

STATE OF MINNESOTA

SEVENTY-SEVENTH SESSION—1991

FIFTY-FIFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 16, 1991

The House of Representatives convened at 12:00 noon and was called to order by Robert E. Vanasek, Speaker of the House.

Prayer was offered by the Reverend Anita Cummings, First Presbyterian Church, Stillwater, Minnesota.

The roll was called and the following members were present:

Abrams	Frederick	Kelso	Olsen, S.	Smith
Anderson, I.	Frerichs	Kinkel	Olson, E.	Solberg
Anderson, R.	Garcia	Knickerbocker	Olson, K.	Sparby
Anderson, R. H.	Girard	Koppendrayner	Omann	Stanius
Battaglia	Goodno	Krinkie	Onnen	Steensma
Bauerly	Greenfield	Krueger	Orenstein	Svigum
Beard	Gruenes	Lasley	Orfield	Swenson
Begich	Gutknecht	Leppik	Osthoff	Thompson
Bertram	Hanson	Lieder	Ostrom	Tompkins
Bettermann	Hartle	Limmer	Ozment	Trimble
Bishop	Hasskamp	Long	Pauly	Tunheim
Blatz	Haukoos	Lourey	Pellow	Uphus
Bodahl	Hausman	Lynch	Pelowski	Valento
Boo	Heir	Macklin	Peterson	Vellenga
Brown	Henry	Mariani	Pugh	Wagenius
Carlson	Hufnagle	Marsh	Reding	Waltman
Carruthers	Hugoson	McEachern	Rice	Weaver
Clark	Jacobs	McGuire	Rodosovich	Wejcman
Cooper	Janezich	McPherson	Rukavina	Welker
Dauner	Jaros	Milbert	Runbeck	Welle
Davids	Jefferson	Morrison	Sarna	Wenzel
Dawkins	Jennings	Munger	Schafer	Winter
Dempsey	Johnson, A.	Murphy	Scheid	Spk. Vanasek
Dille	Johnson, R.	Nelson, K.	Schreiber	
Dorn	Johnson, V.	Nelson, S.	Seaberg	
Erhardt	Kahn	Newinski	Segal	
Farrell	Kalis	O'Connor	Skoglund	

A quorum was present.

Ogren was excused.

Rest was excused until 2:20 p.m. Simoneau was excused until 3:20 p.m.

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

Anderson, R., was excused while in conference.

REPORTS OF CHIEF CLERK

S. F. No. 100 and H. F. No. 159, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Steensma moved that the rules be so far suspended that S. F. No. 100 be substituted for H. F. No. 159 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 109 and H. F. No. 78, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Solberg moved that S. F. No. 109 be substituted for H. F. No. 78 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 820 and H. F. No. 883, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Osthoff moved that the rules be so far suspended that S. F. No. 820 be substituted for H. F. No. 883 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1238 and H. F. No. 1377, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Garcia moved that the rules be so far suspended that S. F. No. 1238

be substituted for H. F. No. 1377 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Rodosovich from the Committee on Redistricting to which was referred:

H. F. No. 1699, A bill for an act relating to the legislature; changing the boundaries of legislative districts; amending Minnesota Statutes 1990, section 2.031, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 1990, sections 2.019; and 2.042 to 2.702.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1990, section 2.031, subdivision 2, is amended to read:

Subd. 2. [DEFINITION.] The terms "county," "town," "township," "city," "ward," "precinct," "census tract," "block," and "unorganized territory" when used in a description of a legislative district in subdivision 1 means this act mean a geographical area established as such by law and as it existed for purposes of the ~~1980~~ 1990 federal census.

Sec. 2. [2.043] [FIRST DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 1 consists of all of Kittson, Lake of the Woods, Marshall, Pennington, Red Lake, and Roseau Counties, and that portion of Polk County consisting of Angus Township, Belgium Township, Brandt Township, Brislet Township, the city of East Grand Forks, Esther Township, Euclid Township, Farley Township, Grand Forks Township, Helgeland Township, Higdem Township, Huntsville Township, Keystone Township, Northland Township, Rhinehart Township, Sandsville Township, Sullivan Township, and Tabor Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 1 is divided into two house districts as follows:

(a) House district 1A consists of that portion of senate district 1 not included in house district 1B.

(b) House district 1B consists of all of Pennington and Red Lake Counties, that portion of Polk County contained in senate district 1,

and that portion of Marshall County consisting of the city of Alvarado, Boxville Township, Comstock Township, McCrea Township, Oak Park Township, the city of Oslo, Vega Township, the city of Viking, Viking Township, the city of Warren, and Warrenton Township.

Sec. 3. [2.053] [SECOND DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 2 consists of all of Clearwater, Mahnomen, and Norman Counties, that portion of Becker County not included in senate district 9 or 11, that portion of Beltrami County consisting of Alaska Township, Battle Township, Benville Township, the city of Blackduck, Buzzle Township, Cormant Township, Durand Township, the city of Funkley, Hagali Township, Hamre Township, Hines Township, Hornet Township, the city of Kelliher, Kelliher Township, Langor Township, Lee Township, Liberty Township, the unorganized territory of Lower Red Lake, Maple Ridge Township, Minnie Township, Nebish Township, the unorganized territory of North Beltrami, O'Brien Township, Quiring Township, Roosevelt Township, Shooks Township, Shotley Township, the unorganized territory of Shotley Brook, Spruce Grove Township, Steenerson Township, Summit Township, the unorganized territory of Upper Red Lake, Waskish Township, and Woodrow Township, that portion of Clay County consisting of the city of Felton, Felton Township, Flowing Township, the city of Georgetown, Georgetown township, Goose Prairie Township, Hagen Township, Keene Township, Kragnes Township, Morken Township, the city of Ulen, Ulen Township, and Viding Township, and that portion of Polk County not included in senate district 1.

Subd. 2. [HOUSE DISTRICTS.] Senate district 2 is divided into two house districts as follows:

(a) House district 2A consists of all of Norman County, that portion of Becker County consisting of Atlanta Township, Cuba Township, Hamden Township, Riceville Township, Spring Creek Township, and Walworth Township, that portion of Clay County in senate district 2, that portion of Mahnomen County consisting of the city of Bejou, Bejou Township, Chief Township, Gregory Township, the city of Mahnomen, Marsh Creek Township, Pembina Township, Popple Grove Township, Rosedale Township, and the city of Waubun, and that portion of Polk County consisting of Andover Township, Badger Township, the city of Beltrami, Bygland Township, the city of Climax, the city of Crookston, Crookston Township, the city of Erskine, Fairfax Township, Fanny Township, the city of Fertile, the city of Fisher, Fisher Township, Garden Township, Garfield Township, Gentilly Township, Godfrey Township, Grove Park Township, Hammond Township, Hubbard Township, Kertsonville Township, King Township, Knute Township, Liberty Township, Lowell Township, the city of McIntosh, the city of Mentor, Nesbit Township, the city of Nielsville, Onstad Township, Parnell Town-

ship, Reis Township, Roome Township, Russia Township, Scandia Township, Sletten Township, Tilden Township, Tynsid Township, Vineland Township, the city of Winger, Winger Township, and Woodside Township.

(b) House district 2B consists of that portion of senate district 2 not included in house district 2A.

Sec. 4. [2.063] [THIRD DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 3 consists of all of Itasca County except the unorganized territory of Bowstring Lake, that portion of Aitken County consisting of the city of Aitkin, Aitkin Township, Ball Bluff Township, Balsam Township, Cornish Township, Fleming Township, the city of Hill City, Hill Lake Township, Jevne Township, Libby Township, Logan Township, Macville Township, Morrison Township, the unorganized territory of Northeast Aitkin, the unorganized territory of Northwest Aitkin, the city of Palisade, Spencer Township, Turner Township, Verdon Township, Waukenabo Township, and Workman Township, that portion of Koochiching County not included in senate district 6, and that portion of St. Louis County consisting of Alango Township, Fine Lakes Township, the city of Floodwood, Floodwood Township, French Township, Halden Township, Linden Grove Township, the unorganized territory of McCormack Lake, Morcom Township, Prairie Lake Township, unorganized precinct numbers 62-21 and 59-21, West Sand Lake Precinct, and Sturgeon Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 3 is divided into two house districts as follows:

(a) House district 3A consists of that portion of senate district 3 not included in house district 3B.

(b) House district 3B consists of that portion of Aitkin County included in senate district 3, that portion of Itasca County consisting of Blackberry Township, the city of Bovey, the city of Coleraine, Feeley Township, Goodland Township, Grand Rapids Township, Greenway Township, Harris Township, Iron Range Township, the city of Keewatin, the unorganized territory of Little Sand Lake, Lone Pine Township, Nashwauk Township, Sago Township, Splith-and Township, Trout Lake Township, the city of Warba, Wawina Township, and Wildwood Township, and that portion of St. Louis County consisting of Fine Lakes Township, the city of Floodwood, Floodwood Township, Halden Township, and Prairie Lake Township.

Sec. 5. [2.073] [FOURTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 4 consists of

all of Hubbard County, that portion of Beltrami County not included in senate district 2, that portion of Cass County not included in senate district 12, that portion of Itasca County not included in senate district 3, and that portion of Wadena County not included in senate district 11.

Subd. 2. [HOUSE DISTRICTS.] Senate district 4 is divided into two house districts as follows:

(a) House district 4A consists of that portion of Beltrami County in senate district 4, and that portion of Hubbard County consisting of the city of Akely, Akely Township, Arago Township, Clay Township, Clover Township, Farden Township, Fern Township, Guthrie Township, Hart Lake Township, Helga Township, Hendrickson Township, Lake Alice Township, Lake Enima Township, Lake George Township, Lake Hattie Township, Lakeport Township, the city of Laporte, Mantrap Township, Rockwood Township, Schoolcraft Township, Steamboat River Township, Thorpe Township, and White Oak Township.

(b) House district 4B consists of that portion of senate district 4 not included in house district 4A.

Sec. 6. [2.083] [FIFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 5 consists of that portion of St. Louis County consisting of Alborn Township, Angora Township, Arrowhead Township, Balkan Township, the city of Biwabik, Biwabik Township, the city of Brookston, the city of Buhl, Cedar Valley Township, Cherry Township, the city of Chisholm, Clinton Township, Colvin Township, Cotton Township, Culver Township, Ellsburg Township, Elmer Township, Embarrass Township, the city of Eveleth, Fayal Township, the city of Franklin, the city of Gilbert, Great Scott Township, the unorganized territory of Hay Lake, the unorganized territory of Heikkila Lake, the city of Hibbing, the city of Iron Junction, the unorganized territory of Janette Lake, Kelsey Township, Kugler Township, Lavell Township, the city of Leonidas, McDavitt Township, the city of McKinley, the city of Meadowlands, Meadowlands Township, the city of Mountain Iron, Ness Township, New Independence Township, Northland Township, Payne Township, Pike Township, the unorganized territory of Potshot Lake, Sandy Township, Stoney Brook Township, Toivola Township, Van Buren Township, Vermilion Lake Township, the city of Virginia, White Township, and Wuori Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 5 is divided into two house districts as follows:

(a) House district 5A consists of that portion of senate district 5 not included in house district 5B.

(b) House district 5B consists of that portion of St. Louis County consisting of Albion Township, Arrowhead Township, Balkan Township, the city of Brookston, the city of Buhl, Cedar Valley Township, Cherry Township, the city of Chisholm, Clinton Township, Cotton Township, Culver Township, Ellsburg Township, Elmer Township, Great Scott Township, the city of Hibbing, the city of Iron Junction, the unorganized territory of Janette Lake, Kelsey Township, Lavell Township, McDavitt Township, the city of Meadowlands, Meadowlands Township, Ness Township, New Independence Township, Northland Township, Payne Township, the unorganized territory of Potshot Lake, Stoney Brook Township, Toivola Township, and Van Buren Township.

Sec. 7. [2.093] [SIXTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 6 consists of all of Cook and Lake Counties, that portion of Koochiching County consisting of the unorganized territory of Nett Lake, and that portion of St. Louis County not included in senate district 3, 5, 7, or 8.

Subd. 2. [HOUSE DISTRICTS.] Senate district 6 is divided into two house districts as follows:

(a) House district 6A consists of that portion of senate district 6 not included in house district 6B.

(b) House district 6B consists of that portion of St. Louis County consisting of Alden Township, North Star Township, Normanna Township, Gnesen Township, Rice Lake Township, Lakewood Township, Duluth Township, Canosia Township, and Fredenburg Township, and that portion of the city of Duluth not included in senate district 7.

Sec. 8. [2.103] [SEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 7 consists of that portion of St. Louis County consisting of that portion of the city of Duluth lying west and south of a line described as follows: commencing at the intersection of the northern boundary of the city of Duluth and Calvary Road, easterly along Calvary Road to Woodland Avenue, southerly along Woodland Avenue to Buffalo Street, easterly along Buffalo Street to Wallace Avenue, southerly along Wallace Avenue to 5th Street, westerly along 5th Street to 21st Avenue, southerly along 21st Avenue to 4th Street, westerly along 4th Street to 15th Avenue, southeasterly along 15th Avenue to 1st Street, westerly along 1st Street to 12th Avenue East, southeasterly along 12th Avenue East to London Road, northeasterly along London Road to 13th Avenue East, southerly along 13th Avenue East and its extension to Lake Superior.

Subd. 2. [HOUSE DISTRICTS.] Senate district 7 is divided into two house districts as follows:

(a) House district 7A consists of that portion of senate district 7 lying east of a line described as follows: commencing at the intersection of the northern boundary of the city of Duluth and Rice Lake Road, southerly and southeasterly along Rice Lake Road to Mesaba Avenue, southerly along Mesaba Avenue to 13th Street, easterly along 13th Street to 6th Avenue East, southerly along 6th Avenue East State Highway 194, southwesterly along State Highway 194 to Mesaba Avenue, southerly along Mesaba Avenue to Lake Avenue, northerly along Lake Avenue to 9th Street, southwesterly along 9th Street to 1st Avenue West, northwesterly along 1st Avenue West and its extension to the extension of Rudolph Avenue, westerly along Rudolph Avenue and its extension to Blackman Avenue, southerly along Blackman Avenue and Orange Avenue to 9th Street, southwesterly along 9th Street to Observation Road, northerly and westerly along Observation Road to Arlington Avenue, southerly along Arlington Avenue to U.S. Highway 53, southerly along U.S. Highway 53 to 14th Street, southwesterly along 14th Street to Miller Creek, southerly along Miller Creek to 6th Street, northeasterly along 6th Street to 22nd Avenue West, southeasterly along 22nd Avenue West to Superior Street, northeasterly along Superior Street to 21st Avenue West, southeasterly along 21st Avenue West and its extension to St. Louis Bay.

(b) House district 7B consists of that portion of senate district 7 not included in house district 7A.

Sec. 9. [2.113] [EIGHTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 8 consists of all of Carlton County, that portion of St. Louis County consisting of Brevator Township, the city of Hermantown, Industrial Township, Midway Township, the city of Proctor, and Solway Township, that portion of Aitkin county not included in senate district 3, and that portion of Pine County not included in senate district 18.

Subd. 2. [HOUSE DISTRICTS.] Senate district 8 is divided into two house districts as follows:

(a) House district 8A consists of that portion of St. Louis County included in senate district 8, and that portion of Carlton County consisting of the city of Carlton, the city of Cloquet, the city of Scanlon, the city of Thomson, Thomson Township, and Twin Lakes Township.

(b) House district 8B consists of that portion of senate district 8 not included in house district 8A.

Sec. 10. [2.123] [NINTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 9 consists of all of Wilkin County, that portion of Becker County consisting of the city of Audubon, Audubon Township, Cormorant Township, Lake Eunice Township, the city of Lake Park, and Lake Park Township, that portion of Clay County not included in senate district 2, and that portion of Otter Tail County consisting of Carlisle Township, Dunn Township, the city of Elizabeth, Elizabeth Township, the city of Erhard, Erhards Grove Township, Lida Township, Maplewood Township, Norwegian Grove Township, Orwell Township, Oscar Township, Pelican Township, the city of Pelican Rapids, the city of Rothsay, Scambler Township, Trondhjem Township, and Western Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 9 is divided into two house districts as follows:

(a) House district 9A consists of that portion of Clay county consisting of the city of Moorhead.

(b) House district 9B consists of that portion of senate district 9 not included in house district 9A.

Sec. 11. [2.133] [TENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 10 consists of that portion of Douglas County not included in senate district 11 or 13, that portion of Otter Tail County not included in senate district 9 or 11, that portion of Pope County consisting of the city of Glenwood, Glenwood Township, Grove Lake Township, Leven Township, the city of Long Beach, Minnewaska Township, Reno Township, the city of Villard, the city of Westport, and Westport Township, and that portion of Stearns County consisting of Ashley Township, Getty Township, Raymond Township, the city of Sauk Centre, and Sauk Centre Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 10 is divided into two house districts as follows:

(a) House district 10A consists of that portion of Douglas County consisting of the city of Evansville, Evansville Township, Leaf Valley Township, Lund Township, the city of Millerville, Millerville Township, the city of Miliona, Miliona Township, and that portion of Otter Tail County included in senate district 10.

(b) House district 10B consists of that portion of senate district 10 not included in house district 10A.

Sec. 12. [2.143] [ELEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 11 consists of all of Todd County, that portion of Becker County consisting of Burlington Township, Detroit Township, the city of Detroit Lakes, Erie Township, the city of Frazee, and Lake View Township, that portion of Douglas County consisting of Belle River Township, the city of Osakis, Osakis Township, and Spruce Hill Township, that portion of Otter Tail County consisting of Blowers Township, the city of Bluffton, Bluffton Township, Butler Township, Candor Township, Compton Township, Corliss Township, the city of Deer Creek, Deer Creek Township, the city of Dent, Dora Township, Eastern Township, Edna Township, Gorman Township, Hobart Township, Homestead Township, Newton Township, the city of New York Mills, Oak Valley Township, Otto Township, Paddock Township, the city of Perham, Perham Township, Pine Lake Township, the city of Vergas, the city of Wadena, and Woodside Township, that portion of Stearns County consisting of Melrose Township, Millwood Township, and the city of St. Rosa, and that portion of Wadena County consisting of the city of Aldrich, Aldrich Township, Bullard Township, Leaf River Township, Red Eye Township, Rockwood Township, the city of Sebeka, the city of Staples, Thomastown Township, the city of Verndale, the city of Wadena, Wadena Township, and Wing River Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 11 is divided into two house districts as follows:

(a) House district 11A consists of that portion of Becker county included in senate district 11, that portion of Otter Tail County included in senate district 11, excluding Eastern Township, Oak Valley Township, and Woodside Township, and that portion of Wadena County consisting of Leaf River Township, Red Eye Township, Rockwood Township, the city of Sebeka, and the city of Wadena.

(b) House district 11B consists of that portion of senate district 11 not included in house district 11A.

Sec. 13. [2.153] [TWELFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 12 consists of all of Crow Wing County, that portion of Cass County consisting of the cities of Motley and Pillager, and that portion of Morrison County not included in senate district 14 or 17.

Subd. 2. [HOUSE DISTRICTS.] Senate district 12 is divided into two house districts as follows:

(a) House district 12A consists of that portion of Crow Wing County consisting of the city of Brainerd, the city of Breezy Point, Center Township, the city of Crosby, the city of Crosslake, the city of Cuyuna, Dean Lake Township, the city of Emily, Fairfield

Township, the city of Fifty Lakes, Gail Lake Township, Ideal Township, Irondale Township, the city of Ironton, the city of Jenkins, Jenkins Township, Lake Edwards Township, Little Pine Township, the city of Manhattan Beach, Mission Township, the city of Nisswa, Oak Lawn Township, Pelican Township, the city of Pequot Lakes, Perry Lake Township, Rabbit Lake Township, Ross Lake Township, Sibley Township, Timothy Township, the city of Trommald, the unorganized territory of West Crow Wing, and Wolford Township.

(b) House district 12B consists of that portion of senate district 12 not included in house district 12A.

Sec. 14. [2.163] [THIRTEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 13 consists of all of Big Stone, Grant, Lac qui Parle, Stevens, Swift, and Traverse Counties, that portion of Chippewa County not included in senate district 15, that portion of Douglas County consisting of Holmes City Township, the city of Kensington, Solem Township, and Urness Township, and that portion of Pope County not included in senate district 10 or 14.

Subd. 2. [HOUSE DISTRICTS.] Senate district 13 is divided into two house districts as follows:

(a) House district 13A consists of all of Grant, Stevens, and Traverse Counties, that portion of Big Stone County consisting of the city of Barry, Browns Valley Township, the city of Graceville, Graceville Township, Malta Township, Moonshine Township, and Toqua Township, that portion of Douglas County contained in senate district 13, that portion of Lac Qui Parle County consisting of, that portion of Pope County contained in senate district 13, and that portion of Swift County consisting of the city of Appleton, Appleton Township, the city of Danvers, Edison Township, Fairfield Township, Hegbert Township, the city of Holloway, Marysland Township, Moyer Township, Shible Township, Tara Township, and West Bank Township.

(b) House district 13B consists of that portion of senate district 13 not included in house district 13A.

Sec. 15. [2.173] [FOURTEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 14 consists of that portion of Benton County consisting of the cities of Rice and Sartell, that portion of Morrison County consisting of Bellevue Township, the city of Bowlus, the city of Elmdale, Elmdale Township, the city of Royalton, Swan River Township, Two Rivers Township, and the city of Upsala, that portion of Pope County

consisting of Bangor Township, the city of Brooten, Lake Johanna Township, and the city of Sedan, and that portion of Stearns County not included in senate district 10, 11, or 16.

Subd. 2. [HOUSE DISTRICTS.] Senate district 14 is divided into two house districts as follows:

(a) House district 14A consists of that portion of senate district 14 not included in house district 14B.

(b) House district 14B consists of that portion of Pope County contained in senate district 14, and that portion of Stearns County consisting of the city of Belgrade, the city of Brooten, the city of Cold Spring, Collegeville Township, Crow Lake Township, Crow River Township, Eden Lake Township, the city of Elrosa, Fair Haven Township, Farming Township, the city of Freeport, the city of Greenwald, Grove Township, the city of Kimball Prairie, Lake George Township, the city of Lake Henry, Lake Henry Township, Luxemburg Township, Lynden Township, Maine Prairie Township, the city of Meire Grove, the city of Melrose, Munson Township, the city of New Munich, North Fork Township, Oak Township, the city of Paynesville, Paynesville Township, the city of Richmond, the city of Rockville, Rockville Township, the city of Roscoe, the city of St. Martin, St. Martin Township, the city of Spring Hill, Spring Hill Township, Wakefield Township, and Zion Township.

Sec. 16. [2.183] [FIFTEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 15 consists of all of Kandiyohi and Renville Counties, that portion of Chippewa County consisting of the city of Granite Falls, and Granite Falls Township, that portion of McLeod County consisting of Collins Township, Lynn Township, and the city of Stewart, that portion of Meeker County consisting of Acton Township, the city of Cedar Mills, Cedar Mills Township, the city of Cosmos, Cosmos Township, Danielson Township, Greenleaf Township, and the city of Grove City, and that portion of Yellow Medicine County consisting of the city of Granite Falls.

Subd. 2. [HOUSE DISTRICTS.] Senate district 15 is divided into two house districts as follows:

(a) House district 15A consists of that portion of Kandiyohi County consisting of Arctander Township, Burbank Township, Colfax Township, Dovre Township, Green Lake Township, Harrison Township, Irving Township, the city of Kandiyohi, Kandiyohi Township, Lake Andrew Township, Mamre Township, the city of New London, New London Township, Norway Lake Township, the city of Pennock, the city of Regal, Roseville Township, St. Johns Township, the city of Spicer, the city of Sunburg, the city of Willmar, and Willmar Township.

(b) House district 15B consists of that portion of senate district 15 not included in house district 15A.

Sec. 17. [2.193] [SIXTEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 16 consists of that portion of Stearns County consisting of St. Augusta Township, the city of St. Cloud, St. Cloud Township, and the city of Waite Park, and that portion of Benton County consisting of the city of Sauk Rapids, except that portion of the city of Sauk Rapids surrounded by Sauk Rapids Township, the portions of Sauk Rapids Township surrounded by the city of Sauk Rapids, and the city of St. Cloud, except that portion of the city of St. Cloud lying east of a line described as follows: commencing at the intersection of the eastern boundary of the city of St. Cloud and State Highway 23, southwest-erly along State Highway 23 to 14th Avenue Southeast, southerly along 14th Avenue Southeast to 2nd Street Southeast, easterly along 2nd Street Southeast to the eastern boundary of the city of St. Cloud.

Subd. 2. [HOUSE DISTRICTS.] Senate district 16 is divided into two house districts as follows:

(a) House district 16A consists of that portion of Benton County in senate district 16, and that portion of Stearns County consisting of that portion of the city of St. Cloud lying east and north of a line described as follows: commencing at the intersection of the northern boundary of the city of St. Cloud and the extension of 25th Avenue North, southerly along the extension of 25th Avenue North to the Sauk River, southerly and westerly along the Sauk River to 33rd Avenue North, southerly along 33rd Avenue North to 5th Street North, easterly along 5th Street North to 30th Avenue North, southerly along 30th Avenue North and 30th Avenue South to 1st Street South, easterly along 1st Street South to 25th Avenue South, northerly along 25th Avenue South and 25th Avenue North to 2nd Street North, easterly along 2nd Street North to Cooper Avenue North, southerly along Cooper Avenue North to West St. Germain Street, northeasterly along West St. Germain Street to 8th Avenue South, southeasterly along 8th Avenue South to 1st Street South, southwesterly along 1st Street South to 8th Avenue South, south-easterly along 8th Avenue South to 2nd Street South, southwesterly along 2nd Street South to 10th Avenue South, southeasterly along 10th Avenue South to 2nd Street South, southwesterly along 2nd Street South to East Lake Boulevard, southerly along East Lake Boulevard to 5th Street South, easterly along 5th Street South to 4th Avenue South, southerly along 4th Avenue South to 10th Street South, easterly along 10th Street south to the Mississippi River.

(b) House district 16B consists of that portion of senate district 16 not included in house district 16A.

Sec. 18. [2.203] [SEVENTEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 17 consists of Mille Lacs County, that portion of Benton County not included in senate district 14 or 16, that portion of Kanabec County not included in senate district 18, that portion of Sherburne County not included in senate district 19, and that portion of Morrison County consisting of: the city of Buckman, Buckman Township, the city of Genola, Granite Township, the city of Harding, the city of Hillman, Hillman Township, Lakin Township, the city of Lastrup, Leigh Township, Morrill Township, Mount Morris Township, Pierz Township, Pulkaski Township, and Richardson Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 17 is divided into two house districts as follows:

(a) House district 17A consists of that portion of senate district 17 not included in house district 17B.

(b) House district 17B consists of those portions of Benton and Sherburne Counties located in senate district 17.

Sec. 19. [2.213] [EIGHTEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 18 consists of all of Chisago County, all of Isanti County, that portion of Kanabec County consisting of Brunswick Township, Grass Lake township, the city of Grasston, and South Fork Township, and that portion of Pine County consisting of the city of Pine City, Pine City Township, the city of Rock Creek, and Royalton Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 18 is divided into two house districts as follows:

(a) House district 18A consists of all of Isanti County, that portion of Chisago County consisting of Lent Township and the city of Stacy, that portion of Kanabec County contained in senate district 18, and that portion of Pine County consisting of Royalton Township.

(b) House district 18B consists of that portion of senate district 18 not included in house district 18A.

Sec. 20. [2.223] [NINETEENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 19 consists of that portion of Sherburne County consisting of the city of Becker, Becker Township, the city of Big Lake, Big Lake Township, the city of Clear Lake, Clear Lake Township, and the city of Elk River, and that portion of Wright County consisting of the city of Albertville, the city of Annandale, the city of Buffalo, Buffalo Township,

Chatham Township, the city of Clearwater, Clearwater Township, Corinna Township, Frankfort Township, the city of Maple Lake, Maple Lake Township, the city of Monticello, Monticello Township, Otsego Township, the city of St. Michael, and Silver Creek Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 19 is divided into two house districts as follows:

(a) House district 19A consists of that portion of senate district 19 not included in house district 19B.

(b) House district 19B consists of that portion of Sherburne County consisting of the city of Elk River, and that portion of Wright County consisting of the city of Albertville, the city of Buffalo, Buffalo Township, Frankfort Township, Otsego Township, and the city of St. Michael.

Sec. 21. [2.233] [TWENTIETH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 20 consists of that portion of Carver County consisting of the city of Hamburg, Hollywood Township, the city of Norwood, the city of Watertown, Watertown Township, the city of Young America, and Young America Township, that portion of McLeod County not included in senate district 15 or 23, that portion of Meeker County not included in senate district 15, that portion of Stearns county consisting of the city of Eden Lake, and that portion of Wright County not included in senate district 19 or 34.

Subd. 2. [HOUSE DISTRICTS.] Senate district 20 is divided into two house districts as follows:

(a) House district 20A consists of that portion of senate district 20 not included in house district 20B.

(b) House district 20B consists of that portion of Carver County included in senate district 20, that portion of McLeod County consisting of Bergen Township, Hale Township, Helen Township, the city of Lester Prairie, the city of Plato, Rich Valley Township, the city of Silver Lake, the city of Winsted, and Winsted Township, and that portion of Wright County consisting of Albion Township, the city of Cokato, Cokato Township, French Lake Township, the city of Howard Lake, Marysville Township, Middleville Township, the city of Montrose, the city of South Haven, Southside Township, Victor Township, the city of Waverly, and Woodland Township.

Sec. 22. [2.243] [TWENTY-FIRST DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 21 consists of

all of Lincoln, Pipestone, and Rock Counties, all of Lyon County except that included in senate district 22, all of Yellow Medicine County excluding the city of Granite Falls, that portion of Murray County consisting of Cameron Township, Chanarambie Township, the city of Chandler, Ellsborough Township, the city of Lake Wilson, and Moulton Township, that portion of Nobles County consisting of the city of Adrian, the city of Ellsworth, Grand Prairie Township, Leota Township, the city of Lismore, Lismore Township, and Westside Township, and that portion of Redwood County consisting of Gales Township, Granite Rock Township, Johnsonville Township, the city of Lucan, the city of Milroy, the city of Seaforth, Sheridan Township, Underwood Township, Vail Township, the city of Vesta, Vesta Township, the city of Wabasso, Waterbury Township, and Westline Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 21 is divided into two house districts as follows:

(a) House district 21A consists of that portion of senate district 21 not included in house district 21B.

(b) House district 21B consists of all of Lincoln, Pipestone, and Rock Counties, that portion of Lyon County consisting of Coon Creek Township, the city of Florence, Island Lake Township, Nordland Township, and Shelburne Township, and those portions of Murray and Nobles Counties contained in senate district 21.

Sec. 23. [2.253] [TWENTY-SECOND DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 22 consists of all of all of Cottonwood and Jackson Counties, that portion of Brown County consisting of Albin Township, Bashaw Township, the city of Comfrey, Mulligan Township, and Stately Township, that portion of Lyon County consisting of the city of Balaton, Custer Township, the city of Garvin, Monroe Township, Rock Lake Township, and the city of Tracy, that portion of Martin County consisting of Cedar Township, the city of Ceylon, the city of Dunnell, Elm Creek Township, Fox Lake Township, Galena Township, Jay Township, Lake Belt Township, Lake Fremont Township, Manyaska Township, the city of Ormsby, the city of Sherburn, the city of Trimont, and the city of Welcome, that portion of Murray County not included in senate district 21, that portion of Nobles County not included in senate district 21, that portion of Redwood County consisting of the city of Lamberton, Lamberton Township, North Hero Township, the city of Revere, Springdale Township, and the city of Walnut Grove, and that portion of Watonwan County consisting of Adrian Township, the city of Butterfield, Butterfield Township, the city of Darfur, Long Lake Township, Nelson Township, the city of Odin, Odin Township, the city of Ormsby, and St. James Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 22 is divided into two house districts as follows:

(a) House district 22A consists of that portion of Cottonwood County consisting of Ann Township, Rose Hill Township, Southbrook Township, the city of Westbrook, and Westbrook Township, that portion of Jackson County consisting of Alba Township, Ewington Township, and La Crosse Township, that portion of Lyon County included in senate district 22, that portion of Murray County included in senate district 22, that portion of Nobles County included in senate district 22, and that portion of Redwood County consisting of North Hero Township, the city of Revere, Springdale Township, and the city of Walnut Grove.

(b) House district 22B consists of that portion of senate district 22 not included in house district 22A.

Sec. 24. [2.263] [TWENTY-THIRD DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 23 consists of that portion of Blue Earth County consisting of Butternut Valley Township, Cambria Township, and Judson Township, that portion of Brown County consisting of Burnstown Township, the city of Cobden, Cottonwood Township, Eden Township, the city of Evan, the city of Hanska, Home Township, Lake Hanska Township, Leavenworth Township, Linden Township, Milford Township, the city of New Ulm, North Star Township, Prairieville Township, Sigel Township, the city of Sleepy Eye, the city of Springfield, and Stark Township, that portion of McLeod County consisting of the city of Brownton, the city of Glencoe, Glencoe Township, Penn Township, Round Grove Township, and Sumter Township, that portion of Nicollet County not included in senate district 24, that portion of Redwood County not included in senate district 21 or 22, and all of Sibley County except for Faxon Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 23 is divided into two house districts as follows:

(a) House district 23A consists of that portion of Brown County consisting of Burnstown Township, the city of Cobden, Eden Township, the city of Evan, Home Township, Milford Township, the city of New Ulm, North Star Township, Prairieville Township, the city of Sleepy Eye, and the city of Springfield, and that portion of Redwood County included in senate district 23.

(b) House district 23B consists of that portion of senate district 23 not included in house district 23A.

Sec. 25. [2.273] [TWENTY-FOURTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 24 consists of that portion of Blue Earth County consisting of Lime Township, the city of Mankato, Mankato Township, the city of Skyline, and South Bend Township, that portion of LeSueur County consisting of the city of Cleveland, Cleveland Township, the city of Kasota, Kasota Township, the city of LeSueur, Ottawa Township, and Washington Township, that portion of Nicollet County consisting of Belgrade Township, the city of Mankato, the city of North Mankato, Oshawa Township, the city of St. Peter, and Traverse Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 24 is divided into two house districts as follows:

(a) House district 24A consists of that portion of Nicollet County, contained in senate district 24 and that portion of Blue Earth County consisting of the city of Mankato, the city of Skyline, and South Bend Township.

(b) House district 24B consists of that portion of senate district 24 not included in house district 24A.

Sec. 26. [2.283] [TWENTY-FIFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 25 consists of all of Rice County, that portion of Dakota County consisting of the city of Northfield, that portion of Scott County consisting of the city of New Prague, and that portion of LeSueur County not included in senate district 24 or 35.

Subd. 2. [HOUSE DISTRICTS.] Senate district 25 is divided into two house districts as follows:

(a) House district 25A consists of those portions of Dakota and Scott counties included in senate district 25, that portion of LeSueur County consisting of the city of Heidelberg, Lanesburgh Township, the city of Le Center, Lexington Township, the city of Montgomery, Montgomery Township, and the city of New Prague, and that portion of Rice County consisting of Bridgewater Township, the city of Dundas, Forest Township, the city of Lonsdale, the city of Northfield, Webster Township, and Wheatland Township.

(b) House district 25B consists of that portion of senate district 25 not included in house district 25A.

Sec. 27. [2.293] [TWENTY-SIXTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 26 consists of all of Faribault County, that portion of Blue Earth County not included in senate district 23 or 24, that portion of Martin County not included in senate district 22, that portion of Waseca County not

included in senate district 28, and that portion of Watonwan County not included in senate district 22.

Subd. 2. [HOUSE DISTRICTS.] Senate district 26 is divided into two house districts as follows:

(a) House district 26A consists of that portion of senate district 26 not included in house district 26B.

(b) House district 26B consists of all of Faribault County, that portion of Blue Earth County consisting of Beauford Township, Danville Township, Decoria Township, the city of Eagle Lake, the city of Good Thunder, Jamestown Township, Le Ray Township, Lyra Township, McPherson Township, the city of Madison Lake, the city of Mapleton, Mapleton Township, Medo Township, the city of Pemberton, the city of St. Clair, and Sterling Township, and that portion of Waseca County consisting of Alton Township, Byron Township, Freedom Township, the city of Janesville, Janesville Township, the city of New Richland, New Richland Township, Vivian Township, the city of Waldorf, and Wilton Township.

Sec. 28. [2.303] [TWENTY-SEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 27 consists of all of Freeborn County, and that portion of Mower County not included in senate district 31.

Subd. 2. [HOUSE DISTRICTS.] Senate district 27 is divided into two house districts as follows:

(a) House district 27A consists of all of Freeborn County.

(b) House district 27B consists of that portion of senate district 27 not included in house district 27A.

Sec. 29. [2.313] [TWENTY-EIGHTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 28 consists of all of Steele County, all of Dodge County except Vernon Township, that portion of Goodhue County consisting of Cherry Grove Township, Holden Township, Kenyon Township, the city of Kenyon, Roscoe Township, Wanamingo Township, and the city of Wanamingo, that portion of Olmsted County consisting of the city of Byron and Kalmar Township, and that portion of Waseca County consisting of Blooming Grove Township, Iosco Township, Otisco Township, St. Mary Township, the city of Waseca, and Woodville Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 28 is divided into two house districts as follows:

(a) House district 28A consists of that portion of Steele County consisting of Clinton Falls Township, Deerfield Township, Meriden Township, Owatonna Township, and the city of Owatonna, and that portion of Waseca County consisting of Blooming Grove Township, Lasco Township, St. Mary Township, the city of Waseca, and Woodville Township.

(b) House district 28B consists of that portion of senate district 28 not included in house district 28A.

Sec. 30. [2.323] [TWENTY-NINTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 29 consists of all of Wabasha County, that portion of Dakota County consisting of the city of Hastings, and Ravenna Township, and that portion of Goodhue County not included in senate district 28 or 37.

Subd. 2. [HOUSE DISTRICTS.] Senate district 29 is divided into two house districts as follows:

(a) House district 29A consists of that portion of Dakota County consisting of the city of Hastings and Ravenna Township, and that portion of Goodhue County consisting of the city of Red Wing, and Welch Township.

(b) House district 29B consists of that portion of Senate district 29 not included in house district 29A.

Sec. 31. [2.333] [THIRTIETH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 30 consists of that portion of Olmstead County consisting of the city of Rochester.

Subd. 2. [HOUSE DISTRICTS.] Senate district 30 is divided into two house districts as follows:

(a) House district 30A consists of that portion of senate district 30 lying north of a line described as follows: commencing at the intersection of Country Club Road West with the western boundary of the city of Rochester, easterly along Country Club Road West and 2nd Street Southwest to 6th Avenue Southwest, northerly along 6th Avenue Southwest and 6th Avenue Northwest to 7th Street Northwest, westerly along 7th Street Northwest to 7th Avenue Northwest, northerly along 7th Avenue Northwest to 11th Street Northwest, easterly along 11th Street Northwest to 5th Avenue Northwest, northerly along 5th Avenue Northwest to 14th Street Northwest, easterly along 14th Street Northwest to Creek, northeasterly along Creek to the Zumbro River, southeasterly and southerly along the Zumbro River to 7th Street Northeast, easterly along 7th Street Northeast to 11th Avenue Northeast,

northerly along 11th Avenue Northeast to 14th Street Northwest, easterly along 14th Street Northwest and northeasterly along Viola Road Northeast to 19th Street Northeast, westerly along 19th Street Northeast to 13th Avenue Northeast, northerly along 13th Avenue Northeast to the northeastern boundary of the city of Rochester.

(b) House district 30B consists of that portion of senate district 30 not included in house district 30A.

Sec. 32. [2.343] [THIRTY-FIRST DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 31 consists of that portion of Dodge County consisting of Vernon Township, that portion of Fillmore County not included in senate district 32, that portion of Mower County consisting of Bennington Township, Clayton Township, Frankford Township, the city of Grand Meadow, Grand Meadow Township, the city of Le Roy, Le Roy Township, Lodi Township, Pleasant Valley Township, the city of Racine, Racine Township, the city of Sargeant, Sargeant Township, and the city of Taopi, that portion of Olmsted County not included in senate district 28 or 30, and that portion of Winona County consisting of the city of St. Charles, St. Charles Township, and Saratoga Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 31 is divided into two house districts as follows:

(a) House district 31A consists of that portion of senate district 31 not included in house district 31B.

(b) House district 31B consists of those portions of Fillmore, Mower, and Winona counties in senate district 31, and that portion of Olmsted County consisting of the city of Chatfield, the city of Dover, Dover Township, Elmira Township, the city of Eyota, Eyota Township, Orion Township, Quincy Township, and Viola Township.

Sec. 33. [2.353] [THIRTY-SECOND DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 32 consists of all of Houston County, that portion of Fillmore County consisting of Norway Township, the city of Peterson, the city of Rushford, and the city of Rushford Village, and that portion of Winona County not included in senate district 31.

Subd. 2. [HOUSE DISTRICTS.] Senate district 32 is divided into two house districts as follows:

(a) House district 32A consists of that portion of Winona County consisting of the city of Elba, Elba Township, the city of Goodview, the city of Minneiska City, the city of Minnesota City, Mount

Vernon Township, the city of Rollingstone, Rollingstone Township, Whitewater Township, the city of Winona, and Winona Township.

(b) House district 32B consists of that portion of senate district 32 not included in house district 32A.

Sec. 34. [2.363] [THIRTY-THIRD DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 33 consists of that portion of Hennepin County consisting of Rogers, Corcoran, Hassan, Dayton, and Maple Grove, that portion of the city of Champlin not included in senate district 48, and that portion of the city of Plymouth lying east and north of the line described as follows: commencing at the intersection of the northern boundary of the city of Plymouth and Interstate Highway 494, southerly along Interstate Highway 494 to Highway 47, easterly along Highway 47 to Pine View Lane North, southerly along Pine View Lane North to the Soo Line railroad tracks, easterly along the Soo Line railroad tracks to Larch Lane North, southerly along Larch Lane North, to Rockford Road, easterly along Rockford Road to Zachary Lane North, southerly along Zachary Lane North to 36th Avenue North, easterly along 36th Avenue North to the eastern boundary of the city of Plymouth.

Subd. 2. [HOUSE DISTRICTS.] Senate district 33 is divided into two house districts as follows:

(a) House district 33A consists of that portion of senate district 33 not included in house district 33B.

(b) House district 33B consists of that portion of the city of Plymouth in senate district 33 and that portion of the city of Maple Grove lying south and east of a line described as follows: commencing at the intersection of the eastern boundary of the city of Plymouth with 101st Avenue North, westerly along 101st Avenue North to Zachary Lane, southerly along Zachary Lane to 97th Avenue North, easterly along 97th Avenue North and its extension to the extension of Xenium Lane southerly along the extension of Xenium Lane and Xenium Lane to County Road 30, westerly along County Road 30 to Interstate Highway 494, southerly along Interstate Highway 494 to 85th Avenue North, westerly along 85th Avenue North to Fish Lake, southerly along the western shore of Fish Lake to Fernbrook Lane, southerly along Fernbrook Lane to Timbercrest Drive, easterly along Timbercrest Drive to Zinnia, northerly along Zinnia to 73rd Avenue North, easterly along 73rd Avenue North to Interstate Highway 494, southerly along Interstate Highway 494 to the southern boundary of the city of Maple Grove.

Sec. 35. [2.373] [THIRTY-FOURTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 34 consists of that portion of Hennepin County not included in any other senate district, and that portion of Wright County consisting of the city of Delano, Franklin Township, the city of Rockford, and Rockford Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 34 is divided into two house districts as follows:

(a) House district 34A consists of that portion of Hennepin County consisting of the city of Hanover, the city of Greenfield, the city of Independence, the city of Minnetrista, the city of Mound, the city of Spring Park, and the city of St. Bonifacius.

(b) House district 34B consists of that portion of senate district 34 not included in house district 34A.

Sec. 36. [2.383] [THIRTY-FIFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 35 consists of that portion of Carver County not included in Senate District 20 or Senate District 43, that portion of Le Sueur County consisting of Derrynane Township, Sharon Township, and Tyrone Township, that portion of Scott County not included in Senate district 37 or 41, and that portion of Sibley County consisting of Faxon Township.

Subd. 2. [HOUSE DISTRICTS.] Senate district 35 is divided into two house districts as follows:

(a) House district 35A consists of that portion of senate district 35 not included in house district 35B.

(b) House District 35B consists of that portion of Scott County consisting of Jackson Township, the city of Jordan, Louisville Township, the city of Prior Lake, Sandcreek Township, the city of Shakopee, and Spring Lake Township.

Sec. 37. [2.393] [THIRTY-SIXTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 36 consists of that portion of Dakota county consisting of that portion of the city of Burnsville lying south of a line described as follows: commencing at the intersection of the western boundary of Dakota county and County Road 42, easterly along County Road 42 to Burnsville Parkway, northeasterly along Burnsville Parkway to West 136th Street, easterly along West 136th Street to County Road 5, southerly along County Road 5 to West 138th Street, southeasterly along West 138th Street to 140th Street, southwesterly along 140th Street to McAndrews Road, easterly along McAndrews Road to Nicollet Avenue, northerly along Nicollet Avenue to State Highway 13,

northeasterly along State Highway 13 to Cliff Road, easterly along Cliff Road to the eastern boundary of the city of Burnsville, that portion of the city of Apple Valley lying south of a line described as follows: commencing at the intersection of the northern boundary of the city of Apple Valley with State Highway 77, southerly and then easterly along State Highway 77 to Johnny Cake Ridge Road, northerly along Johnny Cake Ridge Road to the extension of Eveleth Path, easterly and northeasterly along Eveleth Path and its extension to 126th Street West, easterly and southeasterly along 126th Street West and Diamond Path to the eastern boundary of the city of Apple Valley, and that portion of the city of Lakeville north and east of a line described as follows: commencing at the intersection of the northern boundary of the city of Lakeville and Flagstaff Avenue, southerly along Flagstaff Avenue to Dodd Boulevard, northeasterly along Dodd Boulevard to the northern boundary of the city of Lakeville.

Subd. 2. [HOUSE DISTRICTS.] Senate district 36 is divided into two house districts as follows:

(a) House district 36A consists of those portions of the cities of Apple Valley and Lakeville contained in senate district 36.

(b) House district 36B consists of that portion of senate district 36 not included in house district 36A.

Sec. 38. [2.403] [THIRTY-SEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 37 consists of that portion of Scott County consisting of Credit River Township, Cedar Lake Township, New Market Township, the city of New Market, and the city of Elko, that portion of Dakota County not included in senate district 25, 36, 38, or 39, and that portion of Goodhue County consisting of Cannon Falls Township, Leon Township, Stanton Township, and Warsaw Township, and the cities of Cannon Falls and Dennison.

Subd. 2. [HOUSE DISTRICTS.] Senate district 37 is divided into two house districts as follows:

(a) House district 37A consists of that portion of house district 37 not included in house district 37B.

(b) House district 37B consists of that portion of senate district 37 consisting of that portion of Scott County located in senate district 37 and that portion of Dakota County consisting of that portion of the city of Lakeville included in senate district 37 and that portion of the city of Farmington lying north of a line described as follows: commencing at the intersection of the northern boundary of the city of Farmington and the eastern boundary of the city of Farmington,

southerly along the eastern boundary of the city of Farmington to the point where it turns east, westerly along an extension of that boundary of the city of Farmington to Aiken Road, northwesterly along Aiken Road to 195th Street West, westerly along 195th Street West to Flagstaff Avenue, southerly along Flagstaff Avenue to 200th Street West, westerly along 200th Street West to the western boundary of the city of Farmington.

Sec. 39. [2.413] [THIRTY-EIGHTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 38 consists of that portion of Dakota County consisting of the cities of Eagan, Lilydale, and Mendota, that portion of the city of Apple Valley not included in Senate district 36, that portion of the city of Burnsville north and east of a line described as follows: commencing at the intersection of the northern boundary of Dakota County and Interstate Highway 35W, southerly along Interstate Highway 35W to the Chicago Northwestern Transportation Company railroad tracks, easterly along the Chicago and Northwestern Transportation Company railroad tracks to Cliff Road, southerly and easterly along Cliff Road to Nicollet Avenue, southerly along Nicollet Avenue to State Highway 13, northeasterly along State Highway 13 to Cliff Road, easterly along Cliff Road to the eastern boundary of the city of Burnsville, and that portion of the city of Mendota Heights lying west and south of a line described as follows: commencing at the intersection of the northern boundary of the city of Mendota Heights and State Highway 13, southwesterly along State Highway 13 to Wachtler Avenue, southerly along Wachtler Avenue to Wentworth Avenue, easterly along Wentworth Avenue to Dodd Road, southwesterly along Dodd Road to Marie Avenue, easterly along Marie Avenue to the eastern boundary of the city of Mendota Heights.

Subd. 2. [HOUSE DISTRICTS.] Senate district 38 is divided into two house districts as follows:

(a) House district 38A consists of that portion of senate district 38 not included in house district 38B.

(b) House district 38B consists of that portion of the city of Apple Valley in senate district 38, that portion of the city of Burnsville east of a line described as follows: commencing at the intersection of State Highway 13 and the eastern boundary of the city of Burnsville, southwesterly along State Highway 13 to Cliff Road, easterly along Cliff Road to the eastern boundary of the city of Burnsville, and that portion of the city of Eagan lying south of a line described as follows: commencing at the intersection of the western boundary of the city of Eagan and Diffley Road, easterly along Diffley Road to Lexington Avenue, northerly along Lexington Avenue to Yankee Doodle Road, easterly along Yankee Doodle Road to the Soo Line railroad tracks, southeasterly along the Soo Line railroad tracks to the eastern boundary of the city of Eagan.

Sec. 40. [2.423] [THIRTY-NINTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 39 consists of that portion of Dakota County consisting of the cities of Inver Grove Heights, South St. Paul, Sunfish Lake, West St. Paul, and that portion of the city of Mendota Heights not included in senate district 38.

Subd. 2. [HOUSE DISTRICTS.] Senate district 39 is divided into two house districts as follows:

(a) House district 39A consists of that portion of senate district 39 consisting of the cities of West St. Paul and Sunfish Lake, that portion of the city of Mendota Heights included in senate district 39, that portion of the city of South St. Paul lying north and west of a line described as follows: commencing at the intersection of the southern boundary of the city of South St. Paul and 18th Avenue South, northerly along 18th Avenue South to Southview Boulevard, easterly along Southview Boulevard to 17th Avenue South, northerly along 17th Avenue South to 4th Street North, easterly along 4th Street North to 14th Avenue North, northerly along 14th Avenue North to Wentworth Avenue, easterly along Wentworth Avenue and its extension to the Mississippi River, and that portion of the city of Inver Grove Heights lying west and north of a line described as follows: commencing at the intersection of the northern boundary of the city of Inver Grove Heights and Babcock Trail, southerly along Babcock Trail to Upper 55th Street, westerly along Upper 55th Street to the western boundary of the city of Inver Grove Heights.

(b) House district 39B consists of that portion of senate district 39 not included in house district 39A.

Sec. 41. [2.433] [FORTIETH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 40 consists of that portion of the city of Bloomington not included in senate district 41, and that portion of the city of Richfield not included in senate district 63.

Subd. 2. [HOUSE DISTRICTS.] Senate district 40 is divided into two house districts as follows:

(a) House district 40A consists of that portion of senate district 40 lying north and east of a line described as follows: commencing at the intersection of the northern boundary of the city of Bloomington and Interstate Highway 35W, southerly along Interstate Highway 35W to the Soo Line railroad tracks, northeasterly along the Soo Line railroad tracks to 95th Street, easterly along 95th Street to Chicago Avenue South, northerly along Chicago Avenue South to

94th Street, easterly along 94th Street to Old Shakopee Road, northeasterly along Old Shakopee Road to Old Cedar Avenue, southeasterly along Old Cedar Avenue to the Minnesota River.

(b) House district 40B consists of that portion of senate district 40 not included in house district 40A.

Sec. 42. [2.443] [FORTY-FIRST DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 41 consists of that portion of Dakota County consisting of that portion of the city of Burnsville not included in senate district 36 or 38, that portion of Scott County consisting of the city of Savage, and that portion of Hennepin County consisting of that portion of the city of Bloomington lying west of a line described as follows: commencing at the intersection of the southern boundary of the city of Bloomington with the extension of France Avenue South, north of the extension of France Avenue South to Overlook Drive, west on Overlook Drive to Normandale Boulevard, north on Normandale Boulevard to Old Shakopee Road, easterly along Old Shakopee Road to Kell Avenue, southerly along Kell Avenue to 188th Street, easterly along 188th Street to Xerxes Avenue South, northerly along Xerxes Avenue South to Old Shakopee Road, northeasterly along Old Shakopee Road to Nine Mile Creek, northerly and westerly along Nine Mile Creek to West 90th Street, southwesterly along West 90th Street to Poplar Bridge Road, easterly along Poplar Bridge Road to Kingsdale Drive, southwesterly along Kingsdale Drive to Poplar Bridge Road, southwesterly along Poplar Bridge Road to Normandale Boulevard, northerly along Normandale Boulevard to the northern boundary of the city of Bloomington, and that portion of the city of Eden Prairie not included in senate district 42 or 43.

Subd. 2. [HOUSE DISTRICTS.] Senate district 41 is divided into two house districts as follows:

(a) House district 41A consists of that portion of senate district 41 lying north of a line described as follows: commencing with the intersection of Purgatory Creek and the western boundary of senate district 41, southeasterly along Purgatory Creek to Pioneer Trail, southwesterly along Pioneer Trail to the Bloomington Ferry Road, southerly along the Bloomington Ferry Road to Old Shakopee Road, easterly along Old Shakopee Road to the eastern boundary of senate district 41.

(b) House district 41B consists of that portion of senate district 41 not included in house district 41A.

Sec. 43. [2.453] [FORTY-SECOND DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 42 consists of

that portion of Hennepin County consisting of the city of Edina and that portion of the city of Eden Prairie not included in senate district 43 and lying west and north of a line described as follows: commencing at the intersection of the southern boundary of Hennepin County with the extension of Concord Drive, northerly along the extension of Concord Drive to Riverview Road, westerly along Riverview Road to Noder Lane northerly along Noder Lane to Silverwood Drive, easterly along Silverwood Drive to Homeward Mills Road, northerly along Homeward Mills Road to Anderson Lakes Parkway, easterly along Anderson Lakes Parkway to Hidden Oaks Drive, northeasterly along Hidden Oaks Drive and its extension to the southern shore of Anderson Lake, southerly southeasterly and northeasterly along the southern shore of Anderson Lake to the eastern boundary of the city of Eden Prairie.

Subd. 2. [HOUSE DISTRICTS.] Senate district 42 is divided into two house districts as follows:

(a) House district 42A consists of that portion of the city of Edina lying north and east of a line described as follows: commencing at the intersection of the western boundary of the city of Edina with U.S. Highway 169, easterly along U.S. Highway 169 to State Highway 100, southerly along State Highway 100 to West 66th Street, easterly along West 66th Street to West Shore Drive, southeasterly along West Shore Drive to Lagoon Drive, easterly along Lagoon Drive to Woodale Avenue, southerly along Woodale Avenue to Dunberry Lane, easterly along Dunberry Lane to Cornelia Drive, southerly along Cornelia Drive to West 70th Street, easterly along West 70th Street to France Avenue, southerly along France Avenue to the southern boundary of the city of Edina.

(b) House district 42B consists of that portion of senate district 42 not contained in house district 42A.

Sec. 44. [2.463] [FORTY-THIRD DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 43 consists of that portion of Carver County consisting of the cities of Chanhassen and Victoria, and that portion of Hennepin County consisting of the city of Deephaven, that portion of the city of Eden Prairie not included in senate district 42, the city of Excelsior, the city of Greenwood, that portion of the city of Minnetonka lying south and west of a line described as follows: commencing at the intersection of Lake Street and the western boundary of the city of Minnetonka, easterly along Lake Street to Interstate Highway 494, southerly along Interstate Highway 494 to the southern boundary of the city of Minnetonka, the city of Minnetonka Beach, that portion of the city of Orono lying south of the northern shore of Lake Minnetonka along Crystal Bay, Smith Bay, and Browns Bay, the city of Shorewood, the city of Tonka Bay, the city of Wayzata, and the city of Woodland.

Subd. 2. [HOUSE DISTRICTS.] Senate district 43 is divided into two house districts as follows:

(a) House district 43A consists of that portion of senate district 43 consisting of the cities of Eden Prairie, Minnetonka Beach, Orono, and Tonka Bay, and that portion of the city of Shorewood lying west described as follows: commencing at the intersection of the southern boundary of Hennepin County and First Avenue, northerly along First Avenue to Smith Town Road, westerly along Smith Town Road to Eureka Road, northerly along Eureka Road to Birch Bluff Road, easterly along Birch Bluff Road to the western boundary of the city of Tonka Bay.

(b) House district 43B consists of that portion of senate district 43 not included in house district 43A.

Sec. 45. [2.473] [FORTY-FOURTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 44 consists of that portion of Hennepin County consisting of the cities of Hopkins and St. Louis Park, and that portion of the city of Minnetonka lying south and east of a line described as follows: commencing at the intersection of Interstate Highway 494 and the southern boundary of the city of Minnetonka, northerly along Interstate Highway 494 to Excelsior Boulevard, northeasterly and easterly along Excelsior Boulevard to the eastern boundary of the city of Minnetonka.

Subd. 2. [HOUSE DISTRICTS.] Senate district 44 is divided into two house districts as follows:

(a) House district 44A consists of that portion of senate district 44 in the city of St. Louis Park lying east of a line described as follows: commencing at the intersection of the northern boundary of the city of St. Louis Park and Flag Avenue, southerly along Flag Avenue to Westmoreland Lane, easterly along Westmoreland Lane, Franklin Avenue, and its extension to Louisiana Avenue, southerly along Louisiana Avenue to the Burlington Northern Railroad tracks, southwesterly along the Burlington Northern Railroad tracks to Virginia Avenue, southerly along Virginia Avenue to West 28th Street, easterly along West 28th Street to Texas Avenue, southerly along Texas Avenue to the southern boundary of the city of St. Louis Park.

(b) House district 44B consists of that portion of senate district 44 not included in house district 44A.

Sec. 46. [2.483] [FORTY-FIFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 45 consists of that portion of Hennepin County consisting of that portion of the

city of Golden Valley not included in senate district 46, the city of Medicine Lake, that portion of the city of Minnetonka not included in senate district 43 or 44, and that portion of the city of Plymouth lying south and east of a line described as follows: commencing at the intersection of the western boundary of the city of Plymouth with County Road 6, easterly along County Road 6 to Interstate Highway 494, northerly along Interstate Highway 494 to Rockford Road, easterly along Rockford Road to Zachary Lane, southerly along Zachary Lane to 36th Avenue North, easterly along 36th Avenue North to the eastern boundary of the city of Plymouth.

Subd. 2. [HOUSE DISTRICTS.] Senate district 45 is divided into two house districts as follows:

(a) House district 45A consists of that portion of senate district 45 consisting of that portion of the city of Minnetonka located in senate district 45 and that portion of the city of Plymouth located in senate district 45 lying west of Interstate Highway 494.

(b) House district 45B consists of that portion of senate district 45 not included in house district 45A.

Sec. 47. [2.493] [FORTY-SIXTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 46 consists of that portion of Hennepin County consisting of the cities of Crystal, New Hope, Robbinsdale, and that portion of the city of Brooklyn Center lying south of 58th Avenue North.

Subd. 2. [HOUSE DISTRICTS.] Senate district 46 is divided into two house districts as follows:

(a) House district 46A consists of that portion of senate district 46 lying west of a line described as follows: commencing at the intersection of the northern boundary of the city of Crystal with U.S. Highway 52 southeasterly along U.S. Highway 52 to the northern boundary of the city of Robbinsdale, westerly, southerly, and westerly along the northern and western boundaries of the city of Robbinsdale to 42nd Avenue North, westerly along 42nd Avenue North to the Soo Line Railroad Company tracks, southerly along the Soo Line Railroad Company tracks to the western boundary of the city of Crystal, westerly and southerly along the western boundary of the city of Crystal to the southern boundary of senate district 46.

(b) House district 46B consists of that portion of senate district 46 not included in house district 46A.

Sec. 48. [2.503] [FORTY-SEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 47 consists of

that portion of Hennepin County consisting of that portion of the city of Brooklyn Center not included in senate district 46 and that portion of the city of Brooklyn Park lying south and west of a line described as follows: commencing at the intersection of the western boundary of the city of Brooklyn Park and the southern boundary of the city of Osseo, easterly along the southern boundary of the city of Osseo to the Burlington Northern Railroad tracks, southeasterly along the Burlington Northern Railroad tracks to 85th Avenue North, easterly along 85th Avenue North to Xerxes Avenue, southerly along Xerxes Avenue to 81st Avenue North, easterly along 81st Avenue North and its extension to Pearson Parkway, southeasterly along Pearson Parkway to Newton Avenue, southerly along Newton Avenue to the southern boundary of the city of Brooklyn Park.

Subd. 2. [HOUSE DISTRICTS.] Senate district 47 is divided into two house districts as follows:

(a) House district 47A consists of that portion of senate district 47 lying west of a line described as follows: commencing at the intersection of the northern boundary of senate district 47 and Noble Avenue, southerly along Noble Avenue to 83rd Avenue North, easterly along 83rd Avenue North to 82nd Avenue North, southerly and westerly along 82nd Avenue North to June Avenue, southerly along June Avenue to 75th Avenue North, westerly along 75th Avenue North to Lee Avenue, southerly and westerly along Lee Avenue to Major Avenue, southerly and westerly along Major Avenue to Noble Avenue, southerly along Noble Avenue to the southern boundary of senate district 47.

(b) House district 47B consists of that portion of senate district 47 not located in house district 47A.

Sec. 49. [2.513] [FORTY-EIGHTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 48 consists of that portion of Anoka County consisting of that portion of the city of Coon Rapids not included in senate district 49, the city of Spring Lake Park, that portion of the city of Blaine south and west of a line described as follows: commencing at the intersection of the western boundary of the city of Blaine with County Road 11B, southeasterly along County Road 11B to Central Avenue Northeast, southerly along Central Avenue Northeast to 89th Avenue, easterly along 89th Avenue Northeast and its extension to Hastings Street Northeast, southerly along Hastings Street Northeast to the southern boundary of the city of Blaine, and that portion of the city of Fridley lying north of a line described as follows: commencing at the intersection of the Mississippi River with Rice Creek, easterly along Rice Creek to East River Road, southeasterly along East River Road to Mississippi Street, easterly along Mississippi Street to Seventh Street Northeast, southerly along Seventh Street Northeast to 61st Avenue East, easterly along 61st Avenue East to West Moore Lake

Drive, southeasterly along West Moore Lake Drive to Central Avenue Northeast, southerly along Central Avenue Northeast to Lynde Drive, easterly along Lynde Drive to Regis Street, northerly along Regis Street to Hathaway Lane, easterly along Hathaway Lane to Regis Trail, northerly along Regis Trail to Gardena Avenue, easterly along Gardena Avenue to the eastern boundary of the city of Fridley, that portion of Ramsey County consisting of the city of Spring Lake Park, and that portion of Hennepin County consisting of that portion of the city of Brooklyn Park not included in senate district 47, the city of Osseo, and that portion of the city of Champlin lying east of a line described as follows: commencing at the intersection of the southern boundary of the city of Champlin with United States Highway 169, northerly along United States Highway 169 to Hayden Lake Road, westerly along Hayden Lake Road to Vera Street, northerly along Vera Street and its extension to the extension of Baker Lane, northerly along Baker Lane and its extension to French Lake Road, northeasterly along French Lake Road to Dayton River Road, southeasterly along Dayton River Road to United States Highway 169, northerly along United States Highway 169 to the Mississippi River.

Subd. 2. [HOUSE DISTRICTS.] Senate district 48 is divided into two house districts as follows:

(a) House district 48A consists of that portion of senate district 48 not included in house district 48B.

(b) House district 48B consists of that portion of senate district 48 located in Anoka and Ramsey Counties.

Sec. 50. [2.523] [FORTY-NINTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 49 consists of that portion of Anoka County consisting of the city of Anoka and that portion of the city of Coon Rapids lying north of a line described as follows: commencing at the intersection of the Mississippi River with Coon Creek, northerly along Coon Creek to the Burlington Northern Railroad tracks, southeasterly along the Burlington Northern Railroad tracks to Coon Rapids Boulevard, easterly along Coon Rapids Boulevard to the north-south Burlington Northern Railroad tracks, northerly along the north-south Burlington Northern Railroad tracks to Egret Boulevard, easterly along Egret Boulevard to Highway 10, southeasterly along Highway 10 to the extension of 94th Avenue, northeasterly along the extension of 94th Avenue to the eastern boundary of the city of Coon Rapids.

Subd. 2. [HOUSE DISTRICTS.] Senate district 49 is divided into two house districts as follows:

(a) House district 49A consists of that portion of senate district 49 lying north and west of a line described as follows: commencing at

the intersection of the Mississippi River with the southern boundary of the campus of Anoka Ramsey State Community College, easterly along the southern boundary of the campus of Anoka Ramsey State Community College to Mississippi Boulevard, northerly along Mississippi Boulevard to Coon Rapids Boulevard, northwesterly along Coon Rapids Boulevard to Round Lake Boulevard, northerly along Round Lake Boulevard to 119th Avenue Northwest, easterly along 119th Avenue Northwest an extension of Magnolia Street, northerly along the extension of Magnolia Street to the Burlington Northern Railroad tracks, northwesterly along the Burlington Northern Railroad tracks to Main Street, easterly along Main Street to United States Highway 10, southeasterly along United States Highway 10 to Hanson Boulevard, northeasterly along Hanson Boulevard to North Dale Boulevard, easterly along North Dale Boulevard to Sand Creek, northeasterly and southeasterly along Sand Creek to the eastern boundary of the city of Coon Rapids.

(b) House district 49B consists of that portion of senate district 49 not located in house district 49A.

Sec. 51. [2.533] [FIFTIETH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 50 consists of that portion of Anoka County north of a line described as follows: commencing at the intersection of the Mississippi River with the northwestern boundary of the city of Anoka, northerly and easterly along the northern boundary of the city of Anoka to the northern boundary of the city of Coon Rapids, easterly along the northern boundary of the city of Coon Rapids to University Avenue Northeast, southerly along University Avenue Northeast to Main Street, easterly along Main Street to Jefferson Street Northeast, northerly along Jefferson Street Northeast to Madison Street, northeasterly along Madison Street to 127th Avenue, easterly along 127th Avenue to Able Street, southerly along Able Street to 128th Avenue, easterly along 128th Avenue to Taylor Street, northerly along Taylor Street to 126th Avenue, easterly along 126th Avenue to Buchanan Street, northerly along Buchanan Street to 129th Avenue, easterly along 129th Avenue to Lincoln Street, northerly along Lincoln Street to 129th Avenue, easterly along 129th Avenue to Central Avenue Northeast, northerly along Central Avenue Northeast to the northern boundary of the city of Blaine, easterly along the northern boundary of the city of Blaine and the northern boundary of the city of Lino Lakes to the eastern boundary of Anoka County.

Subd. 2. [HOUSE DISTRICTS.] Senate district 50 is divided into two house districts as follows:

(a) House district 50A consists of that portion of senate district 50 lying north of a line described as follows: commencing at the intersection of the eastern boundary of Anoka County with the

northern boundary of the city of Andover, easterly along the northern boundary of the city of Andover and the northern boundary of the city of Ham Lake to Central Avenue Northeast, southerly along Central Avenue Northeast to the northern boundary of the city of Blaine, easterly along the northern boundary of the city of Blaine and the northern boundary of the city of Lino Lakes to the eastern boundary of Anoka County.

(b) House district 50B consists of that portion of senate district 50 not included in house district 50A.

Sec. 52. [2.553] [FIFTY-FIRST DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 51 consists of that portion of Anoka County consisting of all of the cities of Centerville, Lexington, and Lino Lakes, and that portion of the city of Blaine not included in senate district 48, 50, or 53, and that portion of Washington County north of a line described as follows: commencing at the intersection of the western boundary of the city of Hugo with the southern boundary of the city of Hugo, easterly along the southern boundary of the city of Hugo to Goodview Avenue, northerly along Goodview Avenue to 137th Street North, easterly along 137th Street North to Homestead Avenue North, northerly along Homestead Avenue North to 140th Street North, easterly along 140th Street North to the eastern boundary of the city of Hugo, southerly along the eastern boundary of the city of Hugo to the southern boundary of May Township, easterly along the southern boundary of May Township to the eastern boundary of Washington County.

Subd. 2. [HOUSE DISTRICTS.] Senate district 51 is divided into two house districts as follows:

(a) House district 51A consists of the city of Lexington and that portion of the city of Blaine included in senate district 51.

(b) House district 51B consists of that portion of senate district 51 not included in house district 51A.

Sec. 53. [2.543] [FIFTY-SECOND DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 52 consists of that portion of Anoka County consisting of the cities of Columbia Heights and Hilltop and that portion of the city of Fridley not included in senate district 48, and that portion of Ramsey County consisting of the city of Mounds View and the city of New Brighton.

Subd. 2. [HOUSE DISTRICTS.] Senate district 52 is divided into two house districts as follows:

(a) House district 52A consists of that portion of senate district 52 not included in house district 52B.

(b) House district 52B consists of the city of Mounds View and that portion of the city of New Brighton located within a line described as follows: commencing at the intersection of 16th Street Northwest with the western boundary of the city of New Brighton, easterly along the western boundary of the city of New Brighton to Silver Lake Road, southerly along Silver Lake Road to County Road E, westerly along County Road E to the western boundary of the city of New Brighton, and northerly along the western boundary of the city of New Brighton to the point of origin.

Sec. 54. [2.563] [FIFTY-THIRD DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 53 consists of that portion of Ramsey County consisting of the cities of Arden Hills, Shoreview, North Oaks, and Gem Lake; that portion of the city of Vadnais Heights not included in senate district 54; that portion of White Bear Township bordered by boundaries of Anoka County and the cities of Shoreview and North Oaks; those portions of the city of White Bear Lake and White Bear Township lying westerly of a line described as follows: commencing at the intersection of Otter Lake Road with a railroad right-of-way and the northern boundary of the city of Gem Lake, northerly along Otter Tail Road to County Road H-2, easterly along County Road H-2 to Bald Eagle Boulevard, southerly along Bald Eagle Boulevard extending to the shoreline of White Bear Lake, northerly, easterly, and northerly along the shoreline of White Bear Lake to the northern boundary of Ramsey County; and those portions of the cities of Little Canada and Maplewood not included in senate districts 54, 55, and 57; and that portion of Anoka County consisting of the city of Circle Pines and that portion of the city of Blaine lying within a line described as follows: commencing at the intersection of Interstate Highway 35W and the northern boundary of Ramsey County, northerly along Interstate Highway 35W to the extension of Flowerfield Road, easterly along the extension and Flowerfield Road to Lexington Avenue, and northerly, easterly, southerly, easterly, southerly, and westerly along the boundaries of the city of Blaine to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 53 is divided into two house districts as follows:

(a) House district 53A consists of that portion of senate district 53 not included in house district 53B.

(b) House district 53B consists of that portion of senate district 53 consisting of the cities of North Oaks and Gem Lake; those portions of White Bear Township and the cities of Vadnais Heights and White Bear Lake described in subdivision 1; and that portion of the

city of Shoreview lying westerly of Hodgson Road and that portion lying within a line described as follows: commencing at the intersection of Hodgson Road and Snail Lake Boulevard, westerly, southerly, and westerly along Snail Lake Boulevard to County Road F, westerly along County Road F to Lexington Avenue and the western boundary of the city, southerly, easterly, and northerly along the boundaries of the city of Shoreview to Hodgson Road, and northwesterly along Hodgson Road to the point of origin.

Sec. 55. [2.663] [FIFTY-FOURTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 54 consists of that portion of Ramsey County consisting of the cities of Roseville, St. Anthony, Lauderdale, and Falcon Heights, that portion of the city of Maplewood lying within a line described as follows: commencing at a point at the intersection of Rice Street and Larpenteur Avenue, easterly along Larpenteur Avenue to DeSoto Avenue and a railroad right-of-way, northeasterly along the railroad right-of-way and an extension of it to Parkway Boulevard, northeasterly along Parkway Boulevard to Frost Avenue, easterly along Frost Avenue to Chamber Street, northerly along Chamber Street to said railroad right-of-way, northeasterly along the railroad right-of-way to Hazelwood Street, northerly along Hazelwood Street to County Road C, westerly along County Road C to Keller Parkway, northerly and westerly along Keller Parkway to the western boundary of the city, southerly, westerly, southerly, westerly, and southerly along the boundaries of the city to the point of origin; that portion of the city of Little Canada lying within a line described as follows: commencing at the intersection of Owasso Boulevard and Rice Street, southerly, easterly, northerly, easterly, and northerly along the boundaries of the city to Keller Parkway, westerly and southerly along Keller Parkway to Little Canada Road, westerly along Little Canada Road to Interstate Highway 35E, northwesterly along Interstate Highway 35E to Interstate Highway 694, northwesterly along Interstate Highway 694 to the northern boundary of the city, and easterly to the point of origin; and, that portion of the city of Vadnais Heights lying within a line described as follows: commencing at the intersection of Rice Street and Owasso Boulevard, easterly along the northern boundary of the city of Little Canada to Interstate Highway 694, northwesterly along Interstate Highway 694 to Rice Street, and southerly along Rice Street to the point of origin; and, that portion of Hennepin County consisting of the city of St. Anthony.

Subd. 2. [HOUSE DISTRICTS.] Senate district 54 is divided into two house districts as follows:

(a) House district 54A consists of that portion of senate district 54 not included in house district 54B.

(b) House district 54B consists of those portions of the cities of

Little Canada, Maplewood, and Vadnais Heights contained in senate district 54, and that portion of the city of Roseville lying within a line described as follows: commencing at the intersection of Snelling Avenue with the northern boundary of the city, southerly along Snelling Avenue to County Road C, easterly along County Road C to Hamline Avenue, southerly along Hamline Avenue to Trunk Highway 36, westerly along Trunk Highway 36 to Lexington Avenue, southerly along Lexington Avenue to County Road B, easterly along County Road B to the eastern boundary of the city of Roseville, and northerly and easterly along the boundaries of the city of Roseville to the point of origin.

Sec. 56. [2.573] [FIFTY-FIFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 55 consists of that portion of Ramsey County consisting of the city of North St. Paul; that portion of the city of White Bear Lake not included in senate district 53; that portion of White Bear Township not included in senate district 53; that portion of Maplewood lying within a line described as follows: commencing at the intersection of Century Avenue and Interstate Highway 694, westerly along Interstate Highway 694 to White Bear Avenue, southerly along White Bear Avenue to Trunk Highway 36, westerly along Trunk Highway 36 to Hazelwood Street, southerly along Hazelwood Street to a railroad right-of-way, westerly along the railroad right-of-way to Chamber Street, southerly along Chamber Street to Frost Avenue, westerly and southwesterly along Frost Avenue to the extension of said railroad right-of-way, southwesterly along the extension and the railroad right-of-way to Larpenteur Avenue, easterly along Larpenteur Avenue to Century Avenue, northerly along Century Avenue to Holloway Avenue and the southern boundary of the city of North St. Paul, westerly, northerly, and easterly along the boundaries of the city of North St. Paul to Century Avenue, and northerly along Century Avenue to the point of origin; and, that part of the city of St. Paul lying within a line described as follows: commencing at the intersection of Larpenteur Avenue and Interstate Highway 35E, southerly along Interstate Highway 35E to Arlington Avenue, easterly along Arlington Avenue to Wheelock Parkway, easterly along Wheelock Parkway and its extension to the shoreline of Lake Phalen, southeasterly along the shoreline of Lake Phalen and an extension of the shoreline to Johnson Parkway, southerly along Johnson Parkway to Maryland Avenue, easterly along Maryland Avenue to Kennard Street, northerly along Kennard Street to Sherwood Avenue, easterly along Sherwood Avenue to White Bear Avenue, northerly along White Bear Avenue to Larpenteur Avenue, and westerly along Larpenteur Avenue to the point of origin; and, that portion of Washington County lying within a line described as follows: the intersection of the southerly shoreline of White Bear Lake with the boundary between Ramsey and Washington counties, southeasterly along the shoreline and its extension to Cedar Hall Avenue, southeasterly along Cedar Hall Avenue to Wildwood Road,

northeasterly along Wildwood Road to Ideal Avenue North, southerly along Ideal Avenue North to the boundaries of the city of Pine Springs, easterly, southerly, easterly, southerly, easterly, and southerly along the boundaries of the city of Pine Springs to Interstate Highway 694, westerly to the eastern boundary of Washington County, and northerly along the boundary to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 55 is divided into two house districts as follows:

(a) House district 55A consists of that portion of senate district 55 not included in house district 55B.

(b) House district 55B consists of that portion of Washington County included in senate district 55 and that portion of Ramsey County consisting of the city of North St. Paul and those portions of the cities of Maplewood and St. Paul included in senate district 55.

Sec. 57. [2.583] [FIFTY-SIXTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 56 consists of that portion of Washington County not included in senate district 51, 55, or 57.

Subd. 2. [HOUSE DISTRICTS.] Senate district 56 is divided into two house districts as follows:

(a) House district 56A consists of that portion of senate district 56 north of a line described as follows: commencing at the intersection of the western boundary of Washington County with the southern boundary of the city of Mahtomedi easterly and northeasterly along the southern boundary of the city of Mahtomedi to the western boundary of Grant Township, southerly along the western boundary of Grant Township to the southern boundary of Grant Township, easterly along the southern boundary of Grant Township to the western boundary of Baytown Township southerly along the western boundary of Baytown Township to the southern boundary of Baytown Township, easterly along the southern boundary of Baytown Township to the eastern boundary of senate district 56.

(b) House district 56B consists of that portion of senate district 56 not included in house district 56A.

Sec. 58. [2.593] [FIFTY-SEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 57 consists of that portion of Ramsey County consisting of that portion of the city of Maplewood lying south of Larpenteur Avenue, and that portion of Washington County south and west of a line described as follows:

commencing at the intersection of the western boundary of Washington County and the Chicago and Northwestern Transportation Company railroad tracks in the city of Oakdale, easterly along the Chicago and Northwestern Transportation Company railroad tracks to Interstate Highway 694, southerly along Interstate Highway 694 to Valley Creek Road, easterly along Valley Creek Road to Queens Drive, southerly along Queens Drive to Afton Road, southeasterly along Afton Road to Tower Drive, northerly along Tower Drive to Valley Creek Road, easterly along Valley Creek Road to Pioneer Drive, southerly along Pioneer Drive to Bailey Road, easterly along Bailey Road to Woodbury Drive, southerly along Woodbury Drive to the southern boundary of the city of Woodbury, easterly along the southern boundary of Woodbury to the eastern boundary of the city of Cottage Grove, southerly and westerly along the eastern and southern boundaries of Cottage Grove to the Mississippi River.

Subd. 2. [HOUSE DISTRICTS.] Senate district 57 is divided into two house districts as follows:

(a) House district 57A consists of the city of Landfall and those portions of the cities of Oakdale and Woodbury included in senate district 57.

(b) House district 57B consists of that portion of senate district 57 not included in house district 57A.

Sec. 59. [2.603] [FIFTY-EIGHTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 58 consists of that portion of Hennepin County consisting of that portion of the city of Minneapolis located within an area described as follows: commencing at the intersection of the western boundary of the city of Minneapolis and Glenwood Avenue, easterly along Glenwood Avenue to the Burlington Northern Railroad tracks, southeasterly and northeasterly along the Burlington Northern Railroad tracks to Interstate Highway 94, southerly along Interstate Highway 94 to Interstate Highway 394, easterly along Interstate Highway 394 to Hawthorne Avenue, northeasterly along Hawthorne Avenue to 9th Street North, southerly along 9th Street North to Hennepin Avenue, northeasterly along Hennepin Avenue to Washington Avenue North, northwesterly along Washington Avenue North to Plymouth Avenue North, easterly and northeasterly along Plymouth Avenue North to the Mississippi River, northwesterly along the Mississippi River to the northern boundary of the city of Minneapolis, westerly along the northern boundary of the city of Minneapolis to the western boundary of the city of Minneapolis, southerly along the western boundary of the city of Minneapolis to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 58 is divided into two house districts as follows:

(a) House district 58A consists of that portion of senate district 58 lying north of a line described as follows: commencing at the intersection of the western boundary of the city of Minneapolis and 21st Avenue North, easterly along 21st Avenue North to Upton Avenue North, northerly along Upton Avenue North to 24th Avenue North, easterly on 24th Avenue North to Sheridan Avenue North, northerly along Sheridan Avenue North to 26th Avenue North, easterly along 26th Avenue North to Penn Avenue North, northerly along Penn Avenue North to 29th Avenue North, easterly along 29th Avenue North to Humboldt Avenue North, northerly along Humboldt Avenue North to 30th Avenue North, easterly along 30th Avenue North to Dupont Avenue North, northerly along Dupont Avenue North to Lowry Avenue North, easterly along Lowry Avenue North to the eastern boundary of senate district 58.

(b) House district 58B consists of that portion of senate district 57 not included in house district 58A.

Sec. 60. [2.613] [FIFTY-NINTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 59 consists of that portion of Hennepin County consisting of that portion of the city of Minneapolis located within an area described as follows: commencing at the intersection of the Mississippi River and the northern boundary of the city of Minneapolis, easterly along the northern boundary of the city of Minneapolis to the eastern boundary of the city of Minneapolis, southerly along the eastern boundary of the city of Minneapolis to the Mississippi River, northwesterly along the Mississippi River to U.S. Highway 12, southwesterly along U.S. Highway 12 to Interstate Highway 35W, southwesterly along Interstate Highway 35W to 7th Street South, northwesterly along 7th Street South to 5th Avenue South, southwesterly along 5th Avenue South to 9th Street South, northwesterly along 9th Street South to the eastern boundary of senate district 58, northerly along the eastern boundary of senate district 58 to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 59 is divided into two house districts as follows:

(a) House district 59A consists of that portion of senate district 59 lying north of a line described as follows: commencing at the intersection of the Mississippi River and 8th Avenue Northeast, northeasterly along 8th Avenue Northeast to the east bank of the Mississippi River, southeasterly along the east bank of the Mississippi River to 3rd Avenue Northeast, northeasterly along 3rd Avenue Northeast to 5th Street Northeast, northwesterly along 5th Street Northeast to Broadway Street Northeast, easterly along Broadway Street Northeast to Central Avenue Northeast, northerly along Central Avenue Northeast to the Burlington Northern Railroad tracks, southeasterly along the Burlington Northern Railroad

tracks to Fillmore Street Northeast, northerly along Fillmore Street Northeast to 14th Avenue Northeast, easterly along 14th Avenue Northeast to Johnson Street Northeast, southerly along Johnson Street Northeast to Interstate Highway 35W, northeasterly and easterly along Interstate Highway 35W to the eastern boundary of the city of Minneapolis.

(b) House district 59B consists of that portion of senate district 58 not included in house district 59A.

Sec. 61. [2.623] [SIXTIETH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 60 consists of that portion of Hennepin County consisting of that portion of the city of Minneapolis located within an area described as follows: commencing at the intersection of the western boundary of the city of Minneapolis and West 50th Street, easterly along West 50th Street to Penn Avenue South, northerly along Penn Avenue South to Lake Harriet Parkway, easterly and northeasterly along Lake Harriet Parkway to West 46th Street, easterly along West 46th Street to Nicollet Avenue South, northerly along Nicollet Avenue South to West 36th Street, westerly along West 36th Street to Blaisdell Avenue South, northerly along Blaisdell Avenue South to West 34th Street, westerly along West 34th Street to Grand Avenue South, northerly along Grand Avenue South to West 32nd Street, westerly along West 32nd Street to Harriet Avenue South, northerly along Harriet Avenue South to West 31st Street, westerly along West 31st Street to Garfield Avenue South, northerly along Garfield Avenue South to West Lake Street, westerly along West Lake Street to Lyndale Avenue South, northerly along Lyndale Avenue South to Interstate Highway 94, easterly along Interstate Highway 94 and Interstate Highway 35W to the southern boundary of senate district 59, northwesterly along the southern boundary of senate district 59 to the southern boundary of senate district 58, westerly along the southern boundary of senate district 58 to the western boundary of the city of Minneapolis, southerly along the western boundary of the city of Minneapolis to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 60 is divided into two house districts as follows:

(a) House district 60A consists of that portion of senate district 60 lying north of a line described as follows: commencing at the intersection of the western boundary of the city of Minneapolis and West Lake Street, easterly along West Lake Street to the eastern boundary of senate district 60.

(b) House district 60B consists of that portion of senate district 59 not included in house district 60A.

Sec. 62. [2.633] [SIXTY-FIRST DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 61 consists of that portion of Hennepin County consisting of that portion of the city of Minneapolis located within an area described as follows: commencing at the intersection of Lyndale Avenue South and Interstate Highway 94, easterly and northeasterly along Interstate Highway 94 and Interstate Highway 35W to U.S. Highway 12, easterly along U.S. Highway 12 to Cedar Avenue South, southerly along Cedar Avenue South to Hiawatha Avenue, southerly along Hiawatha Avenue to East 28th Street, westerly along East 28th Street to 21st Avenue South, southerly along 21st Avenue South to East 32nd Street, westerly along East 32nd Street to 19th Avenue South, southerly along 19th Avenue South to East 34th Street, westerly along East 34th Street to Bloomington Avenue South, southerly along Bloomington Avenue South to East 36th Street, westerly along East 36th Street to 10th Avenue South, southerly along 10th Avenue South to East 38th Street, westerly along East 38th Street to Elliot Avenue South, southerly along Elliot Avenue South to East 44th Street, westerly along East 44th Street to Chicago Avenue South, southerly along Chicago Avenue South to East 50th Street, westerly along East 50th Street to Park Avenue South, southerly along Park Avenue South to East Minnehaha Parkway, westerly along East Minnehaha Parkway to East 50th Street, westerly along East 50th Street to Stevens Avenue South, northerly along Stevens Avenue South to East 46th Street, westerly along East 46th Street to the eastern boundary of senate district 60, northerly along the eastern boundary of senate district 60, to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 61 is divided into two house districts as follows:

(a) House district 61A consists of that portion of senate district 61 lying north of a line described as follows: commencing at the intersection of the western boundary of senate district 61 and West 25th Street, easterly along West 25th Street to Pillsbury Avenue South, southerly along Pillsbury Avenue South to West 26th Street, easterly along West 26th Street to 1st Avenue South, southerly along 1st Avenue South to West Lake Street, easterly along West Lake Street to the eastern boundary of senate district 61.

(b) House district 61B consists of that portion of senate district 61 not included in house district 61A.

Sec. 63. [2.643] [SIXTY-SECOND DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 62 consists of that portion of Hennepin County consisting of that portion of the city of Minneapolis located within an area described as follows: commencing at the intersection of U.S. Highway 12 and Cedar Avenue South, northeasterly along U.S. Highway 12 to the Mississippi River, southeasterly and southerly along the Mississippi River

to the extension of East 54th Street, westerly along the extension of East 54th Street and East 54th Street to 40th Avenue South, southerly along 40th Avenue South to East 55th Street, easterly along East 55th Street to 41st Avenue South, southerly along 41st Avenue South to East 56th Street, westerly along East 56th Street to 28th Avenue South, southerly along 28th Avenue South to East 58th Street, westerly along East 58th Street and its extension to 14th Avenue South, northerly along 14th Avenue South to East 54th Street, easterly along East 54th Street to Bloomington Avenue South, northerly along Bloomington Avenue South to East 48th Street, westerly along East 48th Street to the eastern boundary of senate district 61, northerly along the eastern boundary of senate district 61 to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 62 is divided into two house districts as follows:

(a) House district 62A consists of that portion of senate district 62 lying north of a line described as follows: commencing at the intersection of the western boundary of senate district 62 and East 36th Street, easterly along East 36th Street to Cedar Avenue South, southerly along Cedar Avenue South to East 38th Street, easterly along East 38th Street to Hiawatha Avenue, southeasterly along Hiawatha Avenue to East 42nd Street, easterly along East 42nd Street and its extension to the Mississippi River.

(b) House district 62B consists of that portion of senate district 61 not included in house district 62A.

Sec. 64. [2.653] [SIXTY-THIRD DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 63 consists of that portion of Hennepin County consisting of that portion of the city of Minneapolis not contained in senate district 57, 58, 59, 60, or 61; that portion of the city of Richfield lying north of a line described as follows: commencing at the intersection of the western boundary of the city of Richfield and West 57th Street, easterly along West 57th Street to Interstate Highway 35W, southerly along Interstate Highway 35W to West 73rd Street, easterly along West 73rd Street to 2nd Avenue South, southerly along 2nd Avenue South to the southern boundary of the city of Richfield, easterly along the southern boundary of the city of Richfield to the eastern boundary of the city of Richfield; the unorganized territory of Fort Snelling; and the Minneapolis-Saint Paul International Airport.

Subd. 2. [HOUSE DISTRICTS.] Senate district 63 is divided into two house districts as follows:

(a) House district 63A consists of that portion of senate district 63 north of a line described as follows: commencing at the intersection of the western boundary of the city of Minneapolis and interstate

highway 494, easterly along interstate highway 494 to Lyndale Avenue South, northerly along Lyndale Avenue South to West 58th Street, easterly along West 58th Street to interstate highway 35W, southerly along interstate highway 35W to East 60th Street, easterly along East 60th Street to Portland Avenue South, northerly along Portland Avenue South to East 57th Street, southeasterly along East 57th Street to Chicago Avenue South, southerly along Chicago Avenue South to East 58th Street, easterly along East 58th Street to the western boundary of senate district 62.

(b) House district 63B consists of that portion of senate district 63 not included in house district 63A.

Sec. 65. [2.673] [SIXTY-FOURTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 64 consists of that portion of Ramsey County consisting of that portion of the city of St. Paul located within an area described as follows: commencing at the intersection of the western boundary of the city of St. Paul and the southern boundary of senate district 66, easterly along the southern boundary of senate district 66 to Hamline Avenue, southerly along Hamline Avenue to Ayd Mill Road southeasterly along Ayd Mill Road to Summit Avenue, easterly along Summit Avenue to Griggs Street, northerly along Griggs Street to Portland Avenue, easterly along Portland Avenue to Dale Street, southerly along Dale Street to Summit Avenue, easterly and northeasterly along Summit Avenue to Western Avenue, southerly along Western Avenue and its extension to Ramsey Street, easterly along Ramsey Street and Grand Avenue to Interstate Highway 35E, southwesterly along Interstate Highway 35E to St. Clair Avenue, westerly along St. Clair Avenue to Victoria Avenue, southerly along Victoria Avenue to Jefferson Avenue, westerly along Jefferson Avenue to Interstate Highway 35E, southerly along Interstate Highway 35E to the southern boundary of the city of St. Paul, southwesterly, northerly, westerly, and northwesterly along the southern boundary of the city of St. Paul to the western boundary of the city of St. Paul, northerly along the western boundary of the city of St. Paul to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 64 is divided into two house districts as follows:

(a) House district 64A consists of that portion of senate district 64 lying north of a line described as follows: commencing at the intersection of the western boundary of the city of St. Paul and the extension of St. Clair Avenue, easterly along the extension of St. Clair Avenue and St. Clair Avenue to Snelling Avenue, southerly along Snelling Avenue to Jefferson Avenue, easterly along Jefferson Avenue to Lexington Parkway, northerly along Lexington Parkway to the Soo Line railroad tracks, easterly along the Soo Line railroad tracks to the eastern boundary of senate district 64B.

(b) House district 64B consists of that portion of senate district 64 not included in house district 64A.

Sec. 66. [2.683] [SIXTY-FIFTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 65 consists of that portion of Ramsey County consisting of that portion of the city of St. Paul located within an area described as follows: commencing at the intersection of the southern boundary of the city of St. Paul and the eastern boundary of senate district 64, northerly, easterly, northerly, and northeasterly along the eastern boundary of senate district 64 to Grand Avenue, westerly along Grand Avenue and Ramsey Street to the extension of Western Avenue, northerly along the extension of Western Avenue and Western Avenue to Summit Avenue, southwesterly and westerly along Summit Avenue to Dale Street, northerly along Dale Street, to Portland Avenue, westerly along Portland Avenue to Griggs Street, southerly along Griggs Street to Summit Avenue, westerly along Summit Avenue to Ayd Mill Road, northwesterly along Ayd Mill Road to Hamline Avenue, northerly along Hamline Avenue to Charles Avenue, easterly along Charles Avenue to Lexington Parkway, northerly along Lexington Parkway to Minnehaha Avenue, easterly along Minnehaha Avenue to Dale Street, northerly along Dale Street to the Burlington Northern Railroad tracks, easterly along the Burlington Northern Railroad tracks past Interstate Highway 35E to the north-south Burlington Northern Railroad tracks, southeasterly along the north-south Burlington Northern Railroad tracks and their extension to the Mississippi River, southerly along the Mississippi River to the southern boundary of the city of St. Paul, westerly and southwesterly along the southern boundary of the city of St. Paul to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 65 is divided into two house districts as follows:

(a) House district 65A consists of that portion of senate district 65 lying west of a line described as follows: commencing at the intersection of the northern boundary of senate district 65 and Rice Street, southerly along Rice Street to John Ireland Boulevard, southwesterly along John Ireland Boulevard to Summit Avenue, southwesterly along Summit Avenue to the southern boundary of senate district 65.

(b) House district 65B consists of that portion of senate district 65 not included in house district 65A.

Sec. 67. [2.693] [SIXTY-SIXTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 66 consists of that portion of Ramsey County consisting of that portion of the city of St. Paul located within an area described as follows: commencing

at the intersection of the western boundary of the city St. Paul with the northern boundary of the city of St. Paul, easterly along the northern boundary of the city of St. Paul to Interstate Highway 35E, southerly along Interstate Highway 35E to Arlington Avenue, easterly and southeasterly along Arlington Avenue and Wheelock Parkway to Maryland Avenue, westerly along Maryland Avenue to Edgerton Street, southerly along Edgerton Street to Cook Avenue, westerly along Cook Avenue to DeSoto Street, southerly along DeSoto Street to Case Avenue, westerly along Case Avenue and its extension to Interstate Highway 35E, southerly along Interstate Highway 35E to the Burlington Northern railroad tracks, westerly along the Burlington Northern railroad tracks to Dale Street, southerly along Dale Street to Minnehaha Avenue, westerly along Minnehaha Avenue to Lexington Parkway, southerly along Lexington Parkway to Charles Avenue, westerly along Charles Avenue to Hamline Avenue, southerly along Hamline Avenue to Interstate Highway 94, westerly along Interstate Highway 94 to the western boundary of the city of St. Paul, northerly along the western boundary of the city of St. Paul to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 66 is divided into two house districts as follows:

(a) House district 66A consists of that portion of senate portion 66 lying east of a line described as follows: commencing at the intersection of the northern boundary of the city of St. Paul with Grotto Street, southerly along Grotto Street to Arlington Avenue, westerly along Arlington Avenue to Lexington Parkway, southerly along Lexington Parkway to East Como Lake Road, southerly along East Como Lake Road to Victoria Street, southerly along Victoria Street to the Burlington Northern Railroad tracks, westerly along the Burlington Northern Railroad tracks to Chatsworth Street, southerly along Chatsworth Street to Front Avenue, easterly along Front Avenue to Western Avenue, southerly along Western Avenue to the southern boundary of senate district 66.

(b) House district 66B consists of that portion of senate district 66 not included in house district 66A.

Sec. 68. [2.703] [SIXTY-SEVENTH DISTRICT.]

Subdivision 1. [SENATE DISTRICT.] Senate district 67 consists of that portion of Ramsey County consisting of that portion of the city of St. Paul located within an area described as follows: commencing at the intersection of the southern boundary of the city of St. Paul with the eastern boundary of senate district 65, northerly and northwesterly along the eastern boundary of senate district 65 to the northern boundary of senate district 65, westerly along the northern boundary of senate district 65 to the eastern boundary of senate district 66, northerly and easterly along the eastern boundary of senate district 66 to Maryland Avenue, easterly along

Maryland Avenue to Kennard Street, northerly along Kennard Street to Sherwood Avenue, easterly along Sherwood Avenue to White Bear Avenue, northerly along White Bear Avenue to the northern boundary of the city of St. Paul, easterly along the northern boundary of the city of St. Paul to the eastern boundary of the city of St. Paul, southerly along the eastern boundary of the city of St. Paul to the southern boundary of the city of St. Paul, westerly and northwesterly along the southern boundary of the city of St. Paul to the point of origin.

Subd. 2. [HOUSE DISTRICTS.] Senate district 67 is divided into two house districts as follows:

(a) House district 67A consists of that portion of senate district 67 lying north of a line described as follows: commencing at the intersection of the eastern boundary of senate district 67 with Old Hudson Road, westerly along Old Hudson Road to Ruth Street, northerly along Ruth Street to Minnehaha Avenue, easterly along Minnehaha Avenue to Frank Street, northerly along Frank Street to East Seventh Street, easterly along East Seventh Street to Earl Street, northerly along Earl Street to the Burlington Northern railroad tracks, easterly along the Burlington Northern railroad tracks to the eastern boundary of senate district 67.

(b) House district 67B consists of that portion of senate district 67 not included in house district 67A.

Sec. 69. [REPEALER.]

Minnesota Statutes 1990, sections 2.019; 2.042; 2.052; 2.062; 2.072; 2.082; 2.092; 2.102; 2.112; 2.122; 2.132; 2.142; 2.152; 2.162; 2.172; 2.182; 2.192; 2.202; 2.212; 2.222; 2.232; 2.242; 2.252; 2.262; 2.272; 2.282; 2.292; 2.302; 2.312; 2.322; 2.332; 2.342; 2.352; 2.362; 2.372; 2.382; 2.392; 2.402; 2.412; 2.422; 2.432; 2.442; 2.452; 2.462; 2.472; 2.482; 2.492; 2.502; 2.512; 2.522; 2.532; 2.542; 2.552; 2.562; 2.572; 2.582; 2.592; 2.602; 2.612; 2.622; 2.632; 2.642; 2.652; 2.662; 2.672; 2.682; 2.692; and 2.702, are repealed."

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

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 100, 109, 820 and 1238 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Carruthers, Vellenga, Long, Macklin and Dempsey introduced:

H. F. No. 1705, A bill for an act relating to civil actions; allowing aggregation of the fault of multiple defendants for the purpose of the comparative negligence statute; amending Minnesota Statutes 1990, section 604.01, subdivision 1.

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

Simoneau introduced:

H. F. No. 1706, A bill for an act relating to transportation; requiring the metropolitan council to report on and recommend metropolitan transportation development; restricting planning and expenditures for light rail transit.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 267, A bill for an act relating to motor vehicles; exempting from commercial vehicle inspection requirements and hazardous material driver's license endorsement requirements, pickup trucks carrying certain quantities of petroleum products or liquid fertilizer; reducing the minimum size of fleets of commercial vehicles permitted to conduct self-inspections; specifying the commercial vehicle inspection standards to be adopted by the commissioner of public safety; providing that certain vehicles may be issued certificates by complying with out-of-service criteria, and that such certificates are valid for two years; providing certain proof of federal inspection in lieu of state inspection decal requirements; changing the period of time for which inspection records must be retained;

lowering the property damage level of accidents subject to postcrash vehicle inspections; delaying effective date of requirement that all commercial vehicles bear a commercial vehicle inspection decal; amending Minnesota Statutes 1990, sections 169.781, subdivisions 1, 2, 3, 4, 5, and by adding a subdivision; 169.783, subdivision 1; 171.02, by adding a subdivision; and Laws 1990, chapter 563, section 11.

H. F. No. 744, A bill for an act relating to the environment; petrofund; amending Minnesota Statutes 1990, sections 115C.07, subdivision 3; 115C.09, subdivisions 1, 2, 3, 3b, 5, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 103I.

H. F. No. 1119, A bill for an act relating to education; requiring the development of policies for students with disabilities in post-secondary institutions; proposing coding for new law in Minnesota Statutes, chapter 135A.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 21, A bill for an act relating to waste management; requiring air emission permits for new or expanded infectious waste incinerators; requiring environmental impact statements for the incinerators until new rules are adopted; proposing coding for new law in Minnesota Statutes, chapter 116.

The Senate has appointed as such committee:

Messrs. Bertram and Bernhagen and Ms. Johnson, J. B.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 126, A bill for an act relating to highways; designating the Paul Bunyan Expressway from Little Falls through Cass Lake to

Bemidji; amending Minnesota Statutes 1990, section 161.14, by adding a subdivision.

The Senate has appointed as such committee:

Messrs. Samuelson, Finn and Mehrkens.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 236, A bill for an act relating to eminent domain; allowing entry onto land for environmental testing before beginning eminent domain proceedings; amending Minnesota Statutes 1990, section 117.041.

The Senate has appointed as such committee:

Messrs. Kelly, Luther and Knaak.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 683, A bill for an act relating to alcoholic beverages; prohibiting a retailer from having an interest in a manufacturer, brewer, or wholesaler; prohibiting a retailer from renting space to a manufacturer, brewer, or wholesaler; providing that brand registration is for a three-year period; specifying that club on-sale licenses are subject to approval of the commissioner of public safety; consolidating provisions of law relating to seasonal on-sale licenses; providing extended duration of seasonal licenses in certain counties; removing certain restrictions on location of off-sale and combination licenses issued by counties; clarifying law on issuance of off-sale licenses by counties; allowing gambling on licensed premises when governed by tribal ordinance or a tribal-state compact; clarifying language on certain prohibitions on issuance of multiple licenses and repealing obsolete provisions relating thereto; prohibiting off-

site storage of intoxicating liquor; specifying applicability of license limits to certain fourth-class cities; changing the expiration date for consumption and display permits; raising the minimum age for keeping intoxicating liquor in bottle clubs; authorizing commissioner of public safety to impose civil penalties for conducting or permitting unlawful gambling on licensed premises, or for failure to remove impure products; specifying applicability to municipal liquor stores of prohibitions against permitting consumption of alcoholic beverages by underage persons; clarifying language on sales of intoxicating liquor on Christmas day; providing for Sunday liquor elections in counties; prohibiting sale of certain beverages of more than 50 percent alcohol content; authorizing commissioner of public safety to inspect alcoholic beverages for purity of contents and to order the removal of impure products; specifying that a split liquor referendum is not required for issuance of club licenses; repealing restrictions on wine sales at Minneapolis-St. Paul International Airport; authorizing issuance of an on-sale intoxicating malt liquor license in St. Louis county; authorizing the issuance of an on-sale intoxicating liquor license to a location in Duluth; amending Minnesota Statutes 1990, sections 340A.301, subdivision 7; 340A.311; 340A.402; 340A.404, subdivisions 1 and 6; 340A.405, subdivisions 2 and 6; 340A.408, subdivision 2; 340A.410, subdivision 5; 340A.412, subdivisions 2, 3, and by adding a subdivision; 340A.413, subdivision 1; 340A.414, subdivisions 4 and 8; 340A.415; 340A.503, subdivision 1; 340A.504, subdivisions 2 and 3; 340A.506; 340A.508, by adding a subdivision; 340A.601, subdivision 5; and 340A.604; proposing coding for new law in Minnesota Statutes, chapter 340A; repealing Minnesota Statutes 1990, section 340A.404, subdivision 6a.

The Senate has appointed as such committee:

Messrs. Solon, Metzen and Belanger.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 693, A bill for an act relating to data practices; providing for classifications of government data; amending Minnesota Statutes 1990, sections 13.01, by adding a subdivision; 13.03, by adding a subdivision; 13.40; 13.43, subdivision 2 and by adding a subdivision; 13.55; 13.82, subdivisions 4 and 10; 13.83, subdivisions 4, 8, and by adding a subdivision; 13.84, by adding a subdivision; 144.335, by adding a subdivision; 169.09, subdivision 13; 260.161,

subdivision 3; 383B.225, subdivision 6; 390.11, subdivision 7; 390.32, subdivision 6; 403.07, subdivision 4; 595.024, subdivision 3; and 626.556, subdivision 11c, and by adding a subdivision; proposing coding for new law in chapter 13.

The Senate has appointed as such committee:

Ms. Ranum; Messrs. Knaak and Merriam.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 922, A bill for an act relating to crimes; imposing a duty to investigate and render aid when a person is injured in a shooting accident; imposing penalties; providing immunity from civil liability under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 609.

The Senate has appointed as such committee:

Messrs. Frederickson, D. R.; Luther and Lessard.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1549, A resolution memorializing the President and the Congress of the United States to take action to alleviate the crisis in the Midwest dairy industry.

The Senate has appointed as such committee:

Messrs. Sams, Bertram and Davis.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1179, A bill for an act relating to metropolitan government; directing the metropolitan council to conduct a study.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 924, A bill for an act relating to utilities; authorizing the public utilities commission to allow recovery of expenses associated with economic and community development; amending Minnesota Statutes 1990, section 216B.16, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kelso moved that the House concur in the Senate amendments to H. F. No. 924 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 924, A bill for an act relating to utilities; authorizing the public utilities commission to allow recovery of expenses associated with economic and community development; amending Minnesota Statutes 1990, section 216B.16, by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

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

Those who voted in the affirmative were:

Abrams	Frederick	Kalis	O'Connor	Skoglund
Anderson, I.	Frerichs	Kelso	Olsen, S.	Smith
Anderson, R.	Garcia	Knickerbocker	Olson, E.	Solberg
Anderson, R. H.	Girard	Koppendrayer	Olson, K.	Sparby
Battaglia	Goodno	Krinkie	Omman	Stanisus
Bauerly	Greenfield	Krueger	Orenstein	Steensma
Beard	Gruenes	Lasley	Orfield	Sviggum
Begich	Gutknecht	Leppik	Osthoff	Swenson
Bertram	Hanson	Lieder	Ostrom	Tompkins
Bettermann	Hartle	Limmer	Ozment	Trimble
Blatz	Hasskamp	Long	Pauly	Tunheim
Bodahl	Haukoos	Lourey	Pellow	Uphus
Boo	Hausman	Lynch	Pelowski	Valento
Brown	Heir	Macklin	Peterson	Vellenga
Carlson	Henry	Mariani	Pugh	Wagenius
Carruthers	Hufnagle	Marsh	Reding	Waltman
Clark	Hugoson	McEachern	Rice	Weaver
Cooper	Jacobs	McGuire	Rodosovich	Wejzman
Dauner	Janezich	McPherson	Rukavina	Welker
Davids	Jaros	Milbert	Runbeck	Welle
Dawkins	Jefferson	Morrison	Sarna	Wenzel
Dempsey	Jennings	Munger	Schafer	Winter
Dille	Johnson, A.	Murphy	Scheid	Spk. Vanasek
Dorn	Johnson, R.	Nelson, K.	Schreiber	
Erhardt	Johnson, V.	Nelson, S.	Seaberg	
Farrell	Kahn	Newinski	Segal	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 425, A bill for an act relating to state lands; directing sale of two tracts of state-owned land in St. Louis county.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Begich moved that the House concur in the Senate amendments to H. F. No. 425 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 425, A bill for an act relating to state lands; requiring the sale of two tracts of state-owned land in St. Louis county; authorizing the conveyance of state land to the city of Anoka; authorizing the sale of certain tax-forfeited lands that border public water in Cass county; authorizing the conveyance of and easement across certain Southwest State University land; authorizing a land exchange between the city of St. Cloud and the state university board; authorizing the sale of certain land in Faribault county.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Farrell	Kahn	Newinski	Seaberg
Anderson, I.	Frederick	Kalis	O'Connor	Segal
Anderson, R.	Frerichs	Kelso	Olsen, S.	Skoglund
Anderson, R. H.	Garcia	Knickerbocker	Olson, E.	Smith
Battaglia	Girard	Koppendrayner	Olson, K.	Solberg
Bauerly	Goodno	Krinkie	Omann	Sparby
Beard	Greenfield	Krueger	Onnen	Stanius
Begich	Gruenes	Lasley	Orenstein	Steensma
Bertram	Gutknecht	Leppik	Orfield	Sviggum
Bettermann	Hanson	Lieder	Osthoff	Swenson
Bishop	Hartle	Limmer	Ostrom	Tompkins
Blatz	Hasskamp	Long	Ozment	Trimble
Bodahl	Haukoos	Lourey	Pauly	Tunheim
Boo	Hausman	Lynch	Pellow	Uphus
Brown	Heir	Macklin	Pelowski	Valento
Carlson	Henry	Mariani	Peterson	Vellenga
Carruthers	Hufnagle	Marsh	Pugh	Wagenius
Clark	Hugoson	McEachern	Reding	Waltman
Cooper	Jacobs	McGuire	Rice	Weaver
Dauner	Janezich	McPherson	Rodosovich	Wejeman
Davids	Jaros	Milbert	Rukavina	Welker
Dawkins	Jefferson	Morrison	Runbeck	Welle
Dempsey	Jennings	Munger	Sarna	Wenzel
Dille	Johnson, A.	Murphy	Schafer	Winter
Dorn	Johnson, R.	Nelson, K.	Scheid	Spk. Vanasek
Erhardt	Johnson, V.	Nelson, S.	Schreiber	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 609, A bill for an act relating to veterans; authorizing the veterans homes board to rent certain facilities; authorizing expenditures of money; amending Minnesota Statutes 1990, section 198.003.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Boo moved that the House concur in the Senate amendments to H. F. No. 609 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 609, A bill for an act relating to veterans; authorizing the veterans homes board to rent certain facilities; authorizing expenditures of money; amending Minnesota Statutes 1990, section 198.003.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage 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	Frederick	Kelso	Olsen, S.	Smith
Anderson, I.	Frerichs	Kinkel	Olson, E.	Solberg
Anderson, R.	Garcia	Knickerbocker	Olson, K.	Sparby
Anderson, R. H.	Girard	Koppendrayer	Omann	Stanius
Battaglia	Goodno	Krinkie	Onnen	Steensma
Bauerly	Greenfield	Krueger	Orenstein	Svigum
Beard	Gruenes	Lasley	Orfield	Swenson
Begich	Gutknecht	Leppik	Osthoff	Thompson
Bertram	Hanson	Lieder	Ostrom	Tompkins
Bettermann	Hartle	Limmer	Ozment	Trimble
Bishop	Hasskamp	Long	Pauly	Tunheim
Blatz	Haukoos	Lourey	Pellow	Uphus
Bodahl	Hausman	Lynch	Pelowski	Valento
Boo	Heir	Macklin	Peterson	Vellenga
Brown	Henry	Mariani	Pugh	Wagenius
Carlson	Hufnagle	Marsh	Reding	Waltman
Carruthers	Hugoson	McEachern	Rice	Weaver
Clark	Jacobs	McGuire	Rodosovich	Wejcman
Cooper	Janezich	McPherson	Rukavina	Welker
Dauner	Jaros	Milbert	Runbeck	Welle
Davids	Jefferson	Morrison	Sarna	Wenzel
Dawkins	Jennings	Munger	Schafer	Winter
Dempsey	Johnson, A.	Murphy	Scheid	Spk. Vanasek
Dille	Johnson, R.	Nelson, K.	Schreiber	
Dorn	Johnson, V.	Nelson, S.	Seaberg	
Erhardt	Kahn	Newinski	Segal	
Farrell	Kalis	O'Connor	Skoglund	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 118, A bill for an act relating to occupational safety and health; honoring workers fatally injured while working on public projects; proposing coding for new law in Minnesota Statutes, chapter 182.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Trimble moved that the House concur in the Senate amendments to H. F. No. 118 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 118, A bill for an act relating to occupational safety and health; honoring workers killed while working on public projects; proposing coding for new law in Minnesota Statutes, chapter 182.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 2 nays as follows:

Those who voted in the affirmative were:

Abrams	Farrell	Kahn	O'Connor	Segal
Anderson, I.	Frederick	Kalis	Olsen, S.	Skoglund
Anderson, R.	Frerichs	Kelso	Olson, E.	Smith
Anderson, R. H.	Garcia	Kinkel	Olson, K.	Solberg
Battaglia	Girard	Koppendrayer	Omann	Sparby
Bauerly	Goodno	Krinkie	Onnen	Stanius
Beard	Greenfield	Krueger	Orenstein	Steensma
Begich	Gruenes	Lasley	Orfield	Sviggum
Bertram	Gutknecht	Leppik	Osthoff	Swenson
Bettermann	Hanson	Lieder	Ostrom	Thompson
Bishop	Hartle	Limmer	Ozment	Tompkins
Blatz	Hasskamp	Long	Pauly	Trimble
Bodahl	Haukoos	Lourey	Pellow	Tunheim
Boo	Hausman	Lynch	Pelowski	Uphus
Brown	Heir	Macklin	Peterson	Valento
Carlson	Henry	Mariani	Pugh	Vellenga
Carruthers	Hufnagle	Marsh	Reding	Wagenius
Clark	Hugoson	McEachern	Rice	Waltman
Cooper	Jacobs	McGuire	Rodosovich	Weaver
Dauner	Janezich	McPherson	Rukavina	Wejcsman
Davids	Jaros	Milbert	Runbeck	Welker
Dawkins	Jefferson	Munger	Sarna	Welle
Dempsey	Jennings	Murphy	Schafer	Wenzel
Dille	Johnson, A.	Nelson, K.	Scheid	Winter
Dorn	Johnson, R.	Nelson, S.	Schreiber	Spk. Vanasek
Erhardt	Johnson, V.	Newinski	Seaberg	

Those who voted in the negative were:

Knickerbocker Morrison

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 499, 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

O'Connor moved that the House concur in the Senate amendments to H. F. No. 499 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 499, A bill for an act relating to education; requiring school districts to flag the school records of missing pupils; proposing coding for new law in Minnesota Statutes, chapter 123.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

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

Those who voted in the affirmative were:

Abrams	Farrell	Kahn	Nelson, S.	Seaberg
Anderson, I.	Frederick	Kalis	Newinski	Segal
Anderson, R.	Frerichs	Kelso	O'Connor	Skoglund
Anderson, R. H.	Garcia	Kinkel	Olsen, S.	Smith
Battaglia	Girard	Knickerbocker	Olson, E.	Solberg
Bauerly	Goodno	Koppendrayer	Olson, K.	Sparby
Beard	Greenfield	Krinkie	Omann	Stanius
Begich	Gruenes	Krueger	Onnen	Steensma
Bertram	Gutknecht	Lasley	Orenstein	Sviggum
Bettermann	Hanson	Leppik	Orfield	Swenson
Bishop	Hartle	Lieder	Osthoff	Thompson
Blatz	Hasskamp	Limmer	Ostrom	Tompkins
Bodahl	Haukoos	Long	Ozment	Trimble
Boo	Hausman	Lourey	Pauly	Tunheim
Brown	Heir	Lynch	Pelowski	Uphus
Carlson	Henry	Macklin	Peterson	Valento
Carruthers	Hufnagle	Mariani	Pugh	Vellenga
Clark	Hugoson	Marsh	Reding	Wagenius
Cooper	Jacobs	McEachern	Rice	Waltman
Dauner	Janezich	McGuire	Rodosovich	Weaver
Davids	Jaros	McPherson	Rukavina	Wejcman
Dawkins	Jefferson	Milbert	Runbeck	Welker
Dempsey	Jennings	Morrison	Sarna	Welle
Dille	Johnson, A.	Munger	Schafer	Wenzel
Dorn	Johnson, R.	Murphy	Scheid	Winter
Erhardt	Johnson, V.	Nelson, K.	Schreiber	Spk. Vanasek

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 205, A bill for an act relating to insurance; prohibiting discrimination against American military personnel; amending Minnesota Statutes 72A.20, subdivision 8.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Skoglund moved that the House concur in the Senate amendments to H. F. No. 205 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 205, A bill for an act relating to insurance; prohibiting discrimination against American military personnel; amending Minnesota Statutes 72A.20, subdivision 8.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 127 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Kinkel	Olsen, S.	Skoglund
Anderson, I.	Frerichs	Knickerbocker	Olson, E.	Smith
Anderson, R.	Garcia	Koppendrayer	Olson, K.	Solberg
Anderson, R. H.	Girard	Krinkie	Omann	Sparby
Battaglia	Goodno	Krueger	Onnen	Stanius
Bauerly	Gruenes	Lasley	Orenstein	Steensma
Beard	Gutknecht	Leppik	Orfield	Sviggun
Begich	Hanson	Lieder	Osthoff	Swenson
Bertram	Hartle	Limmer	Ostrom	Thompson
Bettermann	Hasskamp	Long	Ozment	Tompkins
Bishop	Hausman	Lourey	Pauly	Trimble
Blatz	Heir	Lynch	Pellow	Tunheim
Bodahl	Henry	Macklin	Pelowski	Uphus
Boo	Hufnagle	Mariani	Peterson	Valento
Brown	Hugoson	Marsh	Pugh	Vellenga
Carlson	Jacobs	McEachern	Reding	Wagenius
Carruthers	Janezich	McGuire	Rice	Waltman
Clark	Jaros	McPherson	Rodosevich	Weaver
Cooper	Jefferson	Milbert	Rukavina	Wejcman
Dauner	Jennings	Morrison	Runbeck	Welle
Davids	Johnson, A.	Munger	Sarna	Wenzel
Dawkins	Johnson, R.	Murphy	Schafer	Winter
Dempsey	Johnson, V.	Nelson, K.	Scheid	Spk. Vanasek
Dille	Kahn	Nelson, S.	Schreiber	
Dorn	Kalis	Newinski	Seaberg	
Farrell	Kelso	O'Connor	Segal	

Those who voted in the negative were:

Erhardt Haukoos Welker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 1125, A bill for an act relating to law enforcement; authorizing the Mille Lacs Band of Chippewa Indians to exercise law enforcement authority within the Mille Lacs Reservation and certain trust lands; proposing coding for new law in Minnesota Statutes, chapter 626.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Koppendraye moved that the House concur in the Senate amendments to H. F. No. 1125 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1125, A bill for an act relating to law enforcement; authorizing the Mille Lacs Band of Chippewa Indians to exercise law enforcement authority within the Mille Lacs Reservation and certain trust lands; proposing coding for new law in Minnesota Statutes, chapter 626.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

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

Those who voted in the affirmative were:

Abrams	Blatz	Dempsey	Gutknecht	Janezich
Anderson, I.	Bodahl	Dille	Hanson	Jaros
Anderson, R.	Boo	Dorn	Hartle	Jefferson
Anderson, R. H.	Brown	Erhardt	Hasskamp	Jennings
Battaglia	Carlson	Farrell	Haukoos	Johnson, A.
Bauerly	Carruthers	Frederick	Hausman	Johnson, R.
Beard	Clark	Frerichs	Heir	Johnson, V.
Begich	Cooper	Garcia	Henry	Kahn
Bertram	Dauner	Girard	Hufnagle	Kalis
Bettermann	Davids	Goodno	Hugoson	Kelso
Bishop	Dawkins	Gruenes	Jacobs	Kinkel

Knickerbocker	McGuire	Orenstein	Sarna	Tompkins
Koppendrayner	McPherson	Orfield	Schafer	Trimble
Krinkie	Milbert	Osthoff	Scheid	Tunheim
Krueger	Morrison	Ostrom	Schreiber	Uphus
Lasley	Munger	Ozment	Seaberg	Valento
Leppik	Murphy	Pauly	Segal	Vellenga
Lieder	Nelson, K.	Pellow	Skoglund	Wagenius
Limmer	Nelson, S.	Pelowski	Smith	Waltman
Long	Newinski	Peterson	Solberg	Weaver
Lourey	O'Connor	Pugh	Sparby	Wejman
Lynch	Olsen, S.	Reding	Stanis	Welker
Macklin	Olson, E.	Rice	Steensma	Welle
Mariani	Olson, K.	Rodosovich	Sviggum	Wenzel
Marsh	Omann	Rukavina	Swenson	Winter
McEachern	Onnen	Runbeck	Thompson	Spk. Vanasek

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 786, A bill for an act relating to contracts; providing for enforcement of certain contracts; making technical changes; correcting inconsistencies; clarifying certain provisions; amending Minnesota Statutes 1990, section 325E.37.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Blatz moved that the House concur in the Senate amendments to H. F. No. 786 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 786, A bill for an act relating to contracts; providing for enforcement of certain contracts; making technical changes; correcting inconsistencies; clarifying certain provisions; amending Minnesota Statutes 1990, section 325E.37.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

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

Those who voted in the affirmative were:

Abrams	Anderson, R. H.	Beard	Bettermann	Bodahl
Anderson, I.	Battaglia	Begich	Bishop	Boo
Anderson, R.	Bauerly	Bertram	Blatz	Brown

Carlson	Haukoos	Leppik	Omann	Smith
Carruthers	Hausman	Lieder	Onnen	Solberg
Clark	Heir	Limmer	Orenstein	Sparby
Cooper	Henry	Long	Orfield	Stanius
Dauner	Hufnagle	Lourey	Osthoff	Steensma
Davids	Hugoson	Lynch	Ostrom	Sviggum
Dawkins	Jacobs	Macklin	Ozment	Swenson
Dempsey	Janezich	Mariani	Pauly	Thompson
Dille	Jaros	Marsh	Pellow	Tompkins
Dorn	Jefferson	McEachern	Pelowski	Trimble
Erhardt	Jennings	McGuire	Peterson	Tunheim
Farrell	Johnson, A.	McPherson	Pugh	Uphus
Frederick	Johnson, R.	Milbert	Rice	Valento
Frerichs	Johnson, V.	Morrison	Rodosovich	Vellenga
Garcia	Kahn	Munger	Rukavina	Wagenius
Girard	Kalis	Murphy	Runbeck	Waltman
Goodno	Kelso	Nelson, K.	Sarna	Weaver
Greenfield	Kinkel	Nelson, S.	Schafer	Wejcmán
Gruenes	Knickerbocker	Newinski	Scheid	Welker
Gutknecht	Koppendrayner	O'Connor	Schreiber	Welle
Hanson	Krinkie	Olsen, S.	Seaberg	Wenzel
Hartle	Krueger	Olson, E.	Segal	Winter
Hasskamp	Lasley	Olson, K.	Skoglund	Spk. Vanasek

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 1299, A bill for an act relating to agriculture; abolishing refund of checkoff fee paid by paddy wild rice producers; changing the definition of restricted seed potato growing area; amending Minnesota Statutes 1990, sections 17.63; and 21.1196, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Tunheim moved that the House concur in the Senate amendments to H. F. No. 1299 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1299, A bill for an act relating to agriculture; abolishing refund of checkoff fee paid by paddy wild rice producers; amending Minnesota Statutes 1990, section 17.63.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage 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	Frederick	Kelso	Olsen, S.	Smith
Anderson, I.	Frerichs	Kinkel	Olson, E.	Solberg
Anderson, R.	Garcia	Knickerbocker	Olson, K.	Sparby
Anderson, R. H.	Girard	Koppendrayer	Omann	Stanisus
Battaglia	Goodno	Krinkie	Onnen	Steensma
Bauerly	Greenfield	Krueger	Orenstein	Sviggum
Beard	Gruenes	Lasley	Orfield	Swenson
Begich	Gutknecht	Leppik	Osthoff	Thompson
Bertram	Hanson	Lieder	Ostrom	Tompkins
Bettermann	Hartle	Limmer	Ozment	Trimble
Bishop	Hasskamp	Long	Pauly	Tunheim
Blatz	Haukoos	Lourey	Pellow	Uphus
Bodahl	Hausman	Lynch	Pelowski	Valento
Boo	Heir	Macklin	Peterson	Vellenga
Brown	Henry	Mariani	Pugh	Wagenius
Carlson	Hufnagle	Marsh	Reding	Waltman
Carruthers	Hugoson	McEachern	Rice	Weaver
Clark	Jacobs	McGuire	Rodosovich	Wejzman
Cooper	Janezich	McPherson	Rukavina	Welker
Dauner	Jaros	Milbert	Runbeck	Welle
Davids	Jefferson	Morrison	Sarna	Wenzel
Dawkins	Jennings	Munger	Schafer	Winter
Dempsey	Johnson, A.	Murphy	Scheid	Spk. Vanasek
Dille	Johnson, R.	Nelson, K.	Schreiber	
Dorn	Johnson, V.	Nelson, S.	Seaberg	
Erhardt	Kahn	Newinski	Segal	
Farrell	Kalis	O'Connor	Skoglund	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

H. F. No. 20, A bill for an act relating to insurance; requiring insurers to furnish a summary of claims review findings; proposing coding for new law in Minnesota Statutes, chapter 72A.

PATRICK E. FLAHAVEN, Secretary of the Senate

Winter moved that the House refuse to concur in the Senate amendments to H. F. No. 20, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1050, A bill for an act relating to state government; requiring certain notice of proposed executive reorganization orders; permitting the commissioner of administration to lease land to a political subdivision under some circumstances; amending Minnesota Statutes 1990, sections 16B.24, subdivision 6; and 16B.37, subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Orfield moved that the House refuse to concur in the Senate amendments to H. F. No. 1050, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 202, A bill for an act relating to public employees; defining the term "employee" for the purpose of the public employees labor relations act; providing for a leave of absence from public office or to employment without pay for certain elected officials; amending Minnesota Statutes 1990, sections 3.088, subdivision 1; 179A.03, subdivision 14.

PATRICK E. FLAHAVEN, Secretary of the Senate

Rukavina moved that the House refuse to concur in the Senate amendments to H. F. No. 202, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 459, A bill for an act relating to crimes; providing that a claimant in a forfeiture proceeding does not have to pay a filing fee; providing for appointment of qualified interpreters in forfeiture

proceedings; amending Minnesota Statutes 1990, sections 609.5314, subdivisions 2 and 3; 611.31; and 611.32.

PATRICK E. FLAHAVEN, Secretary of the Senate

Greenfield moved that the House refuse to concur in the Senate amendments to H. F. No. 459, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 606, A bill for an act relating to transportation; authorizing state departments to cancel uncollectible debts up to \$200 in certain cases; allowing department of transportation to employ debt collection services; allowing department of transportation to make direct expenditures from state aid funds for administrative expenses; providing penalty for failure to pay fee for sign permit more than 30 days after fee is due; providing when estimates of certain construction projects are nonpublic data; directing the commissioner of transportation to adopt rules governing the location and break-away standards for mailbox installations; allowing white strobe lamps to be used on highway maintenance vehicles; authorizing exchange of lands with Grand Portage Band of Chippewa Indians; abolishing conflicting requirements related to market artery highways; adding a route and changing the description of a route in the state highway system; providing a penalty; amending Minnesota Statutes 1990, sections 10.12; 13.72, subdivision 1; 161.20, subdivision 4; 162.06, subdivision 2; 162.12, subdivision 2; 169.64, by adding a subdivision; and 173.13, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 169; repealing Minnesota Statutes 1990, section 169.833.

PATRICK E. FLAHAVEN, Secretary of the Senate

Brown moved that the House refuse to concur in the Senate amendments to H. F. No. 606, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1, A bill for an act relating to waters; establishing a program for the enhancement, preservation, and protection of wetlands within the state; providing penalties; appropriating money; amending Minnesota Statutes 1990, sections 103A.201; 103B.311, subdivision 6; 103E.701, by adding a subdivision; 103G.005, subdivisions 15 and 18, and by adding subdivisions; 103G.221, subdivision 1; 103G.231, by adding subdivisions; and 446A.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 84; 103F; and 103G; repealing Minnesota Statutes 1990, section 103G.221, subdivisions 2 and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Munger moved that the House refuse to concur in the Senate amendments to H. F. No. 1, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 317, A bill for an act relating to marriage dissolution; clarifying procedure for modification of certain custody orders; providing for additional child support payments; providing an alternative form of satisfaction of child support obligation; imposing a fiduciary duty and providing for compensation in cases of breach of that duty; clarifying certain mediation procedures; providing for attorneys' fees in certain cases; clarifying language concerning certain motions; imposing penalties; amending Minnesota Statutes 1990, sections 518.18; 518.551, subdivision 5; 518.57, by adding a subdivision; 518.58, subdivision 1, and by adding a subdivision; 518.619, subdivision 6; 518.64, subdivision 2; and 518.641, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 518.

PATRICK E. FLAHAVEN, Secretary of the Senate

Wagenius moved that the House refuse to concur in the Senate amendments to H. F. No. 317, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 958, A bill for an act relating to agriculture; providing for development of aquaculture; amending Minnesota Statutes 1990, section 17.49; proposing coding for new law in Minnesota Statutes, chapter 17.

PATRICK E. FLAHAVEN, Secretary of the Senate

Long moved that the House refuse to concur in the Senate amendments to H. F. No. 958, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 621, A bill for an act relating to the environment; clarifying and correcting provisions relating to the legislative commission on Minnesota resources and the Minnesota environmental and natural resources trust fund; amending Minnesota Statutes 1990, sections 116P.04, subdivision 5; 116P.05; 116P.06; 116P.07; 116P.08, subdivisions 3 and 4; 116P.09, subdivisions 2, 4, and 7.

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

Messrs. Dahl, Merriam and Renneke.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Kahn moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 621. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 559, 786, 806, 174, 300, 432, 565, 720, 1474, 371 and 506.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 559, A bill for an act relating to motor fuels; requiring the sale of oxygenated gasoline; changing a requirement for the agricultural alcohol gasoline tax reduction; amending Minnesota Statutes 1990, sections 239.76, by adding a subdivision; 296.01, by adding a subdivision; and 296.02, subdivision 8.

The bill was read for the first time.

Peterson moved that S. F. No. 559 and H. F. No. 552, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 786, A bill for an act relating to agriculture; making changes in the plant and animal pest control act; amending Minnesota Statutes 1990, sections 18.46, subdivisions 6, 9, and by adding a subdivision; 18.49, subdivision 2; 18.51; 18.52, subdivisions 1, 2, and 5; 18.54, subdivision 2; 18.55; 18.56; 18.57; and 18.60.

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

S. F. No. 806, A bill for an act relating to public safety; repealing sunset provision relating to position of public fire safety educator; repealing Laws 1989, chapter 322, section 7.

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

S. F. No. 174, A bill for an act relating to education; revising certain open enrollment deadlines; amending Minnesota Statutes 1990, section 120.062, subdivisions 4 and 6.

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

S. F. No. 300, A bill for an act relating to health; clarifying requirements for licensing psychologists and psychological practitioners; describing duties of the board of psychology; establishing requirements for the independent practice of psychology; amending Minnesota Statutes 1990, sections 62A.152, subdivisions 2 and 3; 148.88; 148.89; 148.90; 148.91; 148.93; 148.95; 148.96; 148.97, subdivision 1; 148.98; and 253B.02, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1990, sections 148.92; and 148.97, subdivision 4.

The bill was read for the first time.

Pugh moved that S. F. No. 300 and H. F. No. 313, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 432, A bill for an act relating to employment; regulating certain construction bids; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

The bill was read for the first time.

Rice moved that S. F. No. 432 and H. F. No. 474, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 565, A bill for an act relating to civil actions; regulating recovery for economic loss arising from the sales of goods; amending Minnesota Statutes 1990, section 336.2-725; proposing coding for new law in Minnesota Statutes, chapter 604.

The bill was read for the first time.

Brown moved that S. F. No. 565 and H. F. No. 592, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 720, A bill for an act relating to housing and economic development; modifying procedures relating to rent escrow actions; modifying procedures relating to the tenant's loss of essential services; modifying provisions relating to tenant remedy actions, retaliatory eviction proceedings, and receivership proceedings; modifying provisions relating to Minnesota housing finance agency low- and moderate-income housing programs; requiring counseling for reverse mortgage loans; modifying certain receivership, assignment of rents and profits, and landlord and tenant provisions; modifying provisions relating to housing and redevelopment authorities; providing for the issuance of general obligation bonds for housing by

the cities of Minneapolis and St. Paul; authorizing the city of Minneapolis to make small business loans; authorizing certain economic development activities within the city of St. Paul; excluding housing districts from the calculation of local government aid reductions; modifying the interest rate reduction program; appropriating money; amending Minnesota Statutes 1990, sections 47.58, by adding a subdivision; 268.39; 273.1399, subdivision 1; 462A.03, subdivisions 10, 13, and 16; 462A.05, subdivision 20, and by adding a subdivision; 462A.08, subdivision 2; 462A.21, subdivisions 4k, 12a, and 14; 462A.22, subdivision 9; 462A.222, subdivision 3; 462C.03, subdivision 10; 469.002, subdivision 24; 469.011, subdivision 4; 469.012, subdivisions 1 and 3; 469.015, subdivisions 3, 4, and by adding a subdivision; 469.176, subdivision 4f; 474A.048, subdivision 2; 481.02, subdivision 3; 504.02; 504.18, subdivision 1; 504.185, subdivision 2; 504.20, subdivisions 3, 4, 5, and 7; 504.27; 559.17, subdivision 2; 566.03, subdivision 1; 566.17, by adding a subdivision; 566.175, subdivision 6; 566.18, subdivision 9; 566.29, subdivisions 2 and 4; and 576.01, subdivision 2; Laws 1974, chapter 285, section 4, as amended; Laws 1987, chapter 404, section 28, subdivision 1; Laws 1988, chapter 594, section 6; Laws 1989, chapter 335, article 1, section 27, subdivision 1, as amended; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 1990, section 462A.05, subdivisions 28 and 29.

The bill was read for the first time.

Clark moved that S. F. No. 720 and H. F. No. 1002, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1474, A bill for an act relating to occupations and professions; barber registration; clarifying registration requirements for barbers, apprentices, and instructors; expanding causes for discipline; providing for summary suspension; amending Minnesota Statutes 1990, sections 154.01; 154.03; 154.04; 154.05; 154.06; 154.065, subdivisions 2 and 4; 154.07, subdivisions 1, 3, 5, 6, and by adding a subdivision; 154.09; 154.10; 154.11; 154.12; 154.14; 154.15; 154.16; 154.18; and 154.22; proposing coding for new law in Minnesota Statutes, chapter 154; repealing Minnesota Statutes 1990, sections 154.065, subdivisions 1, 3, 5, 7, and 8; 154.07, subdivision 2; 154.085; 154.13; and 154.17.

The bill was read for the first time.

Rukavina moved that S. F. No. 1474 and H. F. No. 1528, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 371, A bill for an act relating to crimes; child abduction;

requiring certain convicted sex and kidnapping offenders to report a current address to probation officer following release from prison; requiring the publication of missing children bulletins; requiring training concerning the investigation of missing children cases; providing law enforcement officers access to medical and dental records of missing children; amending restrictions on felony prosecutions for taking, detaining, or failing to return a child; appropriating money; amending Minnesota Statutes 1990, sections 299C.52, subdivisions 1, 3, and 6; 609.115, by adding a subdivision; and 609.26, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 243 and 299C.

The bill was read for the first time.

Vellenga moved that S. F. No. 371 and H. F. No. 416, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 506, A bill for an act relating to lawful gambling; lotteries; providing for teleracing and its operation and regulation; expanding requirements relating to compulsive gambling; exempting lawful gambling profits from the tax on unrelated business income; regulating manufacturers and distributors of gambling devices; changing certain requirements relating to record keeping, reports, audits, and expenditures of gambling profits by licensed gambling organizations; modifying certain licensing, training, and operating requirements for licensed gambling organizations; changing requirements relating to posting of pull-tab winners; authorizing the director of the lottery to enter into joint lotteries outside the United States; expanding certain provisions relating to lottery retailers; designating certain data on lottery prize winners as private; changing requirements relating to lottery advertising; clarifying the prohibitions on video games of chance and lotteries; authorizing dissemination of information about lotteries conducted by adjoining states; imposing surcharges on lawful gambling premises permit fees; establishing a task force on compulsive gambling assessments; appropriating money; amending Minnesota Statutes 1990, sections 240.01, subdivisions 1, 10, and by adding subdivisions; 240.02, subdivision 3; 240.03; 240.05, subdivision 1; 240.06, subdivision 1; 240.09, subdivision 2; 240.10; 240.11; 240.13, subdivisions 1, 2, 3, 4, 5, 6, and 8; 240.15, subdivision 6; 240.16, subdivision 1a; 240.18; 240.19; 240.23; 240.24, subdivision 2; 240.25; 240.27; 240.28, subdivision 1; 240.29; 245.98, by adding a subdivision; 290.05, subdivision 3; 290.92, subdivision 27; 299L.01, subdivision 1; 349.12, subdivision 25, and by adding subdivisions; 349.15; 349.151, subdivision 4; 349.154, subdivision 2; 349.16, subdivision 3; 349.165, subdivisions 1 and 3; 349.167, subdivisions 1, 2, and 4; 349.17, subdivision 5; 349.172; 349.18, subdivision 1; 349.19, subdivisions 2, 5, 9, and by adding subdivisions; 349A.02, subdivision 3; 349A.06, subdivisions 3, 5, and 11; 349A.08, by adding a subdivi-

sion; 349A.09, subdivision 2; 349A.10, subdivision 3; 609.115, by adding a subdivision; 609.75, subdivisions 1, 4, and by adding a subdivision; 609.755; 609.76, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 240; and 299L; repealing Minnesota Statutes 1990, sections 240.01, subdivision 13; 240.13, subdivision 6a; 240.14; subdivision 1a; 349.154, subdivision 3; 349A.02, subdivision 5; and 349A.03, subdivision 3.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Osthoff moved that the rule therein be suspended and an urgency be declared so that S. F. No. 506 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Osthoff motion and the roll was called. There were 108 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Abrams	Dorn	Johnson, V.	Murphy	Scheid
Anderson, I.	Erhardt	Kahn	Nelson, S.	Schreiber
Anderson, R.	Frederick	Kalis	O'Connor	Segal
Anderson, R. H.	Frerichs	Kelso	Olsen, S.	Smith
Battaglia	Garcia	Kinkel	Olson, E.	Solberg
Bauerly	Girard	Knickerbocker	Olson, K.	Sparby
Beard	Greenfield	Koppendraye	Omann	Stanius
Begich	Gruenes	Krinkie	Onnen	Steensma
Bertram	Hanson	Lasley	Orenstein	Sviggum
Bettermann	Hartle	Leppik	Osthoff	Swenson
Bishop	Hasskamp	Lieder	Ostrom	Thompson
Blatz	Heir	Lourey	Ozment	Trimble
Bodahl	Henry	Lynch	Pauly	Tunheim
Boo	Hufnagle	Macklin	Pellow	Uphus
Brown	Hugoson	Mariani	Pelowski	Valento
Carlson	Jacobs	Marsh	Peterson	Waltman
Carruthers	Janezich	McEachern	Pugh	Wejcman
Cooper	Jaros	McGuire	Reding	Welker
Dauner	Jefferson	McPherson	Rukavina	Winter
Davids	Jennings	Milbert	Runbeck	Spk. Vanasek
Dawkins	Johnson, A.	Morrison	Sarna	
Dempsey	Johnson, R.	Munger	Schafer	

Those who voted in the negative were:

Clark	Krueger	Orfield	Tompkins	Welle
Goodno	Limmer	Rodosovich	Vellenga	
Gutknecht	Nelson, K.	Seaberg	Wagenius	
Haukoos	Newinski	Skoglund	Weaver	

The motion prevailed.

Osthoff moved that the Rules of the House be so far suspended that S. F. No. 506 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 506 was read for the second time.

The Speaker called Bauerly to the Chair.

Osthoff moved to amend S. F. No. 506, as follows:

Page 24, after line 4, delete article 2 and insert:

"ARTICLE 2
MISCELLANEOUS

Section 1. Minnesota Statutes 1990, section 3.9221, subdivision 2, is amended to read:

Subd. 2. [NEGOTIATIONS AUTHORIZED.] (a) The governor or the governor's designated representatives shall, may enter into tribal-state compacts pursuant to section 11 of the act, negotiate in good faith a tribal-state compact regulating to regulate the conduct of class III gambling gaming, as defined in section 4 of the act, on Indian lands of a tribe requesting negotiations. The agreement compact may include any provision authorized under section 11(d)(3)(C) of the act.

(b) Tribal-state compacts under this section must be negotiated on behalf of the state by a committee of seven members, appointed as follows:

(1) the governor or a designee of the governor who shall serve as chair of the committee;

(2) three members appointed by the speaker of the house of representatives, including the chair of the house committee that oversees gaming regulation, one other member of the majority party, and one member of the minority party; and

(3) three members appointed by the senate committee on committees, including the chair of the senate committee that oversees gaming regulation, one member of the majority party, and one member of the minority party.

Members of the committee serve at the pleasure of the appointing authority. Vacancies on the committee must be filled by the appointing authority.

(c) The attorney general is the legal counsel for the governor or the governor's representatives committee in regard to negotiating a compact under this section.

Sec. 2. Minnesota Statutes 1990, section 240.02, subdivision 3, is amended to read:

Subd. 3. [COMPENSATION.] The compensation of commission members is \$35 per day for time spent on commission activities, when authorized by the commission, is the same as the compensation provided for members of other boards and commissions under section 15.0575, subdivision 3, plus expenses in the same manner and amount as provided in the commissioner's plan adopted according to section 43A.18, subdivision 2.

Sec. 3. Minnesota Statutes 1990, section 240.09, subdivision 2, is amended to read:

Subd. 2. [OCCUPATIONAL LICENSES.] A person who participates in the management or conduct of horse racing or pari-mutuel betting for a county fair holding a class D license who is in an occupation listed in section 240.08, subdivision 1, or the rules of the commission must have a class C license from the commission except for active members, as defined in section 349.12, of nonprofit organizations who act without compensation as concession workers or pari-mutuel clerks.

Sec. 4. Minnesota Statutes 1990, section 240.18, is amended to read:

240.18 [BREEDERS' FUND.]

Subdivision 1. [ESTABLISHMENT; APPORTIONMENT.] The commission shall establish a Minnesota breeders' fund with the money paid to it under section 240.15, subdivision 1. The commission, after paying the current costs of administering the fund, shall apportion the remaining net proceeds into categories corresponding with the various breeds of horses which are racing at licensed Minnesota racetracks in proportion to each category's contribution to the fund and distribute the available net proceeds in each category as follows: provided in this section.

(1) Subd. 2. [THOROUGHBRED AND QUARTERHORSE CATEGORIES.] (a) With respect to available money apportioned in the thoroughbred and quarterhorse categories, 20 percent must be expended as grants for equine research and related education at

public institutions of post-secondary learning within the state follows:

(1) at least one-half in the form of grants, contracts, or expenditures for equine research and related education at the University of Minnesota school of veterinary medicine; and

(2) the balance in the form of grants, contracts, or expenditures for one or more of the following:

(i) additional equine research and related education;

(ii) substance abuse programs for licensed personnel at racetracks in this state; and

(iii) promotion and public information regarding industry and commission activities; racehorse breeding, ownership, and management; and development and expansion of economic benefits from racing.

(b) As a condition of a grant, contract, or expenditure under paragraph (a), the commission shall require an annual report from the recipient on the use of the funds to the commission, the chair of the house of representatives committee on general legislation, veterans affairs, and gaming, and the chair of the senate committee on gaming regulation.

(c) The commission shall include in its annual report a summary of each grant, contract, or expenditure under paragraph (a), clause (2), and a description of how the commission has coordinated activities among recipients to insure the most efficient and effective use of funds.

(2) (d) After deducting the amount for paragraph (1) (a), the balance of the available proceeds in each category may be expended by the commission to:

(a) (1) supplement purses for races held exclusively for Minnesota-bred or Minnesota-foaled horses, and supplement purses for Minnesota-bred or Minnesota-foaled horses racing in nonrestricted races in that category;

(b) (2) pay breeders' or owners' awards to the breeders or owners of Minnesota-bred horses in that category which win money at licensed racetracks in the state; and

(c) (3) provide other financial incentives to encourage the horse breeding industry in Minnesota.

(3) Subd. 3. [STANDARD BREED CATEGORY.] (a) With respect to the available money apportioned in the standardbred category, 20 percent must be expended as follows:

(a) (1) one-half of that amount to supplement purses for standardbreds at non-pari-mutuel racetracks in the state;

(b) (2) one-fourth of that amount for the development of non-pari-mutuel standardbred tracks in the state; and

(c) (3) one-fourth of that amount as grants for equine research and related education at public institutions of post-secondary learning in the state.

(4) (b) After deducting the amount for paragraph (3) (a), the balance of the available proceeds in the standardbred category must be expended by the commission to:

(a) (1) supplement purses for races held exclusively for Minnesota-bred and Minnesota-foaled standardbreds;

(b) (2) pay breeders or owners awards to the breeders or owners of Minnesota-bred standardbreds which win money at licensed racetracks in the state; and

(c) (3) provide other financial incentives to encourage the horse breeding industry in Minnesota.

Subd. 4. [RULES; ADVISORY COMMITTEES.] The commission shall adopt rules governing the distribution of the fund. The commission may establish advisory committees to advise it on the distribution of money under this section, provided that the members of an advisory committee shall serve without compensation.

Sec. 5. Minnesota Statutes 1990, section 240.24, subdivision 2, is amended to read:

Subd. 2. [EXCEPTION.] Notwithstanding subdivision 1, the commission by rule shall allow the use of: (1) topical external applications that do not contain anesthetics or steroids; (2) food additives; (3) Furosemide or other pulmonary hemostatic agents if the agents are administered under the visual supervision of the veterinarian or ~~assistant~~ a designee of the veterinarian employed by the commission; and (4) nonsteroidal anti-inflammatory drugs, provided that the test sample does not contain more than three micrograms of the substance or metabolites thereof per milliliter of blood plasma. For purposes of this clause, "test sample" means any bodily substance including blood, urine, saliva, or other substance as directed by the commission, taken from a horse under the supervision of the

commission veterinarian and in such manner as prescribed by the commission for the purpose of analysis.

The commission shall adopt emergency rules to implement the provisions of this subdivision.

Sec. 6. Minnesota Statutes 1990, section 299L.01, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] (a) For the purposes of this chapter, the terms defined in this subdivision have the meanings given them.

(b) "Division" means the division of gambling enforcement.

(c) "Commissioner" means the commissioner of public safety.

(d) "Director" means the director of gambling enforcement.

(e) "Manufacturer" means a person who assembles from raw materials or subparts a gambling device for sale or use in Minnesota.

(f) "Distributor" means a person who sells, offers to sell, or otherwise provides a gambling device to a person in Minnesota.

Sec. 7. [299L.07] [GAMBLING DEVICES.]

Subdivision 1. [RESTRICTION.] A person may not manufacture, sell, offer to sell, or otherwise provide, in whole or in part, a gambling device as defined in sections 349.30, subdivision 2, and 609.75, subdivision 4, except that a gambling device may be:

(1) manufactured as provided in section 349.40;

(2) sold, offered for sale, or otherwise provided to a distributor licensed under subdivision 3; and

(3) sold, offered for sale, or otherwise provided to the governing body of a federally recognized Indian tribe that is authorized to operate the gambling device under a tribal-state compact under the Indian Gaming Regulatory Act, United States Code, title 25, sections 2701 to 2721.

Subd. 2. [LICENSE REQUIRED.] A person may not manufacture or distribute gambling devices without having obtained a license under this section.

Subd. 3. [LICENSE ISSUANCE.] The commissioner may issue a license under this section if the commissioner determines that the applicant will conduct the business in a manner that will not adversely affect the public health, welfare, and safety or be detrimental to the effective regulation and control of gambling. A license may not be issued under this section to a person, or a corporation, firm, or partnership that has an officer, director, or other person with a direct or indirect financial or management interest of five percent or more, who has ever:

- (1) been convicted of a felony;
- (2) been convicted of a crime involving gambling;
- (3) been connected with or engaged in an illegal business; or
- (4) had a license revoked or denied by another jurisdiction for a violation of law or rule related to gambling.

Subd. 4. [APPLICATION.] An application for a manufacturer's or distributor's license must be on a form prescribed by the commissioner and must, at a minimum, contain:

(1) the name and address of the applicant and, if it is a corporation, the names of all officers, directors, and shareholders with a financial interest of five percent or more;

(2) the names and addresses of any holding corporation, subsidiary, or affiliate of the applicant, without regard to whether the holding corporation, subsidiary, or affiliate does business in Minnesota; and

(3) if the applicant does not maintain a Minnesota office, an irrevocable consent statement signed by the applicant, stating that suits and actions relating to the subject matter of the application or acts of omissions arising from it may be commenced against the applicant in a court of competent jurisdiction in this state by service on the secretary of state of any summons, process, or pleadings authorized by the laws of this state. If any summons, process, or pleading is served upon the secretary of state, it must be by duplicate copies. One copy must be retained in the office of the secretary of state and the other copy must be forwarded immediately by certified mail to the address of the applicant, as shown on the application.

Subd. 5. [INVESTIGATION.] Before a manufacturer's or distributor's license is granted, the director may conduct a background and financial investigation of the applicant, including the applicant's sources of financing. The director may, or shall when required by law, require that fingerprints be taken and the director may forward

the fingerprints to the Federal Bureau of Investigation for a national criminal history check. The director may charge an investigation fee to cover the cost of the investigation.

Subd. 6. [LICENSE FEE.] A license issued under this section is valid for one year. The annual fee for a license is \$5,000.

Subd. 7. [RENEWAL.] Upon making the same determination as in subdivision 3, the commissioner may renew a license issued under this section.

Subd. 8. [LICENSE SUSPENSION AND REVOCATION.] (a) The commissioner may suspend a license under this section for a violation of law or rule. The commissioner may revoke a license:

(1) for a violation of law or rule which, in the commissioner's opinion, adversely affects the integrity of gambling in Minnesota;

(2) for an intentional false statement in a license application; or

(3) if the licensee is the subject of a disciplinary proceeding in another jurisdiction which results in the revocation of a license.

A revocation or suspension is a contested case under sections 14.57 to 14.69.

(b) The commissioner may summarily suspend a license prior to a contested case hearing if the commissioner determines that a summary suspension is necessary to ensure the integrity of gambling. A contested case hearing must be held within 20 days of the summary suspension and the administrative law judge must issue a report within 20 days of the close of the hearing record. The commissioner shall issue a final decision within 30 days from receipt of the report of the administrative law judge and subsequent exceptions and argument under section 14.61.

Subd. 9. [TRANSPORTATION OF GAMBLING DEVICES.] In addition to the requirements of this section, the transportation of gambling devices into Minnesota must be in compliance with United States Code, title 15, sections 1171 to 1177, as amended.

Sec. 8. Minnesota Statutes 1990, section 349.12, is amended by adding a subdivision to read:

Subd. 3a. [ALLOWABLE EXPENSE.] "Allowable expense" means an expense directly related to the conduct of lawful gambling.

Sec. 9. Minnesota Statutes 1990, section 349.12, subdivision 25, is amended to read:

Subd. 25. (a) "Lawful purpose" means one or more of the following:

(1) any expenditure by or contribution to a 501(c)(3) organization, provided that the organization and expenditure or contribution are in conformity with standards prescribed by the board under section 349.154;

(2) a contribution to an individual or family suffering from poverty, homelessness, or physical or mental disability, which is used to relieve the effects of that poverty, homelessness, or disability;

(3) a contribution to an individual for treatment for delayed posttraumatic stress syndrome or a contribution to a recognized program for the treatment of compulsive gambling on behalf of an individual who is a compulsive gambler;

(4) a contribution to or expenditure on a public or private nonprofit educational institution registered with or accredited by this state or any other state;

(5) a contribution to a scholarship fund for defraying the cost of education to individuals where the funds are awarded through an open and fair selection process;

(6) activities by an organization or a government entity which recognize humanitarian or military service to the United States, the state of Minnesota, or a community, subject to rules of the board;

(7) recreational, community, and athletic facilities and activities intended primarily for persons under age 21, provided that such facilities and activities do not discriminate on the basis of gender, as evidenced by (i) provision of equipment and supplies, (ii) scheduling of activities, including games and practice times, (iii) supply and assignment of coaches or other adult supervisors, (iv) provision and availability of support facilities, and (v) whether the opportunity to participate reflects each gender's demonstrated interest in the activity, provided that nothing in this clause prohibits a contribution to or expenditure on an educational institution or other entity that is excepted from the prohibition against discrimination based on sex contained in the Higher Education Act Amendments of 1976, United States Code, title 20, section 1681;

(8) payment of local taxes authorized under this chapter, taxes imposed by the United States on receipts from lawful gambling, the tax imposed by section 349.212, subdivisions 1 and 4, and the tax imposed on unrelated business income by section 290.05, subdivision 3;

(9) payment of real estate taxes and assessments on licensed

gambling premises wholly owned by the licensed organization paying the taxes, not to exceed:

(i) the amount which an organization may expend under board rule on rent for premises used exclusively for lawful gambling bingo, or

(ii) \$12,000 per year for premises used for other forms of lawful gambling;

(10) a contribution to the United States, this state or any of its political subdivisions, or any agency or instrumentality thereof other than a direct contribution to a law enforcement or prosecutorial agency; ~~or~~

(11) a contribution to or expenditure by a nonprofit organization, church, or body of communicants gathered in common membership for mutual support and edification in piety, worship, or religious observances; or

(12) payment of up to one-half of the reasonable costs of an audit required under section 349.19, subdivision 9.

(b) Notwithstanding paragraph (a), "lawful purpose" does not include:

(1) any expenditure made or incurred for the purpose of influencing the nomination or election of a candidate for public office or for the purpose of promoting or defeating a ballot question;

(2) any activity intended to influence an election or a governmental decision-making process;

(3) the erection, acquisition, improvement, expansion, repair, or maintenance of real property or capital assets owned or leased by an organization, except as provided in clause (6), unless the board has first specifically authorized the expenditures after finding that (i) the real property or capital assets will be used exclusively for one or more of the purposes in paragraph (a); (ii) with respect to expenditures for repair or maintenance only, that the property is or will be used extensively as a meeting place or event location by other nonprofit organizations or community or service groups and that no rental fee is charged for the use; (iii) with respect to expenditures, including a mortgage payment or other debt service payment, for erection or acquisition only, that the erection or acquisition is necessary to replace with a comparable building, a building owned by the organization and destroyed or made uninhabitable by fire or natural disaster, provided that the expenditure may be only for that part of the replacement cost not reimbursed by insurance; or (iv) with respect to expenditures, including a mortgage payment or

other debt service payment, for erection or acquisition only, that the erection or acquisition is necessary to replace with a comparable building a building owned by the organization that was acquired from the organization by eminent domain or sold by the organization to a purchaser that the organization reasonably believed would otherwise have acquired the building by eminent domain, provided that the expenditure may be only for that part of the replacement cost that exceeds the compensation received by the organization for the building being replaced;

(4) an expenditure by an organization which is a contribution to a parent organization, foundation, or affiliate of the contributing organization, if the parent organization, foundation, or affiliate has provided to the contributing organization within one year of the contribution any money, grants, property, or other thing of value;

(5) a contribution by a licensed organization to another licensed organization unless the board has specifically authorized the contribution. The board must authorize such a contribution when requested to do so by the contributing organization unless it makes an affirmative finding that the contribution will not be used by the recipient organization for one or more of the purposes in paragraph (a); or

(6) the erection, acquisition, improvement, or expansion of real property or capital assets which will be used for one or more of the purposes in paragraph (a), clause (7), unless the organization making the expenditures notifies the board at least 15 days before making the expenditure.

Sec. 10. Minnesota Statutes 1990, section 349.12, is amended by adding a subdivision to read:

Subd. 30a. [PROFIT CARRYOVER.] "Profit carryover" means cumulative net profit less cumulative lawful purpose expenditures.

Sec. 11. Minnesota Statutes 1990, section 349.15, is amended to read:

349.15 [USE OF GROSS PROFITS.]

(a) Gross profits from lawful gambling may be expended only for lawful purposes or allowable expenses as authorized at a regular meeting of the conducting organization. ~~Provided that no more than 60 percent of the gross profit less the tax imposed under section 349.212, subdivision 1, from bingo, and no more than 50 percent of the gross profit less the tax imposed by section 349.212, subdivision 6, from other forms of lawful gambling, may be expended for allowable expenses related to lawful gambling.~~

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

(c) Allowable expenses also include reasonable costs of bank account service charges, and the reasonable costs of an audit required by the board, except an audit required under section 349.10, subdivision 9.

(d) Allowable expenses include reasonable legal fees and damages that relate to the conducting of lawful gambling, except for legal fees or damages incurred in defending the organization against the board, attorney general, United States attorney, commissioner of revenue, or a county or city attorney.

Sec. 12. Minnesota Statutes 1990, section 349.151, subdivision 4, is amended to read:

Subd. 4. [POWERS AND DUTIES.] (a) The board has the following powers and duties:

(1) to regulate lawful gambling to ensure it is conducted in the public interest;

(2) to issue licenses to organizations, distributors, bingo halls, manufacturers, and gambling managers;

(3) to collect and deposit license, permit, and registration fees due under this chapter;

(4) to receive reports required by this chapter and inspect all premises, records, books, and other documents of organizations, distributors, manufacturers, and bingo halls to insure compliance with all applicable laws and rules;

(5) to make rules authorized by this chapter;

(6) to register gambling equipment and issue registration stamps;

(7) to provide by rule for the mandatory posting by organizations conducting lawful gambling of rules of play and the odds and/or house percentage on each form of lawful gambling;

(8) to report annually to the governor and legislature on its activities and on recommended changes in the laws governing gambling;

(9) to impose civil penalties of not more than \$500 per violation on organizations, distributors, manufacturers, bingo halls, and gambling managers for failure to comply with any provision of this chapter or any rule of the board;

(10) to issue premises permits to organizations licensed to conduct lawful gambling;

(11) to delegate to the director the authority to issue licenses and premises permits under criteria established by the board;

(12) to suspend or revoke licenses and premises permits of organizations, distributors, manufacturers, bingo halls, or gambling managers as provided in this chapter;

~~(13) to register recipients of net profits from lawful gambling and to revoke or suspend the registrations;~~

(14) to register employees of organizations licensed to conduct lawful gambling;

~~(15)~~ (14) to require fingerprints from persons determined by board rule to be subject to fingerprinting; and

~~(16)~~ (15) to take all necessary steps to ensure the integrity of and public confidence in lawful gambling.

(b) Any organization, distributor, bingo hall operator, or manufacturer assessed a civil penalty may request a hearing before the board. Hearings conducted on appeals of imposition of penalties are not subject to the provisions of the administrative procedure act.

(c) All fees and penalties received by the board must be deposited in the general fund.

Sec. 13. Minnesota Statutes 1990, section 349.154, subdivision 2, is amended to read:

Subd. 2. [NET PROFIT REPORTS.] (a) Each licensed organization must report monthly to the board on a form prescribed by the board each expenditure and contribution of net profits from lawful gambling. The reports must provide for each expenditure or contribution:

(1) the name, address, and telephone number of the recipient of the expenditure or contribution;

- (2) the date the contribution was approved by the organization;
- (3) the date, amount, and check number of the expenditure or contribution; and
- (4) a brief description of how the expenditure or contribution meets one or more of the purposes in section 349.12, subdivision 25, paragraph (a).

~~(b) Each report required under paragraph (a) must be accompanied by an acknowledgment, on a form the board prescribes, of each contribution of net profits from lawful gambling included in the report. The acknowledgment must be signed by the recipient of the contribution, or, if the recipient is not an individual, or other authorized representative of the recipient, by an officer. The acknowledgment must include the name and address of the contributing organization and each item in paragraph (a), clauses (1) to (3).~~

~~(c) The board shall provide the commissioners of revenue and public safety copies of each report received under this subdivision.~~

Sec. 14. Minnesota Statutes 1990, section 349.16, subdivision 3, is amended to read:

Subd. 3. [TERM OF LICENSE: SUSPENSION AND REVOCATION.] Licenses issued under this section are valid for one year two years and may be suspended by the board for a violation of law or board rule or revoked for what the board determines to be a willful violation of law or board rule. A revocation or suspension is a contested case under sections 14.57 to 14.69 of the administrative procedure act.

Sec. 15. Minnesota Statutes 1990, section 349.165, subdivision 1, is amended to read:

Subdivision 1. [PREMISES PERMIT REQUIRED; APPLICATION.] A licensed organization may not conduct lawful gambling at any site unless it has first obtained from the board a premises permit for the site. The board shall prescribe a form for permit applications, and each application for a permit must be submitted on a separate form. A premises permit issued by the board is valid for two years. The board may by rule limit the number of premises permits that may be issued to an organization.

Sec. 16. Minnesota Statutes 1990, section 349.165, subdivision 3, is amended to read:

Subd. 3. [FEES.] The board may issue four classes of premises permits corresponding to the classes of licenses authorized under

section 349.16, subdivision 6. The ~~annual~~ fee for each class of permit is:

- (1) ~~\$200~~ \$400 for a class A permit;
- (2) ~~\$125~~ \$250 for a class B permit;
- (3) ~~\$100~~ \$200 for a class C permit; and
- (4) ~~\$75~~ \$150 for a class D permit.

Sec. 17. Minnesota Statutes 1990, section 349.167, subdivision 1, is amended to read:

Subdivision 1. [GAMBLING MANAGER REQUIRED.] (a) All lawful gambling conducted by a licensed organization must be under the supervision of a gambling manager. A gambling manager designated by an organization to supervise lawful gambling is responsible for the gross receipts of the organization and for its conduct in compliance with all laws and rules. ~~The organization must maintain, or require the~~ A person designated as a gambling manager ~~to shall~~ maintain, a fidelity bond in the sum of ~~\$25,000~~ \$10,000 in favor of the organization ~~and the state~~, conditioned on (1) ~~the faithful performance of the manager's duties; and (2) the payment of all taxes due under this chapter on lawful expenditures of gross profits from lawful gambling.~~ The terms of the bond must provide that notice be given to the board in writing not less than 30 days before its cancellation. ~~In the case of conflicting claims against a bond, a claim by the state has preference over a claim by the organization.~~

(b) A person may not act as a gambling manager for more than one organization.

(c) An organization may not conduct lawful gambling without having a gambling manager. The board must be notified in writing of a change in gambling managers. Notification must be made within ten days of the date the gambling manager assumes the manager's duties.

(d) An organization may not have more than one gambling manager at any time.

Sec. 18. Minnesota Statutes 1990, section 349.167, subdivision 2, is amended to read:

Subd. 2. [GAMBLING MANAGERS; LICENSES.] A person may not serve as a gambling manager for an organization unless the person possesses a valid gambling manager's license issued by the

board. The board may issue a gambling manager's license to a person applying for the license who:

(1) has ~~received training as required in~~ complied with subdivision 4, clause (1);

(2) has never been convicted of a felony;

(3) within the five years before the date of the license application, has not committed a violation of law or board rule that resulted in the revocation of a license issued by the board;

(4) has never been convicted of a criminal violation involving fraud, theft, tax evasion, misrepresentation, or gambling;

(5) has never been convicted of (i) assault, (ii) a criminal violation involving the use of a firearm, or (iii) making terroristic threats; and

(6) has not engaged in conduct the board determines is contrary to the public health, welfare, or safety or the integrity of lawful gambling.

A gambling manager's license is valid for one year unless suspended or revoked. The annual fee for a gambling manager's license is \$100.

Sec. 19. Minnesota Statutes 1990, section 349.167, subdivision 4, is amended to read:

Subd. 4. [TRAINING OF GAMBLING MANAGERS.] The board shall by rule require all persons licensed as gambling managers to receive periodic training in laws and rules governing lawful gambling. The rules must contain the following requirements:

(1) each gambling manager must ~~have received such~~ receive training before being issued a new license, except that in the case of the death, disability, or termination of a gambling manager, a replacement gambling manager must receive the training within 90 days of being issued a license;

(2) each gambling manager applying for a renewal of a license must have received training within the three years prior to the date of application for the renewal; and

(3) the training required by this subdivision may be provided by a person, firm, association, or organization authorized by the board to provide the training. Before authorizing a person, firm, association, or organization to provide training, the board must determine that:

(i) the provider and all of the provider's personnel conducting the training are qualified to do so;

(ii) the curriculum to be used fully and accurately covers all elements of lawful gambling law and rules that the board determines are necessary for a gambling manager to know and understand;

(iii) the fee to be charged for participants in the training sessions is fair and reasonable; and

(iv) the training provider has an adequate system for documenting completion of training.

The rules may provide for differing training requirements for gambling managers based on the class of license held by the gambling manager's organization.

The board or the director may provide the training required by this subdivision using employees of the division.

Sec. 20. Minnesota Statutes 1990, section 349.17, subdivision 5, is amended to read:

Subd. 5. [BINGO CARD NUMBERING.] (a) The board shall by rule require that all licensed organizations: (1) conduct bingo only using liquid daubers on cards that bear an individual number recorded by the distributor; (2) sell all bingo cards only in the order of the numbers appearing on the cards; and (3) use each bingo card for no more than one bingo occasion. In lieu of the requirements of clauses (2) and (3), a licensed organization may electronically record the sale of each bingo card at each bingo occasion using an electronic recording system approved by the board.

(b) The requirements of paragraph (a) do not apply to a licensed organization that ~~(1) has never received gross receipts from bingo in excess of \$150,000 in any year, and (2) does not pay compensation to any person for participating in the conduct of lawful gambling.~~

Sec. 21. Minnesota Statutes 1990, section 349.172, is amended to read:

349.172 [PULL-TABS; INFORMATION REQUIRED TO BE POSTED.]

An organization selling pull-tabs must post for each deal of pull-tabs all major prizes that have been awarded for pull-tabs purchased from that deal. The information must be posted prominently at the point of sale of the deal. An easily legible pull-tab flare that lists prizes in that deal, and on which prizes are marked or

crossed off as they are awarded, satisfies the requirement of this section that major prizes be posted, provided that a separate flare is posted for each deal of pull-tabs. An organization must post or mark off each major prize immediately upon awarding the prize. A "major prize" in a deal of pull-tabs is any prize that is at least 50 times the face value of any pull-tab in the deal. Subdivision 1. [BOARD MAY REQUIRE CERTAIN POSTING.] The board may issue an order requiring an organization selling pull-tabs to post major pull-tab prizes and the names of major prize winners if the board has reasonable grounds to believe that the organization, or a person receiving compensation from the organization for participating in the sale of pull-tabs, has been or is providing information to a player or players that provides an unfair advantage related to the potential winnings from pull-tabs. The board must notify the organization at least 14 days before the order becomes effective. The notice to the organization must describe the organization's right to a hearing under subdivision 3.

Subd. 2. [POSTING; REQUIREMENTS.] The information required to be posted under subdivision 1 must be posted prominently at the point of sale of the pull-tabs. An easily legible pull-tab flare that lists prizes in the deal for that flare, and on which prizes are marked off as they are awarded, satisfies the requirements of this section that major prizes be posted, provided that a separate flare is posted for each deal of pull-tabs. An organization must post or mark off each major prize and post the name of the prize winner immediately on awarding the prize.

Subd. 3. [APPEAL.] An organization to which the board issues an order under subdivision 1 may request a contested case hearing on the order. The hearing must be held within 20 days of the effective date of the order, and the report by the administrative law judge must be issued within 20 days after the close of the hearing record. The board must issue its final decision within 30 days after receipt of the report of the administrative law judge and subsequent exceptions and arguments under section 14.61.

Subd. 4. [MAJOR PRIZES.] For purposes of this section, a "major prize" in a deal of pull-tabs is a prize of at least 50 times the face value of any pull-tab in the deal.

Subd. 5. [VOLUNTARY POSTING.] Nothing in this section limits the right of an organization voluntarily to post the names of winners of lawful gambling prizes.

Sec. 22. [349.173] [PADDLEWHEELS; RESTRICTIONS.]

No organization may:

(1) operate a paddlewheel that uses a table or similar structure or

device, whether separate from the wheel or attached to it, on which chances are played, sold, recorded, or otherwise represented;

(2) sell or record chances on a paddlewheel using chips, tokens, or other representation of a chance, other than a numbered ticket; or

(c) sell or accept a chance on a paddlewheel that is a wager on more than one number on the paddlewheel.

Sec. 23. Minnesota Statutes 1990, section 349.18, subdivision 1, is amended to read:

Subdivision 1. [LEASE OR OWNERSHIP REQUIRED.] An organization may conduct lawful gambling only on premises it owns or leases. Leases must be for a period of at least one year and must be on a form prescribed by the board. Copies of all leases must be made available to employees of the division and the division of gambling enforcement on request. A lease may not provide for payments determined directly or indirectly by the receipts or profits from lawful gambling. The board may prescribe by rule limits on the amount of rent which an organization may pay to a lessor for premises leased for lawful gambling, provided that no rule of the board may prescribe a limit of less than \$1,000 per month on rent paid for premises used for lawful gambling other than bingo. Any rule adopted by the board limiting the amount of rent to be paid may only be effective for leases entered into, or renewed, after the effective date of the rule.

No person, distributor, manufacturer, lessor, or organization other than the licensed organization leasing the space may conduct any activity on the leased premises during times when lawful gambling is being conducted on the premises.

Sec. 24. Minnesota Statutes 1990, section 349.19, subdivision 2, is amended to read:

Subd. 2. [ACCOUNTS.] Gross receipts from lawful gambling by each organization ~~at each permitted premises~~ must be segregated from all other revenues of the conducting organization and placed in a separate account. All expenditures for expenses, taxes, and lawful purposes must be made from the separate account except in the case of expenditures previously approved by the organization's membership for emergencies as defined by board rule. The name and address of the bank ~~and, the account number for that the separate account for that licensed premises,~~ and the names of organization members authorized as signatories on the separate account must be provided to the board when the application is submitted. Changes in the information ~~must be submitted to the board at least ten days before the change is made.~~ Gambling receipts must be deposited into the gambling bank account within three days of completion of the bingo occasion, deal, or game from which they are received; ~~and~~ Deposit

records must be sufficient to allow determination of deposits made from each bingo occasion, deal, or game at each permitted premises. The person who accounts for gambling gross receipts and profits may not be the same person who accounts for other revenues of the organization.

Sec. 25. Minnesota Statutes 1990, section 349.19, subdivision 5, is amended to read:

Subd. 5. [REPORTS.] A licensed organization must report to the board and to its membership monthly, or quarterly in the case of a licensed organization which does not report more than \$1,000 in gross receipts from lawful gambling in any calendar quarter, on its gross receipts, expenses, profits, and expenditure of profits from lawful gambling. The report must include a reconciliation of the organization's profit carryover with its cash balance on hand. If the organization conducts both bingo and other forms of lawful gambling, the figures for both must be reported separately. In addition, a licensed organization must report to the board monthly on its purchases of gambling equipment and must include the type, quantity, and dollar amount from each supplier separately. The reports must be on a form the board prescribes. Submission of the report required by section 349.154 satisfies the requirement for reporting monthly to the board on expenditure of net profits.

Sec. 26. Minnesota Statutes 1990, section 349.19, subdivision 9, is amended to read:

Subd. 9. [ANNUAL AUDIT; FILING REQUIREMENT.] An organization licensed under this chapter must have an annual financial audit of its lawful gambling activities and funds performed by an independent auditor accountant licensed by the state of Minnesota or performed by an independent accountant who has had prior approval of the board. The board commissioner of revenue shall by rule prescribe standards for the audit, which must provide for the reconciliation of the organization's gambling account or accounts with the organization's reports filed under subdivision 5 and section 349.154. A complete, true, and correct copy of the audit report must be filed with as prescribed by the board upon completion of the audit commissioner of revenue.

Sec. 27. Minnesota Statutes 1990, section 349.19, is amended by adding a subdivision to read:

Subd. 9a. [RECORDS.] An organization licensed under this chapter must maintain records that account for the assets, liabilities, and fund balance of the organization. The records must also account for the revenues, taxes, prize payouts, expenses, and lawful purpose expenditures of the organization. The records must include a perpetual inventory of games purchased but not yet played and games in play.

Sec. 28. Minnesota Statutes 1990, section 349.19, is amended by adding a subdivision to read:

Subd. 9b. [ACCOUNTING MANUAL.] The board must prepare and distribute to each organization licensed under this chapter a manual designed to facilitate compliance with section 25. The manual must include a clear description of the processes needed to maintain the records required in section 25. The board may contract for preparation of the manual.

Sec. 29. Minnesota Statutes 1990, section 349A.02, subdivision 3, is amended to read:

Subd. 3. [POWERS AND DUTIES.] In operating the lottery the director shall exercise the following powers and duties:

- (1) adopt rules and game procedures;
- (2) issue lottery retailer contracts and rule on appeals of decisions relating to those contracts;
- (3) enter into lottery procurement contracts for the provision of goods and services to the lottery;
- (4) employ personnel as are required to operate the lottery;
- (5) enter into written agreements with one or more states government-authorized lotteries, or with an organization created and controlled by those lotteries, for the operation, marketing, and promotion of a joint lottery;
- (6) adopt and publish advertising and promotional materials consistent with section 349A.09; and
- (7) take all necessary steps to ensure the integrity of, and public confidence in, the state lottery.

Sec. 30. Minnesota Statutes 1990, section 349A.06, subdivision 3, is amended to read:

Subd. 3. [BOND.] The director shall require that each lottery retailer post a bond, securities, or an irrevocable letter of credit, in an amount as the director deems necessary, to protect the financial interests of the state. If securities are deposited or an irrevocable letter of credit filed, the securities or letter of credit must be of a type or in the form provided under section 349A.07, subdivision 5, paragraphs (b) and (c).

Sec. 31. Minnesota Statutes 1990, section 349A.06, subdivision 11, is amended to read:

Subd. 11. ~~[REVOCATION CANCELLATION, SUSPENSION, AND REFUSAL TO RENEW LICENSES CONTRACTS.]~~ (a) The director shall cancel the contract of any lottery retailer who:

- (1) has been convicted of a felony or gross misdemeanor;
- (2) has committed fraud, misrepresentation, or deceit;
- (3) has provided false or misleading information to the division; or
- (4) has acted in a manner prejudicial to public confidence in the integrity of the lottery.

(b) The director may cancel, suspend, or refuse to renew the contract of any lottery retailer who:

- (1) changes business location;
- (2) fails to account for lottery tickets received or the proceeds from tickets sold;
- (3) fails to remit funds to the director in accordance with the director's rules;
- (4) violates a law or a rule or order of the director;
- (5) fails to comply with any of the terms in the lottery retailer's contract;
- (6) fails to ~~comply with~~ file a bond requirements, securities, or a letter of credit as required under this section subdivision 3;
- (7) in the opinion of the director fails to maintain a sufficient sales volume to justify continuation as a lottery retailer; or
- (8) has violated section 340A.503, subdivision 2, clause (1), two or more times within a two-year period.

(c) The director may also cancel, suspend, or refuse to renew a lottery retailer's contract if there is a material change in any of the factors considered by the director under subdivision 2.

(d) A contract cancellation, suspension, or refusal to renew under this subdivision is a contested case under sections 14.57 to 14.69 and is in addition to any criminal penalties provided for a violation of law or rule.

(e) The director may temporarily suspend a contract without notice for any of the reasons specified in this subdivision provided

that a hearing is conducted within seven days after a request for a hearing is made by a lottery retailer. Within 20 days after receiving the administrative law judge's report, the director shall issue an order vacating the temporary suspension or making any other appropriate order. If no hearing is requested within 30 days of the temporary suspension taking effect, ~~the director may issue an order making the suspension permanent~~ suspension becomes permanent unless the director vacates or modifies the order.

Sec. 32. Minnesota Statutes 1990, section 349A.08, is amended by adding a subdivision to read:

Subd. 9. [PRIVACY.] The phone number and street address of a winner of a lottery prize is private data on individuals under chapter 13.

Sec. 33. Minnesota Statutes 1990, section 349A.09, subdivision 2, is amended to read:

Subd. 2. [CONTENT OF ADVERTISING.] (a) Advertising and promotional materials for the lottery adopted or published by the director must be consistent with the dignity of the state and may only:

(1) present information on how lottery games are played, prizes offered, where and how tickets may be purchased, when drawings are held, and odds on the games advertised;

(2) identify state programs supported by lottery net revenues;

(3) present the lottery as a form of entertainment; or

(4) state the winning numbers or identity of winners of lottery prizes.

(b) The director may not adopt or publish any advertising for the lottery which:

(1) presents directly or indirectly any lottery game as a potential means of relieving any person's financial difficulties;

(2) is specifically targeted with the intent to exploit a person, a specific group or ~~an~~ economic class of people, or a religious holiday by use of a religious theme or symbol;

(3) presents the purchase of a lottery ticket as a financial investment or a way to achieve financial security;

(4) uses the name or picture of a current elected state official to promote a lottery game;

(5) exhorts the public to bet by directly or indirectly misrepresenting a person's chance of winning a prize; or

(6) denigrates a person who does not buy a lottery ticket or unduly praises a person who does buy a ticket.

Sec. 34. Minnesota Statutes 1990, section 609.75, subdivision 4, is amended to read:

Subd. 4. [GAMBLING DEVICE.] A gambling device is a contrivance which for a consideration affords the player an opportunity to obtain something of value, other than free plays, automatically from the machine or otherwise, the award of which is determined principally by chance. "Gambling device" also includes ~~any~~ a video game of chance, as defined in ~~section 349.50, subdivision 8, that is not in compliance with sections 349.50 to 349.60.~~

Sec. 35. Minnesota Statutes 1990, section 609.75, is amended by adding a subdivision to read:

Subd. 8. [VIDEO GAME OF CHANCE.] A video game of chance is a game or device that simulates one or more games commonly referred to as poker, blackjack, craps, hi-lo, roulette, or other common gambling forms, though not offering any type of pecuniary award or gain to players. The term also includes any video game having one or more of the following characteristics:

(1) it is primarily a game of chance, and has no substantial elements of skill involved;

(2) it awards game credits or replays and contains a meter or device that records unplayed credits or replays.

Sec. 36. Minnesota Statutes 1990, section 609.755, is amended to read:

609.755 [ACTS OF OR RELATING TO GAMBLING.]

Whoever does any of the following is guilty of a misdemeanor:

(1) makes a bet; ~~or~~

(2) sells or transfers a chance to participate in a lottery; ~~or~~

(3) disseminates information about a lottery with intent to encourage participation therein, except a lottery conducted by an adjoining state; ~~or~~

(4) permits a structure or location owned or occupied by the actor or under the actor's control to be used as a gambling place; or

(5) operates a gambling device.

Clause (5) does not prohibit operation of a gambling device in a person's dwelling for amusement purposes in a manner that does not afford players an opportunity to obtain anything of value.

Sec. 37. Minnesota Statutes 1990, section 609.76, subdivision 1, is amended to read:

Subdivision 1. [GROSS MISDEMEANORS.] (a) Whoever does any of the following may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both:

(1) maintains or operates a gambling place or operates a bucket shop;

(2) intentionally participates in the income of a gambling place or bucket shop;

(3) conducts a lottery, or, with intent to conduct a lottery, possesses facilities for doing so;

(4) sets up for use for the purpose of gambling, or collects the proceeds of, any gambling device or bucket shop;

(5) with intent that it shall be so used except as provided in section 2, manufactures, sells ~~or~~, offers for sale, or otherwise provides, in whole or any part thereof, any gambling device including those defined in section 349.30, subdivision 2; and any facility for conducting a lottery, except as provided by section 349.40;

(6) with intent that it be so used, manufactures, sells, or offers for sale any facility for conducting a lottery, except as provided by section 349.40; or

(7) receives, records, or forwards bets or offers to bet or, with intent to receive, record, or forward bets or offers to bet, possesses facilities to do so; ~~or~~

(7) ~~pays any compensation for game credits earned on or otherwise rewards, with anything of value other than free plays, players of video games of chance as defined in section 349.50, subdivision 8, or who directs an employee to pay any such compensation or reward.~~

(b) ~~On conviction of a person for the crime established in paragraph (a), clause (7), the court shall impose a fine of not less than \$700.~~

Sec. 38. [TRIBAL-STATE COMPACTS.]

Sections 2 and 28 to 31 do not affect the validity of, and must not be construed as prohibiting the state from entering into or participating in, a tribal-state compact with the governing body of an Indian tribe governing the conduct of video games of chance under the Indian Gaming Regulatory Act, United States Code, title 25, sections 2701 to 2721.

Sec. 39. [REPORT.]

The director of the gambling control board, the commissioner of public safety, and the attorney general or their designees shall jointly study the issue of requiring that all gambling equipment as defined in Minnesota Statutes, section 34.12, subdivision 24, be purchased from one or more suppliers who contract with the state for that purpose. The study shall include a recommendation as to the adoption of the requirement and a plan for implementing such a requirement. The study must include, among other things, the following options:

(1) requiring organizations to purchase gambling equipment directly from the state; and

(2) requiring organizations to purchase gambling equipment directly from suppliers who contract with the state.

The director, the commissioner, and the attorney general or their designees shall report to the legislature on the results of the study not later than February 1, 1992. The report must contain draft legislation that implements any legislative recommendation contained in the study.

Sec. 40. [REPEALER.]

Minnesota Statutes 1990, section 349.154, subdivision 3, is repealed.

Sec. 41. [EFFECTIVE DATE.]

(a) Sections 1 to 5, 8 to 9, 11 to 13, 17 to 20, 24, 26, 29 to 33, the provisions of section 36 that amend Minnesota Statutes 1990, section 609.755, clause 3, and 39 to 40, are effective the day following final enactment.

(b) Sections 21 and 23 are effective July 1, 1991.

(c) Sections 14 to 16 are effective August 1, 1991, and apply to licenses and permits issued on and after that date.

(d) Section 28 is effective September 1, 1991, and the manual required by that section must be distributed by that date.

(e) Sections 6 to 7, 34 to 35, 36 except as provided in paragraph (a), and 37 to 38, are effective January 1, 1992.

(f) Sections 10, 25, and 27 are effective March 1, 1992."

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Osthoff amendment and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Kinkel	Olson, E.	Skoglund
Anderson, I.	Frerichs	Knickerbocker	Olson, K.	Smith
Anderson, R.	Garcia	Koppendrayner	Omann	Solberg
Anderson, R. H.	Girard	Krinkie	Onnen	Sparby
Battaglia	Goodno	Krueger	Orenstein	Stanisus
Bauerly	Greenfield	Lasley	Orfield	Steensma
Beard	Gruenes	Leppik	Osthoff	Sviggum
Begich	Gutknecht	Lieder	Ostrom	Swenson
Bertram	Hanson	Limmer	Ozment	Thompson
Bettermann	Hartle	Lourey	Pauly	Tompkins
Blatz	Hasskamp	Lynch	Pellow	Trimble
Bodahl	Haukoos	Macklin	Pelowski	Tunheim
Boo	Hausman	Mariani	Peterson	Uphus
Brown	Heir	Marsh	Pugh	Valento
Carlson	Henry	McEachern	Reding	Vellenga
Carruthers	Hufnagle	McGuire	Rest	Wagenius
Cooper	Hugoson	McPherson	Rodosovich	Waltman
Dauner	Jacobs	Milbert	Rukavina	Weaver
Davids	Janezich	Morrison	Runbeck	Wejzman
Dawkins	Jennings	Munger	Sarna	Welker
Dempsey	Johnson, A.	Murphy	Schafer	Welle
Dille	Johnson, R.	Nelson, S.	Scheid	Wenzel
Dorn	Johnson, V.	Newinski	Schreiber	Winter
Erhardt	Kahn	O'Connor	Seaberg	Spk. Vanasek
Farrell	Kalis	Olsen, S.	Segal	

The motion prevailed and the amendment was adopted.

Brown moved to amend S. F. No. 506, as amended, as follows:

Page 6, line 19, delete "three" and insert "six"

Page 6, line 20, delete "one" and insert "two"

A roll call was requested and properly seconded.

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

Those who voted in the affirmative were:

Abrams	Dempsey	Johnson, R.	Olsen, S.	Solberg
Anderson, I.	Farrell	Johnson, V.	Omann	Sparby
Battaglia	Frederick	Kalis	Ozment	Stanis
Bauerly	Frerichs	Kelso	Pauly	Swiggum
Beard	Garcia	Kinkel	Pellow	Thompson
Begich	Girard	Knickerbocker	Pelowski	Trimble
Bertram	Goodno	Koppendraye	Peterson	Uphus
Bettermann	Hartle	Lieder	Pugh	Valento
Bishop	Hasskamp	Lynch	Reding	Waltman
Blatz	Hugoson	Mariani	Rukavina	Welker
Bodahl	Jacobs	McEachern	Runbeck	Welle
Boo	Janezich	Milbert	Sarna	
Brown	Jaros	Morrison	Schafer	
Cooper	Jennings	Munger	Simoneau	
Dauner	Johnson, A.	O'Connor	Smith	

Those who voted in the negative were:

Anderson, R.	Gutknecht	Limmer	Orenstein	Swenson
Anderson, R. H.	Hanson	Long	Orfield	Tompkins
Carlson	Haukoos	Lourey	Osthoff	Tunheim
Carruthers	Hausman	Macklin	Ostrom	Vellenga
Clark	Heir	Marsh	Rest	Wagenius
Davids	Henry	McPherson	Rice	Weaver
Dawkins	Hufnagle	Murphy	Rodosovich	Wejcman
Dille	Kahn	Nelson, K.	Scheid	Wenzel
Dorn	Krinkie	Nelson, S.	Seaberg	Winter
Erhardt	Krueger	Newinski	Segal	Spk. Vanasek
Greenfield	Lasley	Olson, E.	Skoglund	
Gruenes	Leppik	Onnen	Steensma	

The motion prevailed and the amendment was adopted.

Rice, Marsh and Skoglund moved to amend S. F. No. 506, as amended, as follows:

Pages 2 to 24, delete article 1

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Rice et al amendment and the roll was called. There were 51 yeas and 76 nays as follows:

Those who voted in the affirmative were:

Anderson, R. H.	Gruenes	Leppik	Osthoff	Vellenga
Bettermann	Gutknecht	Limmer	Ostrom	Wagenius
Carlson	Haukoos	Long	Rice	Weaver
Carruthers	Hausman	Lourey	Rodosovich	Wejcman
Clark	Heir	Marsh	Seaberg	Welker
Davids	Henry	Murphy	Segal	Wenzel
Dorn	Kahn	Nelson, K.	Skoglund	Spk. Vanasek
Erhardt	Kalis	Nelson, S.	Steensma	
Garcia	Kinkel	Newinski	Thompson	
Goodno	Krinkie	Orenstein	Tompkins	
Greenfield	Krueger	Orfield	Tunheim	

Those who voted in the negative were:

Abrams	Dille	Johnson, V.	Olson, K.	Smith
Anderson, I.	Farrell	Kelso	Omann	Solberg
Battaglia	Frederick	Knickerbocker	Onnen	Sparby
Bauerly	Frerichs	Koppendrayer	Pauly	Stanisus
Beard	Girard	Lasley	Pellow	Sviggunn
Begich	Hanson	Lieder	Pelowski	Swenson
Bertram	Hartle	Lynch	Peterson	Trimble
Bishop	Hufnagle	Macklin	Pugh	Uphus
Blatz	Hugoson	Mariani	Reding	Valento
Bodahl	Jacobs	McEachern	Rukavina	Waltman
Boo	Janezich	McPherson	Runbeck	Welle
Brown	Jaros	Milbert	Sarna	Winter
Cooper	Jefferson	Morrison	Schafer	
Dauner	Jennings	O'Connor	Scheid	
Dawkins	Johnson, A.	Olsen, S.	Schreiber	
Dempsey	Johnson, R.	Olson, E.	Simoneau	

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

Kahn; O'Connor; Long; Milbert; Segal; Olsen, S.; Olson, K.; Henry; Rukavina; Trimble; Pugh; Abrams; Morrison; Sviggum; Scheid; Johnson, A.; Pauly; Hasskamp; McGuire; Simoneau and Wejcman moved to amend S. F. No. 506, as amended, as follows:

In the Osthoff amendment, page 9, after line 29, insert:

"(8) recreational and athletic facilities and activities intended primarily for persons of any age whose opportunity for athletic participation has been previously limited on account of sex."

Renumber the remaining clauses

A roll call was requested and properly seconded.

The question was taken on the Kahn et al amendment and the roll was called. There were 106 yeas and 22 nays as follows:

Those who voted in the affirmative were:

Abrams	Anderson, R. H.	Bauerly	Begich	Bishop
Anderson, I.	Battaglia	Beard	Bettermann	Blatz

Bodahl	Henry	Lourey	Ozment	Svigum
Carlson	Hufnagle	Lynch	Pauly	Swenson
Carruthers	Jacobs	Macklin	Pellow	Thompson
Clark	Jaros	Mariani	Pelowski	Trimble
Dauner	Jefferson	Marsh	Pugh	Tunheim
Dauids	Jennings	McEachern	Rest	Uphus
Dawkins	Johnson, A.	McGuire	Rice	Valento
Dempsey	Johnson, R.	McPherson	Rodosovich	Vellenga
Dille	Kahn	Milbert	Rukavina	Wagenius
Dorn	Kalis	Morrison	Sarna	Waltman
Erhardt	Kelso	Murphy	Scheid	Weaver
Farrell	Knickerbocker	Nelson, K.	Seaberg	Wejcman
Garcia	Koppendrayner	Nelson, S.	Segal	Welle
Goodno	Krinkie	O'Connor	Simoneau	Wenzel
Gruenes	Krueger	Olsen, S.	Skoglund	Winter
Hanson	Lasley	Olson, E.	Smith	Spk. Vanasek
Hartle	Leppik	Onnen	Solberg	
Hasskamp	Lieder	Orenstein	Sparby	
Hausman	Limmer	Orfield	Stanisus	
Heir	Long	Ostrom	Steensma	

Those who voted in the negative were:

Bertram	Frerichs	Janezich	Osthoff	Tompkins
Boo	Girard	Johnson, V.	Peterson	Welker
Brown	Gutknecht	Kinkel	Reding	
Cooper	Haukoos	Olson, K.	Schafer	
Frederick	Hugoson	Omann	Schreiber	

The motion prevailed and the amendment was adopted.

Goodno moved to amend S. F. No. 506, as amended, as follows:

In the Osthoff amendment, page 20, delete section 22

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

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

Gutknecht and Haukoos moved to amend S. F. No. 506, as amended, as follows:

Page 4, line 28, after "pari-mutuel" insert "standardbred"

Page 6, line 18, delete the period and insert ", and to a holder of a class D license who conducts live racing at a class D facility. After the issuance of the first class E license to a holder of a class B license, the commission may issue only as many additional class E licenses to a class B licensee as it has issued class E licenses to a class D licensee."

Page 8, line 31, after "B" insert "or class D"

Page 10, lines 9, 15, and 20, after "B" insert "2 class D2"

Page 10, lines 12, 15, and 23, after "A" insert "or class D"

Page 10, line 29, after "B" insert "2 class D"

Page 10, lines 27 and 32, after "A" insert "or class D"

Page 10, line 31, before the comma insert "for a class A licensee and a maximum of ten days for a class D licensee"

Page 10, line 32, after "A" insert "or class D"

Page 10, line 33, delete "preceding" and insert "current"

Page 11, line 1, delete "preceding" and insert "current"

Page 12, line 31, after "A" insert "or class D"

Page 13, line 20, after "A" insert "or class D"

Page 13, line 21, delete "preceding" and insert "current"

Page 14, lines 26 and 31, after "A" insert "or class D"

Page 15, line 20, delete "2 or not raced"

Page 15, line 21, delete everything before "at"

Page 15, line 21, after "A" insert "or class D"

Page 15, line 24, delete "preceding" and insert "current"

Page 16, line 33, after "A" insert "or class D"

Page 17, lines 2 and 4, after "A" insert "or class D"

Page 17, lines 3 and 10, delete "preceding" and insert "current"

Page 17, lines 31 and 32, after "A" insert "or class D"

Page 18, line 13, after "B" insert "or class D"

Page 18, line 16, delete "ran" and insert "runs" and after "A" insert "or class D" and after the second "the" insert "current"

Page 18, line 17, delete "preceding the event"

Page 18, line 21, delete "or both"

A roll call was requested and properly seconded.

The question was taken on the Gutknecht and Haukoos amendment and the roll was called. There were 34 yeas and 93 nays as follows:

Those who voted in the affirmative were:

Anderson, R. H.	Heir	Marsh	Osthoff	Vellenga
Bettermann	Henry	McEachern	Pellow	Wagenius
Clark	Hufnagle	McPherson	Sarna	Weaver
Dille	Janezich	Nelson, S.	Scheid	Wejzman
Erhardt	Kahn	Newinski	Seaberg	Welker
Gutknecht	Koppendrayner	Orenstein	Skoglund	Wenzel
Haukoos	Krinkie	Orfield	Steensma	

Those who voted in the negative were:

Abrams	Dorn	Johnson, V.	Nelson, K.	Simoneau
Anderson, I.	Farrell	Kalis	O'Connor	Smith
Battaglia	Frederick	Kelso	Olsen, S.	Solberg
Bauerly	Frerichs	Kinkel	Olson, E.	Sparby
Beard	Garcia	Knickerbocker	Olson, K.	Stanis
Begich	Girard	Krueger	Omann	Svigum
Bertram	Goodno	Lasley	Onnen	Swenson
Bishop	Gruenes	Leppik	Ostrom	Thompson
Blatz	Hanson	Lieder	Ozment	Tompkins
Bodahl	Hartle	Limmer	Pauly	Trimble
Boo	Hasskamp	Long	Pelowski	Tunheim
Brown	Hausman	Lourey	Peterson	Uphus
Carlson	Hugoson	Lynch	Pugh	Valento
Carruthers	Jacobs	Macklin	Reding	Waltman
Cooper	Jaros	Mariani	Rodosovich	Welle
Dauner	Jefferson	McGuire	Rukavina	Winter
Davids	Jennings	Milbert	Schafer	Spk. Vanasek
Dawkins	Johnson, A.	Morrison	Schreiber	
Dempsey	Johnson, R.	Munger	Segal	

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

S. F. No. 506, A bill for an act relating to lawful gambling; lotteries; providing for teleracing and its operation and regulation; expanding requirements relating to compulsive gambling; exempting lawful gambling profits from the tax on unrelated business income; regulating manufacturers and distributors of gambling devices; changing certain requirements relating to record keeping, reports, audits, and expenditures of gambling profits by licensed gambling organizations; modifying certain licensing, training, and operating requirements for licensed gambling organizations; changing requirements relating to posting of pull-tab winners; authorizing the director of the lottery to enter into joint lotteries outside the

United States; expanding certain provisions relating to lottery retailers; designating certain data on lottery prize winners as private; changing requirements relating to lottery advertising; clarifying the prohibitions on video games of chance and lotteries; authorizing dissemination of information about lotteries conducted by adjoining states; imposing surcharges on lawful gambling premises permit fees; establishing a task force on compulsive gambling assessments; appropriating money; amending Minnesota Statutes 1990, sections 240.01, subdivisions 1, 10, and by adding subdivisions; 240.02, subdivision 3; 240.03; 240.05, subdivision 1; 240.06, subdivision 1; 240.09, subdivision 2; 240.10; 240.11; 240.13, subdivisions 1, 2, 3, 4, 5, 6, and 8; 240.15, subdivision 6; 240.16, subdivision 1a; 240.18; 240.19; 240.23; 240.24, subdivision 2; 240.25; 240.27; 240.28, subdivision 1; 240.29; 245.98, by adding a subdivision; 290.05, subdivision 3; 290.92, subdivision 27; 299L.01, subdivision 1; 349.12, subdivision 25, and by adding subdivisions; 349.15; 349.151, subdivision 4; 349.154, subdivision 2; 349.16, subdivision 3; 349.165, subdivisions 1 and 3; 349.167, subdivisions 1, 2, and 4; 349.17, subdivision 5; 349.172; 349.18, subdivision 1; 349.19, subdivisions 2, 5, 9, and by adding subdivisions; 349A.02, subdivision 3; 349A.06, subdivisions 3, 5, and 11; 349A.08, by adding a subdivision; 349A.09, subdivision 2; 349A.10, subdivision 3; 609.115, by adding a subdivision; 609.75, subdivisions 1, 4, and by adding a subdivision; 609.755; 609.76, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 240; and 299L; repealing Minnesota Statutes 1990, sections 240.01, subdivision 13; 240.13, subdivision 6a; 240.14; subdivision 1a; 349.154, subdivision 3; 349A.02, subdivision 5; and 349A.03, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 101 yeas and 29 nays as follows:

Those who voted in the affirmative were:

Abrams	Dawkins	Hugoson	Macklin	Pellow
Anderson, I.	Dempsey	Jacobs	Mariani	Pelowski
Battaglia	Dille	Janezich	McEachern	Peterson
Bauerly	Dorn	Jaros	McGuire	Pugh
Beard	Farrell	Jefferson	McPherson	Reding
Begich	Frederick	Jennings	Milbert	Rukavina
Bertram	Frerichs	Johnson, A.	Morrison	Runbeck
Bettermann	Garcia	Johnson, R.	Murphy	Sarna
Bishop	Girard	Johnson, V.	O'Connor	Schafer
Blatz	Goodno	Kahn	Olsen, S.	Scheid
Bodahl	Gruenes	Kelso	Olson, E.	Schreiber
Boo	Hanson	Kinkel	Olson, K.	Segal
Brown	Hartle	Knickerbocker	Omman	Simoneau
Carlson	Hasskamp	Koppendrayer	Onnen	Smith
Carruthers	Hausman	Lasley	Osthoff	Solberg
Cooper	Heir	Lieder	Ostrom	Sparby
Dauner	Henry	Lourey	Ozment	Stanisus
Davids	Hufnagle	Lynch	Pauly	Sviggum

Swenson
Trimble
Tunheim

Uphus
Valento
Waltman

Weaver
Welker
Welle

Winter
Spk. Vanasek

Those who voted in the negative were:

Anderson, R. H.
Clark
Erhardt
Greenfield
Gutknecht
Haukoos

Kalis
Krinkie
Krueger
Leppik
Limmer
Long

Marsh
Nelson, K.
Nelson, S.
Newinski
Orenstein
Orfield

Rice
Rodosovich
Seaberg
Skoglund
Steensma
Thompson

Tompkins
Vellenga
Wagenius
Wejcman
Wenzel

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

Knickerbocker was excused for the remainder of today's session.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Long, from the Committee on Rules and Legislative Administration, pursuant to rule 1.09, designated the following bills as Special Orders to be acted upon immediately preceding printed Special Orders pending for today, Thursday, May 16, 1991:

S. F. No. 931; H. F. No. 1002; and S. F. Nos. 351 and 1053.

SPECIAL ORDERS

S. F. No. 931 was reported to the House.

Orfield moved to amend S. F. No. 931, as follows:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1990, section 115A.03, subdivision 24a, is amended to read:

Subd. 24a. [PROBLEM MATERIAL.] “Problem material” means a material that, when it is processed or disposed of with mixed municipal solid waste, contributes to one or more of the following results:

(1) the release of a hazardous substance, or pollutant or contaminant, as defined in section 115B.02, subdivisions 8, 13, and 15;

- (2) pollution of water as defined in section 115.01, subdivision 5;
- (3) air pollution as defined in section 116.06, subdivision 3; or
- (4) a significant threat to the safe or efficient operation of a solid waste ~~processing~~ facility.

Sec. 2. Minnesota Statutes 1990, section 115A.956, is amended to read:

115A.956 [SOLID WASTE DISPOSAL PROBLEM MATERIALS.]

Subdivision 1. [PROBLEM MATERIAL PROCESSING AND DISPOSAL PLAN.] The office shall develop a plan that designates problem materials and available capacity for processing and disposal of problem materials including household hazardous waste that should not be in mixed municipal solid waste. In developing the plan, the office shall consider relevant regional characteristics and the impact of problem materials on specific processing and disposal technologies.

Subd. 2. [PROBLEM MATERIAL SEPARATION AND COLLECTION PLAN.] After the office certifies that sufficient processing and disposal capacity is available, but no later than November 15, 1992, the office shall develop a plan for separating problem materials from mixed municipal solid waste, collecting the problem materials, and transporting the problem materials to a processing or disposal facility and may by rule prohibit the ~~disposal~~ placement of the designated problem materials in mixed municipal solid waste.

Sec. 3. Minnesota Statutes 1990, section 115A.96, subdivision 6, is amended to read:

Subd. 6. [HOUSEHOLD HAZARDOUS WASTE MANAGEMENT PLANS.] (a) Each county shall include in its solid waste management plan required in section 115A.46, or its solid waste master plan required in section 473.803, a household hazardous waste management plan. The plan must at least:

- (1) include a broad based public education component;
 - (2) include a strategy for reduction of household hazardous waste; and
 - (3) address include a strategy for separation of household hazardous waste from mixed municipal solid waste and the collection, storage, and disposal proper management of that waste.
- (b) Each county required to submit its plan to the office under

section 115A.46 shall amend its plan to comply with this subdivision within one year after October 4, 1989.

(c) Each county in the state shall implement its household hazardous waste management plan by June 30, 1992.

Sec. 4. Minnesota Statutes 1990, section 116.07, subdivision 4j, is amended to read:

Subd. 4j. [PERMITS; SOLID WASTE FACILITIES.] (a) The agency may not issue a permit for new or additional capacity for a mixed municipal solid waste resource recovery or disposal facility as defined in section 115A.03 unless each county using or projected in the permit to use the facility has in place a solid waste management plan approved under section 115A.46 or 473.803 and amended as required by section 115A.96, subdivision 6. The agency shall issue the permit only if the capacity of the facility is consistent with the needs for resource recovery or disposal capacity identified in the approved plan or plans. Consistency must be determined by the metropolitan council for counties in the metropolitan area and by the agency for counties outside the metropolitan area. Plans approved before January 1, 1990, need not be revised if the capacity sought in the permit is consistent with the approved plan or plans.

(b) The agency shall require as part of the permit application for a waste incineration facility identification of preliminary plans for ash management and ash leachate treatment or ash utilization. The permit issued by the agency must include requirements for ash management and ash leachate treatment.

Sec. 5. Minnesota Statutes 1990, section 116.07, subdivision 4k, is amended to read:

Subd. 4k. [HOUSEHOLD HAZARDOUS WASTE AND OTHER PROBLEM MATERIALS MANAGEMENT.] (a) The agency shall adopt rules to require the owner or operator of a solid waste disposal facility or resource recovery facility to submit to the agency and to each county using or projected to use the facility a management plan for the separation of household hazardous waste and other problem materials from solid waste prior to disposal or processing and for the proper disposal management of the waste. The rules must require that the plan be developed in coordination with each county using, or projected to use, the facility. The plan must not be inconsistent with the plan developed under section 115A.956, subdivision 2, and must include:

(1) identification of materials that are problem materials, as defined in section 115A.03, subdivision 24a, for the facility;

(2) participation in public education activities on management of

household hazardous waste management and other problem materials in the facility's service area;

(2) (3) a strategy for reduction of household hazardous waste and other problem materials entering the facility; and

(3) (4) a plan for the storage and disposal proper management of separated household hazardous waste and other problem materials.

(b) ~~After June~~ By September 30, 1992, the owner or operator of a facility shall implement the elements of the plan required in paragraph (a) relating to household hazardous waste management. After that date, the agency may not grant or renew a permit for a facility ~~that has not submitted a household hazardous waste management plan.~~ until the agency has:

(1) reviewed the elements of the facility's plan relating to household hazardous waste management;

(2) directed the applicant or permittee to make changes to these elements as necessary to comply with the plan requirements under paragraph (a); and

(3) included a requirement to implement the elements as a condition of the issued or renewed permit.

(c) By September 30, 1993, the owner or operator of a facility shall implement the elements of the plan required in paragraph (a) relating to problem materials management. After that date, the agency may not grant or renew a permit for a facility until the agency has:

(1) reviewed the elements of the facility's plan relating to problem materials management;

(2) directed the applicant or permittee to make changes to these elements as necessary to comply with the plan requirements under paragraph (a); and

(3) included a requirement to implement the elements as a condition of the issued or renewed permit.

Sec. 6. [116D.10] [ENERGY AND ENVIRONMENTAL STRATEGY REPORT.]

On or before January 1 of each even-numbered year, the governor shall transmit to the energy and environment and natural resources committees of the legislature a concise, comprehensive written report on the energy and environmental strategy of the state.

The report must be sufficiently comprehensive to assist the legislature in allocating funds to support all of the policies, plans, and programs of the state related to energy and the environment, and specifically must include:

(1) a concise, comprehensive discussion of state, and, as applicable, national and global energy and environmental problems, including but not limited to: indoor and outdoor air pollution, water pollution, atmospheric changes, stratospheric ozone depletion, damage to terrestrial systems, deforestation, regulation of pesticides and toxic substances, solid and hazardous waste management, ecosystem protection (wetlands, estuaries, groundwater, Lake Superior and the inland lakes and rivers), population growth, preservation of animal and plant species, soil erosion, and matters relating to the availability and conservation of crude oil and of refined petroleum product and other energy sources;

(2) a concise, comprehensive description and assessment of the policies and programs of all departments and agencies of the state responsible for issues listed in clause (1), including a concise discussion of the long-term objectives of such policies and programs; existing and proposed funding levels; the impact of each policy and program on pollution prevention, emergency preparedness and response, risk assessment, land management, technology transfer, and matters relating to the availability and conservation of crude oil and of refined petroleum product and other energy sources; and the impact of each on relations with the other states, the federal government, membership in national organizations, and funding of programs for state environmental protection and energy issues;

(3) a concise description and assessment of the integration and coordination of policies, plans, environmental programs, and energy programs of the state with the policies and programs of the federal government, the environmental and energy policies and programs of the other states, and the environmental and energy policies and programs of major state and national nonprofit conservation organizations;

(4) a concise description and assessment of all efforts by the state to integrate effectively its energy and environmental strategy with:

(i) the science and technology strategy of the federal government, including objectives, priorities, timing, funding details, and expected results of all environmental and energy research and development supported by the federal government and of all efforts at regional, national, and international cooperation on environmental and energy research and development;

(ii) the national energy policies of the federal government, including objectives, priorities, timing, funding details, and expected results of all efforts supported by the federal government aimed at

reducing energy demand, improving energy efficiency and conservation, fuel-switching, using safe nuclear power reactors, employing clean coal technology, promoting renewable energy sources, promoting research and possible use of alternative fuels, promoting biomass research, promoting energy research and development in general, and advancing regional, national, and international energy cooperation;

(iii) the national environmental education strategy of the federal government, including objectives, priorities, timing, funding details, and expected results of all domestic and international education efforts supported by the United States to improve both public participation and awareness of the need for environmental protection;

(iv) the technology transfer strategy of the federal government, including objectives, priorities, timing, funding details, and expected results of all domestic and international environmental and energy technology transfer efforts to foster collaboration and cooperation between federal agencies and state and local governments, universities, nonprofit conservation organizations, and private industry in order to improve the competitiveness of the state and the nation in the world marketplace and promote environmental and energy technology advancement; and

(v) the national security strategy of the federal government, including objectives, priorities, timing, funding, and expected results of the national security programs to be most compatible with requirements for environmental preservation and a national energy policy, while accomplishing missions essential to national security;

(5) a concise assessment of the overall effectiveness of the energy and environmental strategy of the state, including a concise description of the organizational processes used to provide a body of energy and environmental information and to evaluate the results of energy and environmental programs; the use of statistical methods; the degree to which the strategy is long-term, comprehensive, integrated, flexible, and oriented toward achieving broad consensus in the state, the nation, and abroad; and recommendations on the ways in which the legislature can assist the governor in making the strategy more effective;

(6) specific two-year, five-year and, as appropriate, longer term goals for the implementation of the energy and environmental strategy of the state; and

(7) such other pertinent information as may be necessary to provide information to the legislature on matters relating to the overall energy and environmental strategy of the state and to develop state programs coordinated with those formulated on a national and international level.

Sec. 7. [116D.11] [REPORT PREPARATION.]

Subdivision 1. [AGENCY RESPONSIBILITY.] Each department or agency of the state, as designated by the governor, shall assist in the preparation of the strategy report. Each designated department or agency shall prepare a preliminary strategy report relating to those programs or policies over which the department or agency has jurisdiction. Each preliminary strategy report shall:

(1) describe concisely the existing policies and programs of the department or agency as they relate to the issues listed in section 116D.10, clause (1);

(2) describe concisely and evaluate the long-term objectives of the department or agency as they relate to the issues listed in section 116D.10, clause (1);

(3) identify and make proposals about the development of department or agency financial management budgets as they relate to the issues listed in section 116D.10, clause (1);

(4) describe concisely the strategy and procedure of the department or agency to recruit, select, and train personnel to carry out department or agency goals and functions as they relate to the issues listed in section 116D.10, clause (1);

(5) identify and make proposals to eliminate duplicative and unnecessary programs or systems, including encouraging departments and agencies to share systems or programs that have sufficient capacity to perform the functions needed as they relate to the issues listed in section 116D.10, clause (1); and

(6) establish two-year quantitative goals for policy implementation.

Subd. 2. [PRIMARY RESPONSIBILITY.] The environmental quality board shall have the primary responsibility for preparing the energy and environmental strategy report of the state, as required by section 116D.10. The board shall assemble all preliminary reports prepared pursuant to subdivision 1 under a timetable established by the board and shall use the preliminary reports in the preparation of the draft energy and environmental strategy report of the state. Each department or agency designated by the governor to prepare a preliminary strategy report shall submit a copy of the preliminary strategy report to the governor and to the board at the same time.

Subd. 3. [REPORT TO GOVERNOR.] On or before October 1 of each odd-numbered year, the environmental quality board shall transmit to the governor a draft of the written report on the energy

and environmental strategy of the state. The governor may change the report and may request additional information or data from any department or agency of the state responsible for issues listed in section 116D.10, clause (1). Any such requested additional information or data shall be prepared and submitted promptly to the governor.

Subd. 4. [STRATEGY AND FINAL REPORTS.] (a) Any department or agency of the state required to submit a biennial report to the legislature in an even-numbered year under section 15.063 may reference part or all of the discussion and information contained in a preliminary strategy report of that department or agency prepared in the prior odd-numbered year in fulfillment of providing any of the substantially equivalent material required to be in the biennial report to the legislature.

(b) It is the intent of the legislature that any preliminary strategy report by a department or agency, the draft energy and environmental strategy report of the state prepared by the environmental quality board, and the final report on the energy and environmental strategy of the state as transmitted by the governor should be written in as concise and easily understood a manner as possible while being sufficiently comprehensive to assist the legislature in allocating funds to support the policies, plans, and programs of the state related to energy and the environment. All preliminary, draft, and final reports shall contain minimal extraneous and irrelevant material.

(c) It is the intent of the legislature that the primary responsibility for preparing the preliminary strategy report relating to energy shall be the responsibility of the department of public service and that the primary responsibility for preparing the preliminary strategy report relating to the environment shall be the responsibility of the pollution control agency.

(d) To aid in effectuating the goal of the legislature that all preparatory and final reports be written in a concise and understandable manner, no preliminary strategy report of any department or agency shall exceed, without the prior approval of the environmental quality board, 30 double-spaced pages or the equivalent, 8-1/2 x 11 inches in size, including all appendices, addenda, and attachments, except those that contain primarily charts, graphs, tabulations, or contain other numerical or pictorial information. Notwithstanding the foregoing, preliminary strategy reports of the department of public service and the pollution control agency may not exceed 50 double-spaced pages or the equivalent, 8-1/2 x 11 inches in size, including all appendices, addenda, and attachments, except those that contain primarily charts, graphs, tabulations or contain other numerical or pictorial information.

Sec. 8. [REPEALER.]

Minnesota Statutes 1990, section 116D.07, is repealed."

Delete the title and insert:

"A bill for an act relating to waste management; prohibiting issuance and renewal of certain permit if plans are not developed and implemented; requiring the governor to submit a biennial policy report to the legislature on energy and the environment; amending Minnesota Statutes 1990, sections 115A.03, subdivision 24a; 115A.956; 115A.96, subdivision 6; and 116.07, subdivisions 4j and 4k; proposing coding for new law in Minnesota Statutes, chapter 116D; repealing Minnesota Statutes 1990, section 116D.07."

The motion prevailed and the amendment was adopted.

Pugh, Milbert and Orfield moved to amend S. F. No. 931, as amended, as follows:

Page 10, after line 18, insert:

"Sec. 8. Minnesota Statutes 1990, chapter 116G, is amended by adding a section to read:

[116G.15] [MISSISSIPPI RIVER CRITICAL AREA.]

The federal Mississippi National River and Recreation Area established pursuant to United States Code, title 16, section 460zz-2(k), is designated an area of critical concern in accordance with this chapter. The governor shall report to affected communities in accordance with section 116G.06, subdivision 2."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

S. F. No. 931, A bill for an act relating to waste management; requiring counties to prepare and amend solid waste management plans; requiring counties and solid waste facilities to develop and implement problem materials management plans; prohibiting issuance and renewal of certain permit if plans are not developed and implemented; amending Minnesota Statutes 1990, sections 115A.03, subdivision 24a; 115A.46, subdivisions 1 and 2; 115A.956;

115A.96, subdivision 6; 116.07, subdivisions 4j and 4k; 473.149, subdivision 1; and 473.803, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 112 yeas and 16 nays as follows:

Those who voted in the affirmative were:

Abrams	Farrell	Leppik	Onnen	Smith
Anderson, I.	Garcia	Lieder	Orenstein	Solberg
Anderson, R. H.	Goodno	Limmer	Orfield	Sparby
Battaglia	Greenfield	Long	Osthoff	Stanius
Bauerly	Gruenes	Lourey	Ostrom	Steensma
Beard	Hanson	Lynch	Ozment	Swenson
Begich	Hartle	Macklin	Pauly	Thompson
Bertram	Hausman	Mariani	Pellow	Tompkins
Bettermann	Heir	Marsh	Pelowski	Trimble
Blatz	Hufnagle	McEachern	Peterson	Tunheim
Bodahl	Jacobs	McGuire	Pugh	Uphus
Boo	Janezich	McPherson	Reding	Valento
Brown	Jaros	Milbert	Rest	Vellenga
Carlson	Jefferson	Morrison	Rice	Wagenius
Carruthers	Johnson, A.	Munger	Rodosovich	Waltman
Clark	Johnson, R.	Murphy	Rukavina	Weaver
Cooper	Johnson, V.	Nelson, K.	Sarna	Wejzman
Dauner	Kahn	Nelson, S.	Schafer	Welle
Dawkins	Kalis	O'Connor	Scheid	Winter
Dempsey	Kelso	Olsen, S.	Seaberg	Spk. Vanasek
Dille	Krinkie	Olsen, E.	Segal	
Dorn	Krueger	Olson, K.	Simoneau	
Erhardt	Lasley	Omann	Skoglund	

Those who voted in the negative were:

Davids	Gutknecht	Jennings	Runbeck
Frederick	Haukoos	Kinkel	Schreiber
Frerichs	Henry	Koppendrayner	Sviggrum
Girard	Hugoson	Newinski	Welker

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

S. F. No. 351 was reported to the House.

Carruthers moved to amend S. F. No. 351, as follows:

Page 2, line 15, after the period, insert "Complaints stating the signer's knowledge also may be filed by members of the law enforcement agency."

Page 2, line 17, before the period, insert "2 witness statements, and the investigating agency's investigative reports"

Page 3, line 20, delete "release" and insert "provide" and after "photograph" insert "of an officer"

Page 3, line 21, before the period, insert "for it to display to a prospective witness as part of the authority's investigation"

The motion prevailed and the amendment was adopted.

S. F. No. 351, A bill for an act relating to peace officers; guaranteeing peace officers certain rights when a formal statement is taken for disciplinary purposes; proposing coding for new law in Minnesota Statutes, chapter 626.

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

The question was taken on the passage of the bill and the roll was called. There were 112 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Abrams	Goodno	Lasley	Omann	Simoneau
Anderson, I.	Greenfield	Leppik	Onnen	Skoglund
Battaglia	Gruenes	Lieder	Orenstein	Smith
Bauerly	Gutknecht	Limmer	Orfield	Solberg
Beard	Hanson	Long	Osthoff	Sparby
Begich	Hartle	Lourey	Ostrom	Stanis
Bertram	Hasskamp	Lynch	Ozment	Steensma
Bishop	Hausman	Macklin	Pauly	Swenson
Blatz	Heir	Marsh	Pellow	Thompson
Boo	Henry	McEachern	Pelowski	Trimble
Brown	Hufnagle	McGuire	Peterson	Tunheim
Carlson	Jacobs	McPherson	Pugh	Valento
Carruthers	Janezich	Milbert	Reding	Vellenga
Clark	Jaros	Morrison	Rest	Wagenius
Cooper	Jefferson	Munger	Rice	Weaver
Dauner	Johnson, A.	Murphy	Rodosovich	Wejcman
Dempsey	Johnson, R.	Nelson, K.	Rukavina	Welle
Dille	Kahn	Nelson, S.	Runbeck	Wenzel
Dorn	Kalis	Newinski	Sarna	Winter
Erhardt	Kelso	O'Connor	Scheid	Spk. Vanasek
Farrell	Kinkel	Olsen, S.	Schreiber	
Frederick	Krinkie	Olson, E.	Seaberg	
Garcia	Krueger	Olson, K.	Segal	

Those who voted in the negative were:

Anderson, R. H.	Dawkins	Hugoson	Mariani	Uphus
Bettermann	Frerichs	Jennings	Schafer	Waltman
Bodahl	Girard	Johnson, V.	Sviggum	Welker
Dauids	Haukoos	Koppendraye	Tompkins	

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

S. F. No. 1053 was reported to the House.

Macklin and Milbert moved to amend S. F. No. 1053, as follows:

Page 56, after line 27, insert:

"Sec. 74. Minnesota Statutes 1990, section 466.05, subdivision 1, is amended to read:

Subdivision 1. [NOTICE REQUIRED.] Except as provided in ~~subdivisions~~ subdivision 2 ~~and 3~~, every person, whether plaintiff, defendant or third party plaintiff or defendant, who claims damages from any municipality or municipal employee acting within the scope of employment for or on account of any loss or injury within the scope of section 466.02 shall cause to be presented to the governing body of the municipality within 180 days after the alleged loss or injury is discovered a notice stating the time, place and circumstances thereof, the names of the municipal employees known to be involved, and the amount of compensation or other relief demanded. Actual notice of sufficient facts to reasonably put the governing body of the municipality or its insurer on notice of a possible claim shall be construed to comply with the notice requirements of this section. Failure to state the amount of compensation or other relief demanded does not invalidate the notice; but in such case, the claimant shall furnish full information regarding the nature and extent of the injuries and damages within 15 days after demand by the municipality. The time for giving such notice does not include the time, during which the person injured is incapacitated by the injury from giving the notice."

Renumber the sections in sequence

Correct internal references in explanation sections

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Milbert moved to amend S. F. No. 1053, as amended, as follows:

Page 89, line 7, reinstate the stricken language

Page 89, line 8, reinstate the stricken "received pursuant to" and after the stricken "8" insert "section 124.2713"

Page 89, line 9, reinstate the stricken "and"

Page 89, delete section 9

Page 89, lines 25 and 26, reinstate the stricken language

Page 89, line 26, strike "124.271" and insert "124.2715" and after "subdivision" strike "7" and insert "2"

Page 92, line 9, after the stricken "per capita" insert "community education" and reinstate "aid pursuant to"

Page 92, line 10, reinstate "section" and after the stricken "124.271" insert "124.2713" and reinstate the stricken "or"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

S. F. No. 1053, A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 1990, sections 3C.04, subdivision 3; 14.47, subdivision 5; 15.39, subdivision 2; 15.45, subdivision 1; 16B.06, subdivision 2a; 16B.19, subdivision 2b; 16B.21, subdivision 1; 16B.405, subdivision 2; 18B.05, subdivision 1; 27.138, subdivision 4; 41A.066, subdivision 1; 60A.13, subdivision 3a; 60B.25; 62E.19, subdivision 1; 84B.09; 86B.415, subdivision 1; 89.37, subdivision 4; 97A.101, subdivision 2; 103A.405; 103B.211, subdivision 4; 103F.215, subdivision 1; 103G.545, subdivision 2; 115A.06, subdivision 4; 115B.25, subdivision 4; 115B.26, subdivisions 1 and 4; 115B.30, subdivision 1; 115B.31; 115B.32, subdivision 1; 115B.33, subdivision 1; 115B.34; 115B.36; 115C.08, subdivision 5; 115D.02; 116.733; 116J.68, subdivision 2; 121.88, subdivision 5; 123.702, subdivision 2; 124.195, subdivision 9; 124.225, subdivision 8l; 124.245, subdivision 6; 124A.036, subdivision 5; 125.032, subdivision 2; 126.036; 126.071, subdivision 1; 127.19; 136.82, subdivision 1; 144.49, subdivision 8; 144.804, subdivision 1; 144.8097, subdivision 2; 144A.29, subdivisions 2 and 3; 147.01, subdivision 1; 148.03; 148.52; 148.90, subdivision 3; 150A.02, subdivision 1; 151.03; 152.022, subdivision 1; 152.023, subdivision 2; 153.02; 154.22; 156.01; 161.17, subdivision 2; 168.325, subdivision 3; 222.63, subdivision 4; 237.161, subdivision 1; 256.035, subdivision 8; 256B.059, subdivision 4; 268.38, subdivision 12; 270.42; 273.1392; 273.1398, subdivision 5a; 275.065, subdivision 1; 275.50, subdivision 5; 290A.04, subdivision 2h; 297A.25, subdivision 8; 298.17; 299A.24, subdivision 1; 299A.41, subdivision 1; 299F.361, subdivision 1; 299F.451, subdivision 1; 299F.72, subdivision 1; 317A.021, subdivision 7; 325E.045, subdivision 1; 326.04; 341.01; 354A.094, subdivi-

sion 7; 356.215, subdivision 4d; 356.216; 384.14; 386.63, subdivision 1; 400.03, subdivision 1; 423.806, subdivision 1; 446A.10, subdivision 2; 469.129, subdivision 1; 473.844, subdivision 1; 473.845, subdivision 1; 508.36; 529.16; 551.05, subdivision 1; 571.75, subdivision 2; 571.81, subdivision 2; 604.06; 609.531, subdivision 1; 609.892, subdivision 1; Laws 1990, chapter 562, article 8, section 38; chapter 602, article 2, section 10; and chapter 606, article 4, section 1, subdivisions 2 and 6; reenacting Minnesota Statutes 1988, section 169.126, subdivision 2, as amended; repealing Minnesota Statutes 1990, sections 103B.211, subdivision 5; 103I.005, subdivision 18; 117.31; 124.47; 171.015, subdivision 4; 299F.362, subdivision 8; 474A.081, subdivisions 1, 2, and 4; 593.40, subdivision 6; and 626A.21.

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

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

Those who voted in the affirmative were:

Abrams	Frerichs	Kinkel	Olson, K.	Smith
Anderson, I.	Garcia	Koppendrayer	Omman	Solberg
Anderson, R. H.	Girard	Krinkie	Onnen	Sparby
Battaglia	Goodno	Krueger	Orenstein	Stanis
Bauerly	Greenfield	Lasley	Orfield	Steensma
Beard	Gruenes	Leppik	Osthoff	Sviggum
Begich	Gutknecht	Lieder	Ostrom	Swenson
Bertram	Hanson	Limmer	Ozment	Thompson
Bettermann	Hartle	Long	Pauly	Tompkins
Bishop	Hasskamp	Lourey	Pellow	Trimble
Blatz	Haukoos	Lynch	Pelowski	Tunheim
Bodahl	Hausman	Macklin	Peterson	Uphus
Boo	Heir	Mariani	Pugh	Valento
Brown	Henry	Marsh	Reding	Vellenga
Carlson	Hufnagle	McEachern	Rest	Wagenius
Carruthers	Hugoson	McGuire	Rice	Waltman
Clark	Jacobs	McPherson	Rodosovich	Weaver
Cooper	Janezich	Milbert	Rukavina	Wejzman
Dauner	Jaros	Morrison	Runbeck	Welker
Davids	Jefferson	Munger	Sarna	Welle
Dawkins	Jennings	Murphy	Schafer	Wenzel
Dempsey	Johnson, A.	Nelson, K.	Scheid	Winter
Dille	Johnson, R.	Nelson, S.	Schreiber	Spk. Vanasek
Dorn	Johnson, V.	Newinski	Seaberg	
Erhardt	Kahn	O'Connor	Segal	
Farrell	Kalis	Olsen, S.	Simoneau	
Frederick	Kelso	Olson, E.	Skoglund	

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

S. F. No. 962 was reported to the House.

Johnson, A., moved that S. F. No. 962 be temporarily laid over on Special Orders. The motion prevailed.

S. F. No. 561 was reported to the House.

Johnson, A., moved that S. F. No. 561 be temporarily laid over on Special Orders. The motion prevailed.

H. F. No. 871 was reported to the House.

Farrell moved to amend H. F. No. 871, the first engrossment, as follows:

Page 1, line 20, strike "electric"

Page 3, line 20, strike "state"

Page 4, line 2, delete "observes" and insert "reviews"

Page 4, line 23, delete "and may include, at the discretion of the board,"

Page 5, delete section 11

Page 7, line 3, strike "a licensed" and insert "an"

Page 12, line 22, after "denied" insert a comma

Page 16, line 10, after "committee" insert a comma

Page 16, after line 26, insert:

"Sec. 29. Minnesota Statutes 1990, section 326.242, subdivision 12, is amended to read:

Subd. 12. [EXEMPTIONS FROM LICENSING.] (a) A maintenance electrician who is supervised by the responsible master electrician for an electrical contractor who has contracted with the maintenance electrician's employer to provide services for which an electrical contractor's license is required or by a master electrician or an electrical engineer registered with the board and who is an employee of an employer and is engaged in the maintenance, and repair of electrical equipment, apparatus, and facilities owned or leased by the employer, and performed within the limits of property which is owned or leased and operated and maintained by said employer, shall not be required to hold or obtain a license under sections 326.241 to 326.248; or

(b) Employees of a licensed alarm and communication contractor are not required to hold a license under sections 326.241 to 326.248

while performing work authorized to be conducted by an alarm and communication contractor; or

(c) Employees of any electric, communications, or railway utility, or a telephone company as defined under section 237.01 or its employees, or of any independent contractor performing work on behalf of any such utility or telephone company, shall not be required to hold a license under sections 326.241 to 326.248:

1. While performing work on installations, materials, or equipment which are owned or leased, and operated and maintained by such utility or telephone company in the exercise of its utility or telephone function, and which

(i) are used exclusively for the generation, transformation, distribution, transmission, or metering of electric current, or the operation of railway signals, or the transmission of intelligence and do not have as a principal function the consumption or use of electric current by or for the benefit of any person other than such utility or telephone company, and

(ii) are generally accessible only to employees of such utility or telephone company or persons acting under its control or direction, and

(iii) are not on the load side of the meter; or

2. While performing work on installations, materials, or equipment which are a part of the street lighting operations of such utility; or

3. While installing or performing work on outdoor area lights which are directly connected to a utility's distribution system and located upon the utility's distribution poles, and which are generally accessible only to employees of such utility or persons acting under its control or direction; or

(d) An owner shall not be required to hold or obtain a license under sections 326.241 to 326.248."

Page 18, after line 35, insert:

"Sec. 33. Minnesota Statutes 1990, section 326.245, is amended to read:

326.245 [MANUFACTURING, INSTALLATION, ALTERATION, OR REPAIR OF ELECTRICAL APPARATUS; EXEMPT.]

Electrical components, apparatus or appliances being manufactured within the limits of property which is owned or leased by a

manufacturer and such manufacturer's production employees shall not be covered by sections 326.241 to 326.248. Installation, alteration, or repair of electrical appliance units, except (a) electrical wiring to the unit, or (b) original wiring in or on the unit installed outside the limits of property which is owned or leased by a manufacturer shall not be covered by ~~sections 326.241, 326.242, and 326.244 to 326.248~~ this chapter. For purposes of this section, "electrical appliance units" means all electrical and natural gas appliances that use electricity including, but not limited to, furnaces, water heaters, stoves, clothes washers, dryers, air conditioners, dishwashers, and humidifiers."

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 7 and 8, delete ", and by adding a subdivision"

Page 1, line 9, before "and" insert "12,"

Page 1, line 10, after "subdivision;" insert "326.245;"

The motion prevailed and the amendment was adopted.

Farrell moved to amend H. F. No. 871, the first engrossment, as amended, as follows:

Page 13, line 2, after the period insert "The complaint committee shall not issue a temporary suspension order until an investigation of the facts has been conducted pursuant to section 214.10 by the attorney general. The complaint committee shall issue a temporary suspension order only when the safety of life or property is threatened or to prevent the commission of fraudulent, deceptive, or dishonest acts against the public."

Page 13, line 36, after the period insert "The complaint committee shall not issue a cease and desist order until an investigation of the facts has been conducted pursuant to section 214.10 by the attorney general."

Page 18, line 28, after the period insert "With respect to electrical work performed at or records kept in an occupied private dwelling, all inspections permitted by this subdivision shall occur during normal business hours and shall be preceded by advance notice, which need not be in writing."

The motion prevailed and the amendment was adopted.

Lasley moved to amend H. F. No. 871, the first engrossment, as amended, as follows:

Page 10, delete lines 35 and 36

Page 11, delete lines 1 to 5

Page 11, line 6, delete "(d)" and insert "(c)"

The motion prevailed and the amendment was adopted.

Welker moved to amend H. F. No. 871, the first engrossment, as amended, as follows:

Page 18, line 25, delete "or where records"

Page 18, line 26, delete "concerning the performance of electrical work are kept"

A roll call was requested and properly seconded.

The question was taken on the Welker amendment and the roll was called. There were 62 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Johnson, V.	Newinski	Smith
Anderson, R. H.	Frerichs	Kalis	Olson, K.	Stanisus
Bertram	Girard	Koppendrayer	Omann	Sviggum
Bettermann	Goodno	Krinkie	Onnen	Tompkins
Blatz	Gruenes	Lasley	Ostrom	Uphus
Boo	Gutknecht	Leppik	Ozment	Valento
Brown	Hartle	Limmer	Pauly	Waltman
Cooper	Hasskamp	Lynch	Pellow	Weaver
Davids	Haukoos	Macklin	Peterson	Welker
Dempsey	Heir	Marsh	Runbeck	Welle
Dille	Henry	McPherson	Schafer	
Dorn	Hufnagle	Morrison	Schreiber	
Erhardt	Hugoson	Munger	Seaberg	

Those who voted in the negative were:

Anderson, I.	Farrell	Johnson, R.	Milbert	Pugh
Battaglia	Garcia	Kahn	Murphy	Rest
Bauerly	Greenfield	Kelso	Nelson, K.	Rice
Beard	Hanson	Kinkel	Nelson, S.	Rodosovich
Begich	Hausman	Krueger	O'Connor	Rukavina
Bodahl	Jacobs	Lieder	Olsen, S.	Sarna
Carlson	Janezich	Long	Olson, E.	Scheid
Carruthers	Jaros	Lourey	Orenstein	Segal
Clark	Jefferson	Mariani	Orfield	Simoneau
Dauner	Jennings	McEachern	Osthoff	Skoglund
Dawkins	Johnson, A.	McGuire	Pelowski	Solberg

Sparby
Steensma
Swenson

Thompson
Trimble
Tunheim

Vellenga
Wagenius
Wejman

Wenzel
Winter
Spk. Vanasek

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

H. F. No. 871, A bill for an act relating to employment; board of electricity; clarifying definitions; providing for a complaint committee; clarifying and adding duties of the board; providing penalties; amending *Minnesota Statutes* 1990, sections 326.01, subdivisions 2, 3, 4, 5, 6, 6a, and by adding subdivisions; 326.241, subdivision 2; 326.242, subdivisions 1, 2, 3, 4, 5, 6, 9, 12, and by adding subdivisions; 326.244, subdivisions 4, 5, and by adding a subdivision; 326.245; and 326.246.

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

The question was taken on the passage of the bill and the roll was called. There were 67 yeas and 62 nays as follows:

Those who voted in the affirmative were:

Anderson, I.
Battaglia
Beard
Begich
Boo
Carlson
Carruthers
Clark
Dawkins
Dorn
Farrell
Garcia
Goodno
Greenfield

Hanson
Hartle
Hausman
Jacobs
Janezich
Jaros
Jefferson
Jennings
Johnson, A.
Johnson, R.
Kahn
Kalis
Kinkel
Krueger

Lieder
Long
Lourey
Mariani
McEachern
McGuire
Milbert
Munger
Murphy
Nelson, K.
Nelson, S.
Newinski
O'Connor
Olsen, S.

Olson, E.
Orenstein
Orfield
Osthoff
Pelowski
Pugh
Reding
Rest
Rice
Rodosovich
Rukavina
Sarna
Scheid
Segal

Simoneau
Skoglund
Solberg
Swenson
Trimble
Vellenga
Wagenius
Wejman
Wenzel
Winter
Spk. Vanasek

Those who voted in the negative were:

Abrams
Anderson, R. H.
Bertram
Betttermann
Bishop
Blatz
Bodahl
Brown
Cooper
Dauner
Davids
Dempsey
Dille

Erhardt
Frederick
Frerichs
Girard
Gruenes
Gutknecht
Hasskamp
Haukoos
Heir
Henry
Hufnagle
Hugoson
Johnson, V.

Kelso
Koppendrayner
Krinkie
Lasley
Leppik
Limmer
Lynch
Macklin
Marsh
McPherson
Morrison
Olson, K.
Omann

Onnen
Ostrom
Ozment
Pauly
Pellow
Peterson
Schafer
Schreiber
Seaberg
Smith
Sparby
Stanisus
Steensma

Sviggum
Thompson
Tompkins
Tunheim
Uphus
Valento
Waltman
Weaver
Welker
Welle

The bill was not passed, as amended.

S. F. No. 561 which was temporarily laid over earlier today was again reported to the House.

S. F. No. 561, A bill for an act relating to natural resources; authorizing certain minors to harvest wild rice without a license; amending Minnesota Statutes 1990, section 84.091, subdivision 2.

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

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

Those who voted in the affirmative were:

Abrams	Frerichs	Kelso	Olsen, S.	Segal
Anderson, I.	Garcia	Kinkel	Olson, E.	Simoneau
Anderson, R. H.	Girard	Koppendrayner	Olson, K.	Skoglund
Battaglia	Goodno	Krinkie	Omann	Smith
Bauerly	Greenfield	Krueger	Onnen	Solberg
Beard	Gruenes	Lasley	Orenstein	Sparby
Begich	Gutknecht	Leppik	Orfield	Stanius
Bertram	Hanson	Lieder	Osthoff	Steensma
Bettermann	Hartle	Limmer	Ostrom	Sviggun
Blatz	Hasskamp	Long	Ozment	Swenson
Bodahl	Haukoos	Lourey	Pauly	Thompson
Boo	Hausman	Lynch	Pellow	Tompkins
Brown	Heir	Macklin	Pelowski	Trimble
Carlson	Henry	Mariani	Peterson	Tunheim
Carruthers	Hufnagle	Marsh	Pugh	Uphus
Clark	Hugoson	McEachern	Reding	Valento
Cooper	Jacobs	McGuire	Rest	Vellenga
Dauner	Janezich	McPherson	Rice	Wagenius
Davids	Jaros	Milbert	Rodosovich	Waltman
Dawkins	Jefferson	Morrison	Rukavina	Weaver
Dempsey	Jennings	Munger	Runbeck	Wejcman
Dille	Johnson, A.	Murphy	Sarna	Welker
Dorn	Johnson, R.	Nelson, K.	Schafer	Welle
Erhardt	Johnson, V.	Nelson, S.	Scheid	Wenzel
Farrell	Kahn	Newinski	Schreiber	Winter
Frederick	Kalis	O'Connor	Seaberg	Spk. Vanasek

The bill was passed and its title agreed to.

S. F. No. 762 was reported to the House.

Macklin moved to amend S. F. No. 762, as follows:

Page 2, line 29, after "a" insert "minor"

The motion prevailed and the amendment was adopted.

S. F. No. 762, A bill for an act relating to health; changing restrictions on disclosing birth record of a child born to an unmarried woman; amending Minnesota Statutes 1990, section 144.225, subdivisions 2 and 4.

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

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

Those who voted in the affirmative were:

Abrams	Frerichs	Kinkel	Olson, K.	Smith
Anderson, I.	Garcia	Koppendrayner	Omann	Solberg
Anderson, R. H.	Girard	Krinkie	Onnen	Sparby
Battaglia	Goodno	Krueger	Orenstein	Stanius
Bauerly	Greenfield	Lasley	Orfield	Steensma
Beard	Gruenes	Leppik	Osthoff	Swiggum
Begich	Gutknecht	Lieder	Ostrom	Swenson
Bertram	Hanson	Limmer	Ozment	Thompson
Bettermann	Hartle	Long	Pauly	Tompkins
Bishop	Hasskamp	Lourey	Pellow	Trimble
Blatz	Haukoos	Lynch	Pelowski	Tunheim
Bodahl	Hausman	Macklin	Peterson	Uphus
Boo	Heir	Mariani	Pugh	Valento
Brown	Henry	Marsh	Reding	Vellenga
Carlson	Hufnagle	McEachern	Rest	Wagenius
Carruthers	Hugoson	McGuire	Rice	Waltman
Clark	Jacobs	McPherson	Rodosovich	Weaver
Cooper	Janezich	Milbert	Rukavina	Wejzman
Dauner	Jaros	Morrison	Runbeck	Welker
Davids	Jefferson	Munger	Sarna	Welle
Dawkins	Jennings	Murphy	Schafer	Wenzel
Dempsey	Johnson, A.	Nelson, K.	Scheid	Winter
Dille	Johnson, R.	Nelson, S.	Schreiber	Spk. Vanasek
Dorn	Johnson, V.	Newinski	Seaberg	
Erhardt	Kahn	O'Connor	Segal	
Farrell	Kalis	Olsen, S.	Simoneau	
Frederick	Kelso	Olson, E.	Skoglund	

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

MOTION FOR RECONSIDERATION

Brown moved that the vote whereby H. F. No. 871, as amended, was not passed on Special Orders earlier today be now reconsidered. The motion prevailed.

H. F. No. 871, A bill for an act relating to employment; board of electricity; clarifying definitions; providing for a complaint committee; clarifying and adding duties of the board; providing penalties; amending Minnesota Statutes 1990, sections 326.01, subdivisions 2, 3, 4, 5, 6, 6a, and by adding subdivisions; 326.241, subdivision 2; 326.242, subdivisions 1, 2, 3, 4, 5, 6, 9, 12, and by adding subdivi-

sions; 326.244, subdivisions 4, 5, and by adding a subdivision; 326.245; and 326.246.

The bill, as amended, was placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 68 yeas and 56 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Garcia	Krueger	Orenstein	Simoneau
Battaglia	Greenfield	Lieder	Orfield	Skoglund
Bauerly	Hanson	Long	Osthoff	Solberg
Beard	Hausman	Lourey	Ozment	Sparby
Begich	Jacobs	Mariani	Pelowski	Trimble
Bertram	Janezich	McEachern	Pugh	Tunheim
Brown	Jaros	McGuire	Reding	Vellenga
Carlson	Jefferson	Milbert	Rest	Wagenius
Carruthers	Jennings	Munger	Rice	Wejzman
Clark	Johnson, A.	Murphy	Rodosovich	Wenzel
Dauner	Johnson, R.	Nelson, K.	Rukavina	Winter
Dawkins	Kahn	Nelson, S.	Sarna	Spk. Vanasek
Dorn	Kalis	O'Connor	Scheid	
Farrell	Kinkel	Olson, E.	Segal	

Those who voted in the negative were:

Abrams	Girard	Krinkie	Ostrom	Thompson
Anderson, R. H.	Gruenes	Lasley	Pauly	Tompkins
Bettermann	Gutknecht	Leppik	Pellow	Uphus
Blatz	Hasskamp	Limmer	Peterson	Valento
Bodahl	Haukoos	Lynch	Runbeck	Waltman
Cooper	Heir	Macklin	Schafer	Weaver
Dauids	Henry	Marsh	Schreiber	Welker
Dempsey	Hufnagle	McPherson	Seaberg	Welle
Dille	Hugoson	Morrison	Smith	
Erhardt	Johnson, V.	Olson, K.	Stanius	
Frederick	Kelso	Omann	Steensma	
Frerichs	Koppendrayer	Onnen	Sviggun	

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

S. F. No. 962 which was temporarily laid over earlier today was again reported to the House.

S. F. No. 962, A bill for an act relating to natural resources; revising certain provisions regarding the leasing of state-owned iron ore and related minerals; amending Minnesota Statutes 1990, sections 93.16; 93.17, subdivisions 1 and 3; and 93.20, by adding a subdivision; repealing Minnesota Statutes 1990, section 93.20, subdivision 9.

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

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

Those who voted in the affirmative were:

Abrams	Frederick	Kelso	Olsen, S.	Segal
Anderson, I.	Frerichs	Kinkel	Olson, E.	Simoneau
Anderson, R. H.	Garcia	Koppendrayer	Olson, K.	Skoglund
Battaglia	Girard	Krinkie	Omann	Smith
Bauerly	Goodno	Krueger	Onnen	Solberg
Beard	Gruenes	Lasley	Orenstein	Sparby
Begich	Gutknecht	Leppik	Orfield	Stanius
Bertram	Hanson	Lieder	Osthoff	Steensma
Bettermann	Hartle	Limmer	Ostrom	Sviggum
Bishop	Hasskamp	Long	Ozment	Swenson
Blatz	Haukoos	Lourey	Pauly	Thompson
Bodahl	Hausman	Lynch	Pellow	Tompkins
Boo	Heir	Macklin	Pelowski	Trimble
Brown	Henry	Mariani	Peterson	Tunheim
Carlson	Hufnagle	Marsh	Pugh	Uphus
Carruthers	Hugoson	McEachern	Reding	Valento
Clark	Jacobs	McGuire	Rest	Vellenga
Cooper	Janezich	McPherson	Rice	Wagenius
Dauner	Jaros	Milbert	Rodosovich	Waltman
Davids	Jefferson	Morrison	Rukavina	Weaver
Dawkins	Jennings	Munger	Runbeck	Wejcman
Dempsey	Johnson, A.	Murphy	Sarna	Welker
Dille	Johnson, R.	Nelson, K.	Schafer	Welle
Dorn	Johnson, V.	Nelson, S.	Scheid	Wenzel
Erhardt	Kahn	Newinski	Schreiber	Winter
Farrell	Kalis	O'Connor	Seaberg	Spk. Vanasek

The bill was passed and its title agreed to.

H. F. No. 794 was reported to the House.

Tompkins moved to amend H. F. No. 794, as follows:

Page 2, delete lines 21 to 34 and insert:

“(d) A nursing home, as defined in section 256B.421, may authorize an individual to use for not more than one day a certificate issued to the nursing home, solely to allow the individual using the certificate to transport a physically disabled person who is a resident of the nursing home. A nursing home authorizing the use of a certificate under this paragraph is responsible for appropriate use and the return of the certificate by the end of the day on which its use is so authorized. After August 1, 1993, the commissioner of public safety and the Minnesota council on disability shall review the provisions of this paragraph.”

The motion prevailed and the amendment was adopted.

H. F. No. 794, A bill for an act relating to traffic regulations;

authorizing one-day handicapped certificates for use by vehicles transporting nursing home residents; amending Minnesota Statutes 1990, section 169.345, subdivision 3.

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

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

Those who voted in the affirmative were:

Abrams	Girard	Koppendrayner	Omann	Smith
Anderson, I.	Goodno	Krinkie	Onnen	Solberg
Anderson, R. H.	Greenfield	Krueger	Orenstein	Sparby
Battaglia	Gruenes	Lasley	Orfield	Stanis
Beard	Gutknecht	Leppik	Osthoff	Steensma
Begich	Hanson	Lieder	Ostrom	Sviggum
Bertram	Hartle	Limmer	Ozment	Swenson
Bettermann	Hasskamp	Long	Pauly	Thompson
Blatz	Haukoos	Lourey	Pellow	Tompkins
Bodahl	Hausman	Lynch	Pelowski	Trimble
Boo	Heir	Macklin	Peterson	Tunheim
Brown	Henry	Mariani	Pugh	Uphus
Carlson	Hufnagle	Marsh	Reding	Valento
Clark	Hugoson	McEachern	Rest	Vellenga
Cooper	Jacobs	McGuire	Rice	Wagenius
Dauner	Janezich	McPherson	Rodosovich	Waltman
Davids	Jaros	Milbert	Rukavina	Weaver
Dawkins	Jefferson	Morrison	Runbeck	Wejzman
Dempsey	Jennings	Munger	Sarna	Welker
Dille	Johnson, A.	Murphy	Schafer	Welle
Dorn	Johnson, R.	Nelson, S.	Scheid	Wenzel
Erhardt	Johnson, V.	Newinski	Schreiber	Winter
Farrell	Kahn	O'Connor	Seaberg	Spk. Vanasek
Frederick	Kalis	Olsen, S.	Segal	
Frerichs	Kelso	Olson, E.	Simoneau	
Garcia	Kinkel	Olson, K.	Skoglund	

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

S. F. No. 910 was reported to the House.

Johnson, A., moved that S. F. No. 910 be temporarily laid over on Special Orders. The motion prevailed.

S. F. No. 274 was reported to the House.

Johnson, A., moved that S. F. No. 274 be temporarily laid over on Special Orders. The motion prevailed.

S. F. No. 822 was reported to the House.

Johnson, A., moved that S. F. No. 822 be temporarily laid over on Special Orders. The motion prevailed.

H. F. No. 1389, A bill for an act relating to animal health; requiring a study of the feasibility of abolishing mandatory anaplasmosis testing.

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

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

Those who voted in the affirmative were:

Abrams	Frerichs	Kelso	Olsen, S.	Segal
Anderson, I.	Garcia	Kinkel	Olson, E.	Simoneau
Anderson, R. H.	Girard	Koppendrayner	Olson, K.	Skoglund
Battaglia	Goodno	Krinkie	Omann	Smith
Bauerly	Greenfield	Krueger	Onnen	Solberg
Beard	Gruenes	Lasley	Orenstein	Sparby
Begich	Gutknecht	Leppik	Orfield	Stanius
Bertram	Hanson	Lieder	Osthoff	Steensma
Bettermann	Hartle	Limmer	Ostrom	Sviggum
Blatz	Hasskamp	Long	Ozment	Swenson
Bodahl	Haukoos	Lourey	Pauly	Thompson
Boo	Hausman	Lynch	Pellow	Tompkins
Brown	Heir	Macklin	Pelowski	Trimble
Carlson	Henry	Mariani	Peterson	Tunheim
Carruthers	Hufnagle	Marsh	Pugh	Uphus
Clark	Hugoson	McEachern	Reding	Valento
Cooper	Jacobs	McGuire	Rest	Vellenga
Dauner	Janezich	McPherson	Rice	Wagenius
Davids	Jaros	Milbert	Rodosovich	Waltman
Dawkins	Jefferson	Morrison	Rukavina	Weaver
Dempsey	Jennings	Munger	Runbeck	Wejzman
Dille	Johnson, A.	Murphy	Sarna	Welker
Dorn	Johnson, R.	Nelson, K.	Schafer	Welle
Erhardt	Johnson, V.	Nelson, S.	Scheid	Wenzel
Farrell	Kahn	Newinski	Schreiber	Winter
Frederick	Kalis	O'Connor	Seaberg	Spk. Vanasek

The bill was passed and its title agreed to.

Speaker pro tempore Bauerly called Krueger to the Chair.

H. F. No. 1132, A bill for an act relating to natural resources; providing for enforcement of sanctions for hunting while under the influence of alcohol or a controlled substance; amending Minnesota Statutes 1990, section 97B.065; proposing coding for new law in Minnesota Statutes, chapter 97B.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Frerichs	Koppendraye	Omann	Smith
Anderson, I.	Garcia	Krinkie	Onnen	Solberg
Anderson, R. H.	Girard	Krueger	Orenstein	Sparby
Battaglia	Goodno	Leppik	Orfield	Stanis
Bauerly	Greenfield	Lieder	Osthoff	Steensma
Beard	Gruenes	Limmer	Ostrom	Sviggum
Bertram	Gutknecht	Long	Ozment	Swenson
Bettermann	Hanson	Lourey	Pauly	Thompson
Blatz	Hartle	Lynch	Pellow	Tompkins
Bodahl	Haukoos	Macklin	Pelowski	Trimble
Boo	Hausman	Mariani	Peterson	Tunheim
Brown	Heir	Marsh	Pugh	Uphus
Carlson	Henry	McEachern	Rest	Valento
Carruthers	Hufnagle	McPherson	Rice	Vellenga
Clark	Hugoson	Milbert	Rodosovich	Wagenius
Cooper	Jacobs	Morrison	Rukavina	Waltman
Dauner	Jefferson	Munger	Runbeck	Weaver
Davids	Jennings	Murphy	Sarna	Wejeman
Dawkins	Johnson, A.	Nelson, K.	Schafer	Welker
Dempsey	Johnson, R.	Nelson, S.	Scheid	Welle
Dille	Johnson, V.	Newinski	Schreiber	Wenzel
Dorn	Kahn	O'Connor	Seaberg	Winter
Erhardt	Kalis	Olsen, S.	Segal	Spk. Vanasek
Farrell	Kelso	Olson, E.	Simoneau	
Frederick	Kinkel	Olson, K.	Skoglund	

The bill was passed and its title agreed to.

S. F. No. 785 was reported to the House.

Abrams and Osthoff moved to amend S. F. No. 785, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1990, section 48.92, subdivision 7, is amended to read:

Subd. 7. [RECIPROCATING STATE.] "Reciprocating state" is: (1) a state that authorizes the acquisition, directly or indirectly, or control of, banks in that state by a bank or bank holding company located in this state under conditions substantially similar to those imposed by the laws of Minnesota as determined by the commissioner; and (2) limited to the states of Iowa, North Dakota, South Dakota, Wisconsin, Colorado, Idaho, Illinois, Indiana, Kansas, Missouri, Montana, Nebraska, Washington, and Wyoming."

Delete the title and insert:

"A bill for an act relating to financial institutions; permitting

interstate banking with any reciprocating state; amending Minnesota Statutes 1990, section 48.92, subdivision 7."

A roll call was requested and properly seconded.

The question was taken on the Abrams and Osthoff amendment and the roll was called. There were 23 yeas and 101 nays as follows:

Those who voted in the affirmative were:

Abrams	Henry	Morrison	Schafer	Sviggum
Blatz	Hugoson	Omann	Scheid	Weaver
Frerichs	Koppendrayner	Osthoff	Schreiber	Welker
Girard	Krinkie	Pauly	Smith	
Haukoos	Limmer	Pellow	Stanis	

Those who voted in the negative were:

Anderson, I.	Frederick	Kalis	Olson, E.	Solberg
Anderson, R. H.	Garcia	Kelso	Olson, K.	Sparby
Battaglia	Goodno	Kinkel	Onnen	Steensma
Bauerly	Greenfield	Krueger	Orenstein	Swenson
Beard	Gruenes	Lasley	Orfield	Thompson
Begich	Gutknecht	Lieder	Ostrom	Trimble
Bertram	Hanson	Long	Ozment	Tunheim
Bettermann	Hartle	Lourey	Pelowski	Uphus
Bodahl	Hasskamp	Lynch	Peterson	Valento
Boo	Hausman	Mariani	Pugh	Vellenga
Brown	Heir	Marsh	Reding	Wagenius
Carlson	Hufnagle	McEachern	Rest	Waltman
Carruthers	Jacobs	McGuire	Rice	Wejzman
Clark	Janezich	McPherson	Rodosovich	Welle
Cooper	Jaros	Milbert	Rukavina	Wenzel
Dauner	Jefferson	Munger	Runbeck	Winter
Davids	Jennings	Murphy	Sarna	Spk. Vanasek
Dawkins	Johnson, A.	Nelson, K.	Seaberg	
Dille	Johnson, R.	Nelson, S.	Segal	
Dorn	Johnson, V.	Newinski	Simoneau	
Farrell	Kahn	O'Connor	Skoglund	

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

Skoglund moved to amend S. F. No. 785, as follows:

Page 1, after line 17, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective July 1, 1992."

The motion prevailed and the amendment was adopted.

S. F. No. 785, A bill for an act relating to financial institutions;

permitting interstate banking with additional reciprocating states; amending Minnesota Statutes 1990, section 48.92, subdivision 7.

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 7 nays as follows:

Those who voted in the affirmative were:

Abrams	Girard	Koppendrayner	Omann	Smith
Anderson, I.	Goodno	Krinkie	Orenstein	Solberg
Anderson, R. H.	Greenfield	Krueger	Orfield	Sparby
Battaglia	Gruenes	Lasley	Osthoff	Stanisus
Bauerly	Gutknecht	Leppik	Ostrom	Steensma
Beard	Hanson	Lieder	Ozment	Svigum
Begich	Hartle	Limmer	Pauly	Swenson
Bertram	Hasskamp	Long	Pellow	Tompkins
Bettermann	Haukoos	Lourey	Pelowski	Trimble
Blatz	Hausman	Lynch	Peterson	Tunheim
Bodahl	Heir	Macklin	Pugh	Uphus
Boo	Henry	McEachern	Reding	Valento
Brown	Hugoson	McGuire	Rest	Vellenga
Carlson	Jacobs	McPherson	Rice	Wagenius
Carruthers	Janezich	Milbert	Rodosovich	Waltman
Cooper	Jaros	Morrison	Rukavina	Weaver
Dauner	Jefferson	Munger	Runbeck	Wejcmann
Dawkins	Jennings	Murphy	Sarna	Welker
Dempsey	Johnson, A.	Nelson, K.	Schafer	Welle
Dille	Johnson, R.	Nelson, S.	Scheid	Wenzel
Dorn	Johnson, V.	Newinski	Schreiber	Winter
Farrell	Kahn	O'Connor	Seaberg	Spk. Vanasek
Frederick	Kalis	Olsen, S.	Segal	
Frerichs	Kelso	Olson, E.	Simoneau	
Garcia	Kinkel	Olson, K.	Skoglund	

Those who voted in the negative were:

Clark	Hufnagle	Marsh	Thompson
Dauids	Mariani	Onnen	

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

S. F. No. 822 which was temporarily laid over earlier today was again reported to the House.

Pugh moved to amend S. F. No. 822, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1990, section 115B.03, is amended by adding a subdivision to read:

Subd. 5. [EMINENT DOMAIN.] (a) The state, an agency of the state, or a political subdivision that acquires property through exercise of the power of eminent domain, or through negotiated purchase after filing a petition for the taking of the property through eminent domain, or adopting a redevelopment or development plan under sections 469.001 to 469.134 describing the property and stating its intended use and the necessity of its taking is not a responsible person under this section solely as a result of the acquisition of the property.

(b) A person who acquires property from the state, an agency of the state, or a political subdivision, is not a responsible person under this section solely as a result of the acquisition of property if the property was acquired by the state, agency, or political subdivision through exercise of the power of eminent domain or by negotiated purchase after filing a petition for the taking of the property through eminent domain or adopting a redevelopment or development plan under sections 469.001 to 469.134 describing the property and stating its intended use and the necessity of its taking.

Sec. 2. Minnesota Statutes 1990, section 115B.03, is amended by adding a subdivision to read:

Subd. 6. [MORTGAGES.] (a) A mortgagee is not a responsible person under this section solely because the mortgagee becomes an owner of real property through foreclosure of the mortgage or by receipt of the deed to the mortgaged property in lieu of foreclosure.

(b) A mortgagee of real property where a facility is located is not an operator of the facility for the purpose of this section solely because the mortgagee has a capacity to influence the operation of the facility to protect its security interest in the real property."

Delete the title and insert:

"A bill for an act relating to the environment; clarifying that certain persons who own or have the capacity to influence operation of property are not responsible persons under the environmental response and liability act solely because of ownership or the capacity to influence operation; amending Minnesota Statutes 1990, section 115B.03, by adding subdivisions."

The motion prevailed and the amendment was adopted.

Pugh moved to amend S. F. No. 822, as amended, as follows:

Page 2, line 12, after "located" insert "or a holder of a security interest in facility assets or inventory"

Page 2, line 13, after "mortgagee" insert "or holder"

Page 2, line 15, after "property" insert "or assets"

Page 2, after line 15, insert:

"Sec. 3. Minnesota Statutes 1990, section 115B.03, is amended by adding a subdivision to read:

Subd. 7. [CONTRACT FOR DEED VENDORS.] A contract for deed vendor who is otherwise not a responsible party for a release or a threatened release of a hazardous substance from a facility is not a responsible person under this section solely as a result of a termination of the contract for deed under section 559.21."

The motion prevailed and the amendment was adopted.

S. F. No. 822, A bill for an act relating to the environment; responsible person for removal and remediation of hazardous waste; providing that the state, an agency of the state, or a political subdivision that acquires property through eminent domain or through negotiated purchase following the filing of eminent domain petition, or any person acquiring from the condemning authority, is not liable as a responsible person solely because of the acquisition; clarifying the status of mortgagees and contract for deed vendors as responsible persons; amending Minnesota Statutes 1990, section 115B.03, by adding subdivisions.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauner	Hartle	Kalis	McPherson
Anderson, I.	Dauids	Hasskamp	Kelso	Milbert
Anderson, R. H.	Dawkins	Haukoos	Kinkel	Morrison
Battaglia	Dempsey	Hausman	Koppendrayer	Munger
Bauerly	Dille	Heir	Krinkie	Murphy
Beard	Dorn	Henry	Krueger	Nelson, K.
Begich	Erhardt	Hufnagle	Lasley	Nelson, S.
Bertram	Farrell	Hugoson	Leppik	Newinski
Bettermann	Frederick	Jacobs	Lieder	O'Connor
Blatz	Frerichs	Janezich	Limmer	Olsen, S.
Bodahl	Garcia	Jaros	Long	Olson, E.
Boo	Girard	Jefferson	Lourey	Olson, K.
Brown	Goodno	Jennings	Lynch	Omann
Carlson	Greenfield	Johnson, A.	Mariani	Onnen
Carruthers	Gruenes	Johnson, R.	Marsh	Orenstein
Clark	Gutknecht	Johnson, V.	McEachern	Orfield
Cooper	Hanson	Kahn	McGuire	Osthoff

Ostrom	Rice	Segal	Swenson	Waltman
Ozment	Rodosovich	Simoneau	Thompson	Weaver
Pauly	Rukavina	Skoglund	Tompkins	Wejzman
Pellow	Runbeck	Smith	Trimble	Welker
Pelowski	Sarna	Solberg	Tunheim	Welle
Peterson	Schafer	Sparby	Uphus	Wenzel
Pugh	Scheid	Stanis	Valento	Winter
Reding	Schreiber	Steensma	Vellenga	Spk. Vanasek
Rest	Seaberg	Svigum	Wagenius	

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

S. F. No. 274 which was temporarily laid over earlier today was again reported to the House.

S. F. No. 274, A bill for an act relating to regulation of dangerous dogs; providing for designation of a warning symbol to inform children of the presence of a dangerous dog; amending Minnesota Statutes 1990, section 347.51, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 2 nays as follows:

Those who voted in the affirmative were:

Abrams	Frerichs	Kelso	Olsen, S.	Segal
Anderson, I.	Garcia	Kinkel	Olson, E.	Simoneau
Anderson, R. H.	Girard	Koppendrayer	Olson, K.	Skoglund
Battaglia	Goodno	Krinkie	Omann	Smith
Bauerly	Greenfield	Krueger	Onnen	Solberg
Beard	Gruenes	Lasley	Orenstein	Sparby
Begich	Gutknecht	Leppik	Orfield	Stanis
Bertram	Hanson	Lieder	Osthoft	Steensma
Bettermann	Hartle	Limmer	Ostrom	Svigum
Bishop	Hasskamp	Long	Ozment	Swenson
Blatz	Haukoos	Lourey	Pauly	Thompson
Bodahl	Hausman	Lynch	Pellow	Tompkins
Boo	Heir	Macklin	Pelowski	Trimble
Carlson	Henry	Mariani	Peterson	Tunheim
Carruthers	Hufnagle	Marsh	Pugh	Uphus
Clark	Hugoson	McEachern	Reding	Valento
Cooper	Jacobs	McGuire	Rest	Vellenga
Dauner	Janezich	McPherson	Rice	Wagenius
Davids	Jaros	Milbert	Rodosovich	Waltman
Dawkins	Jefferson	Morrison	Rukavina	Weaver
Dempsey	Jennings	Munger	Runbeck	Wejzman
Dille	Johnson, A.	Murphy	Sarna	Welle
Dorn	Johnson, R.	Nelson, K.	Schafer	Wenzel
Erhardt	Johnson, V.	Nelson, S.	Scheid	Winter
Farrell	Kahn	Newinski	Schreiber	Spk. Vanasek
Frederick	Kalis	O'Connor	Seaberg	

Those who voted in the negative were:

Brown	Welker
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The bill was passed and its title agreed to.

Onnen was excused while in conference.

S. F. No. 86, A bill for an act relating to education; providing for the arbitration of disputes concerning the proposed termination, discharge, or demotion of teachers following the probationary period; amending Minnesota Statutes 1990, sections 125.12, subdivision 4, and by adding a subdivision; 125.17, subdivision 5, and by adding a subdivision; 179A.04, subdivision 3; and 179A.20, 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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Frederick	Kalis	Olsen, S.	Simoneau
Anderson, I.	Frerichs	Kelso	Olson, E.	Skoglund
Anderson, R.	Garcia	Kinkel	Olson, K.	Smith
Anderson, R. H.	Girard	Koppendrayner	Omann	Solberg
Battaglia	Goodno	Krinkie	Orenstein	Sparby
Bauerly	Greenfield	Krueger	Orfield	Stanisus
Beard	Gruenes	Lasley	Osthoff	Steensma
Begich	Gutknecht	Leppik	Ostrom	Svigum
Bertram	Hanson	Lieder	Ozment	Swenson
Bettermann	Hartle	Long	Pauly	Thompson
Bishop	Hasskamp	Lourey	Pellow	Tompkins
Blatz	Haukoos	Lynch	Pelowski	Trimble
Bodahl	Hausman	Macklin	Peterson	Tunheim
Brown	Heir	Mariani	Pugh	Uphus
Carlson	Henry	Marsh	Reding	Valento
Carruthers	Hufnagle	McEachern	Rest	Vellenga
Clark	Hugoson	McGuire	Rice	Wagenius
Cooper	Jacobs	McPherson	Rodosovich	Waltman
Dauner	Janezich	Milbert	Rukavina	Weaver
Davids	Jaros	Morrison	Runbeck	Wejcmann
Dawkins	Jefferson	Munger	Sarna	Welker
Dempsey	Jennings	Murphy	Schafer	Welle
Dille	Johnson, A.	Nelson, K.	Scheid	Wenzel
Dorn	Johnson, R.	Nelson, S.	Schreiber	Winter
Erhardt	Johnson, V.	Newinski	Seaberg	Spk. Vanasek
Farrell	Kahn	O'Connor	Segal	

The bill was passed and its title agreed to.

S. F. No. 1178 was reported to the House.

Weaver moved to amend S. F. No. 1178, as follows:

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 1990, section 204B.36, subdivision 2, is amended to read:

Subd. 2. [CANDIDATES AND OFFICES.] The name of each candidate shall be printed at a right angle to the length of the ballot. At a general election the name of the political party or the political principle of each candidate for partisan office shall be printed above or below the name of the candidate. The name of a political party or a political principle shall be printed in capital and lower case letters of the same type, with the capital letters at least one-half the height of the capital letters used for names of the candidates. At a general election, blank lines shall be printed below the name of the last candidate for each office, or below the title of the office if no candidate has filed for that office, so that a voter may write in the names of individuals whose names are not on the ballot. One blank line shall be printed for each officer of that kind to be elected. At a primary election, no blank lines shall be provided for writing in the names of individuals whose names do not appear on the primary ballot.

On the left side of the ballot at the same level with the name of each candidate and each blank line shall be printed a square in which the voter may designate a vote by a mark (X). Each square shall be the same size. Above the first name on each ballot shall be printed the words, "Put an (X) in the square opposite the name of each candidate you wish to vote for." At the same level with these words and directly above the squares shall be printed a small arrow pointing downward. Directly underneath the official title of each office shall be printed the words "Vote for one" (or ~~more, according to~~ the "Vote for up to ..." (any greater number to be elected))."

Page 1, line 11, strike "an" and insert "a regularly scheduled"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

S. F. No. 1178, A bill for an act relating to elections; allowing school meetings on certain election days; amending Minnesota Statutes 1990, section 204C.03, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abrams	Farrell	Kahn	Newinski	Segal
Anderson, I.	Frederick	Kalis	O'Connor	Simoneau
Anderson, R.	Frerichs	Kelso	Olsen, S.	Skoglund
Anderson, R. H.	Garcia	Kinkel	Olson, E.	Smith
Battaglia	Girard	Koppendrayner	Olson, K.	Solberg
Bauerly	Goodno	Krinkie	Orenstein	Sparby
Beard	Greenfield	Krueger	Orfield	Stanius
Begich	Gruenes	Lasley	Osthoff	Steensma
Bertram	Gutknecht	Leppik	Ostrom	Sviggum
Bettermann	Hanson	Lieder	Ozment	Swenson
Bishop	Hartle	Limmer	Pauly	Thompson
Blatz	Hasskamp	Long	Pellow	Tompkins
Bodahl	Haukoos	Lourey	Pelowski	Trimble
Boo	Hausman	Lynch	Peterson	Tunheim
Brown	Heir	Macklin	Pugh	Uphus
Carlson	Henry	Mariani	Reding	Valento
Carruthers	Hufnagle	Marsh	Rest	Vellenga
Clark	Hugoson	McEachern	Rice	Wagenius
Cooper	Jacobs	McGuire	Rodovich	Waltman
Dauner	Janezich	McPherson	Rukavina	Weaver
Dauids	Jaros	Milbert	Runbeck	Wejzman
Dawkins	Jefferson	Morrison	Sarna	Welker
Dempsey	Jennings	Munger	Schafer	Welle
Dille	Johnson, A.	Murphy	Scheid	Wenzel
Dorn	Johnson, R.	Nelson, K.	Schreiber	Winter
Erhardt	Johnson, V.	Nelson, S.	Seaberg	Spk. Vanasek

Those who voted in the negative were:

Omann

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

S. F. No. 302 was reported to the House.

Jennings offered an amendment to S. F. No. 302.

POINT OF ORDER

Trimble raised a point of order pursuant to rule 3.09 that the Jennings amendment was not in order. Speaker pro tempore Krueger ruled the point of order well taken and the amendment out of order.

S. F. No. 302, A bill for an act relating to signs; requiring recycling centers and junk yards to accept certain hazard signs; amending Minnesota Statutes 1990, sections 115A.555; and 161.242, subdivision 2, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 4 nays as follows:

Those who voted in the affirmative were:

Abrams	Frerichs	Kinkel	Olson, E.	Skoglund
Anderson, I.	Garcia	Koppendrayer	Olson, K.	Smith
Anderson, R.	Girard	Krinkie	Omann	Solberg
Anderson, R. H.	Goodno	Krueger	Orenstein	Sparby
Battaglia	Greenfield	Lasley	Orfield	Stanius
Bauerly	Gruenes	Leppik	Osthoff	Steensma
Beard	Gutknecht	Lieder	Ostrom	Svigum
Bertram	Hanson	Limmer	Ozment	Swenson
Bettermann	Hartle	Long	Pauly	Thompson
Bishop	Hasskamp	Lourey	Pellow	Tompkins
Blatz	Haukoos	Lynch	Pelowski	Trimble
Bodahl	Hausman	Macklin	Peterson	Tunheim
Boo	Henry	Mariani	Pugh	Uphus
Carlson	Hufnagle	Marsh	Reding	Valento
Carruthers	Hugoson	McEachern	Rest	Vellenga
Clark	Jacobs	McGuire	Rice	Wagenius
Cooper	Janezich	McPherson	Rodosovich	Waltman
Dauner	Jaros	Milbert	Rukavina	Weaver
Davids	Jefferson	Morrison	Runbeck	Wejcmann
Dawkins	Jennings	Munger	Sarna	Welle
Dempsey	Johnson, A.	Murphy	Schafer	Wenzel
Dille	Johnson, R.	Nelson, K.	Scheid	Winter
Dorn	Johnson, V.	Nelson, S.	Schreiber	Spk. Vanasek
Erhardt	Kahn	Newinski	Seaberg	
Farrell	Kalis	O'Connor	Segal	
Frederick	Kelso	Olsen, S.	Simoneau	

Those who voted in the negative were:

Begich	Brown	Heir	Welker
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The bill was passed and its title agreed to.

S. F. No. 809 was reported to the House.

Orenstein moved that S. F. No. 809 be re-referred to the Committee on Judiciary. The motion prevailed.

S. F. No. 910 which was temporarily laid over earlier today was again reported to the House.

Greenfield moved to amend S. F. No. 910, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1990, section 115.71, is amended by adding a subdivision to read:

Subd. 3a. "Community water supply system" means a public water supply system as defined in section 144.382, subdivision 4, and which serves at least 15 service connections or living units used by year-round residents, or regularly serves at least 25 year-round residents.

Sec. 2. Minnesota Statutes 1990, section 115.71, subdivision 9, is amended to read:

Subd. 9. "Water supply system operator" means a person who has direct responsibility for the operation of a community water supply system or such parts of the system as would affect the quality and safety of the water.

Sec. 3. Minnesota Statutes 1990, section 116C.852, is amended to read:

116C.852 [LOW-LEVEL RADIOACTIVE WASTE DISPOSAL.]

No All low-level radioactive waste that may be treated, recycled, stored, or disposed of in this state except at a facility that is specifically licensed for treatment, recycling, storage, or disposal of low-level radioactive waste shall conform to applicable federal and state requirements regardless of whether or not the waste has been reclassified as "below regulatory concern" by the United States Nuclear Regulatory Commission pursuant to a generic rule or standard adopted after January 1, 1990.

Sec. 4. [144.0525] [DATA FROM LABOR AND INDUSTRY AND JOBS AND TRAINING; EPIDEMIOLOGIC STUDIES.]

All data collected by the commissioner of health under sections 176.234 and 268.12 shall be used only for the purposes of epidemiologic investigations and surveillance of occupational health and safety.

Sec. 5. [144.1211] [ENFORCEMENT.]

Subdivision 1. [CEASE AND DESIST ORDER.] (a) The commissioner of health may issue an order requiring a person to cease activities related to the use of X-ray equipment, accelerators, and any device that emits ionizing radiation if the commissioner of health determines:

(1) that any individual is in danger of harmful and unnecessary exposure to ionizing radiation resulting from:

(i) X-ray equipment not operated, or X-ray procedures not performed according to standards prescribed by the commissioner of health in rule to minimize unnecessary exposure;

(ii) protective structural shielding of an X-ray facility not meeting the standards prescribed by the commissioner of health in rule to minimize unnecessary exposure; and

(iii) X-ray equipment prohibited for diagnostic or therapeutic X-ray use by the commissioner of health in rule; or

(2) that any individual is in danger from X-ray equipment with observed mechanical or electrical defects.

(b) The order is effective immediately upon issuance. Following issuance of the cease and desist order, the commissioner shall provide opportunity for a hearing under the contested case provisions of chapter 14.

(c) The commissioner may assess an administrative penalty for each violation specified in the cease and desist order.

Subd. 2. [CORRECTION ORDER.] (a) The commissioner may issue correction orders for persons to correct violations of this section or other statutes and rules related to ionizing radiation, or for violation of a cease and desist order. The correction order shall state the deficiencies that constitute the violation; the specific statute, rule, or provision of a cease and desist order violated; and the time by which the violation must be corrected.

(b) If the person believes that the information contained in the commissioner's correction order is in error, the person may ask the commissioner to reconsider the parts of the order that are alleged to be in error. The request must be in writing, must be delivered to the commissioner by certified mail within seven calendar days after receipt of the order, and must:

(1) specify which parts of the order for corrective action are alleged to be in error;

(2) explain why they are in error; and

(3) provide documentation to support the allegation of error.

The commissioner shall respond to requests made under this paragraph within 15 calendar days after receiving request. A request for reconsideration does not stay the correction order; however, after reviewing the request for reconsideration, the commissioner may provide additional time to comply with the order if

necessary. The commissioner's disposition of a request for reconsideration is final.

Subd. 3. [REINSPECTIONS.] If upon reinspection it is found that any deficiency specified in the correction order or cease and desist order has not been corrected, a notice of noncompliance with a correction order shall be issued stating each deficiency not corrected and specifying any administrative penalty issued for each deficiency.

Subd. 4. [ADMINISTRATIVE PENALTIES.] (a) In the notice of noncompliance issued under subdivision 3, the commissioner of health may assess an administrative penalty under this section of not more than \$10,000 for each deficiency found not corrected at the time of reinspection. In determining the amount of the penalty, the commissioner shall consider:

(1) the seriousness of the violation and the hazard or potential hazard created to the public health or safety;

(2) the amount necessary to deter future violations;

(3) the history of previous violations; and

(4) efforts to correct the violation.

For each day that the deficiency is not corrected after receipt of the notice of noncompliance, the penalty may be increased, but not more than \$500 per day.

(b) A person subject to an administrative penalty may request a contested case hearing pursuant to chapter 14 within 20 days after mailing of the notice of noncompliance. If the administrative penalty is not contested within 20 days after mailing of the notice of noncompliance, the notice of noncompliance and the administrative penalty become final and the person may not contest the notice of noncompliance or the administrative penalty. Any administrative penalty not paid or contested within 60 days after mailing of the notice of noncompliance shall increase by not more than 25 percent of the original amount assessed and shall bear interest on any unpaid balance at the rate established in section 549.09.

(c) The commissioner may also establish by rule a schedule of penalties not to exceed \$10,000.

Subd. 5. [INJUNCTIVE RELIEF.] In the event of noncompliance with a cease and desist order issued under subdivision 1, the commissioner of health may institute a proceeding to obtain injunctive relief or other appropriate relief in Ramsey county district court

or, at the commissioner of health's discretion, in the district court in which the violation of the cease and desist order occurred.

Subd. 6. [MISDEMEANOR.] A person who violates the statutes and rules related to ionizing radiation shall be guilty of a misdemeanor for each violation.

Sec. 6. Minnesota Statutes 1990, section 144.698, subdivision 1, is amended to read:

Subdivision 1. [YEARLY REPORTS.] Each hospital and each outpatient surgical center, which has not filed the financial information required by this section with a voluntary, nonprofit reporting organization pursuant to section 144.702, shall file annually with the commissioner of health after the close of the fiscal year:

(1) a balance sheet detailing the assets, liabilities, and net worth of the hospital;

(2) a detailed statement of income and expenses;

(3) a copy of its most recent cost report, if any, filed pursuant to requirements of Title XVIII of the United States Social Security Act;

(4) a copy of all changes to articles of incorporation or bylaws;

(5) information on services provided to benefit the community, including services provided at no cost or for a reduced fee to patients unable to pay, teaching and research activities, or other community or charitable activities;

(6) information required on the revenue and expense report form set in effect on July 1, 1989, or as amended by the commissioner in rule; and

(7) other information required by the commissioner in rule.

Sec. 7. Minnesota Statutes 1990, section 145.43, subdivision 1a, is amended to read:

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

(a) The seller provides the buyer with a 30-day written money-back guarantee. The guarantee must permit the buyer to cancel the purchase for any reason within 30 days after receiving the hearing aid by giving or mailing written notice of cancellation to the seller. If the hearing aid must be repaired, remade, or adjusted during the 30-day money-back guarantee period, the running of the 30-day period is suspended one day for each 24-hour period that the hearing

aid is not in the buyer's possession. A repaired, remade, or adjusted hearing aid must be claimed by the buyer within three working days after notification of availability, after which time the running of the 30-day period resumes. The guarantee must entitle the buyer, upon cancellation, to receive a full refund of payment within 30 days of return of the hearing aid to the seller. The seller may retain as a cancellation fee ten percent of the buyer's total payment for purchase price of the hearing aid.

(b) The seller shall provide the buyer with a contract written in plain English, that contains uniform language and provisions that meet the requirements and are certified by the attorney general under the Plain Language Contract Act, sections 325G.29 to 325G.36. The contract must include, but is not limited to, the following: in immediate proximity to the space reserved for the signature of the buyer, or on the first page if there is no space reserved for the signature of the buyer, a clear and conspicuous disclosure of the following specific statement in all capital letters of no less than 12-point boldface type: MINNESOTA STATE LAW GIVES THE BUYER THE RIGHT TO CANCEL THIS PURCHASE FOR ANY REASON AT ANY TIME PRIOR TO MIDNIGHT OF THE 30TH CALENDAR DAY AFTER RECEIPT OF THE HEARING AID(S). THIS CANCELLATION MUST BE IN WRITING AND MUST BE GIVEN OR MAILED TO THE SELLER. IF THE BUYER DECIDES TO RETURN THE HEARING AID(S) WITHIN THIS 30-DAY PERIOD, THE BUYER WILL RECEIVE A REFUND OF \$..... (State the dollar amount of refund.)

Sec. 8. [147.35] [PHYSICIAN ASSISTANTS; LIMITATION ON LIABILITY.]

A physician assistant who is registered with the board of medical examiners is exempt from prosecution under laws regulating the practice of any occupation licensed by the state or prohibiting the performance of any acts as long as the physician assistant acts within the scope of the registration system, the supervising physician agreement, and other requirements of Minnesota Rules, parts 5600.2600 to 5600.2665.

Sec. 9. Minnesota Statutes 1990, section 153A.15, is amended by adding a subdivision to read:

Subd. 3a. [DISCOVERY.] In all matters relating to the lawful regulation activities under this chapter, the commissioner may issue subpoenas to require the attendance and testimony of witnesses and production of books, records, correspondence, and other information relevant to any matter involved in the investigation. The commissioner or the commissioner's designee may administer oaths to witnesses or take their affirmation. The subpoenas may be served upon any person named therein anywhere in the state by any person authorized to serve subpoenas or other processes in civil

actions of the district courts. If a person to whom a subpoena is issued does not comply with the subpoena, the commissioner may apply to the district court in any district and the court shall order the person to comply with the subpoena. Failure to obey the order of the court may be punished by the court as contempt of court. All information pertaining to individual medical records obtained under this section shall be considered health data under section 13.38.

Sec. 10. Minnesota Statutes 1990, section 153A.15, subdivision 4, is amended to read:

Subd. 4. ~~[PENALTY PENALTIES.]~~ A person violating sections 153A.13 to 153A.16 is guilty of a misdemeanor. The commissioner may impose an automatic civil penalty equal to one-fourth the renewal fee on each hearing instrument seller who fails to renew the permit required in section 153A.14 by the renewal deadline established by the commissioner in rule.

Sec. 11. Minnesota Statutes 1990, section 153A.17, is amended to read:

153A.17 [EXPENSES.]

The expenses for administering the permit requirements including the complaint handling system for hearing aid sellers in section 153A.14 and 153A.15 and the consumer information center under section 153A.18 must be paid from initial permit fees collected under the authority granted in section 214.06, subdivision 1 and renewal fees. The total fees collected must as closely as possible equal anticipated expenditures during the fiscal biennium as provided for in section 16A.128. The commissioner shall by rule, with the approval of the commissioner of finance, adjust any fee the commissioner is empowered to assess as provided for in section 16A.128. The fee established must include a surcharge amount necessary to recover, over a five-year period, the commissioner's direct expenditures for adoption of the rules.

Sec. 12. [176.234] [RELEASE OF DATA FOR EPIDEMIOLOGIC STUDY.]

The commissioner of the department of labor and industry shall, upon request, provide the commissioner of health data classified as private data under section 13.02, subdivision 12, which are contained in the initial report of injury under section 176.231, and other workers' compensation records related to any individual's injury or illness. Data to be provided include, but are not limited to, all personal identifiers such as name, address, age, sex, and social security number for the injured person, employer identification information, insurance information, compensation payments, and physician and rehabilitation reports which the commissioner of

labor and industry determines may pertain to specific epidemiologic investigations being conducted by the department of health.

Sec. 13. Minnesota Statutes 1990, section 268.12, subdivision 12, is amended to read:

Subd. 12. [INFORMATION.] Except as hereinafter otherwise provided, data gathered from any employing unit or individual pursuant to the administration of sections 268.03 to 268.231, and from any determination as to the benefit rights of any individual are private data on individuals or nonpublic data not on individuals as defined in section 13.02, subdivisions 9 and 12, and may not be disclosed except pursuant to this subdivision or a court order. These data may be disseminated to and used by the following agencies without the consent of the subject of the data:

(a) state and federal agencies specifically authorized access to the data by state or federal law;

(b) any agency of this or any other state; or any federal agency charged with the administration of an employment security law or the maintenance of a system of public employment offices;

(c) local human rights groups within the state which have enforcement powers;

(d) the department of revenue shall have access to department of jobs and training private data on individuals and nonpublic data not on individuals only to the extent necessary for enforcement of Minnesota tax laws;

(e) public and private agencies responsible for administering publicly financed assistance programs for the purpose of monitoring the eligibility of the program's recipients;

(f) the department of labor and industry on an interchangeable basis with the department of jobs and training subject to the following limitations and notwithstanding any law to the contrary:

(1) the department of jobs and training shall have access to private data on individuals and nonpublic data not on individuals for uses consistent with the administration of its duties under sections 268.03 to 268.231; and

(2) the department of labor and industry shall have access to private data on individuals and nonpublic data not on individuals for uses consistent with the administration of its duties under state law;

(g) the department of trade and economic development may have

access to private data on individual employing units and nonpublic data not on individual employing units for its internal use only; when received by the department of trade and economic development, the data remain private data on individuals or nonpublic data;

(h) local and state welfare agencies for monitoring the eligibility of the data subject for assistance programs, or for any employment or training program administered by those agencies, whether alone, in combination with another welfare agency, or in conjunction with the department of jobs and training; ~~and~~

(i) local, state, and federal law enforcement agencies for the sole purpose of ascertaining the last known address and employment location of the data subject, provided the data subject is the subject of a criminal investigation; and

(j) the department of health may have access to private data on individuals and nonpublic data not on individuals solely for the purposes of epidemiologic investigations.

Data on individuals and employing units which are collected, maintained, or used by the department in an investigation pursuant to section 268.18, subdivision 3, are confidential as to data on individuals and protected nonpublic data not on individuals as defined in section 13.02, subdivisions 3 and 13, and shall not be disclosed except pursuant to statute or court order or to a party named in a criminal proceeding, administrative or judicial, for preparation of a defense.

Tape recordings and transcripts of recordings of proceedings before a referee of the department and exhibits offered by parties other than the department and received into evidence at those proceedings are private data on individuals and nonpublic data not on individuals and shall be disclosed only pursuant to the administration of section 268.10, subdivisions 3 to 8, or pursuant to a court order.

Aggregate data about employers compiled from individual job orders placed with the department of jobs and training are private data on individuals and nonpublic data not on individuals as defined in section 13.02, subdivisions 9 and 12, if the commissioner determines that divulging the data would result in disclosure of the identity of the employer. The general aptitude test battery and the nonverbal aptitude test battery as administered by the department are also classified as private data on individuals or nonpublic data.

Data on individuals collected, maintained, or created because an individual applies for benefits or services provided by the energy assistance and weatherization programs administered by the department of jobs and training is private data on individuals and

shall not be disseminated except pursuant to section 13.05, subdivisions 3 and 4.

Data gathered by the department pursuant to the administration of sections 268.03 to 268.231 shall not be made the subject or the basis for any suit in any civil proceedings, administrative or judicial, unless the action is initiated by the department.

Sec. 14. [INSTRUCTION TO REVISOR.]

In the next edition of Minnesota Statutes and its supplement, the revisor of statutes shall renumber Minnesota Statutes, sections 145.43 and 145.45, as a new section in Minnesota Statutes, coded as Minnesota Statutes, chapter 153A. The revisor shall also correct all cross-references to these sections in Minnesota statutes and rules.

Sec. 15. [REPEALER.]

Minnesota Statutes 1990, sections 115.71, subdivision 7; 145.34; 145.35; and 153A.16, are repealed.

Sec. 16. [EFFECTIVE DATE.]

Section 10, imposing an automatic civil penalty for failure to renew permits, is effective the day following final enactment. The repeal of Minnesota Statutes 1990, section 153A.16, is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to health; providing clarification of various laws relating to public health issues; providing penalties; amending Minnesota Statutes 1990, sections 115.71, subdivision 9, and by adding a subdivision; 116C.852; 144.698, subdivision 1; 145.43, subdivision 1a; 153A.15, subdivision 4, and by adding a subdivision; 153A.17; and 268.12, subdivision 12; proposing coding for new law in Minnesota Statutes, chapters 144; 147; and 176; repealing Minnesota Statutes 1990, sections 115.71, subdivision 7; 145.34; 145.35; and 153A.16."

The motion prevailed and the amendment was adopted.

Greenfield and Hasskamp moved to amend S. F. No. 910, as amended, as follows:

Page 1, after line 13, insert:

"Section 1. Minnesota Statutes 1990, section 65B.44, subdivision 4, is amended to read:

Subd. 4. [FUNERAL AND BURIAL EXPENSES.] Funeral and burial benefits shall be reasonable expenses not in excess of \$2,000, including expenses for cremation or delivery under the uniform anatomical gift act (1987), sections 525.921 to ~~525.93~~ 27."

Page 8, after line 8, insert:

"Sec. 13. Minnesota Statutes 1990, section 171.06, subdivision 3, is amended to read:

Subd. 3. [CONTENTS OF APPLICATION; OTHER INFORMATION.] An application must state the full name, date of birth, sex and residence address of the applicant, a description of the applicant in such manner as the commissioner may require, and must state whether or not the applicant has theretofore been licensed as a driver; and, if so, when and by what state or country and whether any such license has ever been suspended or revoked, or whether an application has ever been refused; and, if so, the date of and reason for such suspension, revocation, or refusal, together with such facts pertaining to the applicant and the applicant's ability to operate a motor vehicle with safety as may be required by the commissioner. An application for a Class CC, Class B, or Class A driver's license also must state the applicant's social security number. The application form must contain a notification to the applicant of the availability of the donor document provided pursuant to section 171.07, subdivision 5, and must contain spaces space where the applicant ~~must~~ may indicate a desire to receive or not to receive the ~~donor document~~ make an anatomical gift. If the applicant does not indicate a desire to make an anatomical gift when the application is made, the applicant must be offered a donor document in accordance with section 171.07, subdivision 5. The application form must contain statements sufficient to comply with the requirements of the uniform anatomical gift act (1987), sections 595.921 to 27, so that execution of the application or donor document will make the anatomical gift as provided in section 171.07, subdivision 5, for those indicating a desire to make an anatomical gift. The application form must contain a notification to the applicant of the availability of a living will designation on the license under section 171.07, subdivision 7. The application must be in the form prepared by the commissioner.

The application form must be accompanied by a pamphlet containing relevant facts relating to:

- (1) the effect of alcohol on driving ability;
- (2) the effect of mixing alcohol with drugs;
- (3) the laws of Minnesota relating to operation of a motor vehicle while under the influence of alcohol or a controlled substance; and

(4) the levels of alcohol-related fatalities and accidents in Minnesota and of arrests for alcohol-related violations.

The application form must also be accompanied by a pamphlet describing Minnesota laws regarding anatomical gifts and the need for and benefits of anatomical gifts.

Sec. 14. Minnesota Statutes 1990, section 171.07, subdivision 5, is amended to read:

Subd. 5. [ANATOMICAL GIFT; DONOR DOCUMENT.] The department ~~may provide~~ shall offer a donor document to each person making application for a driver's license or a Minnesota identification card ~~whereby any such person may execute an anatomical gift, pursuant to the provisions of the uniform anatomical gift act, sections 525.921 to 525.93 who indicates a desire not to make a decision about making an anatomical gift at the time the application is made.~~ The commissioner of public safety shall prescribe the form of the donor document and the application for a driver's license or a Minnesota identification card. The forms must be designed so that execution by the applicant of the donor document or application will make an anatomical gift under the uniform anatomical gift act (1987), sections 525.921 to 27. If the donor is 18 years of age or older, the donor document or application must be signed by the donor in the presence of two witnesses ~~who must sign the donor document in the donor's presence.~~ If the donor cannot sign, the donor document or application may be signed for the donor at the donor's direction, in the donor's presence, and in the presence of two witnesses who must sign the donor document or application in the donor's presence. If the donor is a minor, the donor document or application must be signed by the minor donor, and ~~both one of the minor donor's parents, a legal guardian, or the a parent or parents having legal custody.~~ If the minor cannot sign, the donor document or application may not be signed for the minor. The department shall identify donors of anatomical gifts by the designation "donor" on the front side of the donor's driver's license or Minnesota identification card. The issuance of a driver's license or Minnesota identification card identifying the person as a "donor" completes the donation process and the license or identification card constitutes the final donor record. The department is not required to keep the physical record of the donor card or application after issuing the driver's license or identification card for the donation to be valid. The department shall maintain a computer record of donors. Revocation, suspension, expiration, or cancellation of the license does not invalidate the anatomical gift. The designation "donor" shall constitute constitutes sufficient legal authority for the removal of all body organs or parts upon death of the donor for the purpose of transplantation and. The donor designation shall may be removed only upon written notice to the department. Delivery of the license or Minnesota identification card during the donor's lifetime is not necessary to make the gift valid."

Page 11, after line 9, insert:

"Sec. 17. Minnesota Statutes 1990, section 390.36, is amended to read:

390.36 [CORONER REMOVAL OF PITUITARY GLAND DURING AUTOPSY.]

A county coroner who performs an autopsy under section 390.11, 390.32, or any other general or local law relating to county coroners or medical examiners, may remove the pituitary gland from the body and give it to the national pituitary agency, or any other agency or organization, for research if the following conditions have been met:

(a) the removal would not alter a gift made under sections 525.921 to ~~525.93~~ 27;

(b) the coroner or medical examiner has no knowledge of any objection to the removal by the decedent or other person having the right to control the disposition of the body; and

(c) the coroner or medical examiner has followed generally accepted ethical guidelines and the removal would not violate the tenets of the deceased's religion.

Sec. 18. Minnesota Statutes 1990, section 525.921, subdivision 1, is amended to read:

Subdivision 1. [SCOPE.] For the purposes of sections 525.921 to ~~525.93~~ 27 the terms defined in this section have the meanings given them.

Sec. 19. Minnesota Statutes 1990, section 525.921, is amended by adding a subdivision to read:

Subd. 1a. [ANATOMICAL GIFT.] "Anatomical gift" means a donation of all or part of a human body to take effect upon or after death.

Sec. 20. Minnesota Statutes 1990, section 525.921, subdivision 3, is amended to read:

Subd. 3. [DECEDENT.] "Decedent" means a deceased individual and includes a stillborn infant or an embryo or fetus that has died of natural causes in utero.

Sec. 21. Minnesota Statutes 1990, section 525.921, is amended by adding a subdivision to read:

Subd. 3a. [DOCUMENT OF GIFT.] "Document of gift" means a card, a statement attached to or imprinted on a motor vehicle operator's or chauffeur's license, a will, or other writing used to make an anatomical gift.

Sec. 22. Minnesota Statutes 1990, section 525.921, subdivision 4, is amended to read:

Subd. 4. [DONOR.] "Donor" means an individual who makes a an anatomical gift of all or part of the individual's body.

Sec. 23. Minnesota Statutes 1990, section 525.921, is amended by adding a subdivision to read:

Subd. 4a. [ENUCLEATOR.] "Enucleator" means an individual who has completed a course in eye enucleation conducted and certified by the department of ophthalmology of any accredited college of medicine, and holds a valid certificate of competence for completing the course.

Sec. 24. Minnesota Statutes 1990, section 525.921, subdivision 5, is amended to read:

Subd. 5. [HOSPITAL.] "Hospital" means a ~~hospital~~ facility licensed, accredited, or approved as a hospital under the laws of any state; includes or a facility operated as a hospital operated by the United States government, a state, or a subdivision thereof, although not required to be licensed under state laws of a state.

Sec. 25. Minnesota Statutes 1990, section 525.921, subdivision 8, is amended to read:

Subd. 8. [PHYSICIAN OR SURGEON.] "Physician" or "surgeon" means a ~~physician or surgeon~~ an individual licensed or otherwise authorized to practice medicine and surgery or osteopathy and surgery under the laws of any state.

Sec. 26. Minnesota Statutes 1990, section 525.921, is amended by adding a subdivision to read:

Subd. 8a. [PROCUREMENT ORGANIZATION.] "Procurement organization" means a person licensed, accredited, or approved under the laws of any state for procurement, distribution, or storage of human bodies or parts.

Sec. 27. Minnesota Statutes 1990, section 525.921, is amended by adding a subdivision to read:

Subd. 10. [TECHNICIAN.] "Technician" means an individual who is appropriately trained to remove or process a part.

Sec. 28. [525.9211] [MAKING, AMENDING, REVOKING, AND REFUSING TO MAKE ANATOMICAL GIFTS BY INDIVIDUAL.]

(a) An individual who is at least 18 years of age, or a minor with the written consent of a parent or legal guardian, may (i) make an anatomical gift for any of the purposes stated in section 19, paragraph (a), (ii) limit an anatomical gift to one or more of those purposes, or (iii) refuse to make an anatomical gift.

(b) An anatomical gift may be made by a will or by a document of gift signed by the donor. If the donor cannot sign, the document of gift must be signed by another individual and by two witnesses, all of whom have signed at the direction and in the presence of the donor and of each other, and state that it has been so signed.

(c) If a document of gift is attached to or imprinted on a donor's motor vehicle operator's or chauffeur's license, the document of gift must comply with paragraph (b). Revocation, suspension, expiration, or cancellation of the license does not invalidate the anatomical gift.

(d) A document of gift may designate a particular physician or surgeon to carry out the appropriate procedures. In the absence of a designation or if the designee is not available, the donee or other person authorized to accept the anatomical gift may employ or authorize any physician, surgeon, technician, or enucleator to carry out the appropriate procedures.

(e) An anatomical gift by will takes effect upon death of the testator, whether or not the will is probated. If, after death, the will is declared invalid for testamentary purposes, the validity of the anatomical gift is unaffected.

(f) A donor may amend or revoke an anatomical gift, not made by will, only by:

(1) a signed statement;

(2) an oral statement made in the presence of two individuals;

(3) any form of communication during a terminal illness or injury addressed to a health care professional or member of the clergy; or

(4) the delivery of a signed statement to a specified donee to whom a document of gift had been delivered.

(g) The donor of an anatomical gift made by will may amend or revoke the gift in the manner provided for amendment or revocation of wills, or as provided in paragraph (f).

(h) An anatomical gift that is not revoked by the donor before death is irrevocable and does not require the consent or concurrence of any person after the donor's death.

(i) An individual may refuse to make an anatomical gift of the individual's body or part by (i) a writing signed in the same manner as a document of gift, or (ii) any other writing used to identify the individual as refusing to make an anatomical gift. During a terminal illness or injury, the refusal may be an oral statement or other form of communication.

(j) In the absence of contrary indications by the donor, an anatomical gift of a part is neither a refusal to give other parts nor a limitation on an anatomical gift under section 16 or on a removal or release of other parts under section 17.

(k) In the absence of contrary indications by the donor, a revocation or amendment of an anatomical gift is not a refusal to make another anatomical gift. If the donor intends a revocation to be a refusal to make an anatomical gift, the donor shall make the refusal pursuant to paragraph (i).

Sec. 29. [525.9212] [MAKING, REVOKING, AND OBJECTING TO ANATOMICAL GIFTS, BY OTHERS.]

(a) Any member of the following classes of persons, in the order of priority listed, may make an anatomical gift of all or a part of the decedent's body for an authorized purpose, unless the decedent has made a refusal to make that anatomical gift that is unrevoked at the time of death:

- (1) the spouse of the decedent;
- (2) an adult son or daughter of the decedent;
- (3) either parent of the decedent;
- (4) an adult brother or sister of the decedent;
- (5) a grandparent of the decedent; and
- (6) a guardian of the person of the decedent at the time of death.

(b) An anatomical gift may not be made by a person listed in paragraph (a) if:

- (1) a person in a prior class is available at the time of death to make an anatomical gift;

(2) the person proposing to make an anatomical gift knows of a refusal or contrary indications by the decedent; or

(3) the person proposing to make an anatomical gift knows of an objection to making an anatomical gift by a member of the person's class or a prior class.

(c) An anatomical gift by a person authorized under paragraph (a) must be made by (i) a document of gift signed by the person, or (ii) the person's telegraphic, recorded telephonic, or other recorded message, or other form of communication from the person that is contemporaneously reduced to writing and signed by the recipient.

(d) An anatomical gift by a person authorized under paragraph (a) may be revoked by any member of the same or a prior class if, before procedures have begun for the removal of a part from the body of the decedent, the physician, surgeon, technician, or enucleator removing the part knows of the revocation.

(e) A failure to make a decision as to an anatomical gift under paragraph (a) is not an objection to the making of an anatomical gift.

Sec. 30. [525.9213] [AUTHORIZATION BY CORONER OR MEDICAL EXAMINER OR LOCAL PUBLIC HEALTH OFFICIAL.]

(a) The coroner or medical examiner may release and permit the removal of a part from a body within that official's custody, for transplantation or therapy, if:

(1) the official has received a request for the part from a hospital, physician, surgeon, or procurement organization;

(2) the official has made a reasonable effort, taking into account the useful life of the part, to locate and examine the decedent's medical records and inform persons listed in section 16, paragraph (a), of their option to make, or object to making, an anatomical gift;

(3) the official does not know of a refusal or contrary indication by the decedent or objection by a person having priority to act as listed in section 16, paragraph (a);

(4) the removal will be by a physician, surgeon, or technician; but in the case of eyes, by one of them or by an enucleator;

(5) the removal will not interfere with any autopsy or investigation; and

(6) the removal will be in accordance with accepted medical standards.

(b) If the body is not within the custody of the coroner or medical examiner, the local public health officer may release and permit the removal of any part from a body in the local public health officer's custody for transplantation or therapy if the requirements of paragraph (a) are met.

(c) An official releasing and permitting the removal of a part shall maintain a permanent record of the name of the decedent, the person making the request, the date and purpose of the request, the part requested, and the person to whom it was released.

Sec. 31. [525.9214] [ROUTINE INQUIRY AND REQUIRED REQUEST; SEARCH AND NOTIFICATION.]

(a) If, at or near the time of death of a patient, there is no documentation in the medical record that the patient has made or refused to make an anatomical gift, the hospital administrator or a representative designated by the administrator shall discuss with the patient or a relative of the patient the option to make or refuse to make an anatomical gift and may request the making of an anatomical gift pursuant to section 15 or 16. The request must be made with reasonable discretion and sensitivity to the circumstances of the family. A request is not required if the gift is not suitable, based upon accepted medical standards, for a purpose specified in section 19. An entry must be made in the medical record of the patient, stating the name of the individual making the request, and the name, response, and relationship to the patient of the person to whom the request was made.

(b) The following persons shall make a reasonable search for a document of gift or other information identifying the bearer as a donor or as an individual who has refused to make an anatomical gift:

(1) a law enforcement officer, firefighter, paramedic, or other emergency rescuer finding an individual who the searcher believes is dead or near death;

(2) a hospital or emergency care facility, upon the admission or presentation of an individual at or near the time of death, if there is not immediately available any other source of that information; and

(3) a medical examiner or coroner upon receipt of a body.

(c) If a document of gift or evidence of refusal to make an anatomical gift is located by the search required by paragraph (b), clause (1), and the individual or body to whom it relates is taken to a hospital, the hospital must be notified of the contents and the document or other evidence must be sent to the hospital.

(d) If, at or near the time of death of a patient, a hospital knows that an anatomical gift has been made pursuant to section 16, paragraph (a), or a release and removal of a part has been permitted pursuant to section 17, or that a patient or an individual identified as in transit to the hospital is a donor, the hospital shall notify the donee if one is named and known to the hospital; if not, it shall notify an appropriate procurement organization. The hospital shall cooperate in the implementation of the anatomical gift or release and removal of a part.

(e) A person who fails to discharge the duties imposed by this section is not subject to criminal or civil liability.

Sec. 32. [525.9215] [PERSONS WHO MAY BECOME DONEES; PURPOSES FOR WHICH ANATOMICAL GIFTS MAY BE MADE.]

(a) The following persons may become donees of anatomical gifts for the purposes stated:

(1) a hospital, nonprofit organization in medical education and research, physician, surgeon, or procurement organization, for transplantation, therapy, medical or dental education, research, or advancement of medical or dental science;

(2) an accredited medical or dental school, college, or university for education, research, advancement of medical or dental science;

(3) an approved chiropractic college for education; or

(4) a designated individual for transplantation or therapy needed by that individual.

(b) An anatomical gift may be made to a designated donee or without designating a donee. If a donee is not designated or if the donee is not available or rejects the anatomical gift, the anatomical gift may be accepted by any hospital or procurement organization.

(c) If the donee knows of the decedent's refusal or contrary indications to make an anatomical gift or that an anatomical gift by a member of a class having priority to act is opposed by a member of the same class or a prior class under section 16, paragraph (a), the donee may not accept the anatomical gift.

Sec. 33. [525.9216] [DELIVERY OF DOCUMENT OF GIFT.]

(a) Delivery of a document of gift during the donor's lifetime is not required for the validity of an anatomical gift.

(b) If an anatomical gift is made to a designated donee, the document of gift, or a copy, may be delivered to the donee to expedite

the appropriate procedures after death. The document of gift, or a copy, may be deposited in any hospital, procurement organization, or registry office that accepts it for safekeeping or for facilitation of procedures after death. On request of an interested person, upon or after the donor's death, the person in possession shall allow the interested person to examine or copy the document of gift.

Sec. 34. [525.9217] [RIGHTS AND DUTIES AT DEATH.]

(a) Rights of a donee created by an anatomical gift are superior to rights of others except with respect to autopsies under section 24, paragraph (b). A donee may accept or reject an anatomical gift. If a donee accepts an anatomical gift of an entire body, the donee, subject to the terms of the gift, may allow embalming and use of the body in funeral services. If the gift is of a part of a body, the donee, upon the death of the donor and before embalming, shall cause the part to be removed without unnecessary mutilation. After removal of the part, custody of the remainder of the body vests in the person under obligation to dispose of the body.

(b) The time of death must be determined by a physician or surgeon who attends the donor at death or, if none, the physician or surgeon who certifies the death. Neither the physician or surgeon who attends the donor at death nor the physician or surgeon who determines the time of death may participate in the procedures for removing or transplanting a part unless the document of gift designates a particular physician or surgeon pursuant to section 15, paragraph (d).

(c) If there has been an anatomical gift, a technician may remove any donated parts and an enucleator may remove any donated eyes or parts of eyes, after determination of death by a physician or surgeon.

Sec. 35. [525.9218] [COORDINATION OF PROCUREMENT AND USE.]

The procurement organizations, after consultation with hospitals, shall establish agreements or affiliations for coordination of procurement and use of human bodies and parts.

Sec. 36. [525.9219] [SALE OR PURCHASE OF PARTS PROHIBITED.]

(a) A person may not knowingly, for valuable consideration, purchase or sell a part for transplantation or therapy, if removal of the part is intended to occur after the death of the decedent.

(b) Valuable consideration does not include reasonable payment

for the removal, processing, disposal, preservation, quality control, storage, transportation, or implantation of a part.

(c) A person who violates this section is guilty of a felony and upon conviction is subject to a fine not exceeding \$50,000 or imprisonment not exceeding five years, or both.

Sec. 37. [525.9221] [EXAMINATION, AUTOPSY, LIABILITY.]

(a) An anatomical gift authorizes any reasonable examination necessary to assure medical acceptability of the gift for the purposes intended.

(b) The provisions of sections 525.921 to 27 are subject to the laws of this state governing autopsies.

(c) A hospital, physician, surgeon, coroner, medical examiner, local public health officer, enucleator, technician, or other person, who acts in accordance with sections 525.921 to 27 or with the applicable anatomical gift law of another state or a foreign country or attempts in good faith to do so is not liable for that act in a civil action or criminal proceeding.

(d) An individual who makes an anatomical gift pursuant to section 7 or 8 and the individual's estate are not liable for any injury or damage that may result from the making or the use of the anatomical gift.

Sec. 38. [525.9222] [TRANSITIONAL PROVISIONS.]

Sections 525.921 to 27 apply to a document of gift, revocation, or refusal to make an anatomical gift signed by the donor or a person authorized to make or object to making an anatomical gift before, on, or after the effective date of sections 525.921 to 27.

Sec. 39. [525.9223] [UNIFORMITY OF APPLICATION AND CONSTRUCTION.]

Sections 525.921 to 27 shall be applied and construed to effectuate their general purpose to make uniform the law with respect to the subject of sections 525.921 to 27 among states enacting it.

Sec. 40. [525.9224] [SHORT TITLE.]

Sections 525.921 to 27 may be cited as the "uniform anatomical gift act (1987)."

Page 11, line 19, delete "and" and before the comma, insert " ; 525.921, subdivision 2; 525.922; 525.923; 525.924; 525.925; 525.926; 525.927; 525.928; 525.929; 525.93; and 525.94"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

S. F. No. 910, A bill for an act relating to health; providing clarification of various laws relating to public health issues; providing penalties; amending Minnesota Statutes 1990, sections 115.71, subdivision 9, and by adding a subdivision; 144.698, subdivision 1; 145.43, subdivision 1a; 153A.15, subdivision 4, and by adding a subdivision; 153A.17; and 268.12, subdivision 12; proposing coding for new law in Minnesota Statutes, chapters 144; 147; and 176; repealing Minnesota Statutes 1990, sections 115.71, subdivision 7; 145.34; 145.35; and 153A.16.

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

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

Those who voted in the affirmative were:

Abrams	Frederick	Kelso	Olson, E.	Smith
Anderson, I.	Frerichs	Kinkel	Olson, K.	Solberg
Anderson, R.	Garcia	Koppendrayer	Omann	Sparby
Anderson, R. H.	Girard	Krinkie	Orenstein	Stanis
Battaglia	Goodno	Krueger	Orfield	Steensma
Bauerly	Greenfield	Lasley	Osthoff	Sviggum
Beard	Gruenes	Leppik	Ostrom	Swenson
Begich	Gutknecht	Lieder	Ozment	Thompson
Bertram	Hanson	Limmer	Pauly	Tompkins
Bettermann	Hartle	Long	Pellow	Trimble
Bishop	Hasskamp	Lourey	Pelowski	Tunheim
Blatz	Haukoos	Lynch	Peterson	Uphus
Bodahl	Hausman	Macklin	Pugh	Valento
Boo	Heir	Mariani	Reding	Vellenga
Brown	Henry	Marsh	Rest	Wagenius
Carlson	Hufnagle	McEachern	Rice	Waltman
Carruthers	Hugoson	McGuire	Rodosovich	Weaver
Clark	Jacobs	McPherson	Rukavina	Wejman
Cooper	Janezich	Milbert	Runbeck	Welker
Dauner	Jaros	Morrison	Sarna	Welle
Davids	Jefferson	Munger	Schafer	Wenzel
Dawkins	Jennings	Murphy	Scheid	Winter
Dempsey	Johnson, A.	Nelson, K.	Schreiber	Spk. Vanasek
Dille	Johnson, R.	Nelson, S.	Seaberg	
Dorn	Johnson, V.	Newinski	Segal	
Erhardt	Kahn	O'Connor	Simoneau	
Farrell	Kalis	Olsen, S.	Skoglund	

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

S. F. No. 1411 was reported to the House.

Thompson moved to amend S. F. No. 1411, as follows:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1990, section 47.58, is amended by adding a subdivision to read:

Subd. 8. [COUNSELING; REQUIREMENT; PENALTY.] A lender, mortgage banking company, or other mortgage lender not related to the mortgagor must keep a certificate on file documenting that the borrower, prior to entering into the reverse mortgage loan, received counseling as defined in this subdivision from an organization that meets the requirements of section 462A.28, subdivision 1, and is a housing counseling agency approved by the Department of Housing and Urban Development. The certificate must be signed by the mortgagor and the counselor and include the date of the counseling, the name, address, and telephone number of both the mortgagor and the organization providing counseling. A failure by the lender to comply with this act results in a \$1,000 civil penalty payable to the mortgagor. For the purposes of this subdivision, “counseling” means the following services are provided to the borrower:

(1) a review of the advantages and disadvantages of reverse mortgage programs;

(2) an explanation of how the reverse mortgage affects the borrower's estate and public benefits;

(3) an explanation of the lending process;

(4) a discussion of the borrower's supplemental income needs; and

(5) an opportunity to ask questions of the counselor.”

The motion prevailed and the amendment was adopted.

S. F. No. 1411, A bill for an act relating to housing; requiring counseling for reverse mortgage loans; providing penalties; amending Minnesota Statutes 1990, section 47.58, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abrams	Frerichs	Kelso	Olsen, S.	Skoglund
Anderson, I.	Garcia	Kinkel	Olson, E.	Smith
Anderson, R.	Girard	Koppendrayner	Olson, K.	Solberg
Anderson, R. H.	Goodno	Krinkie	Omann	Sparby
Battaglia	Greenfield	Krueger	Orenstein	Stanisus
Bauerly	Gruenes	Lasley	Orfield	Steensma
Beard	Gutknecht	Leppik	Osthoff	Sviggum
Begich	Hanson	Lieder	Ostrom	Swenson
Bertram	Hartle	Limmer	Ozment	Thompson
Bettermann	Hasskamp	Long	Pauly	Tompkins
Bishop	Haukoos	Lourey	Pellow	Trimble
Bodahl	Hausman	Lynch	Pelowski	Tunheim
Boo	Heir	Macklin	Peterson	Uphus
Brown	Henry	Mariani	Pugh	Valento
Carlson	Hufnagle	Marsh	Reding	Vellenga
Carruthers	Hugoson	McEachern	Rest	Wagenius
Clark	Jacobs	McGuire	Rice	Waltman
Cooper	Janezich	McPherson	Rodosovich	Wejcman
Dauner	Jaros	Milbert	Rukavina	Welker
Davids	Jefferson	Morrison	Runbeck	Wenzel
Dawkins	Jennings	Munger	Sarna	Winter
Dempsey	Johnson, A.	Murphy	Schafer	Spk. Vanasek
Dorn	Johnson, R.	Nelson, K.	Scheid	
Erhardt	Johnson, V.	Nelson, S.	Seaberg	
Farrell	Kahn	Newinski	Segal	
Frederick	Kalis	O'Connor	Simoneau	

Those who voted in the negative were:

Blatz Weaver Welle

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

S. F. No. 998 was reported to the House.

Kahn, Krueger, Abrams, Dille, Heir, Greenfield and Solberg moved to amend S. F. No. 998, as follows:

Page 4, after line 23, insert:

"Subd. 2. [REPORT.] The commissioner shall report to the legislature by February 15, 1992, on department plans to promote the metric system and department efforts to educate the public on the advantages of the metric system."

Page 4, line 24, delete "2" and insert "3"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

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

S. F. No. 998, A bill for an act relating to weights and measures; adopting weights and measures standards recommended by the United States Department of Commerce, National Institute of Standards and Technology; defining the responsibilities, duties, and powers of the division of weights and measures; providing that the division have a director; amending Minnesota Statutes 1990, sections 239.01; 239.02; 239.05; 239.09; proposing coding for new law in Minnesota Statutes, chapter 239; repealing Minnesota Statutes 1990, sections 239.07; 239.08; and 239.37.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Farrell	Kalis	Olsen, S.	Simoneau
Anderson, I.	Frederick	Kelso	Olson, E.	Skoglund
Anderson, R.	Frerichs	Kinkel	Olson, K.	Smith
Anderson, R. H.	Garcia	Koppendrayer	Omann	Solberg
Battaglia	Girard	Krinkie	Orenstein	Sparby
Bauerly	Goodno	Krueger	Orfield	Stanis
Beard	Greenfield	Lasley	Osthoff	Steensma
Begich	Gruenes	Leppik	Ostrom	Sviggum
Bertram	Gutknecht	Lieder	Ozment	Swenson
Bettermann	Hanson	Limmer	Pauly	Thompson
Bishop	Hartle	Long	Pellow	Tompkins
Blatz	Hasskamp	Lourey	Pelowski	Trimble
Bodahl	Hausman	Lynch	Peterson	Tunheim
Boo	Heir	Mariani	Pugh	Uphus
Brown	Henry	Marsh	Reding	Valento
Carlson	Hufnagle	McEachern	Rest	Vellenga
Carruthers	Hugoson	McGuire	Rice	Wagenius
Clark	Jacobs	McPherson	Rodosovich	Waltman
Cooper	Janezich	Milbert	Rukavina	Weaver
Dauner	Jaros	Morrison	Runbeck	Wejzman
Davids	Jefferson	Munger	Sarna	Welker
Dawkins	Jennings	Murphy	Schafer	Welle
Dempsey	Johnson, A.	Nelson, K.	Scheid	Wenzel
Dille	Johnson, R.	Nelson, S.	Schreiber	Winter
Dorn	Johnson, V.	Newinski	Seaberg	Spk. Vanasek
Erhardt	Kahn	O'Connor	Segal	

The bill was passed and its title agreed to.

The Speaker resumed the Chair.

H. F. No. 997 was reported to the House.

Ozment moved to amend H. F. No. 997, as follows:

Page 1, after line 23, insert:

"Sec. 2. [469.0813] [ROSEMOUNT.]

Subdivision 1. [ESTABLISHMENT; POWERS.] The city of Rosemount may, by adoption of an enabling resolution in compliance with the procedural requirements of subdivision 3, establish a port authority commission that, subject to the provisions of subdivision 2, has the same powers as a port authority established under section 469.049 or other law, and a housing and redevelopment authority established under sections 469.001 to 469.047 or other law, and shall constitute an "agency" that may administer one or more municipal development districts under section 469.110. If the city establishes a port authority commission under this section, the city shall exercise all the powers relating to a port authority granted to any city by sections 469.048 to 469.068 or other law, and all powers relating to a housing and redevelopment authority granted to any city by sections 469.001 to 469.047 or other law.

Subd. 2. [LIMITATION OF POWERS:] (a) The enabling resolution may impose the following limitations upon the actions of the port authority:

(1) that the port authority shall not exercise any specified powers contained in sections 469.001 to 469.047 and 469.048 to 469.068 or that the port authority shall not exercise any powers without the prior approval of the city council;

(2) that, except when previously pledged by the port authority, the city council may, by resolution, require the port authority to transfer any portion of the reserves generated by activities of the port authority which the city council determines is not necessary for the successful operation of the port authority, to the city general fund, to be used for any general purpose of the city;

(3) that the sale of all bonds or obligations issued by the port authority be approved by the city council before issuance;

(4) that the port authority follow the budget process for city departments as provided by the city and as implemented by the city council and mayor;

(5) that all official actions of the port authority must be consistent with the adopted comprehensive plan of the city, and any official controls implementing the comprehensive plan;

(6) that the port authority submit to the city council for approval

by resolution any proposed project as defined in section 469.174, subdivision 8;

(7) that the port authority submit all planned activities for influencing the action of any other governmental agency, subdivision, or body to the city council for approval;

(8) that the port authority submit its administrative structure and management practices to the city council for approval; and

(9) any other limitation or control established by the city council by the enabling resolution.

(b) The enabling resolution may be modified at any time, subject to clause (e), and provided that any modification is made in accordance with the procedural requirements of subdivision 3.

(c) Without limiting the right of the port authority to petition the city council at any time, each year, within 60 days of the anniversary date of the initial adoption of the enabling resolution, the port authority shall submit to the city council a report stating whether and how the enabling resolution should be modified. Within 30 days of receipt of the recommendation, the city council shall review the enabling resolution, consider the recommendations of the port authority, and make any modifications it considers appropriate; provided that any modification shall be made in accordance with the procedural requirements of subdivision 3.

(d) A determination by the city council that the limitations imposed under this section have been complied with by the port authority shall be conclusive.

(e) Limitations imposed under this section must not be applied in a manner that impairs the security of any bonds issued or contracts executed prior to the imposition of the limitation. The city council shall not modify any limitations in effect at the time any bonds or obligations are issued or contracts executed to the detriment of the holder of the bonds or obligations or any contracting party.

Subd. 3. [PROCEDURAL REQUIREMENT.] (a) The creation of a port authority by the city of Rosemount must be by written resolution known as the enabling resolution. Prior to adoption of the enabling resolution, the city council shall conduct a public hearing. Notice of the time and place of hearing, a statement of the purpose of the hearing, and a summary of the resolution must be published in a newspaper of general circulation within the city once a week for two consecutive weeks. The first publication must appear not more than 30 days from the date of the public hearing.

(b) All modifications to the enabling resolution must be by written

resolution and must be adopted after notice is given and a public hearing conducted as required for the original adoption of the enabling resolution.

Subd. 4. [NAME.] Notwithstanding any law to the contrary, the city may choose the name of the commission.

Subd. 5. [REMOVAL OF COMMISSIONERS FOR CAUSE.] A commissioner of the port authority may be removed by the city council for inefficiency, neglect of duty, or misconduct in office. A commissioner shall be removed only after a hearing. A copy of the charges must be given to the commissioner at least ten days before the hearing. The commissioner must be given an opportunity to be heard in person or by counsel at the hearing. When written charges have been submitted against a commissioner, the city council may temporarily suspend the commissioner. If the city council finds that those charges have not been substantiated, the commissioner shall be immediately reinstated. If a commissioner is removed, a record of the proceedings, together with the charges and findings, shall be filed in the office of the city clerk.

Page 1, line 24, delete "2" and insert "3"

Page 1, line 25, delete "This act" and insert "Section 1"

Page 1, line 26, after the period insert "Section 2 is effective for the city of Rosemount the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of the city of Rosemount."

Amend the title as follows:

Page 1, line 6, after the semicolon insert "authorizing the city of Rosemount to establish a port authority;"

Page 1, line 8, after "subdivision" insert "; proposing coding for new law in Minnesota Statutes, chapter 469"

The motion prevailed and the amendment was adopted.

H. F. No. 997, A bill for an act relating to port authorities; providing for extraterritorial exercise of port authority powers to assist economic development projects; authorizing affected governmental units to contribute funds in support of port authority financing; authorizing the city of Rosemount to establish a port authority; amending Minnesota Statutes 1990, section 469.062, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 469.

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

The question was taken on the passage of the bill and the roll was called. There were 77 yeas and 53 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Farrell	Kelso	Olson, K.	Solberg
Anderson, R.	Frederick	Kinkel	Orenstein	Sparby
Anderson, R. H.	Garcia	Krueger	Orfield	Swenson
Battaglia	Greenfield	Lasley	Osthoff	Thompson
Bauerly	Hanson	Lieder	Ozment	Trimble
Beard	Hasskamp	Long	Pelowski	Tunheim
Begich	Hausman	Lourey	Peterson	Uphus
Bertram	Heir	Mariani	Pugh	Vellenga
Bodahl	Jacobs	McEachern	Reding	Wejcman
Boo	Jaros	McGuire	Rest	Welle
Brown	Jefferson	Milbert	Rodosovich	Wenzel
Carlson	Jennings	Munger	Rukavina	Winter
Cooper	Johnson, A.	Murphy	Runbeck	Spk. Vanasek
Dauner	Johnson, R.	Nelson, K.	Sarna	
Dawkins	Kahn	O'Connor	Scheid	
Dorn	Kalis	Olson, E.	Segal	

Those who voted in the negative were:

Abrams	Girard	Krinkie	Omann	Stanius
Bettermann	Goodno	Leppik	Ostrom	Steensma
Bishop	Gruenes	Limmer	Pauly	Sviggun
Blatz	Gutknecht	Lynch	Pellow	Tompkins
Carruthers	Hartle	Macklin	Rice	Valento
Clark	Haukoos	Marsh	Schafer	Wagenius
Davids	Henry	McPherson	Schreiber	Waltman
Dempey	Hufnagle	Morrison	Seaberg	Weaver
Dille	Hugoson	Nelson, S.	Simoneau	Welker
Erhardt	Johnson, V.	Newinski	Skoglund	
Frerichs	Koppendrayner	Olsen, S.	Smith	

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

There being no objection, the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 1571.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1571, A bill for an act relating to the legislature; changing the boundaries of legislative districts; amending Minnesota Statutes 1990, section 2.031, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 1990, sections 2.019; and 2.042 to 2.702.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

SPECIAL ORDERS

S. F. No. 1244 was reported to the House.

Scheid moved that S. F. No. 1244 be continued on Special Orders. The motion prevailed.

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

O'Connor moved that H. F. No. 728 be returned to its author. The motion prevailed.

Krueger moved that H. F. No. 1410 be returned to its author. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1:

Munger, Dille, Marsh, Kahn and Bertram.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 20:

Winter, Skoglund and Abrams.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 202:

Rukavina, Farrell and Girard.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 317:

Wagenius, Vellenga and Seaberg.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 459:

Greenfield, Vellenga and Macklin.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 606:

Brown, Kalis and Seaberg.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 958:

Sparby, Solberg and Bettermann.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1050:

Orfield, Carruthers and Bishop.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 621:

Kahn, Osthoff and Johnson, V.

ADJOURNMENT

Long moved that when the House adjourns today it adjourn until 1:00 p.m., Friday, May 17, 1991. The motion prevailed.

Long moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Friday, May 17, 1991.

EDWARD A. BURDICK, Chief Clerk, House of Representatives