firefighters relief associations; specifying the employment position salary for benefit and postretirement increase calculations for fire departments converted to a volunteer fire department; clarifying various ambiguous provisions; amending Minnesota Statutes 1988, section 423A.01, subdivision 2.

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

Reding and Rukavina introduced:

H. F. No. 690, A bill for an act relating to state employees; prohibiting further hiring of state employees in the metropolitan area except for those approved by the commissioner of employee relations; limiting the termination of state employees in nonmetropolitan areas; requiring state agencies to prepare a plan to decentralize employment; amending Minnesota Statutes 1988, section 43A.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Kelso, Trimble, Carruthers, Pauly and Abrams introduced:

H. F. No. 691, A bill for an act relating to municipal planning; authorizing municipalities to require the dedication of a reasonable portion of a proposed subdivision for use for fire service; amending Minnesota Statutes 1988, section 462.358, subdivision 2b.

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

Simoneau, Bertram, Dorn, Rodosovich and Boo introduced:

H. F. No. 692, A bill for an act relating to state government; state employees; permitting direct deposit of pay in credit unions; amending Minnesota Statutes 1988, section 16A.133, subdivision 1; repealing Minnesota Statutes 1988, section 16A.133, subdivision 3.

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

Carlson, D., introduced:

H. F. No. 693, A bill for an act relating to animals; requiring landlords to allow elderly tenants to keep certain pets; proposing coding for new law in Minnesota Statutes, chapter 504.

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

Carlson, D., introduced:

H. F. No. 694, A bill for an act relating to taxation; sales and use; imposing a tax on billboard rental; amending Minnesota Statutes 1988, section 297A.01, subdivision 3.

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

Carlson, D., introduced:

H. F. No. 695, A bill for an act relating to education; reducing the Askov school board from seven to six members; requiring local approval.

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

Brown; Johnson, A.; Frerichs; Anderson, G., and Kalis introduced:

H. F. No. 696, A bill for an act relating to transportation; authorizing special permits for 110-foot combinations of four vehicles to operate, with restrictions, on interstate highways; setting permit fees; providing for designation of interchanges, streets, highways, and rest areas; requiring a study and report to the legislature; appropriating money; amending Minnesota Statutes 1988, sections 169.81, subdivision 2; and 169.86, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 169.

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

Rukavina and Simoneau introduced:

H. F. No. 697, A bill for an act relating to state government; implementing reorganization orders concerning the charitable gambling control board and the waste management board; amending Minnesota Statutes, sections 15A.081, subdivision 1; 41A.066, subdivision 1; 43A.08, subdivision 1a; 115A.03, subdivision 3, and by adding a subdivision; 115A.06; 115A.07; 115A.072; 115A.075; 115A.08; 115A.09; 115A.10; 115A.11; 115A.12, subdivision 1; 115A.14, subdivision 4; 115A.152, subdivisions 1 and 3; 115A.154, subdivision 1; 115A.156; 115A.158; 115A.159; 115A.162; 115A.165; 115A.191, subdivisions 1 and 2; 115A.22, subdivisions 4 and 5; 115A.34; 115A.411, subdivision 1; 115A.42; 115A.45; 115A.46, subdivision 1; 115A.48; 115A.49; 115A.51; 115A.52; 115A.53; 115A.54, subdivisions 2, 2a, and 3; 115A.541; 115A.57, subdivision 2; 115A.58, subdivisions 1 and 2; 115A.59; 115A.63; 115A.64; 115A.66; 115A.67; 115A.68; 115A.71, subdivision 1; 115A.72; 115A.84, subdivision 3; 115A.86, subdivision 2; 115A.90, subdivision 2; 115A.902, subdivisions 1 and 3; 115A.906; 115A.912; 115A.913; 115A.914; 115A.9162; 115A.917; 115A.97, subdivisions 5 and 6; 115A.98, subdivision 3; 116.07, subdivision 4b; 116.101; 116C.03, subdivision 2; 216C.36, subdivision 8a; 349.12, by adding a subdivision; 349.151, subdivisions 4 and 4a; 349.161, subdivisions 7 and 8; 349.162, subdivisions 1, 2, and 4; 349.163, subdivision 1; 349.164, subdivision 5; 349.17, subdivision 4; 349.18, subdivisions 1 and 2; 349.19, subdivisions 1, 4, 5, 6, and 7; 349.20; 473.149, subdivision 4; 473.811, subdivision 7; 477A.012, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 115A and 349; repealing Minnesota Statutes 1988, sections 115A.04; 115A.05; 115A.06, subdivision 14; and 349.151, subdivision 5.

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

### CONSENT CALENDAR

H. F. No. 218, A bill for an act relating to motor vehicles; defining terms; including station wagon and certain passenger-carrying vans as passenger automobiles for all purposes; providing for registration of certain vehicles; amending Minnesota Statutes 1988, sections 65B.001, subdivision 3; 65B.43, subdivision 12; 116.60, subdivision 7; 168.011, subdivisions 7, and 28; 168.012, subdivision 1; 168.017, subdivision 1; 168.12, subdivisions 2b and 2c; 168.124, subdivision 5; 168.125, subdivision 1; and 168.126, subdivision 2; repealing Minnesota Statutes 1988, sections 168.011, subdivision 23; and 168.101, subdivision 5.



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:

Abrams	Frederick	Kostohryz	Omann	Scheid
Anderson, G.	Girard	Lasley	Onnen	Seaberg
Anderson, R.	Greenfield	Lieder	Orenstein	Segal
Battaglia	Gruenes	Limmer	Osthoff	Simoneau
Bauerly	Gutknecht	Long	Ostrom	Skoglund
Beard	Hartle	Lynch	Otis	Sparby
Begich	Hasskamp	Macklin	Ozment	Stanius
Bennett	Haukoos	Marsh	Pappas	Steensma
Bertram	Heap	McDonald	Pauly	Sviggum
Bishop	Henry	McEachern	Pellow	Swenson
Blatz	Himle	McGuire	Pelowski	Tjornhom
Boo	Hugoson	McLaughlin	Peterson	Tompkins
Brown	Jacobs	McPherson	Poppenhagen	Trimble
Burger	Janezich	Milbert	Price	Tunheim
Carlson, D.	Jaros	Miller	Pugh	Uphus
Carlson, L.	Jefferson	Morrison	Quinn	Valento
Carruthers	Jennings	Munger	Redalen	Vellenga
Clark	Johnson, A.	Murphy	Reding	Wagenius
Conway	Johnson, R.	Nelson, C.	Rest	Waitman
Cooper	Johnson, V.	Nelson, K.	Rice	Weaver
Dauner	Kahn	Neuenschwander	Richter	Welle
Dawkins	Kalis	O'Connor	Rodosovich	Wenzel
Dempsey	Kelly	Ogren	Rukavina	Williams
Dille	Kelso	Olsen, S.	Runbeck	Winter
Dorn	Kinkel	Olson, E.	Sarna	Wynia
Forsythe	Knickerbocker	Olson, K.	Schafer	Spk. Vanasek

The bill was passed and its title agreed to.

## CALENDAR

H. F. No. 141, A bill for an act relating to education; correcting, clarifying, and changing certain education statutes; amending Minnesota Statutes 1988, sections 120.062, subdivisions 1 and 12; 120.075, subdivision 5; 120.0751, subdivision 6; 120.0752, subdivision 4; 121.88, subdivision 10; 121.904, subdivision 4a; 121.912, subdivision 1; 123.3515, subdivision 9; 123.36, subdivision 13; 123.705, subdivision 1; 124.155, subdivision 2; 124.214, subdivisions 2 and 3; 124.225, subdivisions 1, 4b, 7a, 7b, 8a, 8b, 8i, 8j, 8k, 8l, 10, and by adding a subdivision; 124.2445; 124.245, subdivision 6; 124.575, subdivision 1; 124A.24; 126.22, subdivisions 2 and 3; and 275.125, subdivisions 5b, 5c, 5e, 9, and 11d; Laws 1987, chapter 398, article 6, section 19, subdivision 9.

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Ferichs	Lasley	Onnen	Skoglund
Anderson, G.	Girard	Lieder	Orenstein	Sparby
Anderson, R.	Greenfield	Limmer	Osthoff	Stanius
Battaglia	Gruenes	Long	Ostrom	Steensma
Bauerly	Gutknecht	Lynch	Otis	Sviggum
Beard	Hartle	Macklin	Pauly	Swenson
Begich	Hasskamp	McDonald	Fellow	Tjornhom
Bennett	Haukoos	McEachern	Pelowski	Tompkins
Bertram	Heap	McGuire	Poppenhagen	Trimble
Bishop	Henry	McLaughlin	Price	Tunheim
Blatz	Himle	McPherson	Pugh	Uphus
Boo	Jacobs	Milbert	Quinn	Valento
Brown	Janezich	Miller	Redalen	Vellenga
Burger	Jaros	Morrison	Rest	Wagenius
Carlson, L.	Jefferson	Munger	Rice	Waltman
Carruthers	Johnson, A.	Murphy	Richter	Weaver
Clark	Johnson, R.	Nelson, C.	Rodosovich	Welle
Conway	Johnson, V.	Nelson, K.	Rukavina	Wenzel
Dauner	Kahn	Neuenschwander	Runbeck	Williams
Dawkins	Kalis	O'Connor	Sarna	Winter
Dempsey	Kelly	Ogren	Schafer	Wynia
Dille	Kelso	Olsen, S.	Scheid	Spk. Vanasek
Dorn	Kinkel	Olson, E.	Seaberg	
Forsythe	Knickerbocker	Olson, K.	Segal	
Frederick	Kostohryz	Omann	Simoneau	

The bill was passed and its title agreed to.

H. F. No. 247, A bill for an act relating to education; clarifying the referendum levy language; creating a conversion method; amending Minnesota Statutes 1988, sections 124.82, subdivision 3; and 124A.03.

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:

Abrams	Carlson, L.	Girard	Jefferson	Lieder
Anderson, G.	Carruthers	Greenfield	Jennings	Limmer
Anderson, R.	Clark	Gruenes	Johnson, A.	Long
Bauerly	Conway	Gutknecht	Johnson, R.	Lynch
Beard	Cooper	Hartle	Johnson, V.	Macklin
Begich	Dauner	Hasskamp	Kahn	Marsh
Bennett	Dawkins	Haukoos	Kalis	McDonald
Bertram	Dempsey	Heap	Kelly	McEachern
Bishop	Dille	Henry	Kelso	McGuire
Blatz	Dorn	Himle	Kinkel	McLaughlin
Boo	Forsythe	Jacobs	Knickerbocker	McPherson
Brown	Frederick	Janezich	Kostohryz	Milbert
Burger	Ferichs	Jaros	Lasley	Miller

Morrison	Orenstein	Reding	Skoglund	Wagenius
Munger	Osthoff	Rest	Sparby	Waltman
Murphy	Ostrom	Rice	Stanius	Weaver
Nelson, C.	Otis	Richter	Steensma	Welle
Nelson, K.	Pauly	Rodosovich	Sviggum	Wenzel
Neuenschwander	Pellow	Rukavina	Swenson	Williams
O'Connor	Pelowski	Runbeck	Tjornhom	Winter
Ogren	Peterson	Sarna	Tompkins	Wynia
Olsen, S.	Poppenhagen	Schafer	Trimble	Spk. Vanasek
Olson, E.	Price	Scheid	Tunheim	
Olson, K.	Pugh	Seaberg	Uphus	
Omamm	Quinn	Segal	Valento	
Onnen	Redalen	Simoneau	Vellenga	

The bill was passed and its title agreed to.

H. F. No. 363, A resolution memorializing the President and Congress of the United States to prevent the imposition of any additional federal excise tax on motor fuel in order to reduce the federal deficit.

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 114 yeas and 13 nays as follows:

Those who voted in the affirmative were:

Abrams	Forsythe	Kostohryz	Olson, K.	Runbeck
Anderson, G.	Frederick	Lasley	Omamm	Sarna
Anderson, R.	Frerichs	Lieder	Onnen	Schafer
Battaglia	Girard	Limmer	Orenstein	Scheid
Bauerly	Gruenes	Lynch	Ostrom	Simoneau
Beard	Gutknecht	Macklin	Otis	Sparby
Begich	Hartle	Marsh	Ozment	Stanius
Bennett	Hasskamp	McDonald	Pappas	Steensma
Bertram	Haukoos	McEachern	Pauly	Sviggum
Bishop	Heap	McGuire	Pellow	Swenson
Blatz	Henry	McPherson	Pelowski	Tjornhom
Boo	Himle	Milbert	Peterson	Tompkins
Brown	Hugoson	Miller	Poppenhagen	Tunheim
Burger	Jacobs	Morrison	Price	Uphus
Carlson, D.	Janezich	Munger	Pugh	Valento
Carlson, L.	Jennings	Murphy	Quinn	Waltman
Carruthers	Johnson, A.	Nelson, C.	Redalen	Weaver
Conway	Johnson, R.	Nelson, K.	Reding	Welle
Cooper	Johnson, V.	Neuenschwander	Rest	Wenzel
Dauner	Kalis	O'Connor	Rice	Williams
Dempsey	Kelso	Ogren	Richter	Winter
Dille	Kinkel	Olsen, S.	Rodosovich	Spk. Vanasek
Dorn	Knickerbocker	Olson, E.	Rukavina	

Those who voted in the negative were:

Clark	Jaros	Kelly	Skoglund	Wynia
Dawkins	Jefferson	Long	Trimble	
Greenfield	Kahn	Osthoff	Wagenius	

The bill was passed and its title agreed to.

Redalen was excused at 5:00 p.m. Olson, K., was excused at 5:45 p.m.

**GENERAL ORDERS**

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

**REPORT OF THE COMMITTEE OF THE WHOLE**

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

H. F. No. 326 was recommended to pass.

H. F. No. 268 was recommended for progress.

S. F. No. 28, the unofficial engrossment, which it recommended to pass with the following amendments:

Offered by Bishop:

Page 3, line 10, after "nor" insert "the"

Page 7, after line 5, insert:

"STATE OF .....

.....

COUNTY OF .....

Subscribed, sworn to, and acknowledged before me by .....  
on this ..... day of ..... 19 .....

.....

NOTARY PUBLIC

OR"

Offered by Wenzel:

Page 10, line 36, delete "probable to a reasonable degree" and insert "possible"

Page 11, line 1, delete "of medical certainty"

Stanius offered an amendment to S. F. No. 28, the unofficial engrossment, as amended.

Bishop requested a division of the Stanius amendment.

The first portion of the Stanius amendment was adopted as follows:

Page 3, line 22, after "executed" insert "after August 1, 1989,"

Page 3, line 22, delete "may" and insert "must"

Page 3, line 22, after "be" insert "substantially"

The second portion of the Stanius amendment, as amended by the Olsen, S., amendment was adopted, as follows:

Page 11, line 11, delete "may be"

Page 11, delete lines 12 and 13 and insert "is an effective declaration under this chapter."

Offered by Dempsey:

Page 10, line 17, before "If" insert "Subdivision 1."

Page 10, after line 22, insert:

"Subd. 2. Nothing in this chapter shall be construed to authorize or justify the withholding or withdrawal of artificially administered nutrition or hydration from any person who has not issued a declaration or designated a proxy under this chapter."

Offered by Kelly:

Page 2, line 27, after "artificial" insert "administration of"

Page 2, line 30, after "regarding" delete "administration" and insert "the administering"

Page 2, line 30, delete "artificial" and insert "artificially administered"

Page 2, line 34, after "regarding" insert "artificial"

Page 2, line 35, delete "artificial"

Page 3, line 2, delete "artificial"

Page 3, line 2, after "hydration" insert "artificially"

Page 3, line 3, after the period, insert "However, the mere existence of a declaration or appointment of a proxy does not, by itself, create a presumption that the declarant wanted the withholding or withdrawing of artificially administered nutrition or hydration."

Offered by Bishop:

Page 11, line 17, before "complies" insert "substantially"

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

#### ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to rule 1.6, the following roll calls were taken in the Committee of the Whole:

Hasskamp moved to amend S.F. No. 28, the unofficial engrossment, as amended, as follows:

Page 2, delete lines 10 to 12 and insert "any condition that results from an illness or injury and that will cause the death of the person in a reasonably short period of time even with the provision of health care and sustenance."

Page 2, before line 13, insert:

"Subd. 9. [SUSTENANCE.] "Sustenance" means any form of nutrition necessary to sustain life other than that provided by hyperalimentation and any form of hydration necessary to sustain life."

Page 3, line 34, after the period insert “It will not permit the withholding or withdrawing of artificially provided sustenance from you unless you specifically authorize this with the understanding that your death by dehydration or malnutrition might result.”

Page 4, line 6, after the period insert “The proxy does not have the authority to direct withholding or withdrawing of artificially provided sustenance from you unless you specifically empower the proxy with the authority to do so with the stated understanding that your death by malnutrition or dehydration might result.”

Page 5, delete lines 28 to 36

Page 6, delete lines 1 and 2 and insert:

“(6) I understand that if I refuse artificially provided sustenance, food, and fluids necessary to sustain my life, then I may die of dehydration or malnutrition rather than from my terminal condition. Nevertheless, I hereby direct that artificially provided sustenance should be withheld or withdrawn from me if I have a terminal condition. (This provision must be separately signed for it to be effective.) Signed, .....

Page 6, after line 35, insert:

“I understand that if I empower my proxy to refuse for me artificially provided sustenance, food, and fluids necessary to sustain my life, then I may die of dehydration or malnutrition rather than from my terminal condition. Nevertheless, I hereby empower my proxy with the authority to direct that artificially provided sustenance may be withheld or withdrawn from me if I have a terminal condition. (This provision must be separately signed for it to be effective.) Signed, .....

Page 8, line 9, after “promptly” insert “notify the patient’s proxy and document the notification in the patient’s medical record or, if no proxy is appointed,”

Page 8, line 11, after the period insert “After notification, if a proxy fails to transfer to a different physician or provider, then the physician or provider has no duty to transfer the patient unless transfer is necessary to secure health care, sustenance, or comfort care for the declarant.

(c) If a physician or other health care provider receives a declaration that applies to a presently incompetent person and if the physician or other health care provider is at any time unwilling to comply with the declaration, then the physician or other health care provider must promptly notify the appointed proxy and document the notification in the declarant’s medical record. If there is no proxy

or if after notification the proxy fails to transfer to a different physician or health care provider, then the physician or provider has no duty to transfer the patient unless transfer is necessary to secure health care, sustenance, or comfort care for the declarant. No health care provider shall be required to participate in withholding or withdrawing of sustenance if, in the reasonable judgment of the health care provider, death from dehydration or malnutrition could result."

The question was taken on the Hasskamp amendment and the roll was called. There were 60 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Battaglia	Hasskamp	Macklin	Pellow	Stanius
Bauerly	Haukoos	Marsh	Peterson	Steensma
Begich	Heap	McDonald	Poppenhagen	Sviggum
Bennett	Henry	McEachern	Pugh	Swenson
Bertram	Hugoson	McPherson	Quinn	Tjornhom
Blatz	Jacobs	Milbert	Rice	Tompkins
Burger	Johnson, V.	Miller	Richter	Uphus
Carlson, D.	Kalis	Murphy	Runbeck	Valento
Dauner	Kelso	O'Connor	Sarna	Waltman
Dempsey	Kinkel	Omann	Schafer	Weaver
Girard	Limmer	Onnen	Seaberg	Wenzel
Gruenes	Lynch	Ozment	Sparby	Winter

Those who voted in the negative were:

Abrams	Dorn	Kahn	Ogren	Rest
Anderson, G.	Forsythe	Kelly	Olsen, S.	Rodosovich
Anderson, R.	Frederick	Knickerbocker	Olsen, E.	Rukavina
Beard	Frerichs	Kostohryz	Olsen, K.	Scheid
Bishop	Greenfield	Lasley	Orenstein	Segal
Boo	Gutknecht	Lieder	Osthoff	Simoneau
Brown	Hartle	Long	Ostrom	Skoglund
Carlson, L.	Himle	McGuire	Otis	Trimble
Carruthers	Janezich	McLaughlin	Pappas	Tunheim
Clark	Jaros	Morrison	Pauly	Vellenga
Conway	Jefferson	Munger	Pelowski	Wagenius
Cooper	Jennings	Nelson, C.	Price	Welle
Dawkins	Johnson, A.	Nelson, K.	Redalen	Williams
Dille	Johnson, R.	Neuenschwander	Reding	Wynia
				Spk. Vanasek

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

Wenzel moved to amend S. F. No. 28, the unofficial engrossment, as amended, as follows:

Page 10, line 36, delete "probable to a reasonable degree" and insert "possible"

Page 11, line 1, delete "of medical certainty"



The question was taken on the Wenzel amendment and the roll was called. There were 71 yeas and 58 nays as follows:

Those who voted in the affirmative were:

Battaglia	Haukoos	Lynch	Onnen	Seaberg
Bauerly	Heap	Macklin	Ozment	Sparby
Beard	Henry	Marsh	Pauly	Stanius
Begich	Hugoson	McDonald	Pellow	Steensma
Bennett	Jacobs	McEachern	Pelowski	Sviggum
Bertram	Johnson, R.	McPherson	Peterson	Swenson
Blatz	Johnson, V.	Milbert	Poppenhagen	Tjornhom
Brown	Kalis	Miller	Pugh	Tompkins
Cooper	Kelly	Morrison	Quinn	Uphus
Dempsey	Kelso	Murphy	Rice	Valento
Girard	Kinkel	Neuenschwander	Richter	Waltman
Gruenes	Knickerbocker	O'Connor	Runbeck	Weaver
Gutknecht	Lasley	Olsen, S.	Sarna	Welle
Hasskamp	Limmer	Omann	Schafer	Wenzel
				Winter

Those who voted in the negative were:

Abrams	Dawkins	Jennings	Olson, K.	Segal
Anderson, G.	Dille	Johnson, A.	Orenstein	Simoneau
Anderson, R.	Dorn	Kahn	Osthoff	Skoglund
Bishop	Forsythe	Kostohryz	Ostrom	Trimble
Boo	Frederick	Lieder	Otis	Tunheim
Burger	Frerichs	Long	Pappas	Vellenga
Carlson, D.	Greenfield	McGuire	Price	Wagenius
Carlson, L.	Hartle	McLaughlin	Reding	Williams
Carruthers	Himle	Munger	Rest	Wynia
Clark	Janezich	Nelson, C.	Rodosovich	Spk. Vanasek
Conway	Jaros	Nelson, K.	Rukavina	
Dauner	Jefferson	Olson, E.	Scheid	

The motion prevailed and the amendment was adopted.

Stanius offered an amendment to S. F. No. 28, the unofficial engrossment, as amended.

Bishop requested a division of the Stanius amendment.

The first portion of the Stanius amendment to S. F. No. 28, the unofficial engrossment, as amended, reads as follows:

Page 3, line 22, after “executed” insert “after August 1, 1989,”

Page 3, line 22, delete “may” and insert “must”

Page 3, line 22, after “be” insert “substantially”

The question was taken on the first portion of the Stanius amendment and the roll was called. There were 69 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Abrams	Frerichs	Kinkel	Olsen, S.	Spardy
Anderson, R.	Girard	Kostohryz	Omann	Stanius
Battaglia	Gruenes	Lasley	Onnen	Steensma
Bauerly	Hasskamp	Limmer	Ozment	Sviggum
Beard	Haukoos	Lynch	Pauly	Tjornhom
Begich	Heap	Macklin	Pellow	Tompkins
Bennett	Henry	Marsh	Pugh	Tunheim
Bertram	Himle	McDonald	Quinn	Uphus
Blatz	Hugoson	McEachern	Rice	Valento
Burger	Jacobs	McPherson	Richter	Waltman
Carlson, D.	Johnson, A.	Milbert	Runbeck	Wenzel
Dauner	Johnson, R.	Miller	Sarna	Winter
Dempsey	Johnson, V.	Murphy	Schafer	Spk. Vanasek
Dorn	Kalis	O'Connor	Seaberg	

Those who voted in the negative were:

Anderson, G.	Frederick	Long	Osthoff	Scheid
Bishop	Greenfield	McGuire	Ostrom	Segal
Boo	Gutknecht	McLaughlin	Otis	Simoneau
Brown	Hartle	Morrison	Pappas	Skoglund
Carlson, L.	Janezich	Munger	Pelowski	Swenson
Carruthers	Jaros	Nelson, C.	Peterson	Trimble
Clark	Jefferson	Nelson, K.	Poppenhagen	Vellenga
Conway	Jennings	Neuenschwander	Price	Wagenius
Cooper	Kahn	Ogren	Reding	Weaver
Dawkins	Kelly	Olson, E.	Rest	Welle
Dille	Knickerbocker	Olson, K.	Rodosovich	Williams
Forsythe	Lieder	Orenstein	Rukavina	Wynia

The motion prevailed and the first portion of the Stanius amendment was adopted.

Dempsey moved to amend S. F. No. 28, the unofficial engrossment, as amended, as follows:

Page 10, line 17, before "If" insert "Subdivision 1."

Page 10, after line 22, insert:

"Subd. 2. Nothing in this chapter shall be construed to authorize or justify the withholding or withdrawal of artificially administered nutrition or hydration from any person who has not issued a declaration or designated a proxy under this chapter."

The question was taken on the Dempsey amendment and the roll was called. There were 101 yeas and 25 nays as follows:

Those who voted in the affirmative were:

Abrams	Blatz	Dauner	Gruenes	Hugoson
Anderson, R.	Boo	Dempsey	Gutknecht	Jacobs
Battaglia	Brown	Dille	Hartle	Janezich
Bauerly	Burger	Dorn	Hasskamp	Jaros
Beard	Carlson, D.	Forsythe	Haukoos	Johnson, A.
Begich	Carlson, L.	Frederick	Heap	Johnson, R.
Bennett	Conway	Frerichs	Henry	Johnson, V.
Bertram	Cooper	Girard	Himle	Kalis

Kinkel	Milbert	Otis	Rukavina	Tunheim
Knickerbocker	Miller	Ozment	Runbeck	Uphus
Lasley	Morrison	Pauly	Sarna	Valento
Lieder	Munger	Pellow	Schafer	Waltman
Limmer	Murphy	Pelowski	Scheid	Weaver
Lynch	Neuenschwander	Peterson	Seaberg	Welle
Macklin	O'Connor	Poppenhagen	Sparby	Wenzel
Marsh	Ogren	Price	Stanis	Winter
McDonald	Olsen, S.	Pugh	Steensma	Spk. Vanasek
McEachern	Olsen, E.	Quinn	Sviggum	
McGuire	Omann	Rest	Swenson	
McLaughlin	Onnen	Rice	Tjornhom	
McPherson	Ostrom	Richter	Tompkins	

Those who voted in the negative were:

Anderson, G.	Greenfield	Long	Pappas	Trimble
Bishop	Jefferson	Nelson, C.	Reding	Vellenga
Carruthers	Jennings	Nelson, K.	Rodosovich	Wagenius
Clark	Kahn	Olson, K.	Segal	Williams
Dawkins	Kostohryz	Orenstein	Skoglund	Wynia

The motion prevailed and the amendment was adopted.

Bishop moved to amend S. F. No. 28, the unofficial engrossment, as amended, as follows:

Page 9, after line 23, insert:

“Sec. 10. [145B.10] [LIABILITY.]

Subdivision 1. [COMPLIANCE WITH DECLARATION.] A physician or other health care provider is not criminally or civilly liable for acts or omissions that are related to a health care decision within the limits of reasonable medical practice and other applicable law if:

(1) the physician or other health care provider believed in good faith were authorized by the declaration; and

(2) it is documented in the declarant's medical record that, at the time of the health care decision, the declarant was informed and involved in making the decision to the fullest extent of the declarant's capabilities and the declarant did not object to the health care decision.

Subd. 2. [COMPLIANCE WITH PROXY DECISION.] A health care provider is not criminally or civilly liable within the limits of reasonable medical practice and other applicable law for following the instructions of a proxy named in a declaration if:

(1) the decision is made by a proxy who the health care provider believes in good faith is authorized under this chapter to make the decision; and

(2) the health care provider believes in good faith that the decision is consistent with desires the declarant expresses in the declaration or otherwise makes known to the health care provider."

Renumber the remaining sections and correct internal references accordingly

The question was taken on the Bishop amendment and the roll was called. There were 41 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Abrams	Dille	Knickerbocker	Otis	Vellenga
Anderson, G.	Forsythe	Long	Pappas	Wagenius
Anderson, R.	Frerichs	McLaughlin	Pellow	Waltman
Bennett	Greenfield	Nelson, C.	Rest	Welle
Bishop	Hartle	Nelson, K.	Seaberg	Wynia
Burger	Jaros	Ogren	Segal	
Carlson, D.	Jefferson	Orenstein	Simoneau	
Carruthers	Jennings	Osthoff	Skoglund	
Dawkins	Kahn	Ostrom	Sviggun	

Those who voted in the negative were:

Battaglia	Haukoos	Limmer	Onnen	Stanius
Bauerly	Heap	Lynch	Ozment	Steensma
Beard	Henry	Macklin	Pauly	Swenson
Begich	Himle	Marsh	Pelowski	Tjornhom
Bertram	Hugoson	McDonald	Peterson	Tompkins
Blatz	Jacobs	McEachern	Poppenhagen	Trimble
Boo	Janezich	McGuire	Price	Tunheim
Carlson, L.	Johnson, A.	McPherson	Pugh	Uphus
Conway	Johnson, R.	Milbert	Quinn	Valento
Cooper	Johnson, V.	Miller	Rice	Weaver
Dauter	Kalis	Murphy	Richter	Wenzel
Dempsey	Kelly	Neuenschwander	Rodosovich	Williams
Dorn	Kelso	O'Connor	Rukavina	Winter
Frederick	Kinkel	Olsen, S.	Runbeck	Spk. Vanasek
Girard	Kostohryz	Olson, E.	Sarna	
Gruenes	Lasley	Olson, K.	Schafer	
Hasskamp	Lieder	Omamm	Sparby	

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

Dempsey moved to amend S. F. No. 28, the unofficial engrossment, as amended, as follows:

Page 2, line 16, delete "may include, but are not" and insert "shall include the designation of a proxy. The declaration may include, but is not"

Page 3, delete line 36

Page 4, line 1, delete "agrees" and insert "(b) The proxy must agree" and delete the comma and insert a period.

Page 4, delete lines 4 to 6.

The question was taken on the Dempsey amendment and the roll was called. There were 51 yeas and 75 nays as follows:

Those who voted in the affirmative were:

Battaglia	Heap	Marsh	Poppenhagen	Tjornhom
Bauerly	Henry	McDonald	Quinn	Tompkins
Begich	Hugoson	McEachern	Rice	Uphus
Bennett	Jacobs	McPherson	Richter	Valento
Bertram	Johnson, V.	Miller	Sarna	Waltman
Dempsey	Kalis	O'Connor	Schafer	Wenzel
Girard	Kelso	Omann	Sparby	Winter
Gruenes	Kinkel	Onnen	Stanius	
Gutknecht	Limmer	Ozment	Steensma	
Hasskamp	Lynch	Pellow	Sviggum	
Haukoos	Macklin	Peterson	Swenson	

Those who voted in the negative were:

Abrams	Dauner	Johnson, R.	Ogren	Runbeck
Anderson, G.	Dawkins	Kahn	Olsen, S.	Scheid
Anderson, R.	Dille	Kelly	Olson, E.	Seaberg
Beard	Dorn	Knickerbocker	Orenstein	Segal
Bishop	Forsythe	Kostohryz	Osthoff	Simoneau
Blatz	Frederick	Lasley	Ostrom	Skoglund
Boo	Frerichs	Lieder	Otis	Trimble
Brown	Greenfield	Long	Pappas	Tunheim
Burger	Hartle	McGuire	Pauly	Vellenga
Carlson, D.	Himle	McLaughlin	Pelowski	Wagenius
Carlson, L.	Janezich	Morrison	Price	Weaver
Carruthers	Jaros	Murphy	Reding	Welle
Clark	Jefferson	Nelson, C.	Rest	Williams
Conway	Jennings	Nelson, K.	Rodosovich	Wynia
Cooper	Johnson, A.	Neuenschwander	Rukavina	Spk. Vanasek

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

The question was taken on the motion to recommend passage of S. F. No. 28, the unofficial engrossment, as amended, and the roll was called. There were 97 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Abrams	Carlson, D.	Forsythe	Hugoson	Kelly
Anderson, G.	Carlson, L.	Frederick	Jacobs	Kinkel
Anderson, R.	Carruthers	Frerichs	Janezich	Knickerbocker
Beard	Clark	Greenfield	Jaros	Kostohryz
Bennett	Conway	Gutknecht	Jefferson	Lasley
Bishop	Cooper	Hartle	Jennings	Lieder
Blatz	Dauner	Haukoos	Johnson, A.	Limmer
Boo	Dawkins	Heap	Johnson, R.	Long
Brown	Dille	Henry	Johnson, V.	Macklin
Burger	Dorn	Himle	Kahn	McDonald

McGuire	Olsen, S.	Pelowski	Segal	Wagenius
McLaughlin	Olsen, E.	Peterson	Simoneau	Waltman
Miller	Orenstein	Poppenhagen	Skoglund	Weaver
Morrison	Osthoff	Price	Stanuis	Welle
Munger	Ostrom	Reding	Sviggum	Williams
Nelson, C.	Otis	Rest	Swenson	Wynia
Nelson, K.	Ozment	Rukavina	Trimble	Spk. Vanasek
Neuenschwander	Pappas	Schafer	Tunheim	
O'Connor	Pauly	Scheid	Valento	
Ogren	Pellow	Seaberg	Vellenga	

Those who voted in the negative were:

Battaglia	Hasskamp	Milbert	Richter	Tompkins
Bauerly	Kalis	Murphy	Rodosovich	Uphus
Begich	Kelso	Omann	Runbeck	Wenzel
Bertram	Lynch	Onnen	Sarna	Winter
Dempsey	Marsh	Pugh	Sparby	
Girard	McEachern	Quinn	Steensma	
Gruenes	McPherson	Rice	Tjornhom	

The motion prevailed.

## MOTIONS AND RESOLUTIONS

Winter moved that his name be stricken as an author on H. F. No. 31. The motion prevailed.

Tunheim moved that the name of Abrams be added as an author on H. F. No. 72. The motion prevailed.

Lasley moved that the name of Tjornhom be added as an author on H. F. No. 154. The motion prevailed.

Skoglund moved that the name of Carruthers be added as an author on H. F. No. 162. The motion prevailed.

Olsen, S., moved that the name of Forsythe be added as an author on H. F. No. 441. The motion prevailed.

Gutknecht moved that the name of Morrison be added as an author on H. F. No. 468. The motion prevailed.

Dempsey moved that the name of Macklin be added as an author on H. F. No. 480. The motion prevailed.

Solberg moved that the names of Bauerly; Johnson, R., and Carlson, D., be added as authors on H. F. No. 516. The motion prevailed.

Reding moved that the name of Macklin be added as an author on H. F. No. 558. The motion prevailed.

Uphus moved that the name of Waltman be added as an author on H. F. No. 560. The motion prevailed.

Bertram moved that the names of Haukoos and Wenzel be added as authors on H. F. No. 563. The motion prevailed.

Pappas moved that the name of Greenfield be added as an author on H. F. No. 566. The motion prevailed.

Neuenschwander moved that the names of Carlson, D.; Jennings; Sparby and Solberg be added as authors on H. F. No. 573. The motion prevailed.

Kalis moved that the name of Trimble be added as an author on H. F. No. 575. The motion prevailed.

Winter moved that the name of Wenzel be added as an author on H. F. No. 580. The motion prevailed.

Stanis moved that the name of Boo be added as an author on H. F. No. 599. The motion prevailed.

Stanis moved that the name of Valento be added as an author on H. F. No. 600. The motion prevailed.

Pelowski moved that the names of Lasley, Burger and Macklin be added as authors on H. F. No. 607. The motion prevailed.

Kostohryz moved that H. F. No. 554 be recalled from the Committee on Governmental Operations and be re-referred to the Committee on General Legislation, Veterans Affairs and Gaming. The motion prevailed.

#### ADJOURNMENT

Wynia moved that when the House adjourns today it adjourn until 2:30 p.m., Monday, February 20, 1989. The motion prevailed.

Wynia moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Monday, February 20, 1989.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

