

STATE OF MINNESOTA

SEVENTY-SEVENTH SESSION—1992

SIXTY-FIRST DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, JANUARY 8, 1992

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

Prayer was offered by Monsignor James D. Habiger, House Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Hartle and Jennings were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Lynch moved that further reading of the Journal be dispensed

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

REPORTS OF STANDING COMMITTEES

Rodosovich from the Committee on Redistricting to which was referred:

S. F. No. 1596, A bill for an act relating to technical and other corrections to the legislative redistricting plan; amending Laws 1991, chapter 246.

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

The report was adopted.

Rodosovich from the Committee on Redistricting to which was referred:

S. F. No. 1597, A bill for an act relating to elections; changing the boundaries of congressional districts; proposing coding for new law in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 1990, sections 2.741; 2.751; 2.761; 2.771; 2.781; 2.791; 2.801; and 2.811.

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

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1596 and 1597 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Munger, Boo and Jaros introduced:

H. F. No. 1794, A bill for an act relating to retirement; state patrol

retirement plan; eliminating an age-related limit on service credit; amending Minnesota Statutes 1990, section 352B.01, subdivision 3.

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

Thompson, Wenzel, Segal, Dauner and Anderson, R., introduced:

H. F. No. 1795, A bill for an act relating to the agricultural economy; authorizing certain obligations to assist in the use of agricultural industrial facilities in the city of Detroit Lakes; appropriating money.

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

Thompson; Dauner; Nelson, S.; Kinkel and Anderson, R., introduced:

H. F. No. 1796, A bill for an act relating to liquor; authorizing municipal liquor stores to jointly purchase intoxicating malt liquor; amending Minnesota Statutes 1990, section 340A.312, by adding a subdivision.

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

Solberg; Anderson, I.; Begich; Kinkel and Stanius introduced:

H. F. No. 1797, A bill for an act relating to game and fish; reducing deer license fees for residents under age 18; amending Minnesota Statutes 1991 Supplement, section 97A.475, subdivision 2.

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

Wenzel, Solberg, Vellenga, Farrell and Bauerly introduced:

H. F. No. 1798, A bill for an act relating to crime; providing for life imprisonment without release for certain persons convicted of first degree murder or repeat violent sex offenses; requiring consecutive sentences for persons convicted of multiple violent crimes; removing the crime of intentional second degree murder from the sentencing guidelines; providing mandatory minimum sentences for persons convicted of second and third degree murder, certain sex offenses, and first degree assault; reducing the good time allowance for violent offenders; granting the attorney general concurrent author-

ity to prosecute felony offenses; expanding the sex offender registration statute; requiring the commissioner of corrections to determine whether a "psychopathic personality" commitment petition should be filed before releasing a sex offender from prison; authorizing bonding for capital improvements; changing penalties for certain prostitution related crimes; appropriating money; amending Minnesota Statutes 1990, sections 8.01; 244.04, subdivisions 1, 3, and by adding a subdivision; 244.05, subdivisions 4, 5, and by adding a subdivision; 609.15, by adding a subdivision; 609.184, subdivision 2; 609.19; 609.195; 609.221; 609.322; 609.323; 609.342, subdivision 2; 609.343, subdivision 2; and 609.346, subdivision 2a; Minnesota Statutes 1991 Supplement, section 243.166, subdivisions 1, 3, and 6.

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

Jaros, Munger, Boo, Janezich and Battaglia introduced:

H. F. No. 1799, A bill for an act relating to education; repealing the transfer of certain higher education programs offered by the community college system in the Duluth area; repealing Laws 1991, chapter 356, article 3, section 14.

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

Lasley; Bauerly; Olson, K.; McEachern and Johnson, R., introduced:

H. F. No. 1800, A bill for an act relating to education; authorizing transportation aid for late transportation for pupils involved in after school activities; amending Minnesota Statutes 1991 Supplement, sections 124.223, subdivision 1; and 124.225, subdivision 1; Laws 1991, chapter 265, article 2, section 19, subdivision 2.

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

Milbert and Pugh introduced:

H. F. No. 1801, A bill for an act relating to lawful gambling; removing certain limitations on real estate taxes and assessments as lawful purpose expenditures; amending Minnesota Statutes 1991 Supplement, section 349.12, subdivision 25.

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

Swenson, McPherson, Hanson, Solberg and Beard introduced:

H. F. No. 1802, A bill for an act relating to crimes; requiring the court to order sentences to run consecutively for crimes committed by inmates at state correctional facilities; proposing coding for new law in Minnesota Statutes, chapter 609.

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

Bishop and Vellenga introduced:

H. F. No. 1803, A bill for an act relating to crimes; including certain assaults as disqualification for certain permits; amending Minnesota Statutes 1991 Supplement, section 624.712, subdivision 5.

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

Olson, K.; Winter; Bertram; Lieder and Ostrom introduced:

H. F. No. 1804, A bill for an act relating to taxation; sales; modifying the exemption for occasional sales; amending Minnesota Statutes 1991 Supplement, section 297A.25, subdivision 12.

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

Leppik and Knickerbocker introduced:

H. F. No. 1805, A bill for an act relating to retirement; volunteer firefighters; permitting the payment of ancillary benefits to or on behalf of retired members under certain circumstances; amending Minnesota Statutes 1990, section 424A.02, subdivision 9.

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

Wenzel, Solberg, Steensma, Davids and Kinkel introduced:

H. F. No. 1806, A bill for an act relating to crime; providing for life imprisonment without release for certain persons convicted of first degree murder or repeat violent sex offenses; requiring consecutive sentences for persons convicted of multiple violent crimes; removing the crime of intentional second degree murder from the sentencing guidelines; providing mandatory minimum sentences for persons

convicted of second and third degree murder, certain sex offenses, and first degree assault; reducing the good time allowance for violent offenders; granting the attorney general concurrent authority to prosecute felony offenses; expanding the sex offender registration statute; requiring the commissioner of corrections to determine whether a "psychopathic personality" commitment petition should be filed before releasing a sex offender from prison; authorizing bonding for capital improvements; changing penalties for certain prostitution related crimes; appropriating money; amending Minnesota Statutes 1990, sections 8.01; 244.04, subdivisions 1, 3, and by adding a subdivision; 244.05, subdivisions 4, 5, and by adding a subdivision; 609.15, by adding a subdivision; 609.184, subdivision 2; 609.19; 609.195; 609.221; 609.322; 609.323; 609.342, subdivision 2; 609.343, subdivision 2; and 609.346, subdivision 2a; Minnesota Statutes 1991 Supplement, section 243.166, subdivisions 1, 3, and 6.

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

Wenzel, Sparby, O'Connor, Hanson and Hasskamp introduced:

H. F. No. 1807, A bill for an act relating to crime; providing for life imprisonment without release for certain persons convicted of first degree murder or repeat violent sex offenses; requiring consecutive sentences for persons convicted of multiple violent crimes; removing the crime of intentional second degree murder from the sentencing guidelines; providing mandatory minimum sentences for persons convicted of second and third degree murder, certain sex offenses, and first degree assault; reducing the good time allowance for violent offenders; granting the attorney general concurrent authority to prosecute felony offenses; expanding the sex offender registration statute; requiring the commissioner of corrections to determine whether a "psychopathic personality" commitment petition should be filed before releasing a sex offender from prison; authorizing bonding for capital improvements; changing penalties for certain prostitution related crimes; appropriating money; amending Minnesota Statutes 1990, sections 8.01; 244.04, subdivisions 1, 3, and by adding a subdivision; 244.05, subdivisions 4, 5, and by adding a subdivision; 609.15, by adding a subdivision; 609.184, subdivision 2; 609.19; 609.195; 609.221; 609.322; 609.323; 609.342, subdivision 2; 609.343, subdivision 2; and 609.346, subdivision 2a; Minnesota Statutes 1991 Supplement, section 243.166, subdivisions 1, 3, and 6.

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

Frerichs, Frederick, Swenson and Johnson, V., introduced:

H. F. No. 1808, A bill for an act relating to public administration;

authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state bonds; authorizing assessments for debt service; changing the disposition of receipts of the rail service improvement account; appropriating money; amending Minnesota Statutes 1990, section 222.49; Minnesota Statutes 1991 Supplement, section 124.479; proposing coding for new law in Minnesota Statutes, chapter 16A.

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

Krueger; Steensma; Olson, K.; Sparby and Wenzel introduced:

H. F. No. 1809, A bill for an act relating to taxation; sales; modifying the exemption for occasional sales; amending Minnesota Statutes 1991 Supplement, section 297A.25, subdivision 12.

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

Anderson, R. H.; Koppendrayner; Sviggum and Girard introduced:

H. F. No. 1810, A bill for an act relating to taxation; exempting occasional sales of tangible personal property primarily used in a trade or business; amending Minnesota Statutes 1991 Supplement, section 297A.25, subdivision 12.

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

Tunheim, Welle, Frerichs, Kinkel and Bauerly introduced:

H. F. No. 1811, A bill for an act relating to education; removing certain restrictions on issuing and selling school loan bonds; amending Minnesota Statutes 1991 Supplement, section 124.479.

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

Johnson, R.; Lasley and Bauerly introduced:

H. F. No. 1812, A bill for an act relating to education; authorizing a special transportation levy for independent school district No. 31.

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

Waltman introduced:

H. F. No. 1813, A bill for an act relating to cities; Millville and Dover; regulating detached banking facilities.

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

Frerichs, Omann, Tunheim, Ozment and Tompkins introduced:

H. F. No. 1814, A bill for an act relating to education; deleting a requirement delaying the sale and issuance of certain maximum effort school loan bonds; amending Minnesota Statutes 1991 Supplement, section 124.479.

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

MOTIONS AND RESOLUTIONS

Anderson, R., moved that the name of Swenson be added as an author on H. F. No. 1760. The motion prevailed.

Solberg moved that the name of Limmer be added as an author on H. F. No. 1764. The motion prevailed.

Omann moved that the name of Welker be added as an author on H. F. No. 1770. The motion prevailed.

Haukoos moved that H. F. No. 1782 be returned to its author. The motion prevailed.

ADJOURNMENT

Welle moved that when the House adjourns today it adjourn until 12:00 noon, Thursday, January 9, 1992. The motion prevailed.

Welle moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Thursday, January 9, 1992.

EDWARD A. BURDICK, Chief Clerk, House of Representatives