

STATE OF MINNESOTA

SEVENTY-SIXTH SESSION—1990

SIXTY-FIFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 1, 1990

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

Prayer was offered by the Reverend Tom Shifflet, Senior Minister, First Christian Church, Minneapolis, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Nelson, K., and Rice were excused.

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

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1841, 1883, 1921, 1930, 1968, 1983, 1893, 1895 and 1964 and S. F. No. 956 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 984, A bill for an act relating to agriculture; regulating certain livestock transactions; amending Minnesota Statutes 1988, section 17A.03, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 17A; proposing coding for new law as Minnesota Statutes, chapter 31B.

Reported the same back with the following amendments:

Page 2, line 30, after "dealer" insert "and grain and feed businesses with livestock contracts"

Page 2, line 32, delete "prescribed in section 201.97" and insert "form"

Page 4, line 23, delete "LIMITATIONS" and insert "ACCOUNTING REQUIREMENTS"

Page 4, line 25, delete "prohibited from owning and feeding"

Page 4, line 26, delete everything before the period and insert "required to conduct all financial transactions relating to a contract feeding operation through a separate and exclusive bank account. This separate account is subject to audit and inspection at any reasonable time by the commissioner"

Page 4, line 28, delete "\$30,000,000" and insert "\$10,000,000" and delete "prohibited from owning or" and insert "required to conduct all financial transactions relating to"

Page 4, line 29, delete "except through a marketing"

Page 4, line 30, delete "agency" and insert "through a separate and exclusive bank account. This separate account is subject to audit and inspection at any reasonable time by the commissioner"

Page 6, line 1, delete "proceeds in this state." and insert "proceeds." "

With the recommendation that when so amended the bill pass.

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 1771, A bill for an act relating to education; giving Cambridge full campus status in the community college system; appropriating money; amending Minnesota Statutes 1988, sections 136.60 and 136.602.

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 1836, A bill for an act relating to meetings of public bodies; government data practices; defining final disposition of a disciplinary action regarding personnel records; making clear that meetings may not be closed on the basis of data classification statutes; providing an exception to the open meeting law for preliminary discussions concerning allegations of misconduct against government employees; amending Minnesota Statutes 1988, sections 13.43, subdivision 2; and 471.705, by adding subdivisions.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1988, section 13.43, subdivision 2, is amended to read:

Subd. 2. [PUBLIC DATA.] (a) Except for employees described in subdivision 5, the following personnel data on current and former employees, volunteers, and independent contractors of a state agency, statewide system, or political subdivision and members of advisory boards or commissions is public: name; actual gross salary; salary range; contract fees; actual gross pension; the value and nature of employer paid fringe benefits; the basis for and the amount of any added remuneration, including expense reimbursement, in addition to salary; job title; job description; education and training

background; previous work experience; date of first and last employment; the existence and status of any complaints or charges against the employee, whether or not the complaint or charge resulted in a disciplinary action; and the final disposition of any disciplinary action together with the specific reasons for the action and supporting documentation data documenting the basis of the action, excluding data that would identify confidential sources who are employees of the public body; the terms of any agreement settling administrative or judicial proceedings involving individuals described in paragraph (c); work location; a work telephone number; badge number; honors and awards received; payroll time sheets or other comparable data that are only used to account for employee's work time for payroll purposes, except to the extent that release of time sheet data would reveal the employee's reasons for the use of sick or other medical leave or other not public data; and city and county of residence.

(b) For purposes of this subdivision, a final disposition occurs with respect to an individual described in paragraph (c) when the state agency, statewide system, or political subdivision makes its final decision about the disciplinary action, regardless of the possibility of any later proceedings or court proceedings. In the case of arbitration proceedings arising under collective bargaining agreements, a final disposition occurs at the conclusion of the arbitration proceedings. Final disposition includes a resignation by an individual after a disciplinary action has been initiated; except that in the case of teachers and law enforcement officers there is a final disposition only when the resignation occurs after the final decision of the state agency, statewide system, or political subdivision.

(c) An individual is subject to paragraph (b) if:

(1) the individual is an executive, manager, or supervisor;

(2) the individual is a teacher or law enforcement officer; or

(3) the individual is responsible for the care of minors or vulnerable adults and the person's conduct puts the minors or vulnerable adults at substantial risk.

Sec. 2. Minnesota Statutes 1988, section 471.705, is amended by adding a subdivision to read:

Subd. 1d. [TREATMENT OF DATA CLASSIFIED AS NOT PUBLIC.] (a) Meetings may not be closed to discuss data that are not public data. Data that are not public data may be discussed at a meeting subject to this section without liability or penalty, if the disclosure relates to a matter within the scope of the public body's authority, is reasonably necessary to conduct the business or agenda item before the public body, and is without malice. During an open meeting, a public body may make reasonable efforts to protect from

disclosure data that are not public data, including where practical acting by means of reference to a letter, number, or other designation that does not reveal the identity of the data subject. Data discussed at an open meeting or reflected in a record of the meeting retain the data's original classification.

(b) Notwithstanding paragraph (a), any portion of a meeting must be closed if expressly required by other law or if the following types of data are discussed:

(1) data that would identify alleged victims of criminal sexual conduct, domestic abuse, or child abuse;

(2) private personnel data on individuals not described in section 13.43, subdivision 2, paragraph (c);

(3) data on individuals collected, maintained, used, or disseminated by the welfare system, as defined in section 13.46, provided that the data cannot be reduced to summary data;

(4) active investigative data or internal affairs data collected or created by a law enforcement agency, as defined in section 13.82, subdivision 5; or

(5) educational data, medical data, or mental health data that are not public data under section 13.32, 13.42, or 13.46, subdivision 7, respectively.

(c) Notwithstanding paragraph (a), a public body shall close a meeting for preliminary consideration of allegations or charges against an individual subject to its authority. If the members conclude that discipline of any nature is warranted, further meetings or hearings relating to an individual described in section 13.43, subdivision 2, paragraph (c), shall be open. A meeting shall also be open at the request of the individual who is the subject of the meeting.

(d) Notwithstanding paragraph (a), a public body may at its discretion close a meeting to evaluate the performance of an individual described in section 13.43, subdivision 2, who is subject to its authority. The public body shall identify the individual to be evaluated prior to closing a meeting. At its next open meeting, the public body shall summarize its conclusions regarding the evaluation. A meeting shall be open at the request of the individual who is the subject of the meeting.

(e) Meetings may also be closed if expressly authorized by other law.

Sec. 3. Minnesota Statutes 1988, section 471.705, is amended by adding a subdivision to read:

Subd. 1e. [REASONS FOR CLOSING A MEETING.] Before closing a meeting, a public body shall state on the record the specific grounds permitting the meeting to be closed and describe the subject to be discussed.

Sec. 4. Minnesota Statutes 1988, section 471.705, is amended by adding a subdivision to read:

Subd. 1f. [CONSTITUENT MEETINGS.] The notice described in subdivision 1c is not required where members of a public body attend a meeting with constituents to report to them or to discuss public business with them, provided that the meeting occurs at the invitation of the constituents, the meeting is open to the public, no vote or decision is made at the meeting, at least five constituents attend the meeting, and the meeting is not held at the public body's regular meeting location. The public body shall upon request provide the date, time, place, and purpose of the meeting. For purposes of this subdivision, "constituent" does not include members of, employees of, or a person under contract with the public body."

Amend the title as follows:

Page 1, line 6, delete "providing an"

Page 1, delete lines 7 and 8

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

With the recommendation that when so amended the bill pass.

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 1878, A bill for an act relating to education; establishing Students' Day; proposing coding for new law in Minnesota Statutes, chapters 126 and 135A.

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 1891, A bill for an act relating to lawful gambling; expanding definition of contraband; extending deadline for inventory of seized contraband; authorizing seizing authorities to use proceeds from forfeited contraband; prohibiting possession or sale of unregistered video pull-tab devices; prohibiting altered or counterfeit gambling equipment and possession thereof; prohibiting organizations from accepting checks for gambling equipment or chances; requiring posting of penalties for receiving cash on video games of chance; subjecting illegally used gambling equipment to forfeiture; providing penalties; amending Minnesota Statutes 1988, sections 349.2125, subdivision 4; 349.2127, by adding a subdivision; and 609.762, subdivision 1; Minnesota Statutes 1989 Supplement, sections 349.2125, subdivisions 1 and 3; 349.2127, subdivision 2; 349.22, subdivisions 1 and 3; 349.501, subdivision 1; 349.502, subdivision 1; and 609.76, subdivision 1.

Reported the same back with the following amendments:

Page 4, line 26, after the period insert "Seventy percent of".

Page 4, lines 29 to 33, delete the new language and insert "of forfeited property, after payment of seizure, storage, forfeiture, and sale expenses, must be forwarded to the seizing authority for deposit as a supplement to its operating fund or similar fund for official use, and 20 percent must be forwarded to the county attorney or other prosecuting agency that handled the forfeiture for deposit as a supplement to its operating fund or similar fund for prosecutorial purposes. The remaining ten percent of the proceeds must be forwarded within 60 days after resolution of the forfeiture to the department of human services to fund programs for the treatment of compulsive gamblers".

Page 6, line 11, after "equipment" strike ", except"

Page 6, lines 12 and 13, strike "equipment put into play by a licensed or exempt organization"

Page 6, after line 34, insert:

"(c) A person who violates section 349.2127, subdivision 5, is guilty of a gross misdemeanor if the recipient of the information or anyone acting in concert with the recipient receives prizes valued at more than \$200 but not more than \$2,500. For purposes of this paragraph, the value of prizes received within any six-month period may be aggregated and the defendant charged accordingly.

Sec. 7. Minnesota Statutes 1988, section 349.22, is amended by adding a subdivision to read:

Subd. 1a. [MISDEMEANOR.] Except as otherwise provided in subdivision 3, a person who violates section 349.2127, subdivision 5, is guilty of a misdemeanor."

Page 7, line 10, before the semicolon insert "if the recipient of the information or anyone acting in concert with the recipient receives prizes valued at more than \$2,500. For purposes of this paragraph, the value of prizes received within any six-month period may be aggregated and the defendant charged accordingly"

Page 7, line 18, after "(6)" insert "knowing or with reason to know"

Page 7, line 21, after the period insert "For purposes of this clause, the value of pull-tabs received within any six-month period may be aggregated and the defendant charged accordingly."

Sec. 9. Minnesota Statutes 1988, section 349.22, is amended by adding a subdivision to read:

Subd. 3a. [AGGREGATION.] When the value of prizes or pull-tabs received within a six-month period is aggregated under this section and two or more offenses were committed by the same person in two or more counties, the accused may be prosecuted in any county in which one of the offenses was committed for all of the offenses aggregated under this section."

Page 8, after line 4, insert:

"Sec. 12. Minnesota Statutes 1988, section 349.52, is amended by adding a subdivision to read:

Subd. 5. [LOCAL REGULATION.] A statutory or home rule charter city or county has the authority to adopt more stringent regulations concerning video games of chance, including the prohibition of video games of chance, within its jurisdiction."

Page 9, line 16, delete "11" and insert "14"

Page 9, line 17, delete "7, 9, 10, and 11" and insert "8, 11, 13, and 14"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 15, after the semicolon, insert "349.22, by adding subdivisions; 349.52, by adding a subdivision;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 1898, A bill for an act relating to public safety; providing for inspection of commercial motor vehicles; setting fees; prescribing a penalty; increasing complement of state patrol; amending Minnesota Statutes 1988, sections 221.031, subdivision 1, and by adding a subdivision; 221.221, subdivisions 2 and 3; and 221.605, subdivision 1; Minnesota Statutes 1989 Supplement, section 221.031, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapter 169.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [169.781] [ANNUAL INSPECTION OF COMMERCIAL MOTOR VEHICLES.]

Subdivision 1. [DEFINITIONS.] For purposes of sections 1 to 3:

(a) A "commercial vehicle" is:

(1) any commercial motor vehicle as defined in section 169.01, subdivision 75; and

(2) a motor vehicle registered as a farm truck that otherwise is described in section 169.01, subdivision 75, paragraph (a).

Unless otherwise stated, "commercial motor vehicle" includes each vehicle in a combination drawn by a commercial motor vehicle.

Commercial motor vehicle does not include a school bus displaying a certificate under section 169.451.

(b) "Commissioner" is the commissioner of public safety.

(c) "Owner" means a person who owns, or has control of through a lease of more than 30 days' duration, one or more commercial motor vehicles.

Subd. 2. [INSPECTION REQUIRED.] No person may operate a commercial motor vehicle registered in Minnesota, and no person may permit the operation of a commercial motor vehicle under that

person's control, unless the vehicle displays a valid safety inspection decal issued by the commissioner.

Subd. 3. [WHO MAY INSPECT.] (a) An inspection meeting the requirements of this section may be performed by:

(1) an employee of the department of public safety or transportation who has been certified by the commissioner after having received training provided by the state patrol; or

(2) a person certified to perform inspections after having received training provided by the state patrol.

The commissioner shall certify under clause (2) only a person who (i) is an owner of five or more commercial motor vehicles that are power units, or is an employee of the owner, or (ii) is a dealer licensed under section 168.27 and engaged in the business of buying and selling commercial motor vehicles or an employee of the dealer. Certification under clause (2) is effective for one year from the date of certification. The commissioner may require annual retraining of persons holding a certificate under this paragraph as a condition of renewal of the certificate. A person certified under clause (2) may charge a fee of not more than \$50 for each inspection of a vehicle not owned by the person or the person's employer.

(b) The commissioner may classify types of vehicles for inspection purposes. The commissioner may adopt separate inspection procedures and issue separate classes of inspector certificates for each class.

(c) The commissioner, after notice and a hearing, may suspend a certificate issued under paragraph (a), clause (2), for (1) failure to meet annual certification requirements prescribed by the commissioner, or (2) failure to inspect commercial motor vehicles in accordance with state patrol inspection procedures. The commissioner shall revoke a certificate issued under paragraph (a), clause (2), when the commissioner determines after notice and a hearing that the certified person issued an inspection decal for a commercial motor vehicle when the person knew or reasonably should have known that the commercial motor vehicle was in such a state of repair that it would have been declared out of service if inspected by an employee of the state patrol. Suspension and revocation of certificates under this subdivision are not subject to the contested case provisions of the administrative procedure act.

Subd. 4. [INSPECTION REPORTS.] (a) A person performing an inspection shall issue an inspection report to the owner of each commercial motor vehicle inspected. The report must include the following information:

(1) the name and signature of the person performing the inspection, and any inspector certification number given that person by the commissioner;

(2) if applicable, the United States Department of Transportation carrier number issued to the owner of the vehicle, or to the operator of the vehicle if other than the owner;

(3) the license plate number and vehicle identification number of the vehicle;

(4) the date and location of the inspection;

(5) the vehicle components inspected and a description of the findings of the inspection, including identification of those components not meeting the minimum standards of federal motor carrier regulations; and

(6) the inspector's certification that the inspection was complete, accurate, and in compliance with the requirements of this subdivision.

(b) A copy of the inspection report must be kept by the vehicle's owner for at least one year at a location in the state where the vehicle is domiciled or maintained. The report must be available for inspection by an authorized federal, state, or local official at any time during the period in which the report is required to be retained.

(c) The commissioner shall prescribe the contents of the inspection report and revise it as necessary to comply with state law and federal law and regulations. The report form is not subject to the administrative procedure act.

Subd. 5. [INSPECTION DECALS.] (a) The person performing the inspection shall issue an inspection decal for each commercial motor vehicle when each inspected component complies with federal motor carrier regulations. The decal must state that in a month specified on the decal the commercial motor vehicle was inspected and each inspected component passed the inspection in accordance with the terms of federal motor carrier regulations. The decal is valid for 12 months after the month specified on the decal. The commissioners of public safety and transportation shall make decals available, at a fee of not more than \$2 for each decal, to persons certified to perform inspections under subdivision 3, paragraph (a), clause (2).

(b) Minnesota inspection decals may be affixed only to commercial motor vehicles bearing Minnesota-based license plates.

Subd. 6. [AUDITS; REVIEWS; RANDOM INSPECTIONS.] Employees of the state patrol and motor transportation representatives

of the department of transportation have the authority to (1) review records required to be kept under subdivision 4, paragraph (b); (2) conduct random vehicle inspections at the facility of an owner of a commercial motor vehicle; and (3) conduct audits at the facility of an owner of a commercial motor vehicle under chapters 221 and 296 and federal motor vehicle safety regulations.

Subd. 7. [DISPOSITION OF REVENUES.] The commissioner shall pay all revenues received under this section to the state treasurer for deposit in the trunk highway fund.

Subd. 8. [VIOLATIONS; PENALTY.] A violation of this section is a misdemeanor.

Subd. 9. [FORMS.] The adoption of forms required under this section is not subject to the administrative procedure act.

Sec. 2. [169.782] [DAILY INSPECTION OF COMMERCIAL MOTOR VEHICLES.]

Subdivision 1. [DRIVERS; DAILY INSPECTION REPORT] (a) The driver of each commercial motor vehicle must report in writing at the completion of each day's work on each commercial motor vehicle the driver has operated. A person who owns one or more commercial motor vehicles and who employs drivers for those commercial motor vehicles must require each driver to report as required in this section. The report must cover the following parts and accessories: service brakes, including trailer and semitrailer brake connections; parking (hand) brake; steering mechanism; lighting devices and reflectors; tires; horn; windshield wiper or wipers; rear vision mirror or mirrors; coupling devices; wheels and rims; and emergency equipment.

(b) The report must identify the vehicle and list any defect or deficiency discovered by or reported to the driver that would affect the safe operation of the vehicle or result in its mechanical breakdown. If no defect or deficiency is discovered by or reported to the driver, the report must so indicate. The driver must sign the report after completing it. In the case of a commercial motor vehicle operated by two drivers, the signature of one of the drivers satisfies the requirements of this subdivision if both drivers agree concerning the defects or deficiencies. If a driver operates more than one commercial motor vehicle during a day's work, a report must be prepared for each vehicle operated.

(c) Before operating a commercial motor vehicle on which a report has been prepared under this subdivision, the owner of a commercial motor vehicle or the owner's agent must repair the defects or deficiencies listed on the report that would be sufficient under the state patrol inspection procedures to require the vehicle to be declared out of service. Before allowing the commercial motor

vehicle to again be operated, the owner or the owner's agent must certify, on each report listing the defect or deficiency, that the defect or deficiency has been corrected or that correction is unnecessary. A motor carrier must keep the original copy of the vehicle inspection report, and any certification of repairs in connection with the report, for at least three months after the date of inspection. The report must be available for inspection by an authorized federal, state, or local official at any time during the period in which the report is required to be kept.

(d) A copy of the vehicle inspection report, including a certification of corrections resulting from the report, must be carried in the commercial motor vehicle, or in the power unit of a commercial motor vehicle combination, at all times when the vehicle or power unit is operated until the next inspection report is completed under this subdivision. The copy must be made available on demand to (1) a peace officer, (2) a person authorized to enforce section 221.221, and (3) a person described in section 229D.06.

Subd. 2. [DRIVERS; PRETRIP INSPECTION.] (a) Before driving the vehicle, each driver of a commercial motor vehicle must:

- (1) review the most recent vehicle inspection report on the vehicle;
- (2) determine that the vehicle is in safe operating condition; and
- (3) sign the inspection report in the vehicle. The driver shall sign the report only if all defects and deficiencies listed in the report have been certified as having been corrected or as not requiring correction.

(b) If the commercial motor vehicle does not contain the previous day's inspection report, the driver must make the inspection and complete the report required under subdivision 1. Subdivision 1 applies to a report made under this paragraph.

Subd. 3. [OPERATION PROHIBITED.] It is a misdemeanor to drive or to cause another to drive a commercial motor vehicle that does not contain a copy of an inspection report complying with this section.

Subd. 4. [EXCEPTIONS.] (a) This section, other than subdivision 2, paragraph (a), clause (2), does not apply to a commercial motor vehicle that is a farm truck that may be operated by a person not holding a commercial driver's license.

(b) This section does not apply to a commercial motor vehicle held for resale by a motor vehicle dealer licensed under section 168.27.

Sec. 3. [169.783] [ACCIDENTS; REINSPECTION.]

Subdivision 1. [POSTCRASH INSPECTION.] A peace officer responding to an accident involving a commercial motor vehicle defined in section 1, must immediately notify the state patrol if the accident results in death, personal injury, or property damage to an apparent extent of more than \$4,500. It is a misdemeanor for a person to drive or cause to be driven a commercial motor vehicle after such an accident unless the commercial motor vehicle (1) has been inspected by a state trooper or other person authorized to conduct inspections under section 1, subdivision 3, paragraph (a), clause (1), and the person inspecting the vehicle has determined that the vehicle may safely be operated, or (2) a waiver has been granted under subdivision 2.

Subd. 2. [WAIVER.] A state trooper or other person called to the scene of an accident by a responding peace officer under subdivision 1 may waive the inspection requirement of that subdivision if the person determines that a postcrash inspection is not needed or cannot be accomplished without unreasonable delay. A person who grants a waiver must provide the driver of each commercial motor vehicle involved in the accident a written statement to the effect that the inspection has been waived. The written statement must include the incident report number assigned to the accident by the state patrol.

Sec. 4. Minnesota Statutes 1988, section 221.031, subdivision 1, is amended to read:

Subdivision 1. [POWERS, DUTIES, REPORTS, LIMITATIONS.]
(a) This subdivision applies to motor carriers engaged in intrastate commerce.

(b) The commissioner shall prescribe rules for the operation of motor carriers, including their facilities, accounts, leasing of vehicles and drivers, service, safe operation of vehicles, equipment, parts and accessories, maximum hours of service of drivers, driver qualifications, accident reporting, identification of vehicles, installation of safety devices, inspection, repair, and maintenance, and proper automatic speed regulators if, in the opinion of the commissioner, there is a need for the rules.

(c) The commissioner shall direct the repair and reconstruction or replacement of an inadequate or unsafe motor carrier vehicle or facility. The commissioner may require the construction and maintenance or furnishing of suitable and proper freight terminals, passenger depots, waiting rooms, and accommodations or shelters in a city in this state or at a point on the highway traversed which the commissioner, after investigation by the department, may deem just and proper for the protection of passengers or property.

(d) The commissioner shall require the filing of annual and other reports including annual accounts of motor carriers, schedules of

rates and charges, or other data by motor carriers, regulate motor carriers in matters affecting the relationship between them and the traveling and shipping public, and prescribe other rules as may be necessary to carry out the provisions of this chapter.

(e) A motor carrier having gross revenues from for-hire transportation in a calendar year of less than \$50,000 may, at the discretion of the commissioner, be exempted from the filing of an annual report, if instead of filing the report the motor carrier files an affidavit, in a form as may be prescribed by the commissioner, attesting that the motor carrier's gross revenues did not exceed \$50,000 in the previous calendar year. Motor carrier gross revenues from for-hire transportation, for the purposes of this subdivision only, do not include gross revenues received from the operation of school buses as defined in section 169.01, subdivision 6.

(f) The commissioner shall enforce sections 1 to 3.

(g) The commissioner shall make no rules relating to the granting, limiting, or modifying of permits or certificates of convenience and necessity, which are powers granted to the board.

(h) The board may extend the termini of a route or alter or change the route of a regular route common carrier upon petition and after finding that public convenience and necessity require an extension, alteration, or change.

Sec. 5. Minnesota Statutes 1988, section 221.031, is amended by adding a subdivision to read:

Subd. 8. [DRIVEAWAY-TOWAWAY EXEMPTION.] Notwithstanding Minnesota Rules, part 8850.9000, for purposes of regulating commercial motor vehicles as defined in section 1, subdivision 1, the exemption provided in Code of Federal Regulations, title 49, section 396.11, paragraph (d), applies in Minnesota only to drive-away-towaway operations.

Sec. 6. Minnesota Statutes 1989 Supplement, section 221.031, subdivision 2a, is amended to read:

Subd. 2a. [AGRICULTURAL EXEMPTIONS.] (a) Notwithstanding the provisions of subdivision 2, private carriers engaged in intrastate commerce and operating vehicles transporting agricultural and other farm products within an area having a 50-mile radius from the business location of the private carrier must comply only with the commissioner's rules for safety of operations and equipment, except as provided in paragraph (b).

(b) A rear-end dump truck or other rear-unloading truck while being used for hauling agricultural and other farm products from a

place of production or on-farm storage site to a place of processing or storage, is not subject to any rule of the commissioner requiring rear-end protection, including a federal regulation adopted by reference.

(c) A private carrier that is a commercial motor vehicle as defined in section 1, subdivision 1, must comply with sections 1 to 3.

Sec. 7. Minnesota Statutes 1988, section 221.221, subdivision 2, is amended to read:

Subd. 2. [POWERS.] Transportation representatives and hazardous material specialists of the department for the purpose of enforcing the provisions of this chapter ~~and section, sections 1 to 3~~ and 296.17, subdivisions 10 and 17, and the applicable rules, orders, or directives of the commissioner, the commissioner of revenue, and the board issued under this chapter and chapter 296, but for no other purpose, have the powers conferred by law upon police officers. The powers include the authority to conduct inspections at designated highway weigh stations or under other appropriate circumstances.

Sec. 8. Minnesota Statutes 1988, section 221.221, subdivision 3, is amended to read:

Subd. 3. [DELEGATED POWERS.] Representatives of the department to whom authority has been delegated by the commissioner for the purpose of enforcing sections 1 to 3, 221.041, and 221.171 and the rules, orders, or directives of the commissioner or board adopted or issued under those sections, and for no other purpose, shall have the powers conferred by law upon police officers. The representatives of the department have the power to inspect records, logs, freight bills, bills of lading, or other documents which may provide evidence to determine compliance with sections 1 to 3, 221.041, and 221.171.

Sec. 9. Minnesota Statutes 1988, section 221.605, subdivision 1, is amended to read:

Subdivision 1. [FEDERAL REGULATIONS.] Interstate carriers and private carriers engaged in interstate commerce shall comply with the federal motor carrier safety regulations, Code of Federal Regulations, title 49, parts 390 to 398, and with the rules of the commissioner concerning inspections, vehicle and driver out-of-service restrictions and requirements, and vehicle, driver, and equipment checklists. For purposes of regulating commercial motor vehicles as defined in section 1, subdivision 1, the exemption provided in Code of Federal Regulations, title 49, section 396.11, paragraph (d), applies in Minnesota only to driveaway-towaway operations.

Sec. 10. [STATE PATROL COMPLEMENT.]

The complement of the state patrol in the department of public safety is increased by three state trooper positions and one clerical staff person to administer the program under sections 1 to 3.

Sec. 11. [EFFECTIVE DATE.]

Sections 1 to 10 are effective July 1, 1990."

Delete the title and insert:

"A bill for an act relating to traffic regulations; requiring annual inspections of commercial motor vehicles; providing for the certification of persons to conduct annual inspections; requiring daily pretrip inspections; prescribing fees; providing penalties; amending Minnesota Statutes 1988, sections 221.031, subdivision 1, and by adding a subdivision; 221.221, subdivisions 2 and 3; and 221.605, subdivision 1; Minnesota Statutes 1989 Supplement, section 221.031, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapter 169."

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

The report was adopted.

Osthoff from the Committee on Financial Institutions and Housing to which was referred:

H. F. No. 1913, A bill for an act relating to commerce; regulating dividends on claims in liquidation proceedings; industrial loan and thrift companies; regulating lending practices; regulating the lending practices of regulated lenders; specifying the loan fees and charges that may be imposed by regulated lenders; amending Minnesota Statutes 1988, sections 49.24, subdivision 9; 53.04, subdivision 3a; 56.12; 56.131, subdivisions 1, 2, and 6; and 56.14; and Minnesota Statutes 1989 Supplement, section 56.155, subdivision 2.

Reported the same back with the following amendments:

Page 10, line 3, after "subdivision 5," insert "paragraph (a),"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1919, A bill for an act relating to ethnic Minnesotans; designating Ethnic American Day; proposing coding for new law in Minnesota Statutes, chapter 10.

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

The report was adopted.

Begich from the Committee on Labor-Management Relations to which was referred:

H. F. No. 1928, A bill for an act relating to occupations and professions; prohibiting certain acts by protective agents and security guards during a labor dispute; amending Minnesota Statutes 1988, section 326.3384, by adding a subdivision; and amending Minnesota Statutes 1989 Supplement, section 326.3384, subdivision 2.

Reported the same back with the following amendments:

Page 1, line 11, after "DISPUTES" insert ", STRIKES, AND LOCKOUTS"

Page 1, line 14, before the period insert "who is primarily performing the duties of a security guard"

Page 1, line 17, after the first comma insert "strike, or lockout"

Page 1, delete line 18 and insert "subdivisions 7, 8, and 9:"

Page 1, delete lines 19 and 20 and insert:

"(1) inciting, encouraging, or aiding in the incitement or encouragement of any participant to do unlawful acts against the person or property of anyone;"

Page 1, line 22, after "protected" insert "by the persons described in paragraph (a)"

Page 1, delete lines 23 to 25 and insert:

"(3) stopping or detaining any vehicle unless the vehicle is on premises being protected by the persons described in paragraph (a);"

Page 2, line 4, delete "effect" and insert "purpose"

Page 2, line 11, after "if" insert "the license holder or"

Page 2, delete lines 20 to 22

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1965, A bill for an act relating to health; providing exemptions from the infectious waste control act; requiring hospitals to accept certain infectious waste; modifying standards for ambulance drivers; requiring adoption of rules setting new standards for recertification of and upgrading to emergency care course certificates; increasing reimbursement for volunteers; establishing an emergency medical services advisory council; exempting ambulances from vehicle license fees, registration, and excise taxes; regulating the provision of special transportation services; providing a tax credit; requiring studies; increasing medical assistance rates for ambulance services; providing funding for prehospital education, continuing education, and equipment; establishing task forces for medical directors and advisers; establishing an incentive plan for ambulance service personnel; setting plan requirements; creating a loan forgiveness program for medical students; providing nursing scholarships; creating a loan forgiveness program for advanced practice nurses; providing funding for summer medical interns; encouraging rural medical school applicants; requiring a study of medical assistance reimbursement for rural physicians; increasing participation in the rural physicians associates program; creating a rural hospital planning and transition grant program; creating a rural hospital subsidy fund; clarifying requirements for medical assistance coverage of swing beds; requiring a study of rural health professionals; allowing counties authority to exceed levy limits; appropriating money and increasing the complement; amending Minnesota Statutes 1988, section 136C.04, by adding a subdivision; Minnesota Statutes 1989 Supplement, sections 116.76, subdivision 9; 116.78, by adding subdivisions; 144.804, subdivision 1; 144.809; 144.8091; 168.012, subdivision 1; 168.013, subdivision 1a; 168.33, subdivision 7; 256B.0625, subdivision 2; and 297B.03; Minnesota Statutes Second 1989 Supplement, section 275.50, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 136A; 144; 147; 148; 174; and 290; proposing coding for new law as Minnesota Statutes, chapter 353E.

Reported the same back with the following amendments:

Page 2, line 10, delete "public health agency" and insert "board of health, community health board, or public health nursing agency"

Page 2, line 30, delete "eligible public health agencies" and insert "an eligible board of health, community health board, or public health nursing agency"

Page 2, delete line 34, and insert "board of health, community health board, or public health nursing agency is defined as a board of health, community health board, or public health nursing agency"

Page 3, line 3, delete "public health agency" and insert "board of health, community health board, or public health nursing agency"

Page 15, line 18, after "5" insert ", and all funds forfeited under sections 10 and 12. Investment earnings on money in the account must be credited to the account"

Page 15, line 20, delete "continually"

Page 15, line 28, delete "shall be annually" and insert "is" and delete "upon receipt" and insert "on January 1, each year"

Page 15, line 30, delete "8" and insert "9"

Page 17, after line 25, insert:

"Sec. 6. Minnesota Statutes 1988, section 176.011, subdivision 9, is amended to read:

Subd. 9. [EMPLOYEE.] "Employee" means any person who performs services for another for hire including the following:

(1) an alien;

(2) a minor;

(3) a sheriff, deputy sheriff, constable, marshal, police officer, firefighter, county highway engineer, and peace officer while engaged in the enforcement of peace or in the pursuit or capture of a person charged with or suspected of crime;

(4) a person requested or commanded to aid an officer in arresting or retaking a person who has escaped from lawful custody, or in executing legal process, in which cases, for purposes of calculating compensation under this chapter, the daily wage of the person shall be the prevailing wage for similar services performed by paid employees;

(5) a county assessor;

(6) an elected or appointed official of the state, or of a county, city, town, school district, or governmental subdivision in the state. An officer of a political subdivision elected or appointed for a regular term of office, or to complete the unexpired portion of a regular term, shall be included only after the governing body of the political subdivision has adopted an ordinance or resolution to that effect;

(7) an executive officer of a corporation, except those executive officers excluded by section 176.041;

(8) a voluntary uncompensated worker, other than an inmate, rendering services in state institutions under the commissioners of human services and corrections similar to those of officers and employees of the institutions, and whose services have been accepted or contracted for by the commissioner of human services or corrections as authorized by law. In the event of injury or death of the worker, the daily wage of the worker, for the purpose of calculating compensation under this chapter, shall be the usual wage paid at the time of the injury or death for similar services in institutions where the services are performed by paid employees;

(9) a voluntary uncompensated worker engaged in peace time in the civil defense program when ordered to training or other duty by the state or any political subdivision of it. The daily wage of the worker, for the purpose of calculating compensation under this chapter, shall be the usual wage paid at the time of the injury or death for similar services performed by paid employees;

(10) a voluntary uncompensated worker participating in a program established by a county welfare board. In the event of injury or death of the worker, the wage of the worker, for the purpose of calculating compensation under this chapter, shall be the usual wage paid in the county at the time of the injury or death for similar services performed by paid employees working a normal day and week;

(11) a voluntary uncompensated worker accepted by the commissioner of natural resources who is rendering services as a volunteer pursuant to section 84.089. The daily wage of the worker for the purpose of calculating compensation under this chapter, shall be the usual wage paid at the time of injury or death for similar services performed by paid employees;

(12) a member of the military forces, as defined in section 190.05, while in state active service, as defined in section 190.05, subdivision 5a. The daily wage of the member for the purpose of calculating compensation under this chapter shall be based on the member's usual earnings in civil life. If there is no evidence of previous

occupation or earning, the trier of fact shall consider the member's earnings as a member of the military forces;

(13) a voluntary uncompensated worker, accepted by the director of the Minnesota historical society, rendering services as a volunteer, pursuant to chapter 138. The daily wage of the worker, for the purposes of calculating compensation under this chapter, shall be the usual wage paid at the time of injury or death for similar services performed by paid employees;

(14) a voluntary uncompensated worker, other than a student, who renders services at the Minnesota state academy for the deaf or the Minnesota state academy for the blind, and whose services have been accepted or contracted for by the state board of education, as authorized by law. In the event of injury or death of the worker, the daily wage of the worker, for the purpose of calculating compensation under this chapter, shall be the usual wage paid at the time of the injury or death for similar services performed in institutions by paid employees;

(15) a voluntary uncompensated worker, other than a resident of the veterans home, who renders services at a Minnesota veterans home, and whose services have been accepted or contracted for by the commissioner of veterans affairs, as authorized by law. In the event of injury or death of the worker, the daily wage of the worker, for the purpose of calculating compensation under this chapter, shall be the usual wage paid at the time of the injury or death for similar services performed in institutions by paid employees;

(16) a worker who renders in-home attendant care services to a physically handicapped person, and who is paid directly by the commissioner of human services for these services, shall be an employee of the state within the meaning of this subdivision, but for no other purpose;

(17) students enrolled in and regularly attending the medical school of the University of Minnesota in the graduate school program or the postgraduate program. The students shall not be considered employees for any other purpose. In the event of the student's injury or death, the weekly wage of the student for the purpose of calculating compensation under this chapter, shall be the annualized educational stipend awarded to the student, divided by 52 weeks. The institution in which the student is enrolled shall be considered the "employer" for the limited purpose of determining responsibility for paying benefits under this chapter;

(18) a faculty member of the University of Minnesota employed for an academic year is also an employee for the period between that academic year and the succeeding academic year if:

(a) the member has a contract or reasonable assurance of a

contract from the University of Minnesota for the succeeding academic year; and

(b) the personal injury for which compensation is sought arises out of and in the course of activities related to the faculty member's employment by the University of Minnesota;

(19) a worker who performs volunteer ambulance driver or attendant services is an employee of the political subdivision, nonprofit hospital, nonprofit corporation, or other entity for which the worker performs the services. The daily wage of the worker for the purpose of calculating compensation under this chapter shall be the usual wage paid at the time of injury or death for similar services performed by paid employees;

(20) a voluntary uncompensated worker, accepted by the commissioner of administration, rendering services as a volunteer at the department of administration. In the event of injury or death of the worker, the daily wage of the worker, for the purpose of calculating compensation under this chapter, shall be the usual wage paid at the time of the injury or death for similar services performed in institutions by paid employees; and

(21) a voluntary uncompensated worker rendering service directly to the pollution control agency. The daily wage of the worker for the purpose of calculating compensation payable under this chapter is the usual going wage paid at the time of injury or death for similar services if the services are performed by paid employees; and

(22) a voluntary uncompensated worker while volunteering services as a first responder or as a member of a law enforcement assistance organization while acting under the supervision and authority of a political subdivision. The daily wage of the worker for the purpose of calculating compensation payable under this chapter is the usual going wage paid at the time of injury or death for similar services if the services are performed by paid employees.

If it is difficult to determine the daily wage as provided in this subdivision, the trier of fact may determine the wage upon which the compensation is payable."

Page 17, line 36, after "drivers" insert "from participating ambulance services"

Page 18, line 9, after "service" insert "with its base of operation, as defined in section 144.801, subdivision 7, in Minnesota and"

Page 18, delete lines 26 to 30

Page 19, line 6, delete "11" and insert "12"

Page 20, line 4, before "Sixty" insert "(a)" and delete "the" and insert "January 1, 1992"

Page 20, line 5, delete "effective date of the plan"

Page 20, line 6, after the period insert "These 60 months must be accumulated within 120 months of the first month of service credit earned after January 1, 1992."

Page 20, after line 13, insert:

"(b) Funds credited to a person's account are forfeited at the end of the 120th month after the first month of service credit earned after January 1, 1992, if the person does not have 60 months of service credit at that time. Funds forfeited must be deposited in the emergency medical services personnel account created in section 2, and must be allocated with the other funds in the account as provided in section 9."

Page 20, line 25, delete "8" and insert "9"

Page 21, line 1, delete "information" and insert "required information within 60 days after the public employees retirement association sends the service a notice that the information is overdue"

Page 21, line 2, delete everything after the period and insert "Funds forfeited must be deposited in the emergency medical services personnel account created in section 2, and must be allocated with the other funds in the account as provided in section 9."

Page 21, delete lines 3 and 4

Page 21, line 5, delete everything before "Ambulance"

Page 21, line 33, delete "heirs at law" and insert "estate"

Page 32, line 24, delete "SUBSIDY" and insert "ASSISTANCE"

Page 32, line 26, delete "subsidy" and insert "assistance"

Page 32, line 28, delete "such a subsidy" and insert "financial assistance"

Page 33, line 7, delete "health professionals" and insert "primary care physicians and nurses"

Page 33, line 10, delete everything after "of" and insert "primary care physicians and nurses;"

Page 33, delete line 11

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 34, delete "section" and insert "sections"

Page 1, line 35, after "subdivision" insert "; and 176.011, subdivision 9"

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

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 1981, A bill for an act relating to motor vehicles; providing for temporary permit while awaiting delivery of special vehicle license plates; requiring registered owner of motor vehicle to list address of primary residence on application for registration; clarifying when inspection fee must be paid to receive certificate of inspection for salvage vehicle; clarifying disclosure requirements for motor vehicle pollution control system; amending Minnesota Statutes 1988, sections 168.09, by adding a subdivision; 168.10, subdivision 1; and 325E.0951, subdivision 3a; Minnesota Statutes 1989 Supplement, section 168A.152, subdivision 2.

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

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2012, A bill for an act relating to agriculture; providing for uniformity of certain food rules with federal law; amending Minnesota Statutes 1989 Supplement, section 31.101, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1989 Supplement, section 31.101, is amended by adding a subdivision to read:

Subd. 9. Federal regulations and amendments thereto in effect on April 1, 1989, as provided by Code of Federal Regulation, title 50, parts 260 to 266, are incorporated into the state's fish rules for state inspections performed under a cooperative agreement with the United States Department of Commerce, National Marine Fisheries Service. Such rules may be amended by the commissioner proceeding in accordance with the administrative procedure act.”

With the recommendation that when so amended the bill pass.

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2025, A bill for an act relating to agriculture; creating a restricted seed potato growing area; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 21.

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

The report was adopted.

McEachern from the Committee on Education to which was referred:

H. F. No. 2059, A bill for an act relating to education; permitting special school district No. 1 to remodel the Aviation Training Center with federal funds.

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

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 2063, A bill for an act relating to crime victims; providing victims of delinquent acts the right to request notice of

release of juvenile offenders from juvenile correctional facilities; providing notice to sexual assault victims when a juvenile offender is released from pretrial detention; requiring that victims be informed of their right to request the withholding of public law enforcement data that identifies them; clarifying the duty of court administrators to disburse restitution payments; making certain changes to the crime victims reparations act; amending Minnesota Statutes 1988, section 611A.53, subdivision 2; Minnesota Statutes 1989 Supplement, sections 13.84, subdivision 5a; 611A.04, subdivision 2; 611A.06; 611A.52, subdivision 8; and 629.73; proposing coding for new law in Minnesota Statutes, chapter 611A.

Reported the same back with the following amendments:

Page 2, line 8, before "address" insert "home".

Page 2, line 10, delete "as a result of" and insert "under a disposition order for"

Page 2, after line 10, insert:

"Sec. 2. Minnesota Statutes 1989 Supplement, section 260.161, subdivision 2, is amended to read:

Subd. 2. Except as provided in this subdivision and in subdivision 1, and except for legal records arising from proceedings that are public under section 260.155, subdivision 1, none of the records of the juvenile court and none of the records relating to an appeal from a nonpublic juvenile court proceeding, except the written appellate opinion, shall be open to public inspection or their contents disclosed except (a) by order of a court or (b) as required by sections 611A.03, 611A.04, and 611A.06, and 629.73. The records of juvenile probation officers and county home schools are records of the court for the purposes of this subdivision. Court services data relating to delinquent acts that are contained in records of the juvenile court may be released as allowed under section 13.84, subdivision 5a. This subdivision applies to all proceedings under this chapter, including appeals from orders of the juvenile court, except that this subdivision does not apply to proceedings under section 260.255, 260.261, or 260.315 when the proceeding involves an adult defendant. The court shall maintain the confidentiality of adoption files and records in accordance with the provisions of laws relating to adoptions. In juvenile court proceedings any report or social history furnished to the court shall be open to inspection by the attorneys of record and the guardian ad litem a reasonable time before it is used in connection with any proceeding before the court.

When a judge of a juvenile court, or duly authorized agent of the court, determines under a proceeding under this chapter that a child has violated a state or local law, ordinance, or regulation pertaining

to the operation of a motor vehicle on streets and highways, except parking violations, the judge or agent shall immediately report the violation to the commissioner of public safety. The report must be made on a form provided by the department of public safety and must contain the information required under section 169.95."

Page 2, line 11, delete "NOTICE OF"

Page 2, delete line 13 and insert "A victim has a"

Page 2, line 14, delete everything before "right"

Page 2, line 15, delete "clauses (b) and" and insert "clause" and delete "the" and insert "a law enforcement"

Page 3, line 5, after "facility" insert "if the offender was placed there under a disposition order"

Page 6, after line 36, insert:

"Sec. 8. Minnesota Statutes 1988, section 611A.57, subdivision 6, is amended to read:

Subd. 6. Claims for reparations and supporting documents and reports are investigative data and subject to the provisions of section 13.39 until the claim is paid, denied, withdrawn, or abandoned. Following the payment, denial, withdrawal, or abandonment of a claim, the claim and supporting documents and reports are private data on individuals as defined in section 13.02, subdivision 12; provided that the board may forward any reparations claim forms, supporting documents, and reports to local law enforcement authorities for purposes of implementing section 611A.67."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete everything after the semicolon

Page 1, delete line 8

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

Page 1, line 13, delete "section" and insert "sections" and after the semicolon insert "611A.57, subdivision 6;"

Page 1, line 14, after the semicolon insert "260.161, subdivision 2;"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2076, A bill for an act relating to liquor; authorizing liquor stores to sell candy liqueurs; exempting certain signs from cost limits; authorizing removal of partially consumed wine bottles from licensed premises; eliminating the requirement for a vote on municipal liquor store continuance upon population change; amending Minnesota Statutes 1988, sections 340A.101, subdivision 10; 340A.308; and 340A.404, by adding a subdivision; repealing Minnesota Statutes 1988, section 340A.601, subdivision 2.

Reported the same back with the following amendments:

Page 1, line 19, delete the new language and insert "liqueur-filled candies,"

Page 2, after line 32, insert:

"Sec. 3. Minnesota Statutes 1989 Supplement, section 340A.404, subdivision 2, is amended to read:

Subd. 2. [SPECIAL PROVISION; CITY OF MINNEAPOLIS.] (a) The city of Minneapolis may issue an on-sale intoxicating liquor license to the Guthrie Theatre, the Cricket Theatre, the Orpheum Theatre, and the State Theatre, notwithstanding the limitations of law, or local ordinance, or charter provision relating to zoning or school or church distances. The licenses authorize sales on all days of the week to holders of tickets for performances presented by the theatres and to members of the nonprofit corporations holding the licenses and to their guests.

(b) The city of Minneapolis may issue an intoxicating liquor license to 510 Groveland Associates, a Minnesota cooperative, for use by a restaurant on the premises owned by 510 Groveland Associates, notwithstanding limitations of law, or local ordinance, or charter provision.

(c) Notwithstanding any other law, local ordinance, or charter provision, the city of Minneapolis may issue one or more on-sale intoxicating liquor licenses to the owner of the sports arena located at 600 First Avenue North in the city of Minneapolis or an entity holding a concessions contract with the owner for use on the premises of that sports arena. The license authorizes sales on all days of the week to holders of tickets for sporting events or other

events at the sports arena, and to the owner of the sports arena and the owner's guests. The licensee may not dispense intoxicating liquor to any person attending or participating in an amateur athletic event held on the premises.

Sec. 4. Minnesota Statutes 1988, section 340A.404, subdivision 3, is amended to read:

Subd. 3. [NOTICE TO THE COMMISSIONER.] A city shall within ten days of the issuance of a license under subdivision 1 or 5, inform the commissioner of the licensee's name and address and trade name, and the effective date and expiration date of the license. The city shall also inform the commissioner of a license transfer, cancellation, suspension, or revocation during the license period."

Page 3, delete lines 1 to 5 and insert "this section may permit a person purchasing a full bottle of wine in conjunction with the purchase of a meal to remove the bottle on leaving the licensed premises, provided that the bottle has been opened and the contents partially consumed. A removal of a bottle under the conditions described in this subdivision is not an off-sale of intoxicating liquor and may be permitted without additional license.

Sec. 6. Minnesota Statutes 1988, section 340A.405, subdivision 2, is amended to read:

Subd. 2. [COUNTIES.] (a) A county may issue an off-sale intoxicating license with the approval of the commissioner to exclusive liquor stores located within unorganized territory of the county.

(b) A county board of any county except Ramsey county containing a town exercising powers under section 368.01, subdivision 1, may issue an off-sale license to an exclusive liquor store within that town with the approval of the commissioner. No license may be issued under this paragraph unless the town board adopts a resolution supporting the issuance of the license.

(c) A county board of any county except Ramsey county containing a town that may not exercise powers under section 368.01, subdivision 1, may issue a combination off-sale and on-sale license to restaurants within that town with the approval of the commissioner pursuant to section 340A.404, subdivision 6. No license may be issued under this paragraph unless the town board adopts a resolution supporting the issuance of the license.

(d) No license may be issued under this subdivision unless a public hearing is held on the issuance of the license. Notice must be given to all interested parties and to any city located within three miles of the premises proposed to be licensed. At the hearing the county board shall consider testimony and exhibits presented by interested

parties and may base its decision to issue or deny a license upon the nature of the business to be conducted and its impact upon any municipality, the character and reputation of the applicant, and the propriety of the location. Any hearing held under this paragraph is not subject to chapter 14.

(e) A county board may not issue a license under this subdivision to a person for an establishment located less than three miles by the most direct route from the boundary of any statutory or home rule city except cities of the first class or within Pine, Carlton, Carver, or Red Lake county within three miles of a statutory or home rule city with a municipal liquor store.

(f) (e) The town board may impose an additional license fee in an amount not to exceed 20 percent of the county license fee.

(g) (f) Notwithstanding any provision of this subdivision or Laws 1973, chapter 566, as amended by Laws 1974, chapter 200, a county board may transfer or renew a license that was issued by a town board under Minnesota Statutes 1984, section 340.11, subdivision 10b, prior to January 1, 1985.

Sec. 7. Minnesota Statutes 1988, section 340A.504, subdivision 1, is amended to read:

Subdivision 1. [NONINTOXICATING MALT LIQUOR.] No sale of nonintoxicating malt liquor may be made between 1:00 a.m. and 8:00 a.m. on the days of Monday through Saturday, nor between 1:00 a.m. and 12:00 noon on Sunday, provided that an establishment located on land owned by the metropolitan sports commission, or the sports arena for which one or more licenses have been issued under section 340A.404, subdivision 2, paragraph (c), may sell nonintoxicating malt liquor between 10:00 a.m. and 12:00 noon on a Sunday on which a sports or other event is scheduled to begin at that location on or before 1:00 p.m. of that day.

Sec. 8. [CITY OF ST. PAUL; WINE AND BEER LICENSES.]

Subdivision 1. [LICENSE AUTHORIZED.] The city of St. Paul may issue on-sale nonintoxicating malt liquor licenses and on-sale wine licenses to the city's division of parks and recreation. The licenses authorize the sale of wine or nonintoxicating malt liquor on property owned by the city and under the jurisdiction of the division, by:

(1) employees of the city;

(2) persons holding a permit from the division to conduct an event and sell wine or nonintoxicating malt liquor to persons attending the event; or

(3) persons who have contracted with the city to sell wine or nonintoxicating malt liquor on such property.

Subd. 2. [PERMITS, CONTRACTS.] (a) Permits issued by the city under subdivision 1, clause (2), and contracts entered into by the city under subdivision 1, clause (3), must provide for:

- (1) the duration of the permit or contract;
- (2) the premises or area in which sales of wine or nonintoxicating malt liquor will be made;
- (3) the persons to whom such sales will be made;
- (4) the days and hours in which such sales will be made; and
- (5) obtaining by the permit holder or contracted vendor of such liquor liability insurance or bond, or both, as the city considers necessary to protect the city's interest as the holder of the license.

(b) A permit may be issued or a contract entered into under this section with a person who does not hold a license issued under Minnesota Statutes, chapter 340A, for the retail sale of alcoholic beverages.

(c) The division may, without notice or hearing, refuse to issue a permit under subdivision 1, clause (2).

Subd. 3. [CITY COUNCIL APPROVAL.] The St. Paul city council must approve each:

- (1) facility at which wine or nonintoxicating malt liquor will be sold by city employees;
- (2) permit issued under subdivision 1, clause (2); and
- (3) contract entered into under subdivision 1, clause (3).

Subd. 4. [APPLICABILITY OF GENERAL LAW.] All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section apply to licenses issued under this section. Licenses authorized by this section are in addition to any other licenses authorized by law.

Sec. 9. [EARLE BROWN HERITAGE CENTER LICENSE.]

In addition to any license authorized by law, the city of Brooklyn Center may issue one on-sale intoxicating liquor license for the Earle Brown Heritage Center convention center. The license shall

authorize the sale and serving of liquor to persons attending events at the center, other than amateur athletic events. The license fee and hours of sale shall be set by the city council within the limits imposed by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section apply to this license.

Sec. 10. [DULUTH LICENSE.]

Notwithstanding any law to the contrary, the city of Duluth may issue an on-sale intoxicating liquor license to a restaurant located at 109 North Second Avenue West in the city of Duluth. The license authorized by this section is in addition to any other licenses authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section apply to the license authorized by this section."

Page 3, after line 8, insert:

"Sec. 12. [EFFECTIVE DATE.]

Section 3 is effective on approval by the Minneapolis city council and compliance with Minnesota Statutes, section 645.021. Section 4 is effective the day following final enactment. Section 8 is effective on approval by the St. Paul city council and compliance with section 645.021. Section 9 is effective on approval by the Brooklyn Center city council and compliance with section 645.021. Section 10 is effective on approval by the Duluth city council and compliance with section 645.021."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon insert "authorizing additional licenses in the cities of Minneapolis, Brooklyn Center, and Duluth; authorizing the issuance of wine and nonintoxicating malt liquor licenses by the city of St. Paul to its parks and recreation division; repealing prohibitions against county off-sale and combination licenses within three miles of incorporated areas; providing for the reporting of wine licenses to the commissioner of public safety;"

Page 1, line 9, delete "and" and after the comma insert "subdivision 3, and"

Page 1, line 10, before "repealing" insert "340A.405, subdivision 2; 340A.504, subdivision 1; Minnesota Statutes 1989 Supplement, section 340A.404, subdivision 2;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kelly from the Committee on Judiciary to which was referred:

H. F. No. 2143, A bill for an act relating to crimes; defining "crime" for purposes of crime victims reparations; amending Minnesota Statutes 1988, section 611A.52, subdivision 6.

Reported the same back with the following amendments:

Page 2, line 16, after the second comma insert "609.21,"

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

The report was adopted.

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

H. F. No. 2209, A bill for an act relating to taxation; tax increment financing; modifying the requirements for the collection and expenditure of increments; providing for the computation of state aids; amending Minnesota Statutes 1988, sections 469.129, subdivision 2; 469.174, subdivision 12, and by adding a subdivision; 469.175, subdivision 1a, and by adding subdivisions; 469.176, subdivisions 2 and 3; 469.177, subdivision 8; 469.179, by adding a subdivision; Minnesota Statutes 1989 Supplement, sections 469.175, subdivision 4; 469.176, subdivision 4c; 469.177, subdivision 9; Minnesota Statutes Second 1989 Supplement, sections 469.174, subdivisions 7 and 10; 469.175, subdivisions 3 and 7; 469.176, subdivisions 1 and 4j; Laws 1988, chapter 719, article 12, section 30, as amended; proposing coding for new law in Minnesota Statutes, chapters 273 and 469.

Reported the same back with the following amendments:

Page 1, line 24, delete everything after "capacity" and insert "means the captured tax capacity of an economic development or soils condition district for which certification was requested after April 30, 1990."

Page 1, delete lines 25 to 32

Page 2, delete lines 1 to 22

Page 3, line 27, after the period, insert “If the municipality elects to transfer increments to its general fund, the levy limit for the municipality must be reduced by the amount of the increment transferred.”

Page 10, lines 34 to 36, reinstate the stricken language

Page 11, lines 1 and 2, reinstate the stricken language

Page 11, line 2, delete the colon and insert “and”

Page 11, delete lines 3 to 10

Page 11, line 11, delete “(B)”

Page 11, line 19, delete the period

Page 11, delete lines 20 to 22

Page 11, line 23, delete everything before the period

Page 13, line 26, delete “five” and insert “ten”

Page 13, line 36, delete everything after the period

Page 14, delete line 1

Page 14, line 2, delete “the commissioner of revenue.”

Page 14, delete section 12

Page 23, delete section 19

Page 26, line 13, after “district” insert “but within the defined geographic area of the project”

Page 26, line 15, delete “projects” and insert “project areas”

Page 26, line 16, delete “, on, and after August 1, 1979” and insert “July 1, 1982, including those before August 1, 1979, and districts for which certification was requested after April 30, 1990”

Page 27, line 10, delete “May 1” and insert “April 30”

Page 27, line 12, before “If” insert “(a)”

Page 27, line 15, delete “are excess” and insert “must be treated as revenues derived from increment for the district and must be

expended on qualifying project costs or distributed as excess increments”

Page 27, line 16, delete “increments and must be distributed”

Page 27, after line 23 insert:

“(b) Notwithstanding section 469.179, this subdivision applies to all districts, including districts and housing and redevelopment authority project areas, for which certification was requested before August 1, 1979.”

Page 31, line 30, delete “areas” and insert “area”

Page 33, line 11, delete “12,”

Renumber the sections in sequence

Correct internal references.

Amend the title accordingly

And when so amended the bill be re-referred to the Committee on Taxes without further recommendation.

The report was adopted.

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

H. F. No. 2212, A bill for an act relating to education; revising, updating, and making substantive changes in the laws on the county extension service; amending Minnesota Statutes 1988, sections 38.33; 38.34; 38.35; 38.36; 38.37; and 38.38; proposing coding for new law in Minnesota Statutes, chapter 38.

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

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 2294, A bill for an act relating to drivers' licenses; providing for electronically produced images on drivers' licenses;

amending Minnesota Statutes 1988, sections 171.07, subdivisions 1a and 6; and 171.071; Minnesota Statutes 1989 Supplement, section 171.07, subdivisions 1 and 3.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 984, 1836, 1878, 1891, 1913, 1919, 1928, 1981, 2012, 2059, 2063, 2076, 2143, 2212 and 2294 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Onnen and Segal introduced:

H. F. No. 2410, A bill for an act relating to insurance; increasing access to the comprehensive health insurance plan; amending Minnesota Statutes 1988, sections 62E.02, subdivisions 2, 8, and 13; 62E.11, subdivision 2; 62E.14, by adding subdivisions; Minnesota Statutes 1989 Supplement, section 363.02, subdivision 1.

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

Pappas introduced:

H. F. No. 2411, A bill for an act relating to the capitol area; providing for a Roy Wilkins memorial in the capitol area; appropriating money.

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

Simoneau and Weaver introduced:

H. F. No. 2412, A bill for an act relating to housing; providing a loan program to repair damages to houses caused by certain drought-caused soil conditions; appropriating money.

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

Wenzel introduced:

H. F. No. 2413, A bill for an act relating to taxation; tax-forfeited lands; requiring payment for a certain tract in Morrison county by the state of Minnesota.

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

Otis introduced:

H. F. No. 2414, A bill for an act relating to utilities; conservation programs; directing the department of public service to analyze ways to provide financial incentives for electric utilities to initiate conservation programs that reduce consumption of energy; appropriating money.

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

Segal introduced:

H. F. No. 2415, A bill for an act relating to insurance; requiring certain group health plans to provide mental health coverage; amending Minnesota Statutes 1989 Supplement, section 62A.152, subdivision 2.

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

Bauerly, Pelowski, Weaver and Kelso introduced:

H. F. No. 2416, A bill for an act relating to education; providing for certain rights and duties of teachers and school boards; amending Minnesota Statutes 1988, section 125.12, subdivisions 3, 4, 6a, 6b, 9, 10, 11, 14, and by adding subdivisions; Minnesota Statutes 1989 Supplement, section 125.12, subdivision 8.

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

Nelson, K.; Pappas; Otis; Vellenga and Jaros introduced:

H. F. No. 2417, A bill for an act relating to education; extending certain levies and bonding authority for school districts in cities of the first class; amending Minnesota Statutes 1989 Supplement, sections 124.225, subdivision 1; 275.125, subdivisions 5e and 6i; Laws 1959, chapter 462, section 3, subdivision 10, as amended.

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

Otis, Beard, Jaros and Waltman introduced:

H. F. No. 2418, A bill for an act relating to education; delaying the date by which the regent candidate advisory council must submit recommendations to the legislature; amending Minnesota Statutes 1988, section 137.0245, subdivision 4.

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

Solberg introduced:

H. F. No. 2419, A bill for an act relating to finance; appropriating money to the Mississippi headwaters board.

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

Rest, Kelly, Vellenga and Swenson introduced:

H. F. No. 2420, A bill for an act relating to traffic safety; allowing impoundment of license plates by administrative action for repeat violations of the driving while intoxicated provisions; amending Minnesota Statutes 1988, section 168.041, subdivision 3a, and by adding subdivisions.

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

Pelowski; Orenstein; Carlson, L., and Johnson, V., introduced:

H. F. No. 2421, A bill for an act relating to the state university board; authorizing the issuance of revenue bonds; amending Minnesota Statutes 1988, section 136.41, by adding a subdivision.

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

Stanisus introduced:

H. F. No. 2422, A bill for an act relating to peace officers; authorizing licensed peace officers to operate motor vehicles and watercraft without lights under certain circumstances; providing exemption from tort liability; amending Minnesota Statutes 1988, sections 169.48; and 361.15; proposing coding for new law in Minnesota Statutes, chapter 169.

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

Stanisus and Kostohryz introduced:

H. F. No. 2423, A bill for an act relating to hunting; amending Minnesota Statutes 1988, section 97B.501.

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

Dempsey introduced:

H. F. No. 2424, A bill for an act relating to cooperatives; providing absentee ballots are secret ballots; amending Minnesota Statutes 1989 Supplement, section 308A.635, subdivision 6.

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

Solberg introduced:

H. F. No. 2425, A bill for an act relating to human services; the Minnesota board on aging; requiring formula distribution of funds for congregate meals within regions; amending Minnesota Statutes 1988, section 256.975, by adding a subdivision.

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

Rice, Begich, Sarna, Beard and Battaglia introduced:

H. F. No. 2426, A bill for an act relating to contracts; providing for

enforcement of certain contracts; proposing coding for new law as Minnesota Statutes, chapter 338.

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

Redalen introduced:

H. F. No. 2427, A bill for an act relating to liquor; authorizing limited sales between off-sale licensees; specifying restrictions; amending Minnesota Statutes 1988, sections 340A.415 and 340A.505.

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

Lasley, Scheid, Ozment and Ostrom introduced:

H. F. No. 2428, A bill for an act relating to education; equalizing the special education levy; providing for special education levy equalization aid; proposing coding for new law in Minnesota Statutes, chapter 124; repealing Minnesota Statutes 1988, section 275.125, subdivision 8c.

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

Williams introduced:

H. F. No. 2429, A bill for an act relating to insurance; accident and health; requiring the state and its agencies and political subdivisions to make available plans of coverage that provide equal access to providers; amending Minnesota Statutes 1988, section 62E.03, subdivision 1.

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

Forsythe; Simoneau; Clark; Nelson, K., and Gruenes introduced:

H. F. No. 2430, A bill for an act relating to health; granting an exception to the nursing home moratorium for an existing freestanding hospice; amending Minnesota Statutes 1989 Supplement, section 144A.071, subdivision 3.

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

Ostrom and Dempsey introduced:

H. F. No. 2431, A bill for an act relating to education; modifying the transportation formula; creating a nonpublic pupil category of funding; amending Minnesota Statutes 1989 Supplement, section 124.225, subdivisions 1 and 7d.

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

Jacobs, Omann, Quinn and Beard introduced:

H. F. No. 2432, A bill for an act relating to utilities; regulating sale and service of energy-consuming products, appliances, and equipment by public utilities; amending Minnesota Statutes 1989 Supplement, section 216B.01; proposing coding for new law in Minnesota Statutes, chapter 216B.

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

Bennett, Stanius, Milbert, Pugh and Seaberg introduced:

H. F. No. 2433, A bill for an act relating to crimes; requiring the sentencing guidelines commission to increase weight assigned prior convictions for certain offenders.

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

Nelson, K., introduced:

H. F. No. 2434, A bill for an act relating to crime; imposing penalties for assaulting social workers and other medical and social service employees; prohibiting repeated threats of crimes of violence; amending Minnesota Statutes 1988, sections 609.2231, by adding a subdivision; and 609.713, by adding a subdivision.

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

Weaver; Olsen, S.; Carlson, D.; Lynch and Omann introduced:

H. F. No. 2435, A bill for an act relating to education; increasing parental involvement; expanding eligibility for early childhood family education programs; encouraging the use of elementary school counselors; creating a new state aid; increasing the formula

allowance; creating a parental involvement day; requiring a day off from work; requiring the board of teaching to adopt rules; creating tax credits; appropriating money; amending Minnesota Statutes 1988, sections 124.2711, subdivision 2; 124A.29, subdivision 1; 181.940, subdivision 3, and by adding subdivisions; and 290.06, by adding subdivisions; Minnesota Statutes 1989 Supplement, sections 121.882, subdivision 2; 124.2711, subdivision 1; and 124A.22, subdivision 2; Laws 1989, chapter 329, article 1, section 17, subdivision 2, as amended; and article 4, section 19, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 123; 124A; and 181.

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

McDonald, Macklin, Vanasek, Ozment and Kelso introduced:

H. F. No. 2436, A bill for an act relating to telephone service; requiring the expansion of the metropolitan extended area telephone service, under some circumstances; proposing coding for new law in Minnesota Statutes, chapter 237.

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

Stanius, Heap, Miller, Gruenes and Bishop introduced:

H. F. No. 2437, A bill for an act relating to finance; requiring the commissioner of finance to prepare quarterly revenue and spending forecasts; amending Minnesota Statutes 1988, section 16A.06, by adding a subdivision.

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

Carruthers, Swenson, Blatz, Wagenius and Dawkins introduced:

H. F. No. 2438, A bill for an act relating to controlled substances; providing mandatory minimum fines for persons convicted of felony-level controlled substance offenses; providing for driver's license revocation for persons convicted of or adjudicated for felony-level controlled substance offenses; requiring certain licensing authorities to develop written policies on licensing sanctions applicable to controlled substance offenders; requiring random drug and alcohol testing for certain offenders placed on probation; requiring adoption of day-fine systems by each judicial district; creating pilot programs to require chemical dependency assessments for drug offenders; creating pilot intensive supervision programs; appropriating money;

amending Minnesota Statutes 1988, section 609.135, by adding a subdivision; Minnesota Statutes 1989 Supplement, sections 152.021, subdivision 3; 152.022, subdivision 3; 152.023, subdivision 3; 152.024, subdivision 3; 152.025, subdivision 3; and 260.185, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 152; 171; 214; and 481.

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

Carlson, D., and Ogren introduced:

H. F. No. 2439, A bill for an act relating to the Moose Lake area fire protection district; clarifying the status of certain volunteer firefighter relief associations.

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

Stanius; Carlson, D.; Ozment; Miller and Schafer introduced:

H. F. No. 2440, A bill for an act relating to game and fish; establishing a sportfishing zone in Lake Superior; prohibiting certain gill nets; amending Minnesota Statutes 1988, sections 97C.345, subdivision 4, and by adding a subdivision; 97C.831, subdivisions 2 and 4; 97C.835, subdivision 1; Minnesota Statutes 1989 Supplement, section 97A.475, subdivisions 31, 32, 33, 36, and 37; proposing coding for new law in Minnesota Statutes, chapter 97C; repealing Minnesota Statutes 1988, section 97C.835, subdivisions 4, 5, 6, and 7.

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

Dempsey introduced:

H. F. No. 2441, A bill for an act relating to courts; providing for the transfer of certain duties of the court administrator; proposing coding for new law in Minnesota Statutes, chapter 373.

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

Johnson, V., and Carlson, D., introduced:

H. F. No. 2442, A bill for an act relating to game and fish;

establishment of a common game and fish zone and water safety regulations with Wisconsin.

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

Kinkel introduced:

H. F. No. 2443, A bill for an act relating to real property; restoring certain meander corners in Hubbard county based on original government survey.

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

Rukavina, Munger, Marsh, Hausman and Weaver introduced:

H. F. No. 2444, A bill for an act relating to waste; placing waste stream diversion requirements on counties who apply for solid waste resource recovery permits; requiring a study of the environmental effects of existing resource recovery facilities; placing a moratorium on new permits until completion of the study; appropriating money; amending Minnesota Statutes 1989 Supplement, section 116.07, subdivision 4j.

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

Carruthers, Winter, Skoglund, Pappas and Blatz introduced:

H. F. No. 2445, A bill for an act relating to insurance; prohibiting the reduction of limits of liability by the costs of defense in certain liability policies; providing exceptions; amending Minnesota Statutes 1989 Supplement, section 60A.08, subdivision 13.

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

Kahn and Sarna introduced:

H. F. No. 2446, A bill for an act relating to the city of Minneapolis; requiring the department of finance to refund a bond allocation deposit to the city of Minneapolis; appropriating money.

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

Pugh and Brown introduced:

H. F. No. 2447, A bill for an act relating to occupations and professions; excluding security guards and persons with history of child abuse or criminal sexual behavior from certain protections for criminal offenders; amending Minnesota Statutes 1989 Supplement, section 364.09.

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

Bishop, Gutknecht and Battaglia introduced:

H. F. No. 2448, A bill for an act relating to Olmsted county; permitting the consolidation of the offices of auditor and treasurer.

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

Segal and Greenfield introduced:

H. F. No. 2449, A bill for an act relating to human services; allowing general assistance medical care for a person in a correctional or detention facility if the person is eligible at the time of detention; amending Minnesota Statutes 1989 Supplement, section 256D.03, subdivision 3.

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

Osthoff introduced:

H. F. No. 2450, A bill for an act relating to retirement; local police or fire relief association consolidation process; establishing an annual maximum municipal contribution amount; amending Minnesota Statutes 1988, section 353A.09, subdivision 5.

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

Bauerly, Pelowski, Vanasek, McEachern and Ostrom introduced:

H. F. No. 2451, A bill for an act relating to education; equalizing a portion of the debt service levy; appropriating money; amending Minnesota Statutes 1988, section 275.125, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 124.

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

Bauerly, Pelowski, Vanasek, McEachern and Ostrom introduced:

H. F. No. 2452, A bill for an act relating to education; equalizing a portion of the referendum levy; proposing coding for new law in Minnesota Statutes, chapter 124A.

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

Orenstein introduced:

H. F. No. 2453, A bill for an act relating to human services; establishing a case mix rate and assessment process for provider with an addendum to a provider agreement; amending Minnesota Statutes 1988, section 256B.48, by adding a subdivision.

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

Anderson, G.; Omann; Kinkel; Heap and Vanasek introduced:

H. F. No. 2454, A bill for an act relating to education; requiring a plan to implement a Minnesota legislative school; appropriating money.

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

Jefferson introduced:

H. F. No. 2455, A bill for an act relating to Hennepin county; retirement plans; establishing the Hennepin county professional prehospital emergency services retirement plan; proposing coding for new law as Minnesota Statutes, chapter 353E.

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

Pelowski and Johnson, V., introduced:

H. F. No. 2456, A bill for an act relating to education; establishing a planning committee for the Minnesota World Math and Science School; appropriating money.

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

Rest introduced:

H. F. No. 2457, A bill for an act relating to public financing; allocating authority to issue tax exempt revenue bonds; amending Minnesota Statutes 1988, sections 474A.02, subdivisions 6, 8, and by adding a subdivision; 474A.03; 474A.061, subdivision 3, and by adding subdivisions; 474A.081, as amended; 474A.091, subdivisions 1 and 5; 474A.131, subdivision 2; and 474A.14; Minnesota Statutes Second 1989 Supplement, sections 474A.061, subdivisions 1 and 4; and 474A.091, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 474A; repealing Minnesota Statutes 1988, section 474A.091, subdivisions 4 and 4a; repealing Minnesota Statutes Second 1989 Supplement, section 474A.061, subdivision 2.

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

Reding, Ozment and Kelso introduced:

H. F. No. 2458, A bill for an act relating to hazardous materials; directing the commissioner of public safety to plan a system for a regional hazardous materials incident response program; establishing an advisory council; appropriating money.

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

Jaros, Rukavina and Boo introduced:

H. F. No. 2459, A bill for an act relating to Lake Superior; establishing an information, research, and education authority.

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

Ogren, Peterson, Greenfield and Begich introduced:

H. F. No. 2460, A bill for an act relating to health; providing for planning for a surveillance system for occupational diseases; appropriating money.

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

Johnson, V., introduced:

H. F. No. 2461, A bill for an act relating to game and fish; allowing a free deer license under certain circumstances.

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

Gruenes, Pappas, Rodosovich and Blatz introduced:

H. F. No. 2462, A bill for an act relating to state government; regulating administrative procedures; including a statement of purpose; requiring agencies to send the LCRAR copies of statements of need and reasonableness; requiring an agency to provide notice of the hearing to those who requested it; making various technical changes; amending Minnesota Statutes 1988, sections 14.03; 14.131; 14.23; and 14.25; Minnesota Statutes 1989 Supplement, section 14.02, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 14.

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

Ostrom, Hasskamp and Scheid introduced:

H. F. No. 2463, A bill for an act relating to education; authorizing either general fund or community education fund revenues to be used to pay retirement and FICA obligations attributable to community education programs; amending Minnesota Statutes 1989 Supplement, sections 121.912, subdivision 1b; and 124.2713, subdivisions 8 and 9.

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

Hasskamp, Scheid and Brown introduced:

H. F. No. 2464, A bill for an act relating to health; expanding reporting requirements for pregnancy terminations; amending Minnesota Statutes 1988, section 145.413, by adding a subdivision.

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

Hasskamp, Scheid and Brown introduced:

H. F. No. 2465, A bill for an act relating to employment; regulating

parental leave; clarifying requirements for remedies; amending Minnesota Statutes 1988, sections 181.940, by adding a subdivision; 181.941, subdivisions 1, 2, 3, and by adding subdivisions; 181.943; and 181.944.

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

Hasskamp, Scheid and Brown introduced:

H. F. No. 2466, A bill for an act relating to health; abortion; defining informed consent; creating a civil action; providing that a physician is strictly liable for damages arising out of certain abortions; prohibiting the performance of abortions on certain incompetent women; amending Minnesota Statutes 1988, sections 144.343, subdivisions 2 and 6; 145.412, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Hasskamp, Scheid and Bertram introduced:

H. F. No. 2467, A bill for an act relating to health; requiring licensure and regulation of outpatient surgical clinics; proposing coding for new law in Minnesota Statutes, chapter 145; repealing Minnesota Statutes 1988, section 145.416.

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

Hasskamp, Scheid and Bertram introduced:

H. F. No. 2468, A bill for an act relating to health; maternal health; establishing an office in the state planning agency for the coordination of services for pregnant women; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Hasskamp, Kinkel, Munger, McGuire and Kahn introduced:

H. F. No. 2469, A bill for an act relating to public waters; requiring filter strips along wooded areas.

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

Jennings, Stanius, Welle, Pugh and Anderson, R., introduced:

H. F. No. 2470, A bill for an act relating to human services; creating a new chapter establishing a unified process for the handling of civil, criminal, and financial recovery matters in all human service programs; amending Minnesota Statutes 1988, sections 256.73, subdivision 6; and 393.07, subdivision 10; proposing coding for new law as Minnesota Statutes, chapter 256J; repealing Minnesota Statutes 1988, sections 256.98; 256.981; 256.982; and 256D.14.

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

Beard, Trimble and O'Connor introduced:

H. F. No. 2471, A bill for an act relating to occupations and professions; regulating the installation and repair of fuel burner equipment and systems in certain cities; proposing coding for new law as Minnesota Statutes, chapter 325H.

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

Rukavina, McLaughlin and Dawkins introduced:

H. F. No. 2472, A bill for an act relating to taxation; extending the duration of enterprise zones; amending Minnesota Statutes Second 1989 Supplement, section 469.167, subdivision 2.

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

Krueger introduced:

H. F. No. 2473, A bill for an act relating to education; permitting the Clarissa and Eagle Bend school districts, if consolidated, to have two election districts conforming to the territory of the consolidating districts.

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

Skoglund introduced:

H. F. No. 2474, A bill for an act relating to insurance; long-term care; modifying the definition of medically prescribed long-term care; allowing additional licensed health care providers to prepare plans of care; regulating assessments; regulating cancellations; amending Minnesota Statutes 1988, sections 62A.46, subdivisions 2, 4, 5, and 8; 62A.48, subdivision 3, and by adding a subdivision; and 62A.56; Minnesota Statutes 1989 Supplement, section 62A.48, subdivision 1.

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

Welle and Cooper introduced:

H. F. No. 2475, A bill for an act relating to taxation; property; providing an adjustment to the levy limit base for certain county jail or correctional facility costs; providing a special levy for certain per diem correctional costs; amending Minnesota Statutes Second 1989 Supplement, sections 275.50, subdivision 5; and 275.51, subdivision 3f.

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

Segal introduced:

H. F. No. 2476, A bill for an act relating to health; establishing a commission on crisis pregnancies and abortion prevention; proposing coding for new law in Minnesota Statutes, chapter 145.

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

McEachern, Kelso, Hugoson, Bauerly and Tunheim introduced:

H. F. No. 2477, A bill for an act relating to education; changing education district laws; allowing education districts to certify revenue for general education, community education, and early childhood family education; restricting member district withdrawal; delaying common calendar requirements; allowing some school districts to change ECSU membership; changing the education district levy; changing a cooperation and combination levy; amending Minnesota Statutes 1988, sections 122.91, by adding a subdivision; 122.93, by adding a subdivision; 122.94, subdivision 5; 123.58, subdivision 2; 124.195, subdivision 10; 124.26, by adding a subdivision; 124.2711, subdivision 2; and 124A.02, subdivision 1; Minne-

sota Statutes 1989 Supplement, sections 122.91, subdivisions 3 and 5; 122.94, subdivision 6; 122.945, subdivision 2; 124.155, subdivision 2; 124.26, subdivisions 7 and 8; 124.2711, subdivisions 1 and 3; 124.2713; 124.2715; 124.2721; 124.2725, subdivision 8; and 275.125, subdivision 8b; proposing coding for new law in Minnesota Statutes, chapter 122; proposing coding for new law as Minnesota Statutes, chapter 124B.

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

Ogren, Rest, Quinn, McLaughlin and Olson, E., introduced:

H. F. No. 2478, A bill for an act relating to taxation; updating references to the Internal Revenue Code; amending Minnesota Statutes 1989 Supplement, section 290.01, subdivision 19.

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

Munger introduced:

H. F. No. 2479, A bill for an act relating to environmental protection; approving state membership in the Great Lakes Protection Fund.

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

McLaughlin, Rest, Ogren, Quinn and Olson, E., introduced:

H. F. No. 2480, A bill for an act relating to taxation; making technical corrections and administrative changes to sales and use, motor vehicle excise, income, franchise, insurance, petroleum products, pull-tab and tipboard taxes, firefighter state aids, and property tax refunds; including lottery prizes as refunds in the revenue recapture act; providing for posting of certain tax delinquencies; requiring a social security number on certain probate applications; imposing a tax on untaxed pull-tabs and tipboards; recodifying license inquiry provisions; providing for payment and settlement of state elections campaign funds to political party state committees; transferring certain powers and duties; amending Minnesota Statutes 1988, sections 60A.198, by adding a subdivision; 69.771, subdivision 3; 69.772, subdivision 2a; 69.774, subdivision 1; 168A.30, subdivision 1; 270A.03, subdivision 7; 290.17, subdivision 5; 290.39, subdivision 5; 290.49, subdivision 3; 290.92, subdivisions 12 and 23; 290.93, subdivision 1; 290A.03, subdivision 3; 290A.04, subdivision 1; 296.06, subdivision 2; 297A.01, subdivision 8;

297A.14, subdivision 1; 297A.25, subdivision 31; 297A.255, by adding a subdivision; 297B.01, subdivision 8; 297B.035, subdivision 1; 299F.21, subdivision 1; 349.212, by adding a subdivision; and 524.3-301; Minnesota Statutes 1989 Supplement, sections 69.021, subdivision 6; 168A.10, subdivision 1; 270.73, subdivision 1; 270B.07, by adding a subdivision; and 290.39, subdivision 4; Minnesota Statutes Second 1989 Supplement, sections 10A.31, subdivision 5; 60A.15, subdivision 1; 290.17, subdivision 2; 290A.04, subdivisions 2h and 2i; 297A.01, subdivision 3; 349.212, subdivision 4; and Laws 1989, chapter 28, section 24; repealing Minnesota Statutes 1988, sections 290.23, subdivision 15; 290.612; and 297A.431.

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

Peterson and Limmer introduced:

H. F. No. 2481, A bill for an act relating to crimes; making preparation of a written presentence investigation report discretionary with the court when a defendant is convicted of a felony for which the court must impose an executed sentence under the sentencing guidelines; amending Minnesota Statutes 1989 Supplement, section 609.115, subdivision 1.

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

Olsen, S., introduced:

H. F. No. 2482, A bill for an act relating to taxation; property; including additional information on the tax statement; amending Minnesota Statutes Second 1989 Supplement, section 276.04, subdivision 2.

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

Morrison, Simoneau, Seaberg and Welle introduced:

H. F. No. 2483, A bill for an act relating to human services licensing; authorizing special variances for day care providers; amending Minnesota Statutes 1988, section 245A.04, subdivision 9.

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

Bertram introduced:

H. F. No. 2484, A bill for an act relating to public contracts; requiring preference for resident bidders against nonresident bidders from other countries in certain circumstances; defining resident bidder; denying the privilege of transacting business with the department of transportation or local road authorities to persons who have committed contract offenses; defining contract offenses; amending Minnesota Statutes 1988, section 16B.102, subdivisions 1 and 2; and 161.315, subdivisions 1 and 2.

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

Macklin introduced:

H. F. No. 2485, A bill for an act relating to crimes; permitting shock incarceration sentences of six months duration for certain nonviolent offenders; requiring the sentencing guidelines commission to establish shock incarceration guidelines; establishing a shock incarceration program under the administration of the commissioner of corrections; requiring the commissioner to establish correctional camps and adopt rules governing shock incarceration programs; amending Minnesota Statutes 1988, sections 244.01, subdivision 1; and 609.105; and Minnesota Statutes 1989 Supplement, sections 244.04, subdivision 1; and 609.115, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 244 and 609.

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

Osthoff, Kahn, Abrams and Clark introduced:

H. F. No. 2486, A bill for an act relating to metropolitan government; authorizing the payment of systemwide costs of administering the regional recreation open space system; authorizing the acquisition and betterment of regional recreation open space lands by the metropolitan council and metropolitan area local government units; authorizing the issuance of state bonds; appropriating money.

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

Cooper and Greenfield introduced:

H. F. No. 2487, A bill for an act relating to vocational rehabilitation; providing for supported employment programs; amending

Minnesota Statutes 1988, section 129A.01, subdivisions 11, 12, and by adding a subdivision.

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

Rukavina and Begich introduced:

H. F. No. 2488, A bill for an act relating to public employees; defining the term "employee" for the purpose of the public employees labor relations act; amending Minnesota Statutes 1988, section 179A.03, subdivision 14.

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

Simoneau introduced:

H. F. No. 2489, A bill for an act relating to state government; requiring the state board of investment to invest certain assets currently managed by the commerce department; amending Minnesota Statutes 1988, section 79.251, by adding a subdivision.

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

Janezich, Battaglia, O'Connor, Begich and Rukavina introduced:

H. F. No. 2490, A bill for an act relating to occupations and professions; requiring crane operators to be licensed by the state; authorizing rulemaking; establishing a crane operators examining board; providing penalties; amending Minnesota Statutes 1988, section 214.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 326.

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

Quinn, Jacobs, Dawkins, Haukoos and Ogren introduced:

H. F. No. 2491, A bill for an act relating to utilities; providing for integrated resource planning for electric utilities; amending Minnesota Statutes 1988, sections 216B.16, subdivisions 6 and 6b; 216B.243, subdivision 3; and 216C.17, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 216B.

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

Price, Vanasek, Reding, Schreiber and Wenzel introduced:

H. F. No. 2492, A bill for an act relating to public safety; providing scholarship fund program for spouse and dependent children of public safety officers killed in the line of duty; increasing death benefit; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 299A; repealing Minnesota Statutes 1988, sections 176B.01, as amended; 176B.02; 176B.03; 176B.04; and 176B.05.

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

Nelson, K.; Otis; Hartle; Kinkel and Kelso introduced:

H. F. No. 2493, A bill for an act relating to education; establishing a state loan program for minority teachers; proposing coding for new law in Minnesota Statutes, chapter 136A.

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

O'Connor, Milbert, McEachern, Janezich and Ozment introduced:

H. F. No. 2494, A bill for an act relating to education; providing for flagging of school records of missing children; proposing coding for new law in Minnesota Statutes, chapter 120.

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

Dille, Wenzel, McPherson, Cooper and Dauner introduced:

H. F. No. 2495, A bill for an act relating to farm safety; providing for a pilot project of comprehensive farm safety audits; extending the availability of a previous appropriation; appropriating money; amending Laws 1989, chapter 350, article 17, section 1, subdivision 5.

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

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

H. F. No. 2496, A bill for an act relating to environment and natural resources; authorizing the issuance of state bonds and expenditure of the proceeds to acquire and to better state parks, recreation areas, trails, forests, wildlife management areas, scientific and natural areas, wild, scenic, and recreational rivers, canoe and boating routes, and public water access; to improve fish, wildlife, and native plant habitat; to provide for private critical habitat match program; to provide for construction of wastewater treatment facilities, state independent grants for construction of municipal wastewater treatment facilities, state match to federal revolving loan, and combined sewer overflow grants; for acquisition and enhancement of metropolitan regional parks; for local recreation grants; for waste management; authorizing issuance of state bonds; appropriating money.

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

Ogren and Cooper introduced:

H. F. No. 2497, A bill for an act relating to agriculture; changing certain duties, procedures, and requirements related to organic food; amending Minnesota Statutes 1988, sections 31.94 and 31.95; repealing Minnesota Statutes 1988, section 31.95, subdivision 2.

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

Cooper, Dorn and Simoneau introduced:

H. F. No. 2498, A bill for an act relating to counties; permitting a county board to assign certain duties; proposing coding for new law in Minnesota Statutes, chapter 373.

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

Carruthers and Skoglund introduced:

H. F. No. 2499, A bill for an act relating to insurance; regulating cancellations, reductions, and nonrenewals of commercial property and liability insurance; amending Minnesota Statutes 1988, section 60A.38, by adding a subdivision.

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

Carruthers and Skoglund introduced:

H. F. No. 2500, A bill for an act relating to insurance; modifying the effective date of the statutory notice requirement for cancellation or nonrenewal of individual life policies; amending Laws 1989, chapter 330, section 38.

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

McLaughlin, Kelso, Ogren and Tjornhom introduced:

H. F. No. 2501, A bill for an act relating to health; health maintenance organizations; providing coverage for chiropractic care; amending Minnesota Statutes 1988, sections 62D.02, subdivision 7; 62D.102; and 62D.12, by adding a subdivision.

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

Cooper, Dauner, Ogren, Brown and Hartle introduced:

H. F. No. 2502, A bill for an act relating to taxation; clarifying the application of certain rates of gross premium tax to mutual insurance companies; clarifying exemptions from corporate franchise tax; amending Minnesota Statutes Second 1989 Supplement, sections 60A.15, subdivision 1; and 290.05, subdivision 1.

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

Janezich, O'Connor and Begich introduced:

H. F. No. 2503, A bill for an act relating to motor carriers; deferring enforcement actions against irregular route common carriers pending legislative study.

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

Jefferson and Trimble introduced:

H. F. No. 2504, A bill for an act relating to human rights; creating a commission to recommend measures for eliminating racism in Minnesota.

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

Dorn introduced:

H. F. No. 2505, A bill for an act relating to retirement; permitting participants in the college supplemental retirement plan to designate beneficiaries; amending Minnesota Statutes 1989 Supplement, section 136.82, subdivisions 1 and 2.

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

McLaughlin, Quinn and Jacobs introduced:

H. F. No. 2506, A bill for an act relating to taxation; income; authorizing a tax checkoff for foodshelf programs; appropriating money; amending Minnesota Statutes 1988, section 290.431; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Johnson, A.; Simoneau and Jacobs introduced:

H. F. No. 2507, A bill for an act relating to government operations; authorizing the department of jobs and training to enter a lease for colocation of certain programs.

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

Wagenius introduced:

H. F. No. 2508, A bill for an act relating to education; placing certain positions in special school district No. 1, Minneapolis, in the unclassified service; naming the appointing authority for the positions.

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

Hasskamp and McGuire introduced:

H. F. No. 2509, A bill for an act relating to health; regulating health maintenance organizations; limiting risk-sharing arrange-

ments with providers; amending Minnesota Statutes 1988, section 62D.12, subdivision 9b.

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

Marsh introduced:

H. F. No. 2510, A bill for an act relating to retirement; providing survivor benefits to certain spouses of deceased former state correctional employees.

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

Sparby, Krueger and Solberg introduced:

H. F. No. 2511, A bill for an act relating to international trade; establishing regional international trade centers; appropriating money.

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

Morrison, Simoneau, Pugh and Macklin introduced:

H. F. No. 2512, A bill for an act relating to human services; prohibiting termination of eligible families from the basic child care sliding fee program; adjusting county contribution requirements; amending Minnesota Statutes 1989 Supplement, sections 256H.03, subdivision 2a; and 256H.12, subdivision 1.

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

Jennings introduced:

H. F. No. 2513, A bill for an act relating to the revenue recapture act; expanding the definition of claimant agency; amending Minnesota Statutes 1988, section 270A.03, subdivision 2.

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

Ozment, Milbert, Tompkins and Morrison introduced:

H. F. No. 2514, A bill for an act relating to agriculture; changing certain regional districts of the state agricultural society; amending Minnesota Statutes 1988, section 37.04, subdivision 2.

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

Kelly, Pappas, Trimble, Vellenga and Orenstein introduced:

H. F. No. 2515, A bill for an act relating to elections; independent school district No. 625; requiring the election of board members by an alley system.

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

Milbert, Scheid and Pugh introduced:

H. F. No. 2516, A bill for an act relating to education; permitting a school district levy for chemical abuse prevention; amending Minnesota Statutes 1988, section 275.125, by adding a subdivision.

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

Dauner introduced:

H. F. No. 2517, A bill for an act relating to human services; relating to the powers of the commissioner; amending Minnesota Statutes 1989 Supplement, section 256.045, subdivision 6.

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

Trimble; Dorn; Carlson, L.; Morrison and Steensma introduced:

H. F. No. 2518, A bill for an act relating to education; establishing the state university endowment fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136.

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

Winter, Ogren and Steensma introduced:

H. F. No. 2519, A bill for an act relating to taxation; property; changing the class-rates on certain agricultural property; amending Minnesota Statutes Second 1989 Supplement, section 273.13, subdivision 23.

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

Jacobs, Osthoff, Quinn and Carlson, D., introduced:

H. F. No. 2520, A bill for an act relating to utilities; regulating flexible gas utility rates; repealing sunset provisions relating to flexible gas utility rates; amending Minnesota Statutes 1988, section 216B.163; and Laws 1987, chapter 371, section 4.

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

Ogren, Welle, Vanasek and Anderson, R., introduced:

H. F. No. 2521, A bill for an act relating to health care; increasing the membership of the health care access commission; amending Minnesota Statutes 1989 Supplement, section 62J.02, subdivision 1.

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

McEachern, Wenzel, McGuire, Girard and Winter introduced:

H. F. No. 2522, A bill for an act relating to education; establishing the Minnesota education in agriculture council; proposing coding for new law in Minnesota Statutes, chapter 126.

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

Hasskamp introduced:

H. F. No. 2523, A bill for an act relating to retirement; increasing retirement and survivor benefits for certain retired members of the Brainerd police relief association and surviving spouses and children of deceased members.

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

Onnen and Segal introduced:

H. F. No. 2524, A bill for an act relating to insurance; restricting underwriting practices for group health insurance; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

Osthoff introduced:

H. F. No. 2525, A bill for an act relating to occupations and professions; allowing a graduate social work license to be issued without examination to an applicant who was unable to apply before the transition period ended; amending Minnesota Statutes 1988, section 148B.23, by adding a subdivision.

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 adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 9, A senate concurrent resolution providing session deadline dates for the legislature pursuant to Joint Rule 2.03.

PATRICK E. FLAHAVEN, Secretary of the Senate

SUSPENSION OF RULES

Long moved that the rules be so far suspended that Senate Concurrent Resolution No. 9 be now considered and be placed upon its adoption. The motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 9

A senate concurrent resolution providing session deadline dates for the legislature pursuant to Joint Rule 2.03.

Whereas, Joint Rule 2.03, paragraph (b) requires the legislature to establish session deadline dates for even-numbered year sessions; Now, Therefore,

Be It Resolved, by the Senate of the State of Minnesota, the House of Representatives concurring; that committee reports on bills favorably acted upon by a committee in the house of origin after Friday, March 9, 1990, and committee reports on bills originating in the other house favorably acted upon by a committee after Friday, March 16, 1990, shall be referred in the Senate to the Committee on Rules and Administration and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee, after the earlier date and by the later date set by this paragraph, acts on a bill that is a companion to a bill that has met the earlier deadline in the other house. This requirement does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes.

After Friday, April 6, 1990, neither house shall act on bills other than those contained in:

- (1) Reports of conference committees;
- (2) Messages from the other house;
- (3) Reports of the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House; or
- (4) Messages from the Governor.

Long moved that Senate Concurrent Resolution No. 9 be now adopted. The motion prevailed and Senate Concurrent Resolution No. 9 was adopted.

Mr. Speaker:

I hereby announce that the Senate refuses to adopt the Conference Committee report on House File No. 796, and requests that H. F. No. 796 be returned to the Conference Committee as formerly constituted:

H. F. No. 796, A bill for an act relating to state lands; authorizing sale of certain tax-forfeited lands that border public waters in Pine county.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Carlson, D., moved that the House accede to the request of the Senate and that H. F. No. 796 be returned to the Conference Committee as formerly constituted. The motion prevailed.

CONSENT CALENDAR

H. F. No. 1893, A bill for an act relating to local government; authorizing certain towns to contribute to economic development organizations.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1895, A bill for an act relating to courts; providing an alternative dispute resolution pilot project in the second judicial

district; amending Minnesota Statutes 1989 Supplement, section 484.74, subdivision 4.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Quinn moved that the name of Ogren be stricken and the name of Kelso be added as chief author on H. F. No. 845. The motion prevailed.

Murphy moved that the name of Steensma be added as an author on H. F. No. 1772. The motion prevailed.

Wenzel moved that the names of Dempsey, Steensma, Jacobs and Hasskamp be added as authors on H. F. No. 1834. The motion prevailed.

Begich moved that the names of Beard, Battaglia and Janezich be added as authors on H. F. No. 1928. The motion prevailed.

Pelowski moved that the name of Williams be shown as chief author on H. F. No. 1929. The motion prevailed.

Tompkins moved that the name of Kelso be added as an author on H. F. No. 1992. The motion prevailed.

Jacobs moved that the name of Runbeck be added as an author on H. F. No. 2074. The motion prevailed.

Jacobs moved that the name of Runbeck be added as an author on H. F. No. 2075. The motion prevailed.

Bertram moved that the name of Bauerly be added as an author on H. F. No. 2280. The motion prevailed.

Osthoff moved that the name of Scheid be shown as chief author on H. F. No. 2325. The motion prevailed.

McLaughlin moved that the name of Krueger be added as an author on H. F. No. 2329. The motion prevailed.

Orenstein moved that the name of Weaver be added as an author on H. F. No. 2334. The motion prevailed.

Orenstein moved that the name of Dempsey be added as an author on H. F. No. 2372. The motion prevailed.

Kahn moved that the name of Abrams be added as an author on H. F. No. 2391. The motion prevailed.

Sviggum moved that H. F. No. 1863 be recalled from the Committee on Transportation and be re-referred to the Committee on Education. The motion prevailed.

Kelso moved that H. F. No. 2260 be recalled from the Committee on Taxes and be re-referred to the Committee on Education. The motion prevailed.

Tunheim moved that H. F. No. 2375 be recalled from the Commit-

tee on Transportation and be re-referred to the Committee on Education. The motion prevailed.

Jefferson moved that H. F. No. 2404 be recalled from the Committee on Health and Human Services and be re-referred to the Committee on Judiciary. The motion prevailed.

Hausman moved that H. F. No. 2149 be recalled from the Committee on Economic Development and be re-referred to the Committee on Local Government and Metropolitan Affairs. The motion prevailed.

ADJOURNMENT

Long moved that when the House adjourns today it adjourn until 2:30 p.m., Monday, March 5, 1990. The motion prevailed.

Long moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Monday, March 5, 1990.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

