

STATE OF MINNESOTA

SEVENTY-SIXTH SESSION—1989

FORTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 8, 1989

The House of Representatives convened at 11:00 a.m. and was called to order by Robert E. Vanasek, Speaker of the House.

Prayer was offered by the Reverend Sunthi Paul Chookiatsirichai, the Pastor for Southeast Asian Ministry of West Metropolitan Synod, E.L.C.A., Minneapolis, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

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

A quorum was present.

Olson, E., was excused.

Neuenschwander was excused until 8:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Kelly moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 654, 59 and 372 and S. F. Nos. 852 and 1625 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

Long from the Committee on Taxes to which was referred:

H. F. No. 7, A bill for an act relating to the city of Edina; authorizing the city to operate a public transit system and to acquire necessary equipment, land, and interests in land; permitting the establishment of special service districts in the city; providing that the city and the housing and redevelopment authority need not require competitive bidding and bonds in connection with certain redevelopment projects.

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

The report was adopted.

Long from the Committee on Taxes to which was referred:

H. F. No. 871, A bill for an act relating to taxation; allowing a special levy to the cities of Windom and Jackson to meet costs of operating municipal hospitals; amending Minnesota Statutes 1988, section 275.50, subdivision 5, and by adding a subdivision.

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

The report was adopted.

Long from the Committee on Taxes to which was referred:

H. F. No. 1137, A bill for an act relating to metropolitan government; regulating the borrowing authority of the regional transit board; amending Minnesota Statutes 1988, section 473.39, subdivision 1a, and by adding subdivisions.

Reported the same back with the following amendments:

Page 1, line 11, delete "\$33,000,000" and insert "\$26,000,000"

Page 1, line 17, delete "\$11,000,000" and insert "\$4,700,000"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 7, 871 and 1137 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Ogren, Dorn, Pugh, Clark and Anderson, R., introduced:

H. F. No. 1762, A bill for an act relating to human services; establishing requirements for wages and benefits for workers in intermediate care facilities for persons with mental retardation; amending Minnesota Statutes 1988, section 256B.501, subdivisions 1, 2, 3, and 3c.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1387, A bill for an act relating to education; prohibiting certain punishment in schools; proposing coding for new law in Minnesota Statutes, chapter 127.

H. F. No. 1589, A bill for an act relating to the city of Minneapolis; giving the city certain powers pertaining to the delivery of energy

and environmental services; providing for combined hearings on improvements and assessments; amending Minnesota Statutes 1988, section 430.07, subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 65, A bill for an act relating to economic development; authorizing local jurisdictions involved in economic development to participate in secondary markets; proposing coding for new law in Minnesota Statutes, chapter 465.

The Senate has appointed as such committee:

Messrs. Dahl, Bernhagen and Frank.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 300, A bill for an act relating to occupational safety and health; increasing certain penalties; proposing changes to the employee right-to-know act of 1984; amending Minnesota Statutes 1988, sections 182.651, subdivisions 7, 14, 15, and by adding a subdivision; and 182.653, subdivisions 4b, 4c, and 4f; repealing Minnesota Statutes 1988, section 182.651, subdivision 16.

The Senate has appointed as such committee:

Ms. Piper; Messrs. Pehler and Gustafson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the

House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 489, A bill for an act relating to employment; regulating fair share fees, unfair labor practices, arbitration procedures and grievance procedures; amending Minnesota Statutes 1988, sections 179.02, by adding a subdivision; 179A.03, subdivision 7; 179A.05, subdivision 6; 179A.06, subdivision 3; 179A.13, subdivision 1; 179A.14, subdivision 1; 179A.16, subdivisions 1, 2, 3, and 4; and 179A.20, subdivision 4.

The Senate has appointed as such committee:

Messrs. Freeman; Frederickson, D. J., and Decker.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 527, A bill for an act relating to state parks; requiring collection facilities for recycling containers in state parks; proposing coding for new law in Minnesota Statutes, chapter 85.

The Senate has appointed as such committee:

Mr. Beckman; Ms. Piper and Mr. Frederickson, D. J.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 826, A bill for an act relating to the collection and dissemination of data; providing access to private and confidential data related to delinquent acts for law enforcement purposes; amending Minnesota Statutes 1988, sections 13.84, subdivision 5a; and 260.161, subdivision 2.

The Senate has appointed as such committee:

Messrs. Merriam, Knaak and Peterson, R. W.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 949, A bill for an act relating to traffic safety; increasing penalties for persons convicted of DWI after a previous conviction for criminal vehicular operation or for another impaired driving crime; amending Minnesota Statutes 1988, section 169.121, subdivision 3.

The Senate has appointed as such committee:

Messrs. Taylor, Spear and Pogemiller.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 943, A bill for an act relating to health; requiring post-secondary students to submit a statement of immunization; providing exemptions; amending Minnesota Statutes 1988, section 123.70, subdivisions 1, 2, 4, 8, 9, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 135A.

The Senate has appointed as such committee:

Messrs. Vickerman, Pehler and Knutson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1734, A bill for an act relating to the financing of government in Minnesota; changing tax rates and bases; modifying the administration, collection, and enforcement of taxes; imposing taxes; creating tax exemptions; changing the computation, administration, and payment of aids, credits, and refunds; providing new aids and credits; making technical corrections and clarifications; changing proposed property tax notice provisions; changing levy limits and other local government powers and duties; providing for subordinate service districts; providing for accreditation of assessors; changing tax increment financing provisions; providing for payment of deferred taxes on sale of railroad operating property; extending valuation and deferment of agricultural property taxes in certain instances; authorizing the cities of Mankato and Hopkins to establish special service districts; authorizing establishment of an economic development authority in the city of Otsego and in Kandiyohi county; exempting Itasca county from a levy limit penalty; providing for payment of certain aid to the cities of Falcon Heights and Lauderdale; extending the duration of a tax increment financing district in the city of Moorhead; granting certain powers to towns; appropriating money; amending Minnesota Statutes 1988, sections 38.27, subdivision 1; 60A.15, subdivision 1; 93.55, subdivision 4; 124A.03, subdivision 2; 256.018; 256.82, subdivision 1; 256.871, subdivision 6; 256B.041, subdivision 5; 270.052; 270.067, subdivisions 1 and 2; 270.071, subdivision 6; 270.072, subdivisions 2 and 3; 270.075, subdivision 2; 270.12, subdivision 2, and by adding a subdivision; 270.485; 270.80, subdivision 1; 272.01, subdivision 2; 272.02, subdivision 1, and by adding a subdivision; 273.01; 273.061, subdivisions 1 and 2; 273.11, by adding a subdivision; 273.111, subdivision 3; 273.112, subdivision 3, and by adding a subdivision; 273.119, subdivision 2; 273.123, subdivisions 4 and 5; 273.124, subdivisions 6, 8, 9, 12, 13, and by adding a subdivision; 273.13, subdivisions 22, 23, 24, 25, 31, and by adding a subdivision; 273.135, subdivisions 2 and 2a; 273.1391, subdivisions 2 and 2a; 273.1392; 273.1393; 273.1398, subdivisions 1, 2, 3, 4, and by adding a subdivision; 275.07, subdivision 1; 275.08, subdivision 1c; 275.28, subdivision 1; 275.50, subdivisions 2, 5, and by adding a subdivision; 275.51, subdivisions 3f, 3g, 3h, 3i, 3j, 4, and 6; 275.58, subdivision 1; 276.04; 278.03; 278.05, subdivisions 4 and 5; 279.01, subdivisions 1 and 3; 279.37, subdivision 7; 290.015, subdivisions 3 and 4; 290.05, subdivision 3; 290.06, subdivisions 1 and 21; 290.067, subdivision 2, and by adding a subdivision; 290.0802, subdivision 1; 290.091, subdivision 2; and by adding a subdivision; 290.17; by adding a subdivision; 290.21, subdivision 4; 290.37, subdivision 1; 290.38; 290.92, subdivision 4b, as added; 290.934, subdivision 3a; 290A.03, subdivision 12; 290A.04, subdivisions 2, 2h, and by adding a

subdivision; 295.34, subdivision 1; 297.01, subdivision 13, and by adding a subdivision; 297.03, subdivision 6; 297.04, subdivisions 4, 5, and 6; 297.041, subdivision 1; 297.08, subdivision 1; 297.31, by adding a subdivision; 297.33, subdivisions 4, 5, 6, 7, and 8; 297A.01, subdivision 3; 297A.15, by adding a subdivision; 297A.25, subdivision 3, and by adding subdivisions; 297A.257, by adding a subdivision; 297B.03; 297C.03, subdivision 1; 297C.09; 349.12, subdivisions 11, 13, and by adding subdivisions; 349.15; 349.16, by adding a subdivision; 349.212, subdivision 4, and by adding a subdivision; 349.214, subdivision 4; 373.40, subdivisions 1, 2, 4, and 6; 375.192, subdivision 2; 444.075, subdivision 1; 444.16; 444.17; 444.18; 444.19; 444.20; 459.14, by adding a subdivision; 469.012, by adding a subdivision; 469.040, subdivision 2; 469.171, by adding a subdivision; 469.174, subdivision 10, and by adding a subdivision; 469.175, subdivisions 3, 7, and by adding a subdivision; 469.176, subdivisions 1, 4c, 6, and by adding a subdivision; 469.177, subdivision 10; 473.167, subdivisions 3 and 5; 473.249, subdivision 1; 473F.08, subdivision 3; 473H.10, subdivision 3; 477A.011, subdivisions 1a and 15; and 477A.013, subdivisions 1, 3, and 4; Laws 1988, chapter 719, articles 1, section 22; 7, section 9; 8, section 37; and 12, sections 29 and 30, as amended; proposing coding for new law in Minnesota Statutes, chapters 273; 275; 276; 297A; 365B; and 469; proposing coding for new law as Minnesota Statutes, chapter 365B; repealing Minnesota Statutes 1988, sections 38.17; 38.27, subdivision 3; 38.28; 60A.151; 271.061; 275.065; 275.57; 275.58, subdivision 4; 276.13; 276.14; 297.01, subdivision 15; 297.03, subdivision 12; 297.04, subdivision 10; 297.33, subdivision 13; 297C.03, subdivisions 4 and 4a; and 473.249, subdivision 3; Laws 1988, chapter 719, article 8, section 35; and Laws 1989, chapter 27, article 2, sections 2 and 3.

The Senate has appointed as such committee:

Messrs. Johnson, D. J.; Brandl; Novak; Pogemiller and Stumpf.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 266, A bill for an act relating to taxation; making technical corrections and clarifications and administrative changes to premium taxes, cigarette taxes, sales taxes, motor vehicle excise taxes, gasoline and special fuel taxes, liquor taxes, marijuana and controlled substances taxes, lodging taxes, and the metropolitan solid waste landfill fee; providing for unmarked vehicles for use by the department of revenue; providing for sales of unstamped tobacco

products and liquor to Indian tribes; providing for cancellation of sales tax permits; repealing obsolete or unnecessary terms or provisions; repealing express company, freight line company, and sleeping car company gross earnings taxes; requiring notification of the commissioner prior to selling cigarettes at prices other than those presumed by law; amending Minnesota Statutes 1988, sections 16B.54, subdivision 2; 41A.09, subdivision 3; 69.011, subdivision 2; 69.54; 168.012, subdivision 1; 270.06; 270.60; 296.18, subdivision 1; 297.041, subdivisions 1, 2, and 4; 297A.06; 297A.17; 297A.20; 297A.21, subdivision 4; 297A.25, subdivisions 11 and 16; 297B.01, subdivision 5; 297B.02, subdivision 1; 297B.03; 297D.13, by adding a subdivision; 325D.32, subdivision 10; 325D.37, by adding a subdivision; 469.190, subdivision 1; 473.843, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 297, 297A, 297C, and 297D; repealing Minnesota Statutes 1988, sections 295.01, subdivisions 4, 5, 6, 7, and 8; 295.15; 295.21; 295.23; 295.24; 295.25; 295.27; 295.29; 295.30; 295.31; 297A.19; 297A.253; 477A.018; and 477A.019.

PATRICK E. FLAHAVEN, Secretary of the Senate

Long moved that the House refuse to concur in the Senate amendments to H. F. No. 266, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to Senate File No. 1625:

S. F. No. 1625, A bill for an act relating to public administration; appropriating money for education and related purposes to the higher education coordinating board, state board of vocational technical education, state board for community colleges, state university board, University of Minnesota, and the Mayo medical foundation, with certain conditions; amending Minnesota Statutes 1988, sections 121.93, subdivisions 2, 3, and 4; 136.31, subdivisions 3 and 5; 136A.04; 136A.05; 136A.08; 136A.095; 136A.101, subdivisions 1 and 7; 136A.121; 136A.131; 136A.132; 136A.134, subdivision 4; 136A.15, subdivision 1; 136A.16, subdivisions 1, 2, 5, 8, 9, and 10; 136A.17, subdivision 1; 136A.1701, subdivisions 1, 2, and 5; 136A.172; 136A.173, subdivision 1; 136A.174; 136A.175, subdivision 4; 136A.176; 136A.177; 136A.178; 136A.179; 136A.29, subdivision 9; 136C.04, subdivisions 1, 2, 6, 10, and 18; 136C.042, subdivision 2; 136C.05, by adding a subdivision; 136C.07, subdivision 4; 136C.075; 136C.08, subdivision 1; 136C.15; 136C.31, by adding a subdivision; 136C.36; 136C.43, subdivision 1; 169.44, subdivision 18; 275.125, subdivision 14a; 354.094, subdivisions 1a

and 1b; 354A.091, subdivision 1a; 355.46, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 135A and 136A; repealing Minnesota Statutes 1988, sections 121.936, subdivision 1a; 136A.042; 136A.09; 136A.101, subdivision 6; 136A.111; 136A.121, subdivisions 1, 4, and 15; 136A.14; 136A.141; 136A.142; 136A.51; 136A.52; 136A.53; 136C.07, subdivisions 1, 2, 3, and 6; 136C.21; 136C.211; 136C.212; 136C.213; 136C.22; 136C.221; 136C.222; 136C.223; 136C.25; 136C.26, subdivisions 1, 3, 4, 5, 6, 7, and 9; 136C.27, subdivision 2; 136C.28, subdivisions 1 and 2; 136C.29; 136C.33, subdivisions 1 and 2; 136C.42; and 136C.43, subdivisions 1, 2, and 3.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Messrs. Waldorf, Dicklich, and Taylor; Mrs. Brataas and Mr. DeCramer.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Carlson, L., moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1625. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 477, 613 and 1374.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 477, A bill for an act relating to regional railroad authorities; permitting authorities to enter certain agreements; amending Minnesota Statutes 1988, section 398A.04, subdivision 9.

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

S. F. No. 613, A bill for an act relating to housing; regulating the powers and duties of the housing finance agency; amending Minnesota Statutes 1988, sections 462A.03, subdivision 12; 462A.05, subdivisions 4, 14a, 20, 21, and 27, and by adding subdivisions; 462A.07, subdivision 14, and by adding a subdivision; and 462A.21, subdivisions 4c and 12, and by adding a subdivision.

The bill was read for the first time.

O'Connor moved that S. F. No. 613 and H. F. No. 399, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1374, A bill for an act relating to education; providing that discrimination against a pupil by a teacher may be grounds for discharge or demotion; amending Minnesota Statutes 1988, sections 125.12, subdivision 8; and 125.17, subdivision 4.

The bill was read for the first time.

Trimble moved that S. F. No. 1374 and H. F. No. 1715, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

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

RECESS

RECONVENED

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Anderson, G., requested immediate consideration of H. F. No. 372.

H. F. No. 372 was reported to the House.

Kahn moved to amend H. F. No. 372, the first engrossment, as follows:

Page 3, delete line 26, and insert:

"General \$434,408,900 \$467,030,200 \$901,439,100"

Page 3, delete line 27, and insert:

"Special Revenue 35,507,000 36,321,000 71,828,000"

Page 4, delete line 2, and insert:

"TOTAL \$561,115,900 \$608,662,700 \$1,169,778,600"

Page 23, line 38, delete "133,022,500" and insert "132,525,500" and delete "133,468,000" and insert "133,268,000"

Page 23, line 43, delete "\$63,565,500" and insert "\$63,068,500" and delete "\$62,815,000" and insert "\$62,615,000"

Page 44, line 6, delete "\$2,506,000" and insert "\$2,686,000"

The motion prevailed and the amendment was adopted.

Anderson, R.; Carlson, D.; Kahn; Kalis; Jennings and Redalen moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 35, after line 37, insert:

"Notwithstanding any other law to the contrary, municipalities on the needs list for state reimbursement of wastewater treatment facilities shall not have their position on the state needs list changed in any way as a result of local funding of wastewater treatment facilities under Minnesota Statutes, section 116.18, subdivision 3c."

The motion prevailed and the amendment was adopted.

Murphy, Otis, Peterson, Cooper, Orenstein, Dille, Girard, Sparby and Rukavina moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 6, line 36, after the period insert:

"\$50,000 of this appropriation is for a legislative task force on the promotion of environmentally sound minerals development. The task force is to consist of five members of the senate, including members of the minority caucus, and five members of the house, includ-

ing members of the minority caucus. The task force will study the current state of environmentally sound minerals development, appropriate role of the state in this development, and current state practices which may inhibit this development. The task force shall report its findings to the legislature by January 15, 1991, and shall cease to exist upon the submission of its report."

The motion prevailed and the amendment was adopted.

Weaver moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 77, after line 21, insert:

"Sec. 51. [GENERAL REDUCTION.]

\$14,000,000 and 200 vacant general fund positions are deducted from agencies controlled by this budget. The department of finance shall allocate the reductions pro rata."

Renumber the sections in sequence

Adjust totals accordingly

A roll call was requested and properly seconded.

The question was taken on the Weaver amendment and the roll was called. There were 60 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Jacobs	Olsen, S.	Schreiber
Beard	Frerichs	Jennings	Omann	Seaberg
Bennett	Girard	Johnson, V.	Onnen	Stanisus
Bertram	Gruenes	Knickerbocker	Ozment	Swiggum
Blatz	Gutknecht	Limmer	Pauly	Swenson
Boo	Hartle	Lynch	Pellow	Tjornhom
Burger	Hasskamp	Macklin	Poppenhagen	Tompkins
Carruthers	Haukoos	Marsh	Pugh	Uphus
Conway	Heap	McDonald	Redalen	Valento
Dempsey	Henry	McPherson	Richter	Waltman
Dille	Himle	Miller	Runbeck	Weaver
Forsythe	Hugoson	Morrison	Schafer	Wenzel

Those who voted in the negative were:

Anderson, G.	Bauerly	Bishop	Carlson, L.	Cooper
Battaglia	Beigh	Brown	Clark	Dauner

Dawkins	Kostohryz	Ogren	Rest	Tunheim
Dorn	Krueger	Olson, K.	Rice	Vellenga
Greenfield	Lasley	Orenstein	Rodosovich	Wagenius
Janezich	Lieder	Osthoff	Rukavina	Welle
Jefferson	Long	Ostrom	Sarna	Williams
Johnson, A.	McEachern	Otis	Scheid	Winter
Johnson, R.	McGuire	Pappas	Segal	Wynia
Kahn	McLaughlin	Pelowski	Skoglund	Spk. Vanasek
Kalis	Munger	Peterson	Solberg	
Kelly	Murphy	Price	Sparby	
Kelso	Nelson, C.	Quinn	Steensma	
Kinkel	Nelson, K.	Reding	Trimble	

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

Stanis moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 108, line 22, strike "in a ratio" and after "of" strike the remainder of the line

Page 108, line 23, strike "and" and delete "80" and insert "100"

A roll call was requested and properly seconded.

The question was taken on the Stanis amendment and the roll was called. There were 49 yeas and 79 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Gutknecht	Lynch	Onnen	Stanis
Beard	Hasskamp	Macklin	Ozment	Sviggum
Bennett	Haukoos	Marsh	Pellow	Swenson
Boo	Heap	McDonald	Poppenhagen	Tjornhom
Brown	Henry	McEachern	Quinn	Tompkins
Dempsey	Hugoson	McPherson	Richter	Uphus
Frederick	Jacobs	Miller	Rumbeck	Valento
Frerichs	Johnson, R.	O'Connor	Sarna	Waltman
Girard	Knickerbocker	Ogren	Schafer	Weaver
Gruenes	Limmer	Omam	Schreiber	

Those who voted in the negative were:

Abrams	Dauner	Kalis	Nelson, C.	Redalen
Anderson, G.	Dawkins	Kelly	Nelson, K.	Reding
Battaglia	Dille	Kelso	Olsen, S.	Rest
Bauerly	Dorn	Kinkel	Olson, K.	Rice
Begich	Forsythe	Kostohryz	Orenstein	Rodosovich
Bertram	Greenfield	Krueger	Osthoff	Rukavina
Bishop	Hartle	Lasley	Ostrom	Scheid
Blatz	Himle	Lieder	Otis	Seaberg
Burger	Janezich	Long	Pappas	Segal
Carlson, D.	Jefferson	McGuire	Pauly	Skoglund
Carlson, L.	Jennings	McLaughlin	Pelowski	Solberg
Carruthers	Johnson, A.	Milbert	Peterson	Sparby
Conway	Johnson, V.	Morrison	Price	Steensma
Cooper	Kahn	Murphy	Pugh	Trimble

Tunheim
VellengaWagenius
WelleWenzel
WilliamsWinter
Wynia

Spk. Vanasek

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

Seaberg moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 101, delete lines 14 to 18

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 33, delete the second "subdivisions" and insert "subdivision"

Page 1, line 34, delete "and 5"

A roll call was requested and properly seconded.

The question was taken on the Seaberg amendment and the roll was called. There were 63 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Kalis	Olsen, S.	Seaberg
Anderson, R.	Frerichs	Knickerbocker	Omann	Stanius
Bauerly	Girard	Kostohryz	Onnen	Steensma
Bennett	Gruenes	Lieder	Ostrom	Sviggum
Bertram	Gutknecht	Limmer	Ozment	Tjornhom
Bishop	Hartle	Lynch	Pauly	Tompkins
Blatz	Haukoos	Macklin	Pellow	Tunheim
Boo	Heap	Marsh	Poppenhagen	Uphus
Burger	Henry	McDonald	Redalen	Valento
Dauner	Himle	McPherson	Reding	Waltman
Dempsey	Hugoson	Miller	Richter	Weaver
Dille	Jennings	Morrison	Schafer	
Forsythe	Johnson, V.	Munger	Schreiber	

Those who voted in the negative were:

Anderson, G.	Dawkins	Kelly	Murphy	Pelowski
Battaglia	Dorn	Kelso	Nelson, C.	Peterson
Beard	Greenfield	Kinkel	Nelson, K.	Price
Begich	Hasskamp	Krueger	O'Connor	Pugh
Brown	Jacobs	Lasley	Ogren	Quinn
Carlson, L.	Janezich	Long	Olson, K.	Rest
Carruthers	Jefferson	McEachern	Orenstein	Rice
Clark	Johnson, A.	McGuire	Osthoff	Rodosovich
Conway	Johnson, R.	McLaughlin	Otis	Runbeck
Cooper	Kahn	Milbert	Pappas	Sarna

Scheid
Segal
Skoglund

Solberg
Sparby
Swenson

Trimble
Vellenga
Wagenius

Welle
Wenzel
Williams

Winter
Wynia
Spk. Vanasek

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

Sviggum, Waltman and McPherson moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 74, after line 14, insert:

"The salary increases recommended by the compensation council in a report dated April 1, 1989, for legislators and constitutional officers are rejected."

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

Sviggum and Tjornhom moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 216, lines 20 and 21, delete "a city of the first class as defined in section 410.01" and insert "any statutory or home rule charter city"

Page 217, line 32, before "Targeted" insert "For cities of the first class as defined in section 410.01,"

Page 218, line 2, after the period insert "For a city other than a city of the first class, targeted neighborhood means a contiguous area within the boundaries of the city that a city council determines by resolution meets the criteria of section 2, subdivision 2."

Page 219, line 3, delete "Minneapolis and St. Paul, and" and insert "cities located in the metropolitan area defined in section 473.121, subdivision 2,"

Page 219, line 5, delete "Duluth" and insert "cities located in this standard metropolitan statistical area, and (iii) the entire state for the purposes of designating targeted neighborhoods in cities not included in (i) or (ii)"

Page 221, line 3, after the period insert "Any other city may use an existing citizen participation process if it meets the requirements of this subdivision or establish a new process that meets the requirements of this subdivision."

Page 224, lines 16 and 17, delete "of the first class as defined in section 410.01,"

Page 224, line 20, delete "of the first class" and insert "that have submitted certified programs to the commissioner"

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Sviggum and Tjornhom amendment and the roll was called. There were 60 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Abrams	Frerichs	Johnson, R.	Omann	Stanius
Anderson, R.	Girard	Johnson, V.	Onnen	Steensma
Bennett	Gruenes	Lynch	Ostrom	Sviggum
Bishop	Gutknecht	Macklin	Ozment	Swenson
Blatz	Hartle	Marsh	Pellow	Tjornhom
Burger	Hasskamp	McDonald	Poppenhagen	Tompkins
Conway	Haukoos	McEachern	Redalen	Uphus
Cooper	Henry	McPherson	Richter	Valento
Dauner	Himle	Miller	Runbeck	Waltman
Dempsey	Hugoson	Morrison	Schafer	Weaver
Dorn	Jacobs	Ogren	Schreiber	Williams
Frederick	Jennings	Olson, K.	Seaberg	Winter

Those who voted in the negative were:

Anderson, G.	Heap	Lieder	Otis	Scheid
Battaglia	Janezich	Limmer	Pappas	Segal
Bauerly	Jaros	Long	Pauly	Simoneau
Beard	Jefferson	McGuire	Pelowski	Skoglund
Begich	Johnson, A.	McLaughlin	Peterson	Solberg
Bertram	Kahn	Milbert	Price	Sparby
Boo	Kalis	Munger	Pugh	Trimble
Brown	Kelly	Murphy	Quinn	Tunheim
Carlson, D.	Kelso	Nelson, C.	Reding	Vellenga
Carlson, L.	Kinkel	Nelson, K.	Rest	Wagenius
Clark	Knickerbocker	O'Connor	Rice	Welle
Dawkins	Kostohryz	Olsen, S.	Rodosovich	Wenzel
Forsythe	Krueger	Orenstein	Rukavina	Wynia
Greenfield	Lasley	Osthoff	Sarna	Spk. Vanasek

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

Valento moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Pages 108 to 117, delete sections 85 to 121

Page 118, delete lines 17 to 26

Page 214, delete lines 14 to 16

Renumber subsequent sections

A roll call was requested and properly seconded.

The question was taken on the Valento amendment and the roll was called. There were 62 yeas and 64 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Frerichs	Limmer	Ozment	Swenson
Bauerly	Girard	Lynch	Pauly	Tjornhorn
Beard	Gruenes	Macklin	Pellow	Tompkins
Bennett	Gutknecht	Marsh	Pelowski	Tunheim
Blatz	Hartle	McDonald	Poppenhagen	Uphus
Boo	Hasskamp	McEachern	Richter	Valento
Burger	Haukoos	McGuire	Runbeck	Waltman
Conway	Heap	McPherson	Schafer	Weaver
Dauner	Henry	Miller	Schreiber	Wenzel
Demsey	Himle	Morrison	Seaberg	Winter
Dille	Hugoson	Olsen, S.	Stanius	
Dorn	Johnson, V.	Omman	Steensma	
Frederick	Knickerbocker	Onnen	Svigum	

Those who voted in the negative were:

Abrams	Greenfield	Lasley	Otis	Segal
Anderson, G.	Janezich	Lieder	Pappas	Simoneau
Battaglia	Jefferson	Long	Peterson	Skoglund
Begich	Jennings	McLaughlin	Price	Solberg
Bertram	Johnson, A.	Milbert	Pugh	Sparby
Bishop	Johnson, R.	Munger	Quinn	Trimble
Carlson, D.	Kahn	Murphy	Redalen	Vellenga
Carlson, L.	Kalis	Nelson, C.	Reding	Wagenius
Carruthers	Kelly	Nelson, K.	Rest	Welle
Clark	Kelso	Olson, K.	Rice	Williams
Cooper	Kinkel	Orenstein	Rodosovich	Wynia
Dawkins	Kostohryz	Osthoff	Rukavina	Spk. Vanasek
Forsythe	Krueger	Ostrom	Scheid	

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

Begich moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 159, delete section 177

Pages 159 and 160, delete section 178

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Begich amendment and the roll was called. There were 106 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Girard	Kostohryz	Onnen	Schreiber
Battaglia	Gruenes	Krueger	Orenstein	Seaberg
Bauerly	Gutknecht	Lieder	Ostrom	Skoglund
Beard	Hartle	Limmer	Otis	Solberg
Begich	Hasskamp	Lynch	Ozment	Sparby
Bennett	Haukoos	Macklin	Pauly	Stanius
Bertram	Henry	Marsh	Pellow	Steensma
Blatz	Himle	McDonald	Pelowski	Sviggum
Boo	Hugoson	McEachern	Peterson	Swenson
Brown	Jacobs	McPherson	Price	Tjornhom
Burger	Janezich	Milbert	Pugh	Tompkins
Carlson, L.	Jaros	Morrison	Quinn	Trimble
Carruthers	Jefferson	Munger	Redalen	Tunheim
Conway	Jennings	Murphy	Reding	Uphus
Cooper	Johnson, A.	Nelson, C.	Rest	Valento
Dauner	Johnson, R.	Nelson, K.	Richter	Wagenius
Dempsey	Johnson, V.	O'Connor	Rodosovich	Waltman
Dille	Kalis	Ogren	Rukavina	Weaver
Dorn	Kelly	Olsen, S.	Runbeck	Welle
Frederick	Kelso	Olson, K.	Sarna	Wenzel
Frerichs	Kinkel	Omann	Schafer	Winter
				Spk. Vanasek

Those who voted in the negative were:

Abrams	Dawkins	Knickerbocker	Miller	Wynia
Anderson, G.	Forsythe	Lasley	Osthoff	
Bishop	Heap	Long	Poppenhagen	
Carlson, D.	Kahn	McGuire	Scheid	

The motion prevailed and the amendment was adopted.

Otis; Clark; Greenfield; Battaglia; Carlson, D.; Kahn; Rice; Sarna; Sparby; Krueger; Ogren; Wenzel; Abrams; Solberg; McLaughlin; Nelson, K.; Quinn and Peterson moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 95, after line 2, insert:

"Sec. 64. Minnesota Statutes 1988, section 69.031, subdivision 5, is amended to read:

Subd. 5. [DEPOSIT OF STATE AID.] (1) The municipal treasurer, on receiving the fire state aid, shall within 30 days after receipt transmit it to the treasurer of the duly incorporated firefighters' relief association if there is one organized and the association has filed a financial report with the municipality; but if there is no relief association organized, or if any association dissolve, be removed, or has heretofore dissolved, or has been removed as trustees of state aid, then the treasurer of the municipality shall keep the money in the municipal treasury as provided for in section 424A.08 and shall be disbursed only for the purposes and in the manner set forth in that section.

(2) The municipal treasurer, upon receipt of the police state aid, shall disburse the police state aid in the following manner:

(a) For a municipality in which a local police relief association exists and all peace officers are members of the association, the total state aid shall be transmitted to the treasurer of the relief association within 30 days of the date of receipt, and the treasurer of the relief association shall immediately deposit the total state aid in the special fund of the relief association;

(b) For a municipality in which police retirement coverage is provided by the public employees police and fire fund and all peace officers are members of the fund, the total state aid shall be applied toward the municipality's employer contribution to the public employees police and fire fund pursuant to section 353.65, subdivision 3, and any state aid in excess of the amount required to meet the employer's contribution pursuant to section 353.65, subdivision 3, shall also be contributed to the public employees police and fire fund and credited in the manner to be specified by the board of trustees of the public employees retirement association; or

(c) For a municipality other than a city of the first class with a population of more than 300,000 in which both a police relief association exists and police retirement coverage is provided in part by the public employees police and fire fund, the municipality may elect at its option to transmit the total state aid to the treasurer of the relief association as provided in clause (a), to use the total state aid to apply toward the municipality's employer contribution to the public employees police and fire fund subject to all the provisions set forth in clause (b), or to allot the total state aid proportionately to be transmitted to the police relief association as provided in this subdivision and to apply toward the municipality's employer contribution to the public employees police and fire fund subject to the provisions of clause (b) on the basis of the respective number of active full-time peace officers, as defined in section 69.011, subdivision 1, clause (g).

For a city of the first class with a population of more than 300,000, in addition, the city may elect to allot the appropriate portion of the total police state aid to apply toward the employer contribution of the city to the public employees police and fire fund based on the covered salary of police officers covered by the fund each payroll period and to transmit the balance to the police relief association.

(3) The county treasurer, upon receipt of the police state aid for the county, shall apply the total state aid toward the county's employer contribution to the public employees police and fire fund pursuant to section 353.65, subdivision 3, and any state aid in excess of the amount required to meet the employer's contribution pursuant to section 353.65, subdivision 3, shall also be contributed to the public employees police and fire fund and credited in the manner to be

specified by the board of trustees of the public employees retirement association.

Sec. 65. Minnesota Statutes 1988, section 69.77, subdivision 2b, is amended to read:

Subd. 2b. [RELIEF ASSOCIATION FINANCIAL REQUIREMENTS; MINIMUM MUNICIPAL OBLIGATION.] The officers of the relief association shall determine the financial requirements of the relief association and minimum obligation of the municipality for the following calendar year in accordance with the requirements of this subdivision. The financial requirements of the relief association and the minimum obligation of the municipality shall be determined on or before the submission date established by the municipality pursuant to subdivision 2c.

The financial requirements of the relief association for the following calendar year shall be based on the most recent actuarial valuation or survey of the special fund of the association if more than one fund is maintained by the association, or of the association, if only one fund is maintained, prepared in accordance with sections 356.215, subdivisions 4 to 4k and 356.216, as required pursuant to subdivision 2h. If an actuarial estimate is prepared by the actuary of the relief association as part of obtaining a modification of the benefit plan of the relief association and the modification is implemented, the actuarial estimate shall be used in calculating the financial requirements of the relief association.

If the relief association has an unfunded actuarial accrued liability as reported in the most recent actuarial valuation or survey, the total of the amounts calculated pursuant to clauses (a), (b), and (c) shall constitute the financial requirements of the relief association for the following year. If the relief association does not have an unfunded actuarial accrued liability as reported in the most recent actuarial valuation or survey the amount calculated pursuant to clauses (a) and (b) shall constitute the financial requirements of the relief association for the following year.

(a) The normal level cost requirement for the following year, expressed as a dollar amount, which shall be determined by applying the normal level cost of the relief association as reported in the actuarial valuation or survey and expressed as a percentage of covered payroll to the estimated covered payroll of the active membership of the relief association, including any projected increase in the active membership, for the following year.

(b) To the dollar amount of normal cost thus determined shall be added an amount equal to the dollar amount of the administrative expenses of the special fund of the association if more than one fund is maintained by the association, or of the association if only one fund is maintained, for the most recent year, multiplied by the factor

of 1.035. For a relief association in a municipality other than a city of the first class with a population of more than 300,000, the administrative expenses are those authorized under section 69.80. For a relief association in a city of the first class with a population of more than 300,000, the administrative expenses are those authorized under section 69.80 other than amounts paid for investment advice performed by an independent contractor in the capacity of a consultant, manager, or advisor in connection with the investment of the assets of the special fund of the relief association.

(c) To the dollar amount of normal cost and expenses determined under clauses (a) and (b) shall be added an amount equal to the level annual dollar amount which is sufficient to amortize the unfunded actuarial accrued liability by December 31, 2010, as determined from the actuarial valuation or survey of the fund, using an interest assumption set at the rate specified in section 356.215, subdivision 4d. The amortization date specified in this clause shall apply to all local police or salaried firefighters' relief associations and shall supersede any amortization date specified in any applicable special law.

The minimum obligation of the municipality shall be an amount equal to the financial requirements of the relief association reduced by the estimated amount of member contributions from covered salary anticipated for the following calendar year and the estimated amounts anticipated for the following calendar year from the applicable state aid program established pursuant to sections 69.011 to 69.051 receivable by the relief association after any allocation made pursuant to section 69.031, subdivision 5, clause (2), subclause (c) or 423A.01, subdivision 2, clause (6), from the local police and salaried firefighters' relief association amortization aid program established pursuant to section 423A.02 and from the supplementary amortization state-aid program established under Laws 1984, chapter 564, section 48, and Laws 1985, chapter 261, section 17."

Page 190, after line 22, insert:

"Sec. 217. Minnesota Statutes 1988, section 423A.01, subdivision 2, is amended to read:

Subd. 2. [OPERATION OF LOCAL RELIEF ASSOCIATION UPON MODIFICATION OF RETIREMENT COVERAGE FOR NEWLY HIRED POLICE OFFICERS AND FIREFIGHTERS.] The following provisions shall govern the operation of a local relief association upon the modification of retirement coverage for newly hired police officers or firefighters:

(1) The minimum obligation of a municipality in which the retirement coverage for newly hired police officers or salaried firefighters has been modified pursuant to subdivision 1 with respect to the local relief association shall be determined and

governed in accordance with the provisions of sections 69.77, 356.215 and 356.216, except that the normal cost calculation for the relief association shall be computed as a percentage of the compensation paid to the active members of the relief association. The compensation paid to persons with retirement coverage modified pursuant to subdivision 1 shall not be included in any of the computations made in determining the obligation of the municipality with respect to the local relief association.

(2) The contribution rate of members of the local relief association shall be governed by section 69.77, unless a special law establishing a greater member contribution rate is applicable whereupon it shall continue to govern. The member contribution rate of persons with retirement coverage modified pursuant to subdivision 1 shall be governed by section 353.65.

(3) Unless otherwise provided for by law, when every active member of the local relief association retires or terminates from active duty, the local relief association shall cease to exist as a legal entity and the assets of the special fund of the relief association shall be transferred to a trust fund to be established by the appropriate municipality for the purpose of paying service pensions and retirement benefits to recipient beneficiaries. Recipient beneficiaries who are competent to act on their own behalf shall be entitled to select the prescribed number of trustees of the trust fund as provided in this clause, subject to the approval of the governing body of the municipality. If there are at least five recipient beneficiaries, the trust fund shall be managed by a board of trustees composed of five persons selected by the recipient beneficiaries of the fund. When there are fewer than five recipient beneficiaries, the number of trustees selected by the recipient beneficiaries shall be equal to the number of the remaining recipient beneficiaries. The governing body of the municipality shall select the additional trustees. The term of the elected members of the board of trustees shall be indefinite and shall continue until a vacancy occurs in one of the board of trustee member positions. Board of trustee members shall not be compensated for their services, but shall be reimbursed for any expenses actually and necessarily incurred as a result of the performance of their duties in their capacity as board of trustee members. The municipality shall perform whatever services are necessary to administer the trust fund. When all obligations of the trust fund are paid, the balance of the assets remaining in the trust fund shall revert to the municipality for expenditure for law enforcement or firefighting purposes, whichever is applicable.

(4) The financial requirements of the trust fund and the minimum obligation of the municipality with respect to the trust fund shall be determined in accordance with sections 69.77, 356.215 and 356.216 until the unfunded accrued liability of the trust fund is fully amortized in accordance with section 69.77, subdivision 2b. The municipality shall provide in its annual budget for at least the

aggregate amount of service pensions, disability benefits, survivorship benefits and refunds which are projected as payable for the following calendar year, as determined by the board of trustees of the trust fund, less the amount of assets in the trust fund as of the end of the most current calendar year for which figures are available, valued pursuant to section 356.20, subdivision 4, clause (1)(a), if the difference between those two figures is a positive number.

(5) In calculating the amount of service pensions and other retirement benefits payable from the local relief association and in calculating the amount of any automatic post retirement increases in those service pensions and retirement benefits based on the salary paid or payable to active members or escalated in any fashion, the salary for use as the base for the service pension or retirement benefit calculation and the post retirement increase calculation for the local relief association shall be the salary for the applicable position as specified in the articles of incorporation or bylaws of the relief association as of the date immediately prior to the effective date of the modification of retirement coverage for newly hired personnel pursuant to subdivision 1, as the applicable salary is reset by the municipality periodically, irrespective of whether retirement coverage for persons holding the applicable position used in calculations is provided by the relief association or by the public employees police and fire fund.

(6) If the modification of retirement coverage implemented pursuant to subdivision 1 is applicable to a local police relief association, the police state aid received by the municipality shall be disbursed pursuant to section 69.031, subdivision 5, clause (2)(c). If the modification of retirement coverage implemented pursuant to subdivision 1 is applicable to a local firefighters' relief association, the fire state aid received by the applicable municipality other than a city of the first class with a population of more than 300,000 shall be disbursed as the municipality at its option may elect. The municipality may elect: (a) to transmit the total fire state aid to the treasurer of the local relief association for immediate deposit in the special fund of the relief association; or (b) to apply the total fire state aid toward the employer contribution of the municipality to the public employees police and fire fund pursuant to section 353.65, subdivision 3; or (c) to allocate the total fire state aid proportionately between the special fund of the local relief association and employer contribution of the municipality to the public employees police and fire fund on the basis of the respective number of active full time salaried firefighters receiving retirement coverage from each.

For a city of the first class with a population of more than 300,000, in addition, the city may elect to allot the appropriate portion of the total fire state aid to apply toward the employer contribution of the city to the public employees police and fire fund based on the covered salary of firefighters covered by the fund each payroll period and to transmit the balance to the firefighters relief association."

Page 212, after line 28, insert:

“Sec. 250. [DISPOSITION OF ASSETS UPON CONCLUSION OF BENEFIT PAYMENTS.]

Upon the death of the last benefit recipient and the certification by the chief administrative officer of a city of the first class with a population of more than 300,000 to the state auditor of the absence of any remaining person with a benefit entitlement, the assets of the relief association or trust fund, whichever applies, must revert to the city and may be used by the city only for law enforcement or firefighting expenditure purposes, whichever applies.

Sec. 251. [INVESTMENT RELATED POSTRETIREMENT ADJUSTMENTS.]

Subdivision 1. [DEFINITIONS.] For the purposes of this section, each of the terms in this subdivision have the meanings given them in paragraphs (a) to (h).

(a) “Annual postretirement payment” means the payment of a lump sum postretirement benefit to an eligible member on June 1 following the determination date in any year.

(b) “City” means a city of the first class with a population of more than 300,000.

(c) “Determination date” means December 31 of each year.

(d) “Eligible member” means a person, including a service pensioner, a disability pensioner, a survivor, or dependent of a deceased active member, service pensioner, or disability pensioner, who received a pension or benefit during the 12 months before the determination date. A person who received a pension or benefit for the entire 12 months before the determination date are eligible for a full annual postretirement payment. A person who received a pension or benefit for less than 12 months before the determination date is eligible for a prorated annual postretirement payment.

(e) “Excess investment income” means the amount by which the time weighted total rate of return earned by the fund in the most recent fiscal year has exceeded the actual percentage increase in the current monthly salary of a top grade patrol officer or top grade firefighter, whichever applies, in the most recent fiscal year plus two percent. The excess investment income must be expressed as a dollar amount and may not exceed one-half of one percent of the total assets of the fund and does not exist unless the yearly average percentage increase of the time weighted total rate of return of the fund for the previous five years exceeds by two percent the yearly average percentage increase in monthly salary of a top grade patrol

officer or top grade firefighter, whichever applies, during the previous five calendar years.

(f) "Fund" means a police relief association or firefighters relief association, whichever applies, located in and maintained by the city and governed by Minnesota Statutes, section 69.77.

(g) "Relief association" means the police relief association or the firefighters relief association, whichever applies, located in and maintained by the city.

(h) "Time weighted total rate of return" means the percentage amount determined by using the formula or formulas established by the state board of investment under Minnesota Statutes, section 11A.04, clause (11), and in effect on January 1, 1987.

Subd. 2. [ANNUAL POSTRETIREMENT PAYMENT AUTHORIZED.] Notwithstanding the provisions of Minnesota Statutes, chapter 69, or any other law to the contrary, the relief association may provide annual postretirement payments to eligible members under this section.

Subd. 3. [DETERMINATION OF EXCESS INVESTMENT INCOME.] The board of trustees of the relief association shall determine by May 1 of each year whether or not the relief association has excess investment income. The amount of excess investment income, if any, must be stated as a dollar amount and reported by the chief administrative officer of the relief association to the mayor and governing body of the city, the state auditor, the commissioner of finance, and the executive director of the legislative commission on pensions and retirement. The dollar amount of excess investment income up to one-half of one percent of the assets of the fund must be applied for the purpose specified in subdivision 4. Excess investment income must not be considered as income to or assets of the fund for actuarial valuations of the fund for that year under sections 69.77, 356.215, and 356.216 and the provisions of this section except to offset the annual postretirement payment. Additional investment income is any realized or recognized unrealized investment income other than the excess investment income and must be included in the actuarial valuations performed under sections 69.77, 356.215, and 356.216 and the provisions of this section.

Subd. 4. [AMOUNT OF ANNUAL POSTRETIREMENT PAYMENT.] The amount determined under subdivision 3 must be applied in accordance with this subdivision. The relief association shall pay an annual postretirement payment to all eligible members in an amount not to exceed one-half of one percent of the assets of the fund. Payment of the annual postretirement payment must be in a lump sum amount on June 1 following the determination date in any year. Payment of the annual postretirement payment may be made only if the time weighted total rate of return exceeds by two

percent the actual percentage increase in the current monthly salary of a top grade patrol officer or a top grade firefighter, whichever applies, in the most recent fiscal year and the yearly average percentage increase of the time weighted total rate of return of the fund for the previous five years exceeds by two percent the yearly average percentage increase in monthly salary of a top grade patrol officer or a top grade firefighter, whichever applies, of the previous five years. The total amount of all payments to members may not exceed the amount determined under subdivision 3. Payment to each eligible member must be calculated by dividing the total number of pension units to which eligible members are entitled into the excess investment income available for distribution to members, and then multiplying that result by the number of units to which each eligible member is entitled to determine each eligible member's annual postretirement payment. Payment to each eligible member may not exceed an amount equal to the total monthly benefit that the eligible member was entitled to in the prior year under the terms of the benefit plan of the relief association or each eligible member's proportionate share of the excess investment income, whichever is less.

Subd. 5. [ANNUAL POSTRETIREMENT PAYMENT IN THE EVENT OF DEATH.] In the event an eligible member dies after the determination date and before the payment of the annual postretirement payment, the chief administrative officer of the relief association shall pay that eligible member's estate the amount to which the eligible member was entitled.

Subd. 6. [REPORT ON ANNUAL POSTRETIREMENT PAYMENT.] The chief administrative officer of the relief association shall submit a report on the amount of all postretirement payments made under this section and the manner in which those payments were determined to the state auditor, the executive director of the legislative commission on pensions and retirement, and the city clerk of the city.

Subd. 7. [NO GUARANTEE OF ANNUAL POSTRETIREMENT PAYMENT.] No provision of or payment made under this section may be interpreted or relied upon by any member of the relief association to guarantee or entitle a member to annual postretirement payments for a period when no excess investment income is earned by the fund."

Page 214, after line 18, insert:

"Sec. 255. [EFFECTIVE DATE.]

Sections 64, 65, 217, 250, and 251 are effective on the day following final enactment and apply to 1988 investment performance, actuarial valuations covering the calendar year ending December 31, 1988, and the annual financial requirements and

minimum municipal obligation based on the 1988 actuarial valuations."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Seaberg moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 102, lines 16 to 18, reinstate the stricken language and delete the new language

Page 102, lines 24 and 25, delete the new language

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

Henry, Limmer, Richter, Lynch and Tjornhom moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 4, line 8, delete "\$45,538,400" and insert "\$43,261,480"

Page 4, line 8, delete "\$45,253,700" and insert "\$42,991,015"

Page 4, after line 9, insert:

"The general fund appropriations under this section for specific activities and functions of the legislature, including the appropriations for the senate, house of representatives, legislative coordinating commission and legislative audit commission, are reduced by five percent."

Adjust the totals accordingly

A roll call was requested and properly seconded.

The question was taken on the Henry et al amendment and the roll was called. There were 46 yeas and 84 nays as follows:

Those who voted in the affirmative were:

Blatz	Gutknecht	McPherson	Redalen	Tjornhom
Boo	Haukoos	Miller	Richter	Tompkins
Burger	Henry	Morrison	Runbeck	Uphus
Dempsey	Himle	Nelson, C.	Schafer	Valento
Dille	Johnson, A.	Olsen, S.	Schreiber	Waltman
Forsythe	Limmer	Omann	Seaberg	Weaver
Frederick	Lynch	Onnen	Stanius	
Frerichs	Macklin	Pauly	Steensma	
Girard	Marsh	Pellow	Sviggum	
Gruenes	McDonald	Poppenhagen	Swenson	

Those who voted in the negative were:

Abrams	Dorn	Kinkel	Orenstein	Scheid
Anderson, G.	Greenfield	Knickerbocker	Osthoff	Segal
Anderson, R.	Hartle	Kostohryz	Ostrom	Simoneau
Battaglia	Hasskamp	Krueger	Otis	Skoglund
Bauerly	Heap	Lasley	Ozment	Solberg
Beard	Hugoson	Lieder	Pappas	Sparby
Begich	Jacobs	Long	Pelowski	Trimble
Bennett	Janezich	McEachern	Peterson	Tunheim
Bertram	Jaros	McGuire	Price	Vellenga
Bishop	Jefferson	McLaughlin	Pugh	Wagenius
Carlson, D.	Jennings	Milbert	Quinn	Welle
Carlson, L.	Johnson, R.	Munger	Reding	Wenzel
Carruthers	Johnson, V.	Murphy	Rest	Williams
Clark	Kahn	Nelson, K.	Rice	Winter
Conway	Kalis	O'Connor	Rodosovich	Wynia
Cooper	Kelly	Ogren	Rukavina	Spk. Vanasek
Dawkins	Kelso	Olson, K.	Sarna	

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

Segal, Skoglund, Greenfield and Ozment moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 94, line 2, delete the first comma and insert "and" and delete the second comma

Page 94, line 3, delete "and inclined stairway chair lifts"

Page 94, line 3, after "in" insert "existing"

Page 94, line 4, delete everything after "lift"

Page 94, line 5, delete "lift"

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

Nelson, K.; Bauerly and Hartle moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 213, line 19, delete "3.865; 3.866;"

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Rodosovich moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 98, line 16, delete "Chapters 3 and" and insert "chapter" and after the period insert:

"No later than July 1, 1990, the plan established under this paragraph shall be adopted under the rulemaking provisions of chapter 14."

The motion prevailed and the amendment was adopted.

Wynia moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 210, delete section 241.

Renumber the sections in sequence

Correct internal references accordingly.

The motion prevailed and the amendment was adopted.

Krueger and Carlson, L., moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 91, line 27, delete "and higher education"

Page 91, line 28, delete "institutions"

Page 91, line 29, after the period insert "The rules may require the participation of the governing boards of the state universities, the community colleges, and the technical institutes, and may request the participation of the board of regents of the University of Minnesota, in the planning of the program."

The motion prevailed and the amendment was adopted.

Burger moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 331, after line 11, insert:

"ARTICLE 6

Section 1. [REDUCTIONS.]

Subdivision 1. Each item of appropriation in the preceding sections of this act, except those dedicated to the purpose of the appropriation by the Minnesota Constitution or federal law, is reduced by eight percent.

Subd. 2. The amount of money by which appropriations are reduced pursuant to subdivision 1 is appropriated in part as provided in this subdivision.

(a) One-eighth is appropriated to the commissioner of education to be disbursed to improve the quality of education in grades kindergarten through 12.

(b) One-eighth is appropriated to the higher education coordinating board to be disbursed to improve the quality of post-secondary education.

(c) One-eighth is appropriated to a special account in the general fund to be appropriated by other law in 1990 to provide property tax relief to commercial and industrial property.

Each disbursement under paragraphs (a) and (b) must be referred to the legislative advisory commission for its recommendation. Its recommendation is advisory only. Failure or refusal of the commission to make a recommendation promptly is a negative recommendation."

A roll call was requested and properly seconded.

The question was taken on the Burger amendment and the roll was called. There were 51 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Bennett	Girard	Lynch	Onnen	Stanius
Blatz	Gruenes	Macklin	Ozment	Steensma
Boo	Gutknecht	Marsh	Pauly	Svigum
Brown	Hartle	McDonald	Pellow	Swenson
Burger	Hasskamp	McPherson	Poppenhagen	Tjornhom
Dempsey	Haukoos	Milbert	Redalen	Tompkins
Dille	Heap	Miller	Richter	Uphus
Porsythe	Henry	Morrison	Schafer	Valento
Frederick	Hugoson	Nelson, C.	Schreiber	Waltman
Frerichs	Limmer	Omann	Seaberg	Weaver
				Winter

Those who voted in the negative were:

Abrams	Dawkins	Kostohryz	Ostrom	Segal
Anderson, G.	Dorn	Krueger	Otis	Simoneau
Anderson, R.	Greenfield	Lasley	Pappas	Skoglund
Battaglia	Jacobs	Lieder	Pelowski	Solberg
Bauerly	Janezich	Long	Peterson	Sparby
Beard	Jaros	McEachern	Price	Trimble
Begich	Jefferson	McGuire	Pugh	Tunheim
Bertram	Jennings	Munger	Quinn	Vellenga
Bishop	Johnson, A.	Murphy	Reding	Wagenius
Carlson, D.	Johnson, R.	Nelson, K.	Rest	Welle
Carlson, L.	Kahn	O'Connor	Rice	Wenzel
Carruthers	Kalis	Ogren	Rodosovich	Williams
Clark	Kelly	Olsen, S.	Rukavina	Wynia
Conway	Kelso	Olson, K.	Runbeck	Spk. Vanasek
Cooper	Kinkel	Orenstein	Sarna	
Dauner	Knickerbocker	Osthoff	Scheid	

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

Kelly, Orenstein, Swenson, Seaberg, Kostohryz and Begich moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 203, lines 16 and 17, delete the new language

Page 247, lines 8 and 9, delete the new language

The motion prevailed and the amendment was adopted.

Osthoff moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 216, line 16, delete "YEAR OF THE CITY" and insert "ECONOMIC DEVELOPMENT AND HOUSING"

The motion prevailed and the amendment was adopted.

Kostohryz, Vanasek and Olsen, S., moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 45, delete lines 43 to 53

A roll call was requested and properly seconded.

The question was taken on the Kostohryz et al amendment and the roll was called. There were 42 yeas and 87 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Begich	Boo	Carlson, L.	Hasskamp
Bauerly	Bennett	Burger	Dorn	Haukoos

Johnson, A.	Morrison	Pauly	Schreiber	Wagenius
Kalis	Munger	Pellow	Seaberg	Wenzel
Kelly	Nelson, K.	Pelowski	Skoglund	Wynia
Kinkel	Olsen, S.	Price	Stanius	Spk. Vanasek
Kostohryz	Omann	Reding	Swiggum	
McEachern	Ostrom	Rest	Tompkins	
Milbert	Otis	Sarna	Valento	

Those who voted in the negative were:

Abrams	Frichs	Kelso	Ogren	Scheid
Anderson, G.	Girard	Knickerbocker	Olson, K.	Segal
Battaglia	Greenfield	Krueger	Onnen	Simoneau
Beard	Gruenes	Lasley	Orenstein	Solberg
Bertram	Gutknecht	Lieder	Osthoff	Sparby
Bishop	Hartle	Limmer	Ozment	Steensma
Blatz	Heap	Long	Pappas	Swenson
Brown	Henry	Lynch	Peterson	Tunheim
Carlson, D.	Himle	Macklin	Poppenhagen	Uphus
Clark	Hugoson	Marsh	Pugh	Vellenga
Conway	Jacobs	McDonald	Quinn	Waltman
Cooper	Janezich	McGuire	Redalen	Weaver
Dauner	Jaros	McLaughlin	Rice	Welle
Dawkins	Jefferson	McPherson	Richter	Williams
Dempsey	Jennings	Miller	Rodosovich	Winter
Dille	Johnson, R.	Murphy	Rukavina	
Forsythe	Johnson, V.	Nelson, C.	Runbeck	
Frederick	Kahn	O'Connor	Schafer	

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

Ozment moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 94, line 6, after the period, insert:

“An inclined stairway wheelchair lift or inclined stairway chair lift must not interfere with exit width requirements under the state building code or the state fire code.”

The motion prevailed and the amendment was adopted.

Miller moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 42, line 11, delete “\$21,278,000” and insert “\$21,273,000”

Page 42, delete lines 45 to 53

Adjust totals accordingly

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

Stanis moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 28, line 30, delete "\$2,887,000" and insert "\$7,887,000" and delete "\$1,663,000" and insert "\$6,663,000"

Page 30, line 65, delete "\$1,250,000" and insert "\$6,250,000 the first year and \$5,000,000 the second year"

Page 42, line 11, delete "\$21,278,000" and insert "\$16,278,000" and delete "\$17,758,000" and insert "\$12,758,000"

Page 42, delete lines 57 to 59

Adjust the totals accordingly

A roll call was requested and properly seconded.

The question was taken on the Stanis amendment and the roll was called. There were 59 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Abrams	Girard	Limmer	Onnen	Stanis
Anderson, R.	Gruenes	Lynch	Ostrom	Steensma
Beard	Hartle	Macklin	Ozment	Sviggum
Bennett	Hasskamp	Marsh	Pauly	Swenson
Bertram	Haukoos	McDonald	Pellow	Tjornhom
Blatz	Heap	McEachern	Poppenhagen	Tompkins
Brown	Henry	McPherson	Redalen	Uphus
Burger	Himle	Miller	Reding	Valento
Conway	Hugoson	Morrison	Runbeck	Waltman
Dempsey	Jennings	Nelson, C.	Schafer	Weaver
Frederick	Johnson, V.	Olsen, S.	Schreiber	Winter
Frerichs	Knickerbocker	Omamn	Seaberg	

Those who voted in the negative were:

Anderson, G.	Forsythe	Lieder	Pappas	Segal
Battaglia	Greenfield	Long	Pelowski	Simoneau
Bauerly	Janezich	McGuire	Peterson	Skoglund
Begich	Jaros	McLaughlin	Price	Solberg
Bishop	Jefferson	Murphy	Pugh	Sparby
Boo	Johnson, A.	Nelson, K.	Quinn	Trimble
Carlson, L.	Kahn	O'Connor	Rest	Tunheim
Carruthers	Kelly	Ogren	Rice	Vellenga
Clark	Kelso	Olson, K.	Rodosovich	Wagenius
Dauner	Kinkel	Orenstein	Rukavina	Welle
Dawkins	Krueger	Osthoft	Sarna	Williams
Dorn	Lasley	Otis	Scheid	Wynia
				Spk. Vanasek

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

Morrison and Sviggum moved to amend H. F. No. 372, the first engrossment, as amended, as follows:

Page 45, line 51, delete "1990-1991" and insert "1991-1992"

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

H. F. No. 372, A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government; providing for the transfer of certain money in the state treasury; fixing and limiting the amount of fees, penalties, and other costs to be collected in certain cases; creating, abolishing, modifying, and transferring agencies and functions; defining and amending terms; providing for settlement of claims; imposing certain duties, responsibilities, authority, and limitations on agencies and political subdivisions; consolidating certain funds and accounts and making conforming changes; changing the organization, operation, financing, and management of certain courts and related offices; amending Minnesota Statutes 1988, sections 3.099, subdivision 3; 3.732, subdivision 1; 6.48; 6.56; 6.58; 8.15; 8.31, subdivisions 2c and 3; 13.33; 14.07, subdivisions 1 and 2; 14.08; 14.26; 15.06, subdivision 1; 15.50, subdivision 2; 15A.081, subdivision 1; 16A.10, subdivision 1; 16A.123, by adding a subdivision; 16A.125, subdivision 5, and by adding a subdivision; 16A.133, subdivision 1; 16B.24, subdivision 6; 16B.42, subdivision 4; 16B.48, subdivision 2; 16B.61, subdivision 5; 16B.70; 41A.09, subdivision 1; 43A.02, subdivision 25; 43A.17, subdivision 1; 43A.24, subdivision 2; 44A.0311; 69.031, subdivision 5; 69.77, subdivision 2b; 84.0272; 82.0274, by adding a subdivision; 84.084; 84.83, subdivision 1; 84.922, subdivision 3; 84.927, subdivision 1; 84A.51, subdivision 2; 84A.55, subdivision 14; 85.055, subdivision 2; 85.22, subdivisions 1 and 2a; 85.43; 85A.01, subdivisions 1 and 5; 85A.02, subdivisions 2, 5, 5a, 5b, 12, 16, 17, 18; 85A.04, subdivisions 1 and 4; 89.035; 89.036; 89.21; 93.335, subdivision 4; 94.09, subdivision 2; 94.342, subdivision 3; 97A.055, by adding a subdivision; 97A.165; 97A.475, subdivisions 2, 3, 6, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25, 26, 27, 28, 29, 29a, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42; 97A.485, subdivisions 6 and 7; 97B.301, by adding a subdivision; 106A.661, subdivision 2; 112.73; 115.03, subdivision 1; 115A.14, subdivision 4; 115A.908, subdivision 2; 115B.17, subdivision 7; 115B.20, subdivisions 1, 4, and 6; 115B.22, subdivision 7; 115B.24, subdivision 10; 115B.25, subdivision 7; 115B.26; 115C.02, subdivision 6; 115C.08, subdivision 1; 116.41, subdivision 2; 116.65, subdivision 3; 116J.01; 116J.03, subdivision 2; 116J.58, subdivision 1; 116J.64, subdivision 6; 116J.68, subdivision 2; 116J.74, subdivision 5; 116J.873, subdivision 4; 116J.955, subdivisions 1 and 2; 116J.9673, subdivision 4; 116J.970; 116J.971, subdivisions 3, 6, 7, 8, and 9; 116J.982, subdivision 1; 116L.02; 116L.03, subdivisions 2 and 7; 116L.04, subdivision 1; 116N.01, subdivision 3; 116N.02, subdivision 6; 116N.08, subdivisions 4 and 8; 116O.02, and by adding a

subdivision; 1160.03, subdivisions 1, 2, 3, and by adding subdivisions; 1160.04, by adding a subdivision; 1160.05; 1160.06, subdivisions 1 and 5; 1160.08, subdivisions 2 and 7; 1160.12; 1160.13; 1160.14; 1160.15; 116P.08, subdivisions 1 and 2; 116P.13; 148B.17; 169.121, subdivision 5a; 169.126, subdivisions 4 and 4a; 169.686, subdivision 3; 176.135, subdivision 1; 190.07; 190.25, subdivisions 3; 192.51, subdivision 2; 214.06, subdivision 1; 256.482, subdivisions 3, 7, and by adding a subdivision; 260.193, subdivision 8; 270.069; 270.185, subdivision 1; 273.02, subdivisions 5 and 6; 275.51, subdivision 3f; 284.28, subdivisions 8, 9, and 10; 296.421, subdivision 8; 297.13, subdivision 1; 297.26; 297.32, subdivision 9; 297A.44, subdivision 1; 299D.03, subdivision 7; 302A.821, subdivisions 4 and 5; 307.08, subdivision 5; 336.9-302; 336.9-413; 349.213, subdivision 1; 352.01, subdivision 2b; 353.01, subdivision 2a; 356.215, subdivisions 1 and 4d; 357.021, subdivisions 1a, 2a, and 4; 357.08; 361.03, by adding a subdivision; 373.27, subdivision 3; 402.065; 403.11, subdivision 1; 423A.02, subdivisions 1 and 2; 462.396, subdivision 4; 462A.21, by adding a subdivision; 466.01, subdivision 6; 469.056, subdivision 4; 469.100, subdivision 6; 471.699; 473.13, subdivision 4; 473.375, subdivision 17; 473.435; subdivision 2; 473.543, subdivision 5; 473.843, subdivision 2; 473.844, subdivision 1; 473.845, subdivision 1; 473.877, subdivision 1; 480.01; 480.058; 480.09, subdivision 5; 480.241, subdivisions 1 and 2; 480.242; 481.01; 481.20; 484.54, subdivision 2; 484.545, subdivisions 2 and 3; 484.62; 484.64, subdivision 3; 484.65, subdivisions 3 and 7; 484.68, subdivision 5; 485.018, subdivisions 5 and 7; 486.05, subdivision 1; 486.055; 486.06; 487.08, subdivision 5; 487.31, subdivision 1; 488.14, subdivision 1; 488A.17, subdivision 2; 488A.31, subdivision 1; 488A.34, subdivision 2; 517.08, subdivision 1c; 525.033; 609.101; 609.5315, subdivision 5; 611.17; 611.21; 611.215, subdivision 2; 611.26, subdivision 2; 611A.61, subdivision 3; 626.861, subdivisions 3 and 4; Laws 1971, chapter 355, section 1, subdivision 2; Laws 1987, chapter 386, article 2, section 22; article 9, section 19; Laws 1988, chapter 686, article 1, section 37; article 2, section 10; proposing coding for new law in Minnesota Statutes, chapters 16A; 16B; 84; 93; 115A; 116J; 116K; 192; 290; 462A; 469; 473; 480; 611; and 631; proposing coding for new law as Minnesota Statutes, chapter 361A; repealing Minnesota Statutes 1988, sections 3C.035; 3C.056; 11A.22; 16A.133, subdivision 3; 41A.01; 41A.02; 41A.021; 41A.022; 41A.023; 41A.03; 41A.035; 41A.036; 41A.04; 41A.05; 41A.051; 41A.06; 41A.065; 41A.066; 41A.07; 41A.08; 43A.316; 84.0911, subdivisions 1 and 3; 85.051; 85A.01, subdivision 1b; 89.04; 93.221; 94.165; 97A.065, subdivision 3; 97A.071; 97A.075; 115A.162; 116E.01; 116E.02; 116E.03; 116E.035; 116E.04; 116J.941; 116J.942; 116J.968; 161.52; 190.26; 198.001, subdivision 5; 344.03; 383B.63, subdivisions 4 and 5; 469.121, subdivision 1; 469.148; 469.149; 480.242, subdivision 4; 480.245; 486.07; 487.31, subdivision 4; 488A.05; 488A.111; 488A.22; 488A.281; 525.012, subdivisions 1, 2, 3, and 4; 611.07; 611.071; 611.12; 611.214; and 611.25, subdivision 2; Laws 1975, chapter 258, section 6, subdivisions 1, 3, 4, and 5; Laws 1983, chapter 334, section 7, as amended; Laws 1984, chapter 564, section 48; and Laws 1988, chapter 686, article 1,

sections 14, paragraph (j); 21; 37, subdivision 10; and article 2, section 9.

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 77 yeas and 53 nays as follows:

Those who voted in the affirmative were:

Abrams	Dorn	Lasley	Pappas	Solberg
Anderson, G.	Greenfield	Lieder	Pelowski	Sparby
Anderson, R.	Jacobs	Long	Peterson	Steenasma
Battaglia	Janezich	McGuire	Price	Trimble
Beard	Jaros	McLaughlin	Pugh	Tunheim
Begich	Jefferson	Milbert	Quinn	Vellenga
Bertram	Johnson, A.	Murphy	Reding	Wagenius
Bishop	Johnson, R.	Nelson, C.	Rest	Welle
Brown	Johnson, V.	Nelson, K.	Rice	Wenzel
Carlson, D.	Kahn	O'Connor	Rodosovich	Williams
Carlson, L.	Kalis	Ogren	Rukavina	Winter
Carruthers	Kelly	Olson, K.	Sarna	Wynia
Clark	Kelso	Orenstein	Scheid	Spk. Vanasek
Cooper	Kinkel	Osthoff	Segal	
Dauner	Kostohryz	Ostrom	Simoneau	
Dawkins	Krueger	Otis	Skoglund	

Those who voted in the negative were:

Bauerly	Girard	Lynch	Onnen	Stanisus
Bennett	Gruenes	Macklin	Ozment	Sviggum
Blatz	Gutknecht	Marsh	Pauly	Swenson
Boo	Hartle	McDonald	Pellow	Tjornhem
Burger	Haukoos	McEachern	Poppenhagen	Tompkins
Conway	Heap	McPherson	Redalen	Uphus
Dempsey	Henry	Miller	Richter	Valento
Dille	Himle	Morrison	Runbeck	Waltman
Forsythe	Hugoson	Munger	Schafer	Weaver
Frederick	Knickerbocker	Olsen, S.	Schreiber	
Frerichs	Limmer	Omann	Seaberg	

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

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

RECESS

RECONVENED

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Anderson, G., requested immediate consideration of H. F. No. 654.

H. F. No. 654 was reported to the House.

Nelson, K.; McEachern; Bauerly; Steensma; Quinn; Vellenga; Abrams; Anderson, G.; Battaglia; Beard; Begich; Bertram; Bishop; Brown; Carlson, D.; Carlson, L.; Carruthers; Clark; Conway; Cooper; Dauner; Dawkins; Dorn; Greenfield; Hasskamp; Jacobs; Janezich; Jaros; Jefferson; Jennings; Johnson, A.; Johnson, R.; Kahn; Kalis; Kelly; Kelso; Kinkel; Kostohryz; Krueger; Lasley; Lieder; Long; McGuire; McLaughlin; Milbert; Munger; Murphy; Nelson, C.; O'Connor; Ogren; Olson, K.; Orenstein; Osthoff; Ostrom; Otis; Pappas; Pelowski; Peterson; Price; Pugh; Reding; Rest; Rice; Rodosovich; Rukavina; Sarna; Scheid; Segal; Simoneau; Skoglund; Solberg; Sparby; Trimble; Tunheim; Wagenius; Welle; Wenzel; Williams; Winter; Wynia; Vanasek and Neuenschwander moved to amend H. F. No. 654, the third engrossment, as follows:

Page 11, line 7, delete "\$2,838" and insert "\$2,850"

Page 12, line 26, delete "\$143" and insert "\$155"

Page 15, line 17, delete "\$1,211,251,000" and insert "\$1,219,735,000"

Page 15, line 18, delete "\$1,305,438,000" and insert "\$1,306,935,000"

Page 15, line 20, delete "\$1,036,427,000" and insert "\$1,044,911,000"

Page 15, line 21, delete "\$177,824,000" and insert "\$179,321,000"

A roll call was requested and properly seconded.

The question was taken on the Nelson, K., et al amendment and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Cooper	Hugoson	Limmer	Ogren
Anderson, G.	Dauner	Jacobs	Long	Olsen, S.
Anderson, R.	Dawkins	Janezich	Lynch	Olson, K.
Battaglia	Dempsey	Jaros	Macklin	Omann
Bauerly	Dille	Jefferson	Marsh	Onnen
Beard	Dorn	Jennings	McDonald	Orenstein
Begich	Forsythe	Johnson, A.	McEachern	Osthoff
Bennett	Frederick	Johnson, R.	McGuire	Ostrom
Bertram	Frerichs	Johnson, V.	McLaughlin	Otis
Bishop	Girard	Kahn	McPherson	Ozment
Blatz	Greenfield	Kalis	Milbert	Pappas
Boo	Gruenes	Kelly	Miller	Fauly
Brown	Gutknecht	Kelso	Morrison	Pellow
Burger	Hartle	Kinkel	Munger	Pelowski
Carlson, D.	Hasskamp	Knickerbocker	Murphy	Peterson
Carlson, L.	Haukoos	Kostohryz	Nelson, C.	Poppenhagen
Carruthers	Heap	Krueger	Nelson, K.	Price
Clark	Henry	Lasley	Neuenschwander	Pugh
Conway	Himle	Lieder	O'Connor	Quinn

Redalen	Sarna	Solberg	Trimble	Welle
Reding	Schafer	Sparby	Tunheim	Wenzel
Rest	Scheid	Stanius	Uphus	Williams
Rice	Schreiber	Steensma	Valento	Winter
Richter	Seaberg	Sviggum	Vellenga	Wynia
Rodosovich	Segal	Swenson	Wagenius	Spk. Vanasek
Rukavina	Simoneau	Tjornhom	Waltman	
Runbeck	Skoglund	Tompkins	Weaver	

The motion prevailed and the amendment was adopted.

Redalen moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 111, line 10, delete "for taxes payable in 1990,"

Page 111, line 11, after the period insert "This levy is authorized for taxes payable in 1990, 1991, or 1992. In no case may the sum of the levies exceed \$150,000."

The motion prevailed and the amendment was adopted.

Redalen moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 83, lines 20 and 21, delete "The levy is available for taxes payable in 1990 only." and insert "This levy is authorized for taxes payable in 1990, 1991, or 1992. In no case may the sum of the levies exceed \$100,000."

The motion prevailed and the amendment was adopted.

Lasley moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 7, line 11, after "equal to" insert "one-half of"

Page 15, after line 4, insert:

"Sec. 19. [124A.40] [EQUITY AID.]

Beginning in fiscal year 1991, equity aid for each district is equal to the greater of zero or the product of the district's pupil units for that school year times the difference of \$2,975 and the district's general education revenue per pupil unit. Equity aid is not available to a district subject to a fund balance reduction under section 124A.26."

Page 15, line 18, delete "\$1,305,438,000" and insert "\$1,314,238,000"

Page 15, line 22, delete "\$1,127,614,000" and insert "\$1,136,414,000"

Page 15, line 25, delete "\$17,681,000" and insert "\$8,881,000"

Page 15, line 26, delete "\$17,681,000" and insert "\$8,881,000"

Page 15, line 29, delete "\$20,801,000" and insert "\$10,400,000"

A roll call was requested and properly seconded.

The question was taken on the Lasley amendment and the roll was called. There were 35 yeas and 91 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Frerichs	Lasley	Omamm	Rodosovich
Beard	Girard	Lynch	Onnen	Stanius
Bishop	Gutknecht	Macklin	Ostrom	Sviggum
Brown	Hasskamp	McDonald	Poppenhagen	Swenson
Dempsey	Hugoson	Miller	Price	Uphus
Dorn	Johnson, V.	Murphy	Redalen	Waltman
Frederick	Kelso	Nelson, C.	Richter	Weaver

Those who voted in the negative were:

Abrams	Greenfield	Krueger	Orenstein	Schreiber
Battaglia	Gruenes	Lieder	Osthoff	Seaberg
Bauerly	Hartle	Limmer	Otis	Segal
Begich	Haukoos	Long	Ozment	Simoneau
Bennett	Heap	Marsh	Pappas	Skoglund
Bertram	Henry	McEachern	Pauly	Solberg
Blatz	Himle	McGuire	Pellow	Steensma
Boo	Jacobs	McLaughlin	Pelowski	Tjornhom
Burger	Janezich	McPherson	Peterson	Tompkins
Carlson, L.	Jaros	Milbert	Pugh	Trimble
Carruthers	Jefferson	Morrison	Quinn	Tunheim
Clark	Jennings	Munger	Reding	Valento
Conway	Johnson, A.	Nelson, K.	Rest	Vellenga
Cooper	Kalis	Neuenschwander	Rukavina	Wagenius
Dauner	Kelly	O'Connor	Runbeck	Welle
Dawkins	Kinkel	Ogren	Sarna	Wenzel
Dille	Knickerbocker	Olsen, S.	Schafer	Winter
Forsythe	Kostohryz	Olson, K.	Scheid	Wynia
				Spk. Vanasek

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

Heap, Limmer, Lynch, Abrams, Schafer and Schreiber moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 11, line 7, delete "\$2,838" and insert "\$2,875"

Page 11, line 8, delete "\$2,945" and insert "\$3,000"

Page 12, line 26, delete "\$143" and insert "\$180" and delete "\$250" and insert "\$305"

Page 15, line 17, delete "\$1,211,251,000" and insert "\$1,237,551,000"

Page 15, line 18, delete "\$1,305,438,000" and insert "\$1,329,138,000"

Page 15, line 20, delete "\$1,036,427,000" and insert "\$1,062,727,000"

Page 15, line 21, delete "\$177,824,000" and insert "\$182,524,000"

Page 15, line 22, delete "\$1,127,614,000" and insert "\$1,146,614,000"

The question was taken on the Heap et al amendment and the roll was called. There were 54 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Abrams	Gruenes	Macklin	Ozment	Stanius
Anderson, R.	Hasskamp	Marsh	Pauty	Steenasma
Bennett	Haukoos	McDonald	Pellow	Swigum
Blatz	Heap	McGuire	Poppenhagen	Swenson
Boo	Henry	McPherson	Price	Tjornhom
Carlson, D.	Himle	Milbert	Pugh	Tompkins
Dempsey	Hugoson	Morrison	Richter	Uphus
Forsythe	Johnson, V.	Olsen, S.	Runbeck	Valento
Frederick	Knickerbocker	Omann	Schafer	Waltman
Frerichs	Limmer	Oinen	Schreiber	Weaver
Girard	Lynch	Ostrom	Seaberg	

Those who voted in the negative were:

Anderson, G.	Dorn	Krueger	Pappas	Solberg
Battaglia	Greenfield	Lasley	Pelowski	Trimble
Bauerly	Jacobs	Lieder	Peterson	Tunheim
Beard	Janezich	McEachern	Quinn	Vellenga
Begich	Jaros	McLaughlin	Reding	Wagenius
Bertram	Jefferson	Murphy	Rest	Welle
Brown	Jennings	Nelson, C.	Rice	Wenzel
Burger	Johnson, A.	Nelson, K.	Rodosovich	Williams
Carlson, L.	Johnson, R.	Neuenschwander	Rukavina	Winter
Carruthers	Kalis	O'Connor	Sarna	Wynia
Clark	Kelly	Ogren	Scheid	Spk. Vanasek
Conway	Kelso	Orenstein	Segal	
Cooper	Kinkel	Osthoff	Simoneau	
Dauner	Kostohryz	Otis	Skoglund	

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

Schafer; Olsen, S., and McPherson moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 43, after line 5, insert:

“Sec. 9. [124.2741] [PROGRAM FOR THE GIFTED AND TALENTED.]

Subdivision 1. [CITATION.] This section may be cited as the “education for the gifted and talented act.”

Subd. 2. [AUTHORIZATION.] A program of state aid for gifted and talented students is established.

Subd. 3. [AID.] A district that establishes a program for gifted and talented students shall receive an aid amount equal to the greater of \$1,500 per district or \$55 per gifted and talented student. No more than five percent of the students enrolled in the district may be counted as gifted and talented for aid computations. No more than six percent of the gifted and talented aid received by a district may be spent for administrative purposes.

Subd. 4. [ACCOUNTS.] A district receiving gifted and talented aid must, in accordance with section 121.908, maintain separate revenue and expenditure accounts that accurately reflect any state money allocated to the district for the purpose of this section, and the money must be spent only for the program for gifted and talented students.”

Page 55, after line 24, insert:

“Subd. 15. [GIFTED AND TALENTED AID.]

For gifted and talented aid under section 9:

\$2,679,000 1990

\$2,679,000 1991”

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Schafer et al amendment and the roll was called. There were 64 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Johnson, V.	Omann	Seaberg
Anderson, R.	Frerichs	Knickerbocker	Onnen	Sparby
Bennett	Girard	Kostohryz	Ostrom	Stanius
Bishop	Gruenes	Limmer	Ozment	Sviggum
Blatz	Gutknecht	Lynch	Pauly	Swenson
Boo	Hartle	Macklin	Pellow	Tjornhom
Burger	Hasskamp	Marsh	Poppenhagen	Tompkins
Carlson, D.	Haukoos	McDonald	Pugh	Uphus
Cooper	Heap	McGuire	Redalen	Valento
Dauner	Henry	McPherson	Richter	Waltman
Dempsey	Himle	Miller	Runbeck	Weaver
Dille	Hugoson	Morrison	Schafer	Winter
Forsythe	Johnson, A.	Olsen, S.	Schreiber	

Those who voted in the negative were:

Anderson, G.	Jacobs	Long	Otis	Simoneau
Battaglia	Janezich	McEachern	Pappas	Skoglund
Bauerly	Jaros	McLaughlin	Pelowski	Solberg
Beard	Jefferson	Milbert	Peterson	Steensma
Begich	Jennings	Munger	Price	Trimble
Bertram	Johnson, R.	Murphy	Quinn	Tunheim
Brown	Kahn	Nelson, C.	Reding	Vellenga
Carlson, L.	Kalis	Nelson, K.	Rest	Wagenius
Carruthers	Kelly	Neuenschwander	Rice	Welle
Clark	Kelso	O'Connor	Rodosovich	Wenzel
Conway	Kinkel	Ogren	Rukavina	Williams
Dawkins	Krueger	Olson, K.	Sarna	Wynia
Dorn	Lasley	Orenstein	Scheid	Spk. Vanasek
Greenfield	Lieder	Osthoff	Segal	

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

Weaver, Runbeck, Limmer, Lynch and Schreiber moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 15, after line 4, insert:

“Sec. 19. [REFERENDUM EQUALIZATION AID: 1989-1990 ONLY.]

Subdivision 1. [ELIGIBILITY.] A school district is eligible for equalization aid in fiscal year 1990 if the district had certified a referendum levy under section 124A.03 for taxes payable in 1989.

Subd. 2. [REVENUE.] Equalization revenue for each eligible district equals the product of the district's actual pupil units times the greater of

(1) zero, or

(2) \$310 times the difference of one minus the ratio of the district's adjusted gross tax capacity per pupil unit to the equalizing factor in effect for taxes payable in 1989.

Subd. 3. [LEVY.] A district's referendum equalization levy is equal to the lesser of the district's referendum levy, or 2.48 percent of adjusted gross tax capacity.

Subd. 4. [AID.] A district's equalization aid is the difference between the equalization revenue and the equalization levy. If a district's referendum levy tax rate is less than 2.48 percent of adjusted gross tax capacity, its equalization aid is multiplied by the ratio of its referendum tax rate to 2.48 percent. Equalization aid under this section is only available in fiscal year 1990."

Page 15, after line 24, insert:

"\$28,475,000 1990"

Page 15, line 25, delete "\$17,681,000" and insert "\$22,706,000"

Page 15, after line 25, insert:

"The 1990 appropriation includes \$0 for 1989 and \$28,475,000 for 1990."

Page 15, line 26, delete "0" and insert "\$5,025,000"

Page 15, line 28, delete "1991" and insert "1990"

Page 15, line 29, delete "\$20,801,000" and insert "\$33,500,000"

Correct internal cross references

Renumber subsequent sections

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Weaver et al amendment and the roll was called. There were 65 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Anderson, G.	Cooper	Hartle	Limmer	Olson, K.
Anderson, R.	Dauner	Hasskamp	Lynch	Omann
Beard	Dempsey	Haukoos	Macklin	Onnen
Bennett	Dille	Hugoson	Marsh	Ostrom
Bishop	Dorn	Jacobs	McDonald	Ozment
Boo	Frederick	Jennings	McPherson	Pellow
Brown	Frerichs	Johnson, A.	Milbert	Poppenhagen
Carlson, D.	Girard	Johnson, R.	Miller	Price
Carruthers	Gruenes	Johnson, V.	Nelson, C.	Quinn
Conway	Gutknecht	Kalis	Neuenschwander	Redalen

Rodosovich	Scheid	Steensma	Uphus	Williams
Runbeck	Schreiber	Swenson	Waltman	Winter
Schafer	Stanisus	Tompkins	Weaver	Spk. Vanasek

Those who voted in the negative were:

Abrams	Himle	McEachern	Pauly	Sparby
Battaglia	Janezich	McGuire	Pelowski	Sviggum
Bauerly	Jaros	McLaughlin	Peterson	Tjornhom
Begich	Jefferson	Morrison	Pugh	Trimble
Bertram	Kahn	Munger	Reding	Tunheim
Blatz	Kelly	Murphy	Rest	Valento
Burger	Kelso	Nelson, K.	Rice	Vellenga
Carlson, L.	Kinkel	O'Connor	Rukavina	Wagenius
Clark	Knickerbocker	Ogren	Sarna	Welle
Dawkins	Kostohryz	Olsen, S.	Seaberg	Wenzel
Forsythe	Krueger	Orenstein	Segal	Wynia
Greenfield	Lasley	Osthoff	Simoneau	
Heap	Lieder	Otis	Skoglund	
Henry	Long	Pappas	Solberg	

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

The Speaker called Quinn to the Chair.

Olsen, S.; Frederick; Knickerbocker; Blatz; Lynch; McDonald; Pellow; Burger; Morrison; Bennett; Abrams; Henry; Forsythe; Tompkins; Frerichs; Pauly; Limmer; Tjornhom and Stanisus moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 10, after line 36, insert:

"Sec. 13. Minnesota Statutes 1988, section 124A.22, subdivision 1, is amended to read:

Subdivision 1. [GENERAL EDUCATION REVENUE.] The general education revenue for each district equals the sum of the district's basic revenue, compensatory education revenue, training and experience revenue, sparsity revenue, cost of living differential revenue, and supplemental revenue."

Page 15, after line 4, insert:

"Sec. 20. [124A.32] [COST OF LIVING DIFFERENTIAL REVENUE.]

Subdivision 1. [COST OF LIVING INDEX DEFINED.] In this section, a district's cost of living index means the greater of one or the ratio of the overall cost of living index for the county where the district's central administrative offices are located to .90. For fiscal years 1990 and 1991, the overall cost of living index was published in January 1989, by the office of the legislative auditor in "Statewide Cost of Living Differences."

By January of each odd-numbered year, the legislative auditor shall publish its overall cost of living index for each county and the average overall statewide index. The shelter components of the index must be updated for each publication and the nonshelter components must be updated for every other publication.

Subd. 2. [COST OF LIVING DIFFERENTIAL REVENUE.] For any fiscal year, a district's cost of living differential revenue results from the computations in this subdivision.

(a) Multiply the formula allowance for the year times the district's cost of living index for the year.

(b) Subtract the formula allowance for the year from the product in paragraph (a).

(c) Divide the difference, if any, in paragraph (b) by two.

(d) Multiply the result, if any, in paragraph (c), times the actual pupil units of the district for the year."

Page 15, line 18, delete "\$1,305,438,000" and insert "\$1,368,842,000"

Page 15, line 22, delete "\$1,127,614,000" and insert "\$1,191,024,000"

Renumber the subsequent sections

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Olsen, S., et al amendment and the roll was called. There were 39 yeas and 87 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Limmer	Pauly	Segal
Anderson, R.	Heap	Lynch	Pellow	Stanius
Bennett	Henry	Macklin	Poppenhagen	Swenson
Blatz	Himle	McGuire	Pugh	Tjornhom
Burger	Johnson, A.	McPherson	Rest	Uphus
Carlson, L.	Kelso	Milbert	Scheid	Valento
Dempsey	Knickerbocker	Morrison	Schreiber	Wenzel
Forsythe	Kostohryz	Olsen, S.	Seaberg	

Those who voted in the negative were:

Anderson, G.	Bauerly	Begich	Boo	Carlson, D.
Battaglia	Beard	Bertram	Brown	Clark

Conway	Jefferson	Murphy	Price	Sviggum
Cooper	Jennings	Nelson, K.	Quinn	Tompkins
Dauner	Johnson, R.	Neuenschwander	Redalen	Trimble
Dawkins	Johnson, V.	O'Connor	Reding	Tunheim
Dille	Kahn	Ogren	Rice	Vellenga
Dorn	Kalis	Olson, K.	Richter	Wagenius
Frerichs	Kelly	Omamm	Rodosovich	Waltman
Girard	Kinkel	Onnen	Rukavina	Weaver
Greenfield	Krueger	Orenstein	Runbeck	Welle
Gruenes	Lasley	Osthoff	Sarna	Williams
Hartle	Lieder	Ostrom	Schafer	Winter
Hasskamp	Long	Otis	Simoneau	Wynia
Haukoos	Marsh	Ozment	Skoglund	Spk. Vanasek
Hugoson	McEachern	Pappas	Solberg	
Jacobs	McLaughlin	Pelowski	Sparby	
Jaros	Munger	Peterson	Steensma	

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

Olsen, S.; Blatz; Runbeck; McDonald; Lynch; Frederick; Waltman; Henry; Knickerbocker; Morrison; Forsythe; Abrams; Tompkins; Richter; Pellow; Frerichs; Bennett; Stanius; Limmer and Tjornhom moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 43, line 13, delete "60" and insert "70"

Page 43, line 14, delete "\$16,727" and insert "\$19,500"

Page 43, line 16, delete "60" and insert "70"

Page 43, line 17, delete "\$16,727" and insert "\$19,500"

Page 51, line 20, delete "\$160,331,000" and insert "\$182,436,000"

Page 51, line 21, delete "\$165,870,000" and insert "\$192,582,000"

Page 51, line 23, delete "\$137,257,000" and insert "\$159,362,000"

Page 51, line 24, delete "\$24,222,000" and insert "\$28,123,000"

Page 51, line 25, delete "\$141,648,000" and insert "\$164,459,000"

A roll call was requested and properly seconded.

The question was taken on the Olsen, S., et al amendment and the roll was called. There were 65 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Abrams	Bennett	Bishop	Boo	Carlson, D.
Anderson, R.	Bertram	Blatz	Burger	Conway

Cooper	Heap	Macklin	Orenstein	Seaberg
Dauner	Henry	Marsh	Osthoff	Segal
Dempsey	Himle	McDonald	Ozment	Stanius
Forsythe	Hugoson	McGuire	Pauly	Sviggum
Frederick	Johnson, A.	McPherson	Pellow	Swenson
Frerichs	Johnson, V.	Milbert	Poppenhagen	Tjornhom
Girard	Kelso	Miller	Pugh	Tompkins
Gutknecht	Knickerbocker	Morrison	Richter	Valento
Hartle	Kostohryz	Olsen, S.	Runbeck	Waltman
Hasskamp	Limmer	Omann	Schafer	Weaver
Haukoos	Lynch	Onnen	Schreiber	Wenzel

Those who voted in the negative were:

Anderson, G.	Janezich	McLaughlin	Price	Steensma
Battaglia	Jaros	Munger	Quinn	Trimble
Bauerly	Jefferson	Murphy	Redalen	Tunheim
Beard	Jennings	Nelson, C.	Reding	Uphus
Begich	Johnson, R.	Nelson, K.	Rest	Vellenga
Brown	Kahn	Neuenschwander	Rice	Wagenius
Carlson, L.	Kalis	O'Connor	Rodosovich	Welle
Carruthers	Kelly	Ogren	Rukavina	Williams
Clark	Kinkel	Olson, K.	Sarna	Winter
Dawkins	Krueger	Ostrom	Scheid	Wynia
Dorn	Lasley	Otis	Simoneau	Spk. Vanasek
Greenfield	Lieder	Pappas	Skoglund	
Gruenes	Long	Pelowski	Solberg	
Jacobs	McEachern	Peterson	Sparby	

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

Sviggum, Schafer, Richter and Stanius moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 3, line 35, strike "of the" and delete "last"

Page 3, line 36, delete "even-numbered" and strike "year" and delete "in the last biennium" and insert ", 1987."

Page 14, after line 10, insert:

"Sec. 18. [124A.305] [EQUITY AID.]

Beginning in fiscal year 1991, equity aid for each district is equal to the greater of zero or the product of the district's pupil units for that school year times the difference of the statewide average general education revenue per pupil unit and the district's general education revenue per pupil unit.

Page 15, after line 22, insert "If the appropriation is insufficient to fully fund equity aid, equity aid must be prorated."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Sviggum et al amendment and the roll was called. There were 49 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Frerichs	Johnson, V.	Ozment	Stanius
Beard	Girard	Limmer	Pauly	Sviggum
Bennett	Gruenes	Lynch	Pellow	Swenson
Bertram	Gutknecht	Macklin	Price	Tjornhom
Blatz	Hartle	Marsh	Redalen	Tompkins
Dauner	Haukoos	McDonald	Richter	Uphus
Dempsey	Henry	McPherson	Runbeck	Valento
Dille	Himle	Miller	Schafer	Waltman
Forsythe	Hugoson	Omann	Schreiber	Weaver
Frederick	Jacobs	Onnen	Seaberg	

Those who voted in the negative were:

Abrams	Hasskamp	Lasley	Orenstein	Scheid
Anderson, G.	Heap	Lieder	Osthoff	Segal
Battaglia	Janezich	Long	Ostrom	Simoneau
Bauerly	Jaros	McEachern	Otis	Skoglund
Begich	Jefferson	McGuire	Pappas	Solberg
Bishop	Jennings	McLaughlin	Pelowski	Sparby
Boo	Johnson, A.	Milbert	Peterson	Steensma
Brown	Johnson, R.	Munger	Poppenhagen	Trimble
Carlson, L.	Kahn	Murphy	Pugh	Tunheim
Carruthers	Kalis	Nelson, C.	Quinn	Vellenga
Clark	Kelly	Nelson, K.	Reding	Wagenius
Conway	Kelso	Neuenschwander	Rest	Welle
Cooper	Kinkel	O'Connor	Rice	Wenzel
Dawkins	Knickerbocker	Ogren	Rodosovich	Williams
Dorn	Kostohryz	Olsen, S.	Rukavina	Winter
Greenfield	Krueger	Olson, K.	Sarna	Wynia
				Spk. Vanasek

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

McPherson; Olsen, S.; Runbeck; Omann; Waltman; Frederick; Burger; Seaberg; Schafer; Pellow; Haukoos; Knickerbocker; Stanius and Tjornhom moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 43, line 13, delete "60" and reinstate the stricken "66"

Page 43, line 14, delete "\$16,727" and insert "\$18,400"

Page 43, line 16, delete "60" and reinstate the stricken "66"

Page 43, line 17, delete "\$16,727" and insert "\$18,400"

Page 51, line 20, delete "\$160,331,000" and insert "\$173,631,000"

Page 51, line 21, delete "\$165,870,000" and insert "\$181,943,000"

Page 51, line 23, delete "\$137,257,000" and insert "\$150,557,000"

Page 51, line 24, delete "\$24,222,000" and insert "\$26,569,000"

Page 51, line 25, delete "\$141,648,000" and insert "\$155,374,000"

A roll call was requested and properly seconded.

The question was taken on the McPherson et al amendment and the roll was called. There were 64 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Kelso	Morrison	Seaberg
Anderson, R.	Frerichs	Knickerbocker	Olsen, S.	Stanius
Bennett	Girard	Kostohryz	Olsen, K.	Sviggum
Blatz	Gruenes	Lasley	Omann	Swenson
Boo	Gutknecht	Limmer	Onnen	Tjornhom
Brown	Hasskamp	Lynch	Ozment	Tompkins
Burger	Haukoos	Macklin	Pauly	Uphus
Carlson, D.	Heap	Marsh	Pellow	Valento
Cooper	Henry	McDonald	Redalen	Waltman
Dauner	Himle	McGuire	Richter	Weaver
Dempsey	Hugoson	McPherson	Runbeck	Wenzel
Dille	Johnson, A.	Milbert	Schafer	Winter
Forsythe	Johnson, V.	Miller	Schreiber	

Those who voted in the negative were:

Anderson, G.	Hartle	McEachern	Pelowski	Skoglund
Battaglia	Jacobs	McLaughlin	Peterson	Solberg
Bauerly	Janezich	Munger	Price	Sparby
Beard	Jaros	Murphy	Pugh	Steensma
Begich	Jefferson	Nelson, C.	Quinn	Trimble
Bertram	Jennings	Nelson, K.	Reding	Tunheim
Bishop	Johnson, R.	Neuenschwander	Rest	Vellenga
Carlson, L.	Kahn	O'Connor	Rice	Wagenius
Carruthers	Kalis	Ogren	Rodosovich	Welle
Clark	Kelly	Orenstein	Rukavina	Williams
Conway	Kinkel	Osthoff	Sarna	Wynia
Dawkins	Krueger	Ostrom	Scheid	Spk. Vanasek
Dorn	Lieder	Otis	Segal	
Greenfield	Long	Pappas	Simoneau	

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

Schreiber moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 107, after line 25, insert:

"Sec. 10. [STATEWIDE STANDARDIZED TESTING.]

(a) \$835,000 in fiscal year 1990 and \$835,000 in fiscal year 1991 are appropriated from the general fund to the commissioner of education to develop and implement statewide achievement measurement in grades six and ten in the core curriculum areas of mathematics, science, social studies, and communication, and to analyze the tests and report the results.

(b) Of the amounts appropriated, \$365,000 each year is for test development, \$150,000 each year is for data collection, \$150,000 each year is for computer programming, \$50,000 each year is for scoring, \$50,000 each year is for analysis, and \$50,000 each year is for reporting.

(c) \$20,000 in fiscal year 1990 and \$60,000 in fiscal year 1991 are appropriated from the general fund to the commissioner of education to allow Minnesota to participate in the state-by-state achievement comparisons project (National Assessment of Educational Progress)."

A roll call was requested and properly seconded.

The question was taken on the Schreiber amendment and the roll was called. There were 37 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Blatz	Gutknecht	Limmer	Poppenhagen	Tompkins
Boo	Haukoos	Macklin	Redalen	Uphus
Dempsey	Heap	Marsh	Richter	Valento
Dille	Henry	McDonald	Schafer	Waltman
Forsythe	Himle	McPherson	Schreiber	Weaver
Frederick	Kelso	Miller	Seaberg	
Frerichs	Kinkel	Osthoff	Sviggum	
Gruenes	Knickerbocker	Pauly	Tjornhom	

Those who voted in the negative were:

Abrams	Dauner	Kalis	Ogren	Rest
Anderson, G.	Dawkins	Kelly	Olsen, S.	Rice
Anderson, R.	Dorn	Kostohryz	Olson, K.	Rodosovich
Battaglia	Girard	Krueger	Omamm	Rukavina
Bauerly	Greenfield	Lasley	Onnen	Sarna
Beard	Hartle	Lieder	Orenstein	Scheid
Begich	Hasskamp	Lynch	Ostrom	Segal
Bennett	Hugoson	McEachern	Otis	Simoneau
Bertram	Jacobs	McGuire	Ozment	Skoglund
Brown	Janezich	McLaughlin	Pappas	Solberg
Burger	Jaros	Milbert	Pellow	Sparby
Carlson, D.	Jefferson	Morrison	Pelowski	Stanius
Carlson, L.	Jennings	Murphy	Peterson	Steensma
Carruthers	Johnson, A.	Nelson, C.	Price	Swenson
Clark	Johnson, R.	Nelson, K.	Pugh	Trimble
Conway	Johnson, V.	Neuenschwander	Quinn	Tunheim
Cooper	Kahn	O'Connor	Reding	Vellenga

Wagenius	Wenzel	Winter	Spk. Vanasek
Welle	Williams	Wynia	

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

McPherson; Blatz; Olsen, S.; Abrams; Seaberg; Knickerbocker; Fellow; Burger; Bennett and Tjornhom moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 11, line 16, after "\$700" insert "for fiscal year 1990 and \$1,000 thereafter,"

Page 15, line 18, delete "\$1,305,438,000" and insert "\$1,308,338,000"

Page 15, line 22, delete "\$1,127,614,000" and insert "\$1,130,514,000"

The question was taken on the McPherson et al amendment and the roll was called. There were 47 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Johnson, V.	Olsen, S.	Simoneau
Abrams, R.	Frerichs	Kelso	Onnen	Sparby
Beard	Gruenes	Knickerbocker	Pauly	Stanius
Bennett	Gutknecht	Kostohryz	Pellow	Swenson
Blatz	Haukoos	Limmer	Price	Tjornhom
Boo	Heap	Marsh	Pugh	Uphus
Burger	Henry	McGuire	Rest	Valento
Carlson, D.	Himle	McPherson	Schafer	
Carlson, L.	Johnson, A.	Milbert	Seaberg	
Dille	Johnson, R.	Morrison	Segal	

Those who voted in the negative were:

Anderson, G.	Hasskamp	Macklin	Otis	Steensma
Battaglia	Hugoson	McEachern	Pappas	Sviggum
Bauerly	Jacobs	McLaughlin	Pelowski	Trimble
Begich	Janezich	Miller	Peterson	Tunheim
Bertram	Jaros	Munger	Poppenhagen	Vellenga
Brown	Jefferson	Murphy	Quinn	Wagenius
Carruthers	Jennings	Nelson, C.	Reding	Waltman
Clark	Kahn	Nelson, K.	Rice	Weaver
Conway	Kalis	Neuenschwander	Richter	Welle
Cooper	Kelly	O'Connor	Rodosovich	Wenzel
Dauner	Kinkel	Ogren	Rukavina	Williams
Dawkins	Krueger	Olson, K.	Runbeck	Winter
Dorn	Lasley	Omann	Sarna	Wynia
Girard	Lieder	Orenstein	Scheid	Spk. Vanasek
Greenfield	Long	Osthoff	Schreiber	
Hartle	Lynch	Ostrom	Solberg	

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

Olsen, S.; Blatz; Knickerbocker; Abrams; Forsythe; Pauly; Himle and Heap moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 13, after line 8, insert:

"Sec. 17. Minnesota Statutes 1988, section 124A.23, subdivision 3, is amended to read:

Subd. 3. [GENERAL EDUCATION LEVY; DISTRICTS OFF THE FORMULA.] If the amount of the general education levy for a district exceeds the district's general education revenue, excluding supplemental revenue, the amount of the general education levy shall be limited to the following:

(1) the district's general education revenue, excluding supplemental revenue; plus

(2) the amount of the aid reduction for the same school year according to section 124A.24; minus

(3) (2) payments made for the same school year according to section 124A.035, subdivision 4.

For purposes of statutory cross-reference, a levy made according to this subdivision shall be construed to be the levy made according to subdivision 2."

Page 16, line 1, after "124.217," insert "124A.24,"

Renumber sections in sequence

Correct internal cross references

Amend the title accordingly

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

Onnen; Blatz; Lynch; Olsen, S., and Morrison moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 20, line 33, delete "in"

Page 20, line 34, delete "fiscal year 1990 only"

Page 34, delete lines 23 to 26

Page 35, line 8, delete "\$95,811,000" and insert "\$100,811,000"

Page 35, line 12, delete "\$81,696,000" and insert "\$86,696,000"

A roll call was requested and properly seconded.

The question was taken on the Onnen et al amendment and the roll was called. There were 46 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Abrams	Hasskamp	Marsh	Pauly	Tjornhom
Bennett	Haukoos	McDonald	Pellow	Tompkins
Blatz	Heap	McGuire	Popenhagen	Uphus
Boo	Henry	McPherson	Pugh	Valento
Burger	Himle	Miller	Richter	Weaver
Forsythe	Johnson, R.	Morrison	Runbeck	Williams
Frederick	Knickerbocker	Olsen, S.	Schreiber	
Gruenes	Limmer	Olsen, K.	Seaberg	
Gutknecht	Lynch	Onnen	Stanius	
Hartle	Macklin	Ozment	Swenson	

Those who voted in the negative were:

Anderson, G.	Dille	Kinkel	Omann	Schafer
Anderson, R.	Dorn	Kostohryz	Orenstein	Scheid
Battaglia	Girard	Krueger	Osthoff	Segal
Bauerly	Greenfield	Lasley	Ostrom	Simoneau
Beard	Hugoson	Lieder	Otis	Solberg
Begich	Jacobs	Long	Pappas	Sparby
Bertram	Janezich	McEachern	Pelowski	Steensma
Brown	Jaros	McLaughlin	Peterson	Trimble
Carlson, D.	Jefferson	Milbert	Price	Tunheim
Carlson, L.	Jennings	Munger	Quinn	Vellenga
Carruthers	Johnson, A.	Murphy	Reding	Wagenius
Clark	Johnson, V.	Nelson, C.	Rest	Waltman
Conway	Kahn	Nelson, K.	Rice	Welle
Cooper	Kalis	Neuenschwander	Rodosovich	Wenzel
Dauner	Kelly	O'Connor	Rukavina	Winter
Dawkins	Kelso	Ogren	Sarna	Wynia
				Spk. Vanasek

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

Olsen, S.; Knickerbocker; Forsythe; Pauly; Henry; Abrams; Bennett; Pellow and Tjornhom moved to amend H. F. No. 654, the third engrossment, as amended, as follows:

Page 7, delete lines 34 to 36

Page 8, delete lines 1 to 36

Page 9, delete lines 1 to 36

Page 10, delete lines 1 to 36

Page 11, after line 8, insert "\$145 of this amount is provided entirely through state aid under section 20."

Page 13, line 5, delete "\$1,149,000,000" and insert "\$1,049,030,000"

Page 15, after line 10, insert:

"Sec. 20. [PROGRAM IMPROVEMENT AID.]

Program improvement aid is provided entirely through state aid payments. The state aid payment of \$145 is added to each district's general education aid."

Page 15, line 18, delete "\$1,305,438,000" and insert "\$1,403,534,000"

Page 15, line 22, delete "\$1,127,614,000" and insert "\$1,230,456,000"

Renumber subsequent sections

Correct internal cross references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Olsen, S., et al amendment and the roll was called. There were 23 yeas and 105 nays as follows:

Those who voted in the affirmative were:

Abrams	Forsythe	Limmer	Pellow	Tompkins
Anderson, R.	Frederick	McPherson	Poppenhagen	Valento
Bennett	Heap	Morrison	Pugh	Waltman
Burger	Henry	Olsen, S.	Seaberg	
Dempsey	Knickerbocker	Pauly	Tjornhom	

Those who voted in the negative were:

Anderson, G.	Clark	Hasskamp	Kahn	Marsh
Battaglia	Conway	Haukoos	Kalis	McEachern
Bauerly	Cooper	Himle	Kelly	McGuire
Beard	Dauner	Hugoson	Kelso	McLaughlin
Bertram	Dawkins	Jacobs	Kinkel	Munger
Bishop	Dille	Janezich	Kostohryz	Murphy
Blatz	Dorn	Jaros	Krueger	Nelson, C.
Boo	Frerichs	Jefferson	Lasley	Nelson, K.
Brown	Girard	Jennings	Lieder	Neuenschwander
Carlson, D.	Greenfield	Johnson, A.	Long	O'Connor
Carlson, L.	Gruenes	Johnson, R.	Lynch	Ogren
Carruthers	Hartle	Johnson, V.	Macklin	Olsen, K.

Omann	Peterson	Rukavina	Solberg	Vellenga
Onnen	Price	Runbeck	Sparby	Wagenius
Orenstein	Quinn	Sarna	Stanius	Weaver
Osthoff	Redalen	Schafer	Steensma	Welle
Ostrom	Reding	Scheid	Sviggum	Wenzel
Otis	Rest	Schreiber	Swenson	Williams
Ozment	Rice	Segal	Trimble	Winter
Pappas	Richter	Simoneau	Tunheim	Wynia
Pelowski	Rodosovich	Skoglund	Uphus	Spk. Vanasek

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

The Speaker resumed the Chair.

H. F. No. 654, A bill for an act relating to education; providing for general education revenue, transportation, special programs, community education, school facilities and equipment, education organization and cooperation, access to education excellence, school breakfast programs, sexual harassment and violence policies, parental involvement programs, libraries, state education agencies and education agency services, providing for limits on open enrollment and post-secondary options; appropriating money; amending Minnesota Statutes 1988, sections 43A.08, subdivision 1a; 120.06, by adding a subdivision; 120.062, subdivisions 4, 6, and by adding a subdivision; 120.17, subdivisions 3, 3b, and by adding a subdivision; 121.88, subdivisions 2 and 5; 121.882, subdivisions 2 and 4; 121.904, subdivision 4a; 121.908, subdivision 5; 121.912, subdivision 1; 121.935, subdivision 6; 122.23, by adding a subdivision; 122.43, subdivision 1; 122.532, subdivision 4; 122.541, subdivision 5; 122.91; 122.92; 122.93, subdivision 2, and by adding subdivisions; 122.94, subdivision 1, and by adding a subdivision; 122.95, subdivision 2, and by adding a subdivision; 123.3514, subdivisions 2, 4, 4c, 5, 7, and 10; 123.39, by adding a subdivision; 123.58, subdivision 9, and by adding a subdivision; 123.702, subdivisions 1, 1a, 2, 3, 4, and by adding subdivisions; 123.703, by adding subdivisions; 123.705, subdivision 1, and by adding a subdivision; 124.17, subdivision 1b; 124.19, subdivision 5; 124.195, subdivision 8; 124.2131, subdivision 1; 124.223; 124.225; 124.243, subdivision 3, and by adding a subdivision; 124.244, subdivision 2; 124.245, subdivision 3b; 124.26, subdivisions 1c, 7, and by adding a subdivision; 124.261; 124.271, by adding subdivisions; 124.2711, subdivisions 1, 3, 4, and by adding a subdivision; 124.2721; 124.273, subdivisions 1b, 4, 5, 7, and by adding a subdivision; 124.32, subdivisions 1b, 1d, and by adding a subdivision; 124.38, subdivision 7; 124.43, subdivision 1, and by adding a subdivision; 124.494, subdivision 2; 124.573, subdivision 2b, and by adding subdivisions; 124.574, subdivisions 1, 4, and 5; 124.575, subdivision 3; 124.82, subdivision 3; 124.83, subdivisions 3, 4, and 6; 124A.02, by adding a subdivision; 124A.03, subdivision 2; 124A.035, subdivisions 2 and 4; 124A.036, by adding a subdivision; 124A.22, subdivisions 2, 4, and 9; 124A.23, subdivision 1; 124A.28, subdivision 1; 124A.31; 126.151, subdivision 2; 126.23; 126.56, subdivision 4, and by adding a subdivision; 126.67, subdivision 8;

128A.09; 129.121, by adding a subdivision; 129C.10; 134.33, subdivision 1; 134.34, subdivisions 1, 2, 3, and 4; 134.35, subdivision 5; 136D.27, subdivision 1; 136D.74, subdivision 2; 136D.87, subdivision 1; 141.35; 273.1102, subdivision 3; 275.011, subdivision 1; 275.125, subdivisions 5, 5b, 5c, 5e, 6e, 6h, 6i, 8, 8b, 8c, 8e, 9, 9a, 9b, 9c, 11d, 14a, and by adding a subdivision; 354.094, subdivisions 1 and 2; 354.66, subdivision 4; 354A.091, subdivisions 1 and 2; 354A.094, subdivision 4; and 363.06, subdivision 3; Laws 1965, chapter 705, as amended; Laws 1976, chapter 20, section 4; Laws 1988, chapter 718, article 7, section 61, subdivisions 1, 2, and 3; chapter 719, article 5, section 84; proposing coding for new law in Minnesota Statutes, chapters 122; 124; 124A; 126; 127; 275; and 363; repealing Minnesota Statutes 1988, sections 120.062, subdivision 8; 123.702, subdivisions 1a, 5, 6, and 7; 124.217; 124.243, subdivision 4; 124.271, subdivision 26; 129B.11; 129B.48; 134.33, subdivision 1; 134.34, subdivision 5; and 275.125, subdivision 6f; Laws 1988, chapter 718, article 5, section 4.

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 125 yeas and 8 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Haukoos	Knickerbocker	Pauly
Ferichs	Heap	Olsen, S.	Richter

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

CONSENT CALENDAR

Wynia moved that the bills on the Consent Calendar for today be continued. The motion prevailed.

SPECIAL ORDERS

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

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Limmer moved that his name be stricken as an author on H. F. No. 1385. The motion prevailed.

Haukoos, Conway and Dauner moved that their names be stricken as authors on H. F. No. 372. The motion prevailed.

Bennett, Vanasek, Wynia, Himle and Anderson, G., introduced:

House Resolution No. 10, A house resolution designating September 24, 1989, as United States Marshals Bicentennial Day.

The resolution was referred to the Committee on Rules and Legislative Administration.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1625:

Carlson, L.; Price; Orenstein; Jaros and Heap.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 266:

Long, Welle and Himle.

ADJOURNMENT

Wynia moved that when the House adjourns today it adjourn until 1:00 p.m., Tuesday, May 9, 1989. The motion prevailed.

Wynia moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Tuesday, May 9, 1989.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

