

STATE OF MINNESOTA

SEVENTY-SEVENTH SESSION—1992

SEVENTY-FOURTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MARCH 9, 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 the Reverend Peg Chamberlin, Director, Minnesota Food Share, Minneapolis, Minnesota.

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

The roll was called and the following members were present:

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

A quorum was present.

Rodosovich, Rukavina and Segal were excused.

Vellenga was excused until 3:05 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Bertram 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

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

H. F. No. 1350, A bill for an act relating to retirement; major and statewide retirement plans; crediting service and salary when back pay is awarded in the event of a wrongful discharge; proposing coding for new law in Minnesota Statutes, chapter 356.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [356.50] [SERVICE AND SALARY CREDIT FROM BACK PAY AWARDS IN THE EVENT OF WRONGFUL DISCHARGE.]

(a) A person who is wrongfully discharged from public employment that gave rise to coverage by a public employee pension plan listed in section 356.30, subdivision 3, is entitled to obtain allowable service credit from the applicable public employee pension plan for the applicable period caused by the wrongful discharge. A person is wrongfully discharged for purposes of this section if:

(1) the person has been determined by a court of competent jurisdiction or an arbitrator in binding arbitration to have been wrongfully discharged from public employment;

(2) the person received an award of back pay with respect to that discharge; and

(3) the award does not include any amount for any lost or interrupted public pension plan coverage.

(b) To obtain the public pension plan allowable service credit, the person shall pay the required member contribution amount. The required member contribution amount is the member contribution rate or rates in effect for the pension plan during the period of service covered by the back pay award, applied to the unpaid gross salary amounts of the back pay award including unemployment compensation, workers' compensation, or wages from other sources which reduced the back award. No contributions shall be made under

this paragraph for compensation covered by a public pension plan listed in section 356.30, subdivision 3, for employment during the removal period. The person shall pay the required member contribution amount within 60 days of the date of receipt of the back pay award, within 60 days of the effective date of this section, or within 60 days of a billing from the retirement fund, whichever is later.

(c) The public employer who wrongfully discharged the public employee must pay an employer contribution on the back pay award. The employer contribution must be based on the employer contribution rate or rates in effect for the pension plan during the period of service covered by the back pay award, applied to the salary amount on which the member contribution amount was determined under paragraph (b). Interest on both the required member and employer contribution amount must be paid by the employer at the annual compound rate of 8.5 percent per year, expressed monthly, between the date the contribution amount would have been paid to the date of actual payment. The employer payment must be made within 30 days of the payment under paragraph (b).

Sec. 2. [REPEALER.]

Minnesota Statutes 1991 Supplement, section 353.27, subdivision 5a, is repealed.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective on the day following final enactment."

Amend the title as follows:

Page 1, line 6, before the period insert "; repealing Minnesota Statutes 1991 Supplement, section 353.27, subdivision 5a"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1567, A bill for an act relating to retirement; Falcon Heights volunteer firefighters relief associations; authorizing full vesting with five years of service.

Reported the same back with the following amendments:

Page 1, line 12, delete everything after "pay"

Page 1, line 13, delete "completed fewer than five years of service and"

Page 1, delete lines 19 to 25

Page 2, delete lines 1 to 6

Page 2, line 10, before the underscored period insert ", and applies for the plan year in which the reduced vesting provision is approved and implemented"

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

The report was adopted.

Vellenga from the Committee on Judiciary to which was referred:

H. F. No. 1910, A bill for an act relating to corporations; providing for the formation, organization, operation, taxation, management, and ownership of limited liability companies; prescribing the procedures for filing articles of organization; establishing the powers of a limited liability company; providing for the naming of a limited liability company; providing for the appointment of a resident agent for a limited liability company; establishing the relationship of the members of a limited liability company to each other and to third parties; permitting the merger of one or more limited liability companies with other domestic limited liability companies and domestic and foreign corporations; providing for the dissolution, winding up, and termination of a limited liability company; providing for foreign limited liability companies to do business in this state; defining certain terms; appropriating money; amending Minnesota Statutes 1990, sections 290.01, by adding a subdivision; 302A.011, subdivision 19; 302A.115, subdivision 1; 302A.121, subdivision 2; 302A.601, by adding a subdivision; 308A.005, subdivision 6; 308A.121, subdivision 1; 317A.011, subdivision 16; 317A.115, subdivision 2; 319A.02, subdivision 5, and by adding a subdivision; 319A.03; 319A.05; 319A.06, subdivision 2; 319A.07; 319A.12, subdivisions 1a and 2; 319A.20; 322A.01; 322A.02; 333.001; 333.18, subdivision 2; 333.20, subdivision 2; and 333.21, subdivision 1; Minnesota Statutes 1991 Supplement, sections 290.06, subdivision 22; and 302A.471, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 322B.

Reported the same back with the following amendments:

Page 1, after line 34, insert:

"Section 1. Minnesota Statutes 1990, section 116B.02, subdivision 2, is amended to read:

Subd. 2. "Person" means any natural person, any state, municipality or other governmental or political subdivision or other public agency or instrumentality, any public or private corporation, any partnership, firm, association, or other organization, any receiver, trustee, assignee, agent, or other legal representative of any of the foregoing, and any other entity, except a family farm, a family farm corporation, a family farm limited liability company, or a bona fide farmer corporation.

Sec. 2. Minnesota Statutes 1990, section 116B.02, is amended by adding a subdivision to read:

Subd. 9. [FAMILY FARM LIMITED LIABILITY COMPANY.] "Family farm limited liability company" has the meaning given in section 500.24, subdivision 2, paragraph (j).

Sec. 3. Minnesota Statutes 1990, section 273.124, subdivision 8, is amended to read:

Subd. 8. [HOMESTEAD OWNED BY FAMILY FARM CORPORATION, FAMILY FARM LIMITED LIABILITY COMPANY, OR PARTNERSHIP.] (a) Each family farm corporation, each family farm limited liability company, and each partnership operating a family farm is entitled to class 1b under section 273.13, subdivision 22, paragraph (b), or class 2a assessment for one homestead occupied by a shareholder, limited liability company member, or partner thereof who is residing on the land and actively engaged in farming of the land owned by the corporation, limited liability company, or partnership. Homestead treatment applies even if legal title to the property is in the name of the corporation, limited liability company, or partnership and not in the name of the person residing on it. "Family farm corporation," "family farm limited liability company," and "family farm" have the meanings given in section 500.24, except that the number of allowable shareholders, limited liability company members, or partners under this subdivision shall not exceed 12.

(b) In addition to property specified in paragraph (a), any other residences owned by corporations, limited liability companies, or partnerships described in paragraph (a) which are located on agricultural land and occupied as homesteads by shareholders, limited liability company members, or partners who are actively engaged in farming on behalf of the corporation, limited liability company, or

partnership must also be assessed as class 2a property or as class 1b property under section 273.13, subdivision 22, paragraph (b), but the property eligible is limited to the residence itself and as much of the land surrounding the homestead, not exceeding one acre, as is reasonably necessary for the use of the dwelling as a home, and does not include any other structures that may be located on it."

Page 2, line 2, delete "must be" and insert "is"

Page 8, after line 29, insert:

"Sec. 13. Minnesota Statutes 1990, section 308A.311, is amended by adding a subdivision to read:

Subd. 6a. [FARM LIMITED LIABILITY COMPANY MEMBER MAY BE A DIRECTOR.] If a member of a cooperative is a family farm limited liability company as defined in section 500.24, subdivision 2, paragraph (j), or an authorized farm limited liability company as defined in section 500.24, subdivision 2, paragraph (k), the member may elect or appoint an individual member of the farm limited liability company residing on or actively operating the farm to be eligible for election as a director to the board.

Sec. 14. Minnesota Statutes 1990, section 308A.311, subdivision 7, is amended to read:

Subd. 7. [CORPORATE MEMBERS MAY NOMINATE PERSONS FOR DIRECTOR.] If a member of a cooperative is not a natural person, family farm corporation, or an authorized farm corporation, a family farm limited liability company, or an authorized farm limited liability company, and the bylaws do not provide otherwise, the member may appoint or elect one or, for a cooperative constituted entirely of other cooperatives or associations, one or more natural persons to be eligible for election as a director to the board."

Page 8, line 11, delete "this" and insert "a"

Page 16, after line 27, insert:

"Sec. 32. Minnesota Statutes 1990, section 500.24, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For the purposes of this section, the terms defined in this subdivision have the meanings here given them:

(a) "Farming" means the production of (1) agricultural products; (2) livestock or livestock products; (3) milk or milk products; or (4) fruit or other horticultural products. It does not include the processing, refining, or packaging of said products, nor the provision of

spraying or harvesting services by a processor or distributor of farm products. It does not include the production of timber or forest products or the production of poultry or poultry products.

(b) "Family farm" means an unincorporated farming unit owned by one or more persons residing on the farm or actively engaging in farming.

(c) "Family farm corporation" means a corporation founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are persons or the spouses of persons related to each other within the third degree of kindred according to the rules of the civil law, and at least one of said related persons is residing on or actively operating the farm, and none of whose stockholders are corporations; provided that a family farm corporation shall not cease to qualify as such hereunder by reason of any devise or bequest of shares of voting stock.

(d) "Authorized farm corporation" means a corporation meeting the following standards:

- (1) its shareholders do not exceed five in number;
- (2) all its shareholders, other than any estate are natural persons;
- (3) it does not have more than one class of shares; and
- (4) its revenues from rent, royalties, dividends, interest, and annuities does not exceed 20 percent of its gross receipts; and
- (5) shareholders holding 51 percent or more of the interest in the corporation must be residing on the farm or actively engaging in farming;
- (6) the authorized farm corporation, directly or indirectly, owns or otherwise has an interest, whether legal, beneficial, or otherwise, in any title to no more than 1,500 acres of real estate used for farming or capable of being used for farming in this state; and
- (7) a shareholder of the authorized farm corporation is not a shareholder in other authorized farm corporations that directly or indirectly in combination with the authorized farm corporation own ~~not~~ more than 1,500 acres of real estate used for farming or capable of being used for farming in this state.

(e) "Agricultural land" means land used for farming.

(f) "Pension or investment fund" means a pension or employee welfare benefit fund, however organized, a mutual fund, a life

insurance company separate account, a common trust of a bank or other trustee established for the investment and reinvestment of money contributed to it, a real estate investment trust, or an investment company as defined in United States Code, title 15, section 80a-3. "Pension or investment fund" does not include a benevolent trust established by the owners of a family farm, authorized farm corporation or family farm corporation.

(g) "Farm homestead" means a house including adjoining buildings that has been used as part of a farming operation or is part of the agricultural land used for a farming operation.

(h) "Family farm partnership" means a limited partnership formed for the purpose of farming and the ownership of agricultural land in which the majority of the interests in the partnership are held by and the majority of the partners are persons or the spouses of persons related to each other within the third degree of kindred according to the rules of the civil law, and at least one of the related persons is residing on or actively operating the farm, and none of the partners are corporations. A family farm partnership does not cease to qualify as a family farm partnership because of a devise or bequest of interest in the partnership.

(i) "Authorized farm partnership" means a limited partnership meeting the following standards:

(1) it has been issued a certificate from the secretary of state or is registered with the county recorder and farming and ownership of agricultural land is stated as a purpose or character of the business;

(2) its partners do not exceed five in number;

(3) all its partners, other than an estate, are natural persons;

(4) its revenues from rent, royalties, dividends, interest, and annuities do not exceed 20 percent of its gross receipts;

(5) its general partners hold at least 51 percent of the interest in the land assets of the partnership and reside on the farm or are actively engaging in farming not more than 1,500 acres as a general partner in an authorized limited partnership;

(6) its limited partners do not participate in the business of the limited partnership including operating, managing, or directing management of farming operations;

(7) the authorized farm partnership, directly or indirectly, does not own or otherwise have an interest, whether legal, beneficial, or otherwise, in a title to more than 1,500 acres of real estate used for farming or capable of being used for farming in this state; and

(8) a limited partner of the authorized farm partnership is not a limited partner in other authorized farm partnerships that directly or indirectly in combination with the authorized farm partnership own ~~not~~ more than 1,500 acres of real estate used for farming or capable of being used for farming in this state.

(j) "Family farm limited liability company" means a limited liability company founded for the purpose of farming and the ownership of agricultural land in which the majority of the membership interests in the limited liability company are held by and the majority of the members are persons or the spouses of persons related to each other within the third degree of kindred according to the rules of the civil law. At least one of the related persons must be residing on or actively operating the farm, and none of the members may be corporations. A family farm limited liability company does not cease to qualify as such because of a devise or bequest of a membership interest in the limited liability company.

(k) "Authorized farm limited liability company" means a limited liability company meeting the following standards:

- (1) its members do not exceed five in number;
- (2) all its members, other than any estate, are natural persons;
- (3) its revenues from rent, royalties, dividends, interest, and annuities do not exceed 20 percent of its gross receipts;
- (4) members holding 51 percent or more of the voting power in the limited liability company must be residing on the farm or actively engaging in farming;
- (5) the authorized limited liability company, directly or indirectly, owns or otherwise has an interest, whether legal, beneficial, or otherwise, in title to no more than 1,500 acres of real estate used for farming or capable of being used for farming in this state; and
- (6) a member of the authorized farm limited liability company is not a member in other authorized farm limited liability companies that directly or indirectly in combination with the authorized farm limited liability company own more than 1,500 acres of real estate used for farming or capable of being used for farming in this state.

Sec. 33. Minnesota Statutes 1991 Supplement, section 500.24, subdivision 3, is amended to read:

Subd. 3. [FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED.] No corporation, limited liability company, pension or investment fund, or limited partnership shall engage in farming; nor shall any corporation,

limited liability company, pension or investment fund, or limited partnership, directly or indirectly, own, acquire, or otherwise obtain an interest, whether legal, beneficial or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. Provided, however, that the restrictions in this subdivision do not apply to corporations, limited liability companies, or partnerships in clause (b) and do not apply to corporations, limited liability companies, limited partnerships, and pension or investment funds that record its name and the particular exception under clauses (a) to (s) under which the agricultural land is owned or farmed, have a conservation plan prepared for the agricultural land, report as required under subdivision 4, and satisfy one of the following conditions under clauses (a) to (s):

(a) A bona fide encumbrance taken for purposes of security;

(b) A family farm corporation, an authorized farm corporation, a family farm limited liability company or an authorized farm limited liability company, a family farm partnership, or an authorized farm partnership as defined in subdivision 2 or a general partnership;

(c) Agricultural land and land capable of being used for farming owned by a corporation as of May 20, 1973, or a pension or investment fund as of May 12, 1981, including the normal expansion of such ownership at a rate not to exceed 20 percent of the amount of land owned as of May 20, 1973, or, in the case of a pension or investment fund, as of May 12, 1981, measured in acres, in any five-year period, and including additional ownership reasonably necessary to meet the requirements of pollution control rules;

(d) Agricultural land operated for research or experimental purposes with the approval of the commissioner of agriculture, provided that any commercial sales from the operation must be incidental to the research or experimental objectives of the corporation. A corporation, limited liability company, limited partnership, or pension or investment fund seeking to operate agricultural land for research or experimental purposes must submit to the commissioner a prospectus or proposal of the intended method of operation, containing information required by the commissioner including a copy of any operational contract with individual participants, prior to initial approval of an operation. A corporation, limited partnership, or pension or investment fund operating agricultural land for research or experimental purposes prior to May 1, 1988, must comply with all requirements of this clause except the requirement for initial approval of the project;

(e) Agricultural land operated by a corporation, limited liability company, or limited partnership for the purpose of raising breeding stock, including embryos, for resale to farmers or operated for the purpose of growing seed, wild rice, nursery plants or sod;

(f) Agricultural land and land capable of being used for farming leased by a corporation or limited partnership in an amount, measured in acres, not to exceed the acreage under lease to such corporation as of May 20, 1973, or to the limited partnership as of May 1, 1988, and the additional acreage required for normal expansion at a rate not to exceed 20 percent of the amount of land leased as of May 20, 1973, for a corporation or May 1, 1988, for a limited partnership in any five-year period, and the additional acreage reasonably necessary to meet the requirements of pollution control rules;

(g) Agricultural land when acquired as a gift (either by grant or a devise) by an educational, religious, or charitable nonprofit corporation or by a pension or investment fund or limited liability company or limited partnership; provided that all lands so acquired by a pension or investment fund, and all lands so acquired by a corporation, limited liability company, or limited partnership which are not operated for research or experimental purposes, or are not operated for the purpose of raising breeding stock for resale to farmers or operated for the purpose of growing seed, wild rice, nursery plants or sod must be disposed of within ten years after acquiring title thereto;

(h) Agricultural land acquired by a pension or investment fund or a corporation other than a family farm corporation or authorized farm corporation, as defined in subdivision 2, or a limited liability company other than a family farm limited liability company or authorized farm limited liability company, as defined in subdivision 2, or a limited partnership other than a family farm partnership or authorized farm partnership as defined in subdivision 2, for which the corporation, limited liability company, or limited partnership has documented plans to use and subsequently uses the land within six years from the date of purchase for a specific nonfarming purpose, or if the land is zoned nonagricultural, or if the land is located within an incorporated area. A pension or investment fund or a corporation or limited liability company or limited partnership may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation; provided, however, that pending the development of agricultural land for nonfarm purposes, such land may not be used for farming except under lease to a family farm unit, a family farm corporation, an authorized farm corporation, a family farm limited liability company, an authorized farm limited liability company, a family farm partnership, or an authorized farm partnership, or except when controlled through ownership, options, leaseholds, or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, United States Code, title 42, sections 3901 to 3914) as amended, or a subsidiary or assign of such a corporation;

(i) Agricultural lands acquired by a pension or investment fund or

a corporation or limited liability company or limited partnership by process of law in the collection of debts, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise; provided, however, that all lands so acquired be disposed of within ten years after acquiring the title if acquired before May 1, 1988, and five years after acquiring the title if acquired on or after May 1, 1988, acquiring the title thereto, and further provided that the land so acquired shall not be used for farming during the ten-year or five-year period except under a lease to a family farm unit, a family farm corporation, an authorized farm corporation, a family farm limited liability company, an authorized farm limited liability company, a family farm partnership, or an authorized farm partnership. The aforementioned ten-year or five-year limitation period shall be deemed a covenant running with the title to the land against any grantee, assignee, or successor of the pension or investment fund or corporate or limited partnership grantee or assignee or the successor of such pension or investment fund or corporation or limited partnership, corporation, family farm limited liability company, authorized farm limited liability company, or limited partnership. Notwithstanding the five-year divestiture requirement under this clause, a financial institution may continue to own the agricultural land if the agricultural land is leased to the immediately preceding former owner, but must divest of the agricultural land within the ten-year period;

(j) Agricultural land acquired by a corporation regulated under the provisions of Minnesota Statutes 1974, chapter 216B, for purposes described in that chapter or by an electric generation or transmission cooperative for use in its business, provided, however, that such land may not be used for farming except under lease to a family farm unit, a family farm corporation, family farm limited liability company, or a family farm partnership;

(k) Agricultural land, either leased or owned, totaling no more than 2,700 acres, acquired after May 20, 1973, for the purpose of replacing or expanding asparagus growing operations, provided that such corporation had established 2,000 acres of asparagus production;

(l) All agricultural land or land capable of being used for farming which was owned or leased by an authorized farm corporation as defined in Minnesota Statutes 1974, section 500.24, subdivision 1, clause (d), but which does not qualify as an authorized farm corporation as defined in subdivision 2, clause (d);

(m) A corporation formed primarily for religious purposes whose sole income is derived from agriculture;

(n) Agricultural land owned or leased by a corporation prior to August 1, 1975, which was exempted from the restriction of this subdivision under the provisions of Laws 1973, chapter 427, includ-

ing normal expansion of such ownership or leasehold interest to be exercised at a rate not to exceed 20 percent of the amount of land owned or leased on August 1, 1975, in any five-year period and the additional ownership reasonably necessary to meet requirements of pollution control rules;

(o) Agricultural land owned or leased by a corporation prior to August 1, 1978, including normal expansion of such ownership or leasehold interest, to be exercised at a rate not to exceed 20 percent of the amount of land owned or leased on August 1, 1978, and the additional ownership reasonably necessary to meet requirements of pollution control rules, provided that nothing herein shall reduce any exemption contained under the provisions of Laws 1975, chapter 324, section 1, subdivision 2;

(p) An interest in the title to agricultural land acquired by a pension fund or family trust established by the owners of a family farm, authorized farm corporation or family farm corporation, or a family farm limited liability company or an authorized farm limited liability company, but limited to the farm on which one or more of those owners ~~or~~ shareholders, or limited liability company members have resided or have been actively engaged in farming as required by subdivision 2, clause (b), (c), or (d);

(q) Agricultural land owned by a nursing home located in a city with a population, according to the state demographer's 1985 estimate, between 900 and 1,000, in a county with a population, according to the state demographer's 1985 estimate, between 18,000 and 19,000, if the land was given to the nursing home as a gift with the expectation that it would not be sold during the donor's lifetime. This exemption is available until July 1, 1995;

(r) The acreage of agricultural land and land capable of being used for farming owned and recorded by an authorized farm corporation as defined in Minnesota Statutes 1986, section 500.24, subdivision 2, paragraph (d), or a limited partnership as of May 1, 1988, including the normal expansion of the ownership at a rate not to exceed 20 percent of the land owned and recorded as of May 1, 1988, measured in acres, in any five-year period, and including additional ownership reasonably necessary to meet the requirements of pollution control rules;

(s) Agricultural land owned or leased as a necessary part of an aquatic farm as defined in section 17.47, subdivision 3.

Sec. 34. Minnesota Statutes 1990, section 500.24, subdivision 3a, is amended to read:

Subd. 3a. [LEASE AGREEMENT; CONSERVATION PRACTICE PROTECTION CLAUSE.] A corporation, limited liability company, pension or investment fund, or limited partnership, other than a

family farm corporation, an authorized farm corporation, a family farm limited liability company, an authorized farm limited liability company, a family farm partnership, or an authorized farm partnership, when leasing farm land to a family farm unit, a family farm corporation, an authorized farm corporation, a family farm limited liability company, an authorized farm limited liability company, a family farm partnership, or an authorized farm partnership under provisions of subdivision 3, clause (i), must include within the lease agreement a provision prohibiting intentional damage or destruction to a conservation practice on the agricultural land.

Sec. 35. Minnesota Statutes 1990, section 500.24, subdivision 3b, is amended to read:

Subd. 3b. [PROTECTION OF CONSERVATION PRACTICES.] If a corporation, limited liability company, pension or investment fund, or limited partnership, other than a family farm corporation, an authorized farm corporation, a family farm limited liability company, an authorized farm limited liability company, a family farm partnership, or authorized farm partnership, during the period of time it holds agricultural land under subdivision 3, clause (i), intentionally destroys a conservation practice as defined in section 103F.401, subdivision 3, to which the state has made a financial contribution, the corporation, limited liability company, pension or investment fund, or limited partnership must pay the commissioner of agriculture, for deposit in the general fund, an amount equal to the state's total contributions to that conservation practice plus interest from the time of investment in the conservation practice. Interest must be calculated at an annual percentage rate of 12 percent.

Sec. 36. Minnesota Statutes 1990, section 500.24, subdivision 4, is amended to read:

Subd. 4. [REPORTS.] (a) The chief executive officer of every pension or investment fund, corporation, limited liability company, or limited partnership, except a family farm corporation, family farm limited liability company, or a family farm limited partnership, that holds any interest in agricultural land or land used for the breeding, feeding, pasturing, growing, or raising of livestock, dairy or poultry, or products thereof, or land used for the production of agricultural crops or fruit or other horticultural products, other than a bona fide encumbrance taken for purposes of security, or which is engaged in farming or proposing to commence farming in this state after May 20, 1973, shall file with the commissioner of agriculture a report containing the following information and documents:

(1) the name of the pension or investment fund, corporation, limited liability company, or limited partnership and its place of incorporation, organization, certification, or registration;

(2) the address of the pension or investment plan headquarters or of the registered office of the corporation or limited liability company in this state, the name and address of its registered agent in this state and, in the case of a foreign corporation, foreign limited liability company, or limited partnership, the address of its principal office in its place of incorporation, organization, certification, or registration;

(3) the acreage and location listed by quarter-quarter section, township and county of each lot or parcel of land in this state owned or leased by the pension or investment fund, limited partnership, ~~or~~ corporation, or limited liability company and used for the growing of crops or the keeping or feeding of poultry or livestock;

(4) the names and addresses of the officers, administrators, directors or trustees of the pension or investment fund, or of the officers, shareholders owning more than ten percent of the stock, including the percent of stock owned by each such shareholder, and the members of the board of directors of the corporation, or of the managers, members owning more than ten percent of the voting power, including the percent of voting power owned by each member, and the members of the board of governors of the limited liability company, and the general and limited partners and the percentage of interest in the partnership by each partner;

(5) the farm products which the pension or investment fund, limited partnership, ~~or~~ corporation, or limited liability company produces or intends to produce on its agricultural land;

(6) with the first report, a copy of the title to the property where the farming operations are or will occur indicating the particular exception claimed under subdivision 3, clauses (a) to (r); and

(7) with the first or second report, a copy of the conservation plan proposed by the soil and water conservation district, and with subsequent reports a statement of whether the conservation plan was implemented.

The report of a ~~corporation~~ an entity seeking to qualify hereunder as a family farm corporation, an authorized farm corporation, a family farm limited liability company, an authorized farm limited liability company, a family farm partnership, or authorized farm partnership shall contain the following additional information: the number of shares, limited liability company membership interests, or the partnership interests owned by persons residing on the farm or actively engaged in farming, or their relatives within the third degree of kindred according to the rules of the civil law or their spouses; the name, address, and number of shares owned by each shareholder, membership interests owned by each limited liability company member, or partnership interests owned by each partner; and a statement as to percentage of gross receipts of the ~~corporation~~

entity derived from rent, royalties, dividends, interest, and annuities. No pension or investment fund, limited partnership, ~~or corporation,~~ or limited liability company shall commence farming in this state until the commissioner of agriculture has inspected the report and certified that its proposed operations comply with the provisions of this section.

(b) Every pension or investment fund, limited partnership, ~~or corporation,~~ or limited liability company as described in clause (a) shall, prior to April 15 of each year, file with the commissioner of agriculture a report containing the information required in clause (a), based on its operations in the preceding calendar year and its status at the end of the year. A pension or investment fund, limited partnership, ~~or corporation,~~ or limited liability company that does not file the report by April 15 must pay a \$500 civil penalty. The penalty is a lien on the land being farmed under subdivision 3 until the penalty is paid.

(c) The commissioner or the commissioner's authorized representative may enter into a written agreement with a person required to file a report under this subdivision who, for good cause shown, has failed to make a timely filing. An agreement must be construed as a "no contest" pleading and may encompass a reduction or waiver of the civil penalty for late filing. The agreement is final and conclusive with respect to the civil penalty, except upon a showing of fraud or malfeasance or misrepresentation of a material fact. The matter agreed upon in the agreement may not be reopened or modified by an officer, employee, or agent of the state. The report required under paragraph (b) must be completed prior to a reduction or waiver under this paragraph. The commissioner may enter into an agreement under this paragraph only once for each person required to file under this subdivision. The commissioner may enter into an agreement under this paragraph only once for each corporation or partnership.

(d) Failure to file a required report, or the willful filing of false information, shall constitute a gross misdemeanor.

Sec. 37. Minnesota Statutes 1990, section 500.24, subdivision 5, is amended to read:

Subd. 5. [ENFORCEMENT.] With reason to believe that a corporation, limited liability company, limited partnership, or pension or investment fund is violating subdivision 3, the attorney general shall commence an action in the district court in which any agricultural lands relative to such violation are situated, or if situated in two or more counties, in any county in which a substantial part of the lands are situated. The attorney general shall file for record with the county recorder or the registrar of titles of each county in which any portion of said lands are located a notice of the pendency of the action as provided in section 557.02. If the court

finds that the lands in question are being held in violation of subdivision 3, it shall enter an order so declaring. The attorney general shall file for record any such order with the county recorder or the registrar of titles of each county in which any portion of said lands are located. Thereafter, the pension or investment fund, limited partnership, ~~or~~ corporation, or limited liability company owning such land shall have a period of five years from the date of such order to divest itself of such lands. The aforementioned five-year limitation period shall be deemed a covenant running with the title to the land against any grantee, assignee, ~~or successor of the pension or investment fund, limited partnership, or corporate grantee or assignee or the successor of such pension or investment fund, limited partnership, or corporation, or limited liability company.~~ Any lands not so divested within the time prescribed shall be sold at public sale in the manner prescribed by law for the foreclosure of a mortgage by action. In addition, any prospective or threatened violation may be enjoined by an action brought by the attorney general in the manner provided by law.

Sec. 38. Minnesota Statutes 1991 Supplement, section 500.24, subdivision 6, is amended to read:

Subd. 6. [DISPOSAL OF LAND.] (a) A state or federal agency, limited partnership, limited liability company, or a corporation may not lease or sell agricultural land or a farm homestead before offering or making a good faith effort to offer the land for sale or lease to the immediately preceding former owner at a price no higher than the highest price offered by a third party that is acceptable to the seller or lessor. The offer must be made on the notice to offer form under subdivision 7. The requirements of this subdivision do not apply to a sale or lease by a corporation that is a family farm corporation or an authorized farm corporation, to a lease or sale by a limited liability company that is a family farm limited liability company or an authorized farm limited liability company, or to a sale or lease by the commissioner of agriculture of property acquired by the state under the family farm security program under chapter 41. This subdivision applies only to a sale or lease when the seller or lessor acquired the property by enforcing a debt against the agricultural land or farm homestead, including foreclosure of a mortgage, accepting a deed in lieu of foreclosure, terminating a contract for deed, or accepting a deed in lieu of terminating a contract for deed. Selling or leasing property to a third party at a price is prima facie evidence that the price is acceptable to the seller or lessor. The seller must provide written notice to the immediately preceding former owner that the agricultural land or farm homestead will be offered for sale at least 14 days before the agricultural land or farm homestead is offered for sale.

(b) An immediately preceding former owner is the entity with record legal title to the agricultural land or farm homestead before acquisition by the state or federal agency or corporation or limited

liability company except: if the immediately preceding former owner is a bankruptcy estate, the debtor in bankruptcy is the immediately preceding former owner; and if the agricultural land or farm homestead was acquired by termination of a contract for deed or deed in lieu of termination of a contract for deed, the immediately preceding former owner is the purchaser under the contract for deed. For purposes of this subdivision, only a family farm, family farm corporation, family farm limited liability company, or family farm partnership can be an immediately preceding former owner.

(c) An immediately preceding former owner may elect to purchase or lease the entire property or an agreed to portion of the property. If the immediately preceding former owner elects to purchase or lease a portion of the property, the election must be reported in writing to the seller or lessor prior to the time the property is first offered for sale or lease. If election is made to purchase or lease a portion of the property, the portion must be contiguous and compact so that it does not unreasonably reduce access to or the value of the remaining property.

(d) For purposes of this subdivision, the term "a price no higher than the highest price offered by a third party" means the acceptable cash price offered by a third party or the acceptable time-price offer made by a third party. A cash price offer is one that involves simultaneous transfer of title for payment of the entire amount of the offer. If the acceptable offer made by a third party is a time-price offer, the seller or lessor must make the same time-price offer or an equivalent cash offer to the immediately preceding former owner. An equivalent cash offer is equal to the total of the payments made over a period of the time-price offer discounted by yield curve of the United States treasury notes and bonds of similar maturity on the first business day of the month in which the offer is personally delivered or mailed for time periods similar to the time period covered by the time-price offer, plus 2.0 percent. A time-price offer is an offer that is financed entirely or partially by the seller and includes an offer to purchase under a contract for deed or mortgage. An equivalent cash offer is not required to be made if the state participates in an offer to a third party through the rural finance authority.

(e) This subdivision applies to a seller when the property is sold and to a lessor each time the property is leased, for the time period specified in subdivision 3, paragraph (i), after the agricultural land is acquired except:

(1) an offer to lease to the immediately preceding former owner is required only until the immediately preceding owner fails to accept an offer to lease the property or the property is sold;

(2) an offer to sell to the immediately preceding former owner is required until the property is sold; and

(3) if the immediately preceding former owner elects to lease or purchase a portion of the property, this subdivision does not apply to the seller with regard to the balance of the property after the election is made under paragraph (c).

(f) The notice of an offer under subdivision 7 that is personally delivered with a signed receipt or sent by certified mail with a receipt of mailing to the immediately preceding former owner's last known address is a good faith offer.

(g) This subdivision does not apply to a sale or lease that occurs after the seller or lessor has held the property for the time period specified in subdivision 3, paragraph (i).

(h) For purposes of this subdivision, if the immediately preceding former owner is a bankruptcy estate the debtor in the bankruptcy is the immediately preceding owner.

(i) The immediately preceding former owner must exercise the right to lease all or a portion of the agricultural land or a homestead located on agricultural land in writing within 15 days after an offer to lease under this subdivision is mailed with a receipt of mailing or personally delivered. If election is made to lease only the homestead or a portion of the agricultural land, the portion to be leased must be clearly identified in writing. The immediately preceding former owner must exercise the right to buy the agricultural land, a portion of the agricultural land, or a farm homestead located on agricultural land, in writing, within 65 days after an offer to buy under this subdivision is mailed with a receipt of mailing or is personally delivered. Within ten days after exercising the right to lease or buy by accepting the offer, the immediately preceding owner must fully perform according to the terms of the offer including paying the amounts due. A seller may sell and a lessor may lease the agricultural land or farm homestead subject to this subdivision to the third party in accordance with their lease or purchase agreement if:

(1) the immediately preceding former owner does not accept an offer to lease or buy before the offer terminates; or

(2) the immediately preceding former owner does not perform the obligations of the offer, including paying the amounts due, within ten days after accepting the offer.

(j) A certificate indicating whether or not the property contains agricultural land or a farm homestead that is signed by the county assessor where the property is located and recorded in the office of the county recorder or the registrar of titles where the property is located is prima facie evidence of whether the property is agricultural land or a farm homestead.

(k) As prima facie evidence that an offer to sell or lease agricultural land or a farm homestead has terminated, a receipt of mailing the notice under subdivision 7 and an affidavit, signed by a person authorized to act on behalf of a state, federal agency, limited liability company, or corporation selling or leasing the agricultural land or a farm homestead may be filed in the office of the county recorder or registrar of titles of the county where the agricultural land or farm homestead is located. The affidavit must state that:

(1) notice of an offer to buy or lease the agricultural land or farm homestead was provided to the immediately preceding former owner at a price not higher than the highest price offered by a third party that is acceptable;

(2) the time during which the immediately preceding former owner is required to exercise the right to buy or lease the agricultural land or farm homestead has expired;

(3) the immediately preceding former owner has not exercised the right to buy or lease the agricultural land or farm homestead as provided in this subdivision or has accepted an offer and has not fully performed according to the terms of the offer; and

(4) the offer to the immediately preceding former owner has terminated.

(l) The right of an immediately preceding former owner to receive an offer to lease or purchase agricultural land under this subdivision or to lease or purchase at a price no higher than the highest price offered by a third party that is acceptable to the seller or lessor may be extinguished or limited by an express statement signed by the immediately preceding owner that complies with the plain language requirements of section 325G.31. The right may not be extinguished or limited except by:

(1) an express statement in a deed in lieu of foreclosure of the agricultural land;

(2) an express statement in a deed in lieu of a termination of a contract for deed for the agricultural land;

(3) an express statement conveying the right to the state or federal agency, limited liability company, or corporation owning the agricultural land that is required to make an offer under this subdivision; however, the preceding former owner may rescind the conveyance by notifying the state or federal agency, limited liability company, or corporation in writing within 20 calendar days after signing the express statement;

(4) to cure a title defect, an express statement conveying the right

may be made to a person to whom the agricultural land has been transferred by the state or federal agency, limited liability company, or corporation; or

(5) an express statement conveying the right to a contract for deed vendee to whom the agricultural land or farm homestead was sold under a contract for deed by the immediately preceding former owner if the express statement and the contract for deed are recorded.

(m) The right of an immediately preceding former owner to receive an offer to lease or purchase agricultural land under this subdivision may not be assigned or transferred except as provided in paragraph (l), but may be inherited.

(n) An immediately preceding former owner, except a former owner who is actively engaged in farming as defined in subdivision 2, paragraph (a), and who agrees to remain actively engaged in farming on a portion of the agricultural land or farm homestead for at least one year after accepting an offer under this subdivision, may not sell agricultural land acquired by accepting an offer under this subdivision if the arrangement of the sale was negotiated or agreed to prior to the former owner accepting the offer under this subdivision. A person who sells property in violation of this paragraph is liable for damages plus reasonable attorney fees to a person who is damaged by a sale in violation of this paragraph. There is a rebuttable presumption that a sale by an immediately preceding former owner is in violation of this paragraph if the sale takes place within 270 days of the former owner accepting the offer under this subdivision. This paragraph does not apply to a sale by an immediately preceding former owner to the owner's spouse, the owner's parents, the owner's sisters and brothers, the owner's spouse's sisters and brothers, or the owner's children.

Sec. 39. Minnesota Statutes 1990, section 500.24, subdivision 7, is amended to read:

Subd. 7. [NOTICE OF OFFER.] (a) The state, a federal agency, limited partnership, limited liability company, or a corporation subject to subdivision 6 must provide a notice of an offer to sell or lease agricultural land substantially as follows, after inserting the appropriate terms within the parentheses:

**“NOTICE OF OFFER TO (LEASE, BUY) AGRICULTURAL
LAND**

TO: (...Immediately preceding former owner...)
FROM: (...The state, federal agency, limited partnership, limited liability company, or corporation subject to subdivision 6...)
DATE: (...date notice is mailed or personally delivered...)

(...The state, federal agency, limited partnership, limited liability company, or corporation...) HAS ACQUIRED THE AGRICULTURAL LAND DESCRIBED BELOW AND HAS RECEIVED AN ACCEPTABLE OFFER TO (LEASE, SELL) THE AGRICULTURAL LAND FROM ANOTHER PARTY. UNDER MINNESOTA STATUTES, SECTION 500.24, SUBDIVISION 6, AN OFFER FROM (...the state, federal agency, limited partnership, limited liability company, or corporation...) MUST BE MADE TO YOU AT A PRICE NO HIGHER THAN THE HIGHEST OFFER MADE BY ANOTHER PARTY.

THE AGRICULTURAL LAND BEING OFFERED CONTAINS APPROXIMATELY (...approximate number of acres...) ACRES AND IS INFORMALLY DESCRIBED AS FOLLOWS:

(Informal description of the agricultural land being offered that reasonably describes the land. This description does not need to be a legal description.)

(...The state, federal agency, limited partnership, limited liability company, or corporation...) OFFERS TO (SELL, LEASE) THE AGRICULTURAL LAND DESCRIBED ABOVE FOR A CASH PRICE OF \$(...cash price or equivalent cash price for lease and lease period, or cash price or equivalent cash price for sale of land...), WHICH IS NOT HIGHER THAN THE PRICE OFFERED BY ANOTHER PARTY. THE PRICE IS OFFERED ON THE FOLLOWING TERMS:

(Terms, if any, of acceptable offer)

IF YOU WANT TO ACCEPT THIS OFFER YOU MUST NOTIFY (...the state, federal agency, limited partnership, limited liability company, or corporation...) IN WRITING THAT YOU ACCEPT THE OFFER OR SIGN UNDERNEATH THE FOLLOWING PARAGRAPH AND RETURN A COPY OF THIS NOTICE BY (15 for a lease, 65 for a sale) DAYS AFTER THIS NOTICE IS PERSONALLY DELIVERED OR MAILED TO YOU. THE OFFER IN THIS NOTICE TERMINATES ON (...date of termination - 15 days for lease and 65 days for sale after date of mailing or personal delivery...).

ACCEPTANCE OF OFFER

I ACCEPT THE OFFER TO (BUY, LEASE) THE AGRICULTURAL LAND DESCRIBED ABOVE AT THE PRICE OFFERED TO ME IN THIS NOTICE. AS PART OF ACCEPTING THIS OFFER I WILL PERFORM ACCORDING TO THE TERMS OF THE OFFER, INCLUDING MAKING PAYMENTS DUE UNDER THE OFFER, WITHIN TEN DAYS AFTER THE DATE I ACCEPT THIS OFFER. I UNDERSTAND THAT NEGOTIATING OR AGREEING TO AN ARRANGEMENT TO SELL THE AGRICULTURAL LAND

TO ANOTHER PERSON PRIOR TO ACCEPTING THIS OFFER MAY BE A VIOLATION OF LAW AND I MAY BE LIABLE TO A PERSON DAMAGED BY THE SALE.

.....
Signature of Former Owner Accepting Offer

.....
Date"

(b) For an offer to sell, a copy of the purchase agreement containing the price and terms of the highest offer made by a third party that is acceptable to the seller and a signed affidavit by the seller affirming that the purchase agreement is true, accurate, and made in good faith must be included with the notice under this subdivision. At the seller's discretion, reference to the third party's identity may be deleted from the copy of the purchase agreement.

(c) For an offer to lease, a copy of the lease containing the price and terms of the highest offer made by a third party that is acceptable to the lessor and a signed affidavit by the lessor affirming that the lease is true, accurate, and made in good faith must be included with the notice under this subdivision. At the lessor's discretion, reference to the third party's identity may be deleted from the copy of the lease agreement.

(d) The affidavit under paragraphs (b) and (c) is subject to section 609.48.

Sec. 40. Minnesota Statutes 1990, section 550.366, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given:

(a) [AGRICULTURAL PROPERTY.] "Agricultural property" means personal property that is used in a farm operation.

(b) [FARM DEBTOR.] "Farm debtor" means a person who has incurred debt while in the operation of a family farm, a family farm corporation, ~~or~~ an authorized farm corporation, a family farm limited liability company, or an authorized farm limited liability company, as defined in section 500.24, subdivision 2.

Sec. 41. Minnesota Statutes 1990, section 551.06, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given them:

(a) "earnings" means:

(1) compensation paid or payable to an employee for personal service whether denominated as wages, salary, commissions, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement program; or

(2) compensation paid or payable to the producer for the sale of agricultural products; livestock or livestock products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, ~~or an authorized farm corporation, a family farm limited liability company, or an authorized farm limited liability company,~~ as defined in section 500.24, subdivision 2;

(b) "disposable earnings" means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld;

(c) "employee" means an individual who performs services subject to the right of the employer to control both what is done and how it is done; and

(d) "employer" means a person for whom an individual performs services as an employee.

Sec. 42. Minnesota Statutes 1990, section 551.06, subdivision 9, is amended to read:

Subd. 9. [NOTICE OF LEVY ON EARNINGS, DISCLOSURE, AND WORKSHEET.] The attorney for the judgment creditor shall serve upon the judgment debtor's employer a notice of levy on earnings and an execution earnings disclosure form and an earnings disclosure worksheet with the writ of execution, that must be substantially in the form set forth below.

STATE OF MINNESOTA
COUNTY OF

DISTRICT COURT
..... JUDICIAL DISTRICT
FILE NO.

.....(Judgment Creditor)
against

NOTICE OF LEVY ON
EARNINGS AND DISCLOSURE

.....(Judgment Debtor)
and
.....(Third Party)

PLEASE TAKE NOTICE that pursuant to Minnesota Statutes, sections 551.04 and 551.06, the undersigned, as attorney for the judgment creditor, hereby makes demand and levies execution upon all earnings due and owing by you (up to \$5,000) to the judgment debtor for the amount of the judgment specified below. A copy of the

writ of execution issued by the court is enclosed. The unpaid judgment balance is \$.....

This levy attaches all unpaid nonexempt disposable earnings owing or to be owed by you and earned or to be earned by the judgment debtor before and within the pay period in which the writ of execution is served and within all subsequent pay periods whose paydays occur within the 70 days after the service of this levy.

In responding to this levy, you are to complete the attached disclosure form and worksheet and mail it to the undersigned attorney for the judgment creditor, together with your check payable to the above-named judgment creditor, for the nonexempt amount owed by you to the judgment debtor or for which you are obligated to the judgment debtor, within the time limits set forth in the aforementioned statutes.

.....
Attorney for the Judgment Creditor

.....
.....
Address

(...)

Phone Number

DISCLOSURE

DEFINITIONS

"EARNINGS": For the purpose of execution, "earnings" means compensation paid or payable to an employee for personal services or compensation paid or payable to the producer for the sale of agricultural products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, ~~or~~ an authorized farm corporation, a family farm limited liability company, or an authorized farm limited liability company, as defined in section 500.24, subdivision 2, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement.

"DISPOSABLE EARNINGS": Means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld. (Amounts required by law to be withheld do not include items such as health insurance, charitable contributions, or other voluntary wage deductions.)

"PAYDAY": For the purpose of execution, "payday(s)" means the date(s) upon which the employer pays earnings to the judgment debtor in the ordinary course of business. If the judgment debtor has

no regular payday, payday(s) means the 15th and the last day of each month.

THE THIRD PARTY/EMPLOYER MUST ANSWER THE FOLLOWING QUESTIONS:

1. Do you now owe, or within 70 days from the date the execution levy was served on you, will you or may you owe money to the judgment debtor for earnings?

Yes No

2. Does the judgment debtor earn more than \$... per week? (This amount is the federal minimum wage per week.)

Yes No

**INSTRUCTIONS FOR COMPLETING THE
EARNINGS DISCLOSURE**

A. If your answer to either question 1 or 2 is "No," then you must sign the affirmation on page 2 and return this disclosure to the judgment creditor's attorney within 20 days after it was served on you, and you do not need to answer the remaining questions.

B. If your answers to both questions 1 and 2 are "Yes," you must complete this form and the Earnings Disclosure Worksheet as follows:

For each payday that falls within 70 days from the date the execution levy was served on you, YOU MUST calculate the amount of earnings to be retained by completing steps 3 through 11 on page 2, and enter the amounts on the Earnings Disclosure Worksheet. UPON REQUEST, THE EMPLOYER MUST PROVIDE THE DEBTOR WITH INFORMATION AS TO HOW THE CALCULATIONS REQUIRED BY THIS DISCLOSURE WERE MADE.

Each payday, you must retain the amount of earnings listed in column I on the Earnings Disclosure Worksheet.

You must pay the attached earnings and return this Earnings Disclosure Form and the Earnings Disclosure Worksheet to the judgment creditor's attorney and deliver a copy to the judgment debtor within ten days after the last payday that falls within the 70-day period.

If the judgment is wholly satisfied or if the judgment debtor's

employment ends before the expiration of the 70-day period, your disclosure and remittance should be made within ten days after the last payday for which earnings were attached.

For steps 3 through 11, "columns" refers to columns on the Earnings Disclosure Worksheet.

3. COLUMN A. Enter the date of judgment debtor's payday.
4. COLUMN B. Enter judgment debtor's gross earnings for each payday.
5. COLUMN C. Enter judgment debtor's disposable earnings for each payday.
6. COLUMN D. Enter 25 percent of disposable earnings. (Multiply Column C by .25.)
7. COLUMN E. Enter here 40 times the hourly federal minimum wage (\$...) times the number of work weeks included in each payday. (Note: If a pay period includes days in excess of whole work weeks, the additional days should be counted as a fraction of a work week equal to the number of work days in excess of a whole work week divided by the number of work days in a normal work week.)
8. COLUMN F. Subtract the amount in Column E from the amount in Column C, and enter here.
9. COLUMN G. Enter here the lesser of the amount in Column D and the amount in Column F.
10. COLUMN H. Enter here any amount claimed by you as a setoff, defense, lien, or claim, or any amount claimed by any other person as an exemption or adverse interest which would reduce the amount of earnings owing to the judgment debtor. (Note: Any indebtedness to you incurred within ten days prior to your receipt of the first execution levy on a debt may not be set off against the earnings otherwise subject to this levy. Any wage assignment made by the judgment debtor within ten days prior to your receipt of the first execution levy on a debt is void.)

You must also describe your claim(s) and the claims of others, if known, in the space provided below the worksheet and state the name(s) and address(es) of these persons.

Enter zero in Column H if there are no claims by you or others which would reduce the amount of earnings owing to the judgment debtor.

11. COLUMN I.

Subtract the amount in Column H from the amount in Column G and enter here. This is the amount of earnings that you must retain for the payday for which the calculations were made. The total of all amounts entered in Column I is the amount to be remitted to the attorney for the judgment creditor.

AFFIRMATION

I, (person signing Affirmation), am the third party/employer or I am authorized by the third party/employer to complete this earnings disclosure, and have done so truthfully and to the best of my knowledge.

Dated:

.....
Signature

.....
Title

.....
Telephone Number

EARNINGS DISCLOSURE WORKSHEET

.....
Judgment Debtor's Name

A Payday Date	B Gross Earnings	C Disposable Earnings
1.	\$.....	\$.....
2.
3.
4.
5.
6.
7.
8.
9.
10.
D 25% of Column C	E 40 X Min. Wage	F Column C minus Column E
1.

2. ....	.....	.....
3. ....	.....	.....
4. ....	.....	.....
5. ....	.....	.....
6. ....	.....	.....
7. ....	.....	.....
8. ....	.....	.....
9. ....	.....	.....
10. ....	.....	.....

G Lesser of Column D and Column F	H Setoff, Lien, Adverse Interest, or Other Claims	I Column G minus Column H
1.
2.
3.
4.
5.
6.
7.
8.
9.
10.
TOTAL OF COLUMN I		\$.....

*If you entered any amount in Column H for any payday(s), you must describe below either your claims, or the claims of others. For amounts claimed by others, you must both state the names and addresses of these persons, and the nature of their claim, if known.

.....

AFFIRMATION

I, (person signing Affirmation), am the third party or I am authorized by the third party to complete this earnings disclosure worksheet, and have done so truthfully and to the best of my knowledge.

.....
 Title

Dated:

.....
 Signature

(...)
 Phone Number

Sec. 43. Minnesota Statutes 1990, section 561.19, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] For the purposes of this section, the following terms have the meanings given them:

(a) "Agricultural operation" means a facility and its appurtenances for the production of crops, livestock, poultry, dairy products or poultry products, but not a facility primarily engaged in processing agricultural products.

(b) "Established date of operation" means the date on which the agricultural operation commenced. If the agricultural operation is subsequently expanded or significantly altered, the established date of operation for each expansion or alteration is deemed to be the date of commencement of the expanded or altered operation.

(c) "Family farm" means an unincorporated farm unit owned by one or more persons or spouses of persons related to each other within the third degree of kindred according to the rules of the civil law at least one of whom is residing or actively engaged in farming on the farm unit, ~~or~~ a "family farm corporation," or "family farm limited liability company," as ~~that term~~ is defined in section 500.24, subdivision 2.

Sec. 44. Minnesota Statutes 1991 Supplement, section 571.75, subdivision 2, is amended to read:

Subd. 2. [CONTENTS OF DISCLOSURE.] The disclosure must state:

(a) If an earnings garnishment disclosure, the amount of disposable earnings earned by the debtor within the debtor's pay periods as specified in section 571.921.

(b) If a nonearnings garnishment disclosure, a description of any personal property or any instrument or papers relating to this property belonging to the judgment debtor or in which the debtor is interested or other indebtedness of the garnishee to the debtor.

(c) If the garnishee asserts any setoff, defense, claim, or lien on disposable earnings, other indebtedness, money, or property, the garnishee shall disclose the amount and the facts concerning the same.

(d) Whether the debtor asserts any exemption, or any other objection, known to the garnishee against the right of the creditor to garnish the disposable earnings, other indebtedness, money, or property disclosed.

(e) If other persons assert claims to any disposable earnings, other indebtedness, money, or property disclosed, the garnishee shall disclose the names and addresses of these claimants and, so far as known by the garnishee, the nature of their claims.

(f) The garnishment disclosure forms and earnings disclosure worksheet must be the same or substantially similar to the following forms. If the garnishment affects earnings of the debtor, the creditor shall use the earnings garnishment disclosure form. If the garnishment affects any indebtedness, money, or property of the debtor, other than earnings, the creditor shall use the nonearnings garnishment disclosure form. Nothing contained in this paragraph limits the simultaneous use of the earnings and nonearnings garnishment disclosure forms.

EARNINGS DISCLOSURE FORM AND WORKSHEET

STATE OF MINNESOTA
COUNTY OF
.....(Creditor)
.....(Debtor)
.....(Garnishee)

DISTRICT COURT
..... JUDICIAL DISTRICT

GARNISHMENT
EARNINGS DISCLOSURE

DEFINITIONS

"EARNINGS": For the purpose of garnishment, "earnings" means compensation paid or payable to an employee for personal services or compensation paid or payable to the producer for the sale of agricultural products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, ~~or~~ an authorized farm corporation, a family farm limited liability company, or an authorized farm limited liability company, as defined in section 500.24, subdivision 2, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement.

"DISPOSABLE EARNINGS": Means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld. (Amounts required by law to be withheld do not include items such as health insurance, charitable contributions, or other voluntary wage deductions.)

"PAYDAY": For the purpose of garnishment, "payday(s)" means

the date(s) upon which the employer pays earnings to the debtor in the ordinary course of business. If the debtor has no regular payday, payday(s) means the fifteenth and the last day of each month.

THE GARNISHEE MUST ANSWER THE FOLLOWING QUESTIONS:

1. Do you now owe, or within 70 days from the date the garnishment summons was served on you, will you or do you expect to owe money to the debtor for earnings?

Yes No

2. Does the debtor earn more than \$..... per week? (This amount is the federal minimum wage per week.)

Yes No

**INSTRUCTIONS FOR COMPLETING THE
EARNINGS DISCLOSURE**

A. If your answer to either question 1 or 2 is "No," then you must sign the affirmation on Page 2 and return this disclosure to the creditor's attorney (or the creditor if not represented by an attorney) within 20 days after it was served on you, and you do not need to answer the remaining questions.

B. If your answers to both questions 1 and 2 are "Yes," you must complete this form and the Earnings Disclosure Worksheet as follows:

For each payday that falls within 70 days from the date the garnishment summons was served on you, **YOU MUST** calculate the amount of earnings to be retained by completing Steps 3 through 11, and enter the amounts on the Earnings Disclosure Worksheet. **UPON REQUEST, THE EMPLOYER MUST PROVIDE THE DEBTOR WITH INFORMATION AS TO HOW THE CALCULATIONS REQUIRED BY THIS DISCLOSURE WERE MADE.**

Each payday, you must retain the amount of earnings listed in Column I on the Earnings Disclosure Worksheet.

You must return this Earnings Disclosure Form and the Earnings Disclosure Worksheet to the creditor's attorney (or the creditor if not represented by an attorney) and deliver a copy to the debtor within ten days after the last payday that falls within the 70-day period.

If the claim is wholly satisfied or if the debtor's employment

ends before the expiration of the 70-day period, your disclosure should be made within ten days after the last payday for which earnings were attached.

For Steps 3 through 11, "Columns" refers to columns on the Earnings Disclosure Worksheet.

3. COLUMN A. Enter the date of debtor's payday.
4. COLUMN B. Enter debtor's gross earnings for each payday.
5. COLUMN C. Enter debtor's disposable earnings for each payday.
6. COLUMN D. Enter 25 percent of disposable earnings. (Multiply Column C by .25.)
7. COLUMN E. Enter here 40 times the hourly federal minimum wage (\$....) times the number of work weeks included in each payday. (Note: If a pay period includes days in excess of whole work weeks, the additional days should be counted as a fraction of a work week equal to the number of work days in excess of a whole work week divided by the number of work days in a normal work week.)
8. COLUMN F. Subtract the amount in Column E from the amount in Column C, and enter here.
9. COLUMN G. Enter here the lesser of the amount in Column D and the amount in Column F.
10. COLUMN H. Enter here any amount claimed by you as a setoff, defense, lien, or claim, or any amount claimed by any other person as an exemption or adverse interest which would reduce the amount of earnings owing to the debtor. (Note: Any indebtedness to you incurred by the debtor within the ten days before the receipt of the first garnishment on a debt may not be set off against amounts otherwise subject to the garnishment. Any assignment of earnings made by the debtor to any party within ten days before the receipt of the first garnishment on a debt is void.)

You must also describe your claim(s) and the claims of others, if known, in the space provided below the worksheet and state the name(s) and address(es) of these persons.

Enter zero in Column H if there are no claims by you or others which would reduce the amount of earnings owing to the debtor.
11. COLUMN I. Subtract the amount in Column H from the amount in Column G and enter here. This is the amount of earnings that you must retain for the payday for which the calculations were made.

AFFIRMATION

I, (person signing Affirmation), am the garnishee or

I am authorized by the garnishee to complete this earnings disclosure, and have done so truthfully and to the best of my knowledge.

Dated:
 Signature
 Title
 Telephone Number

EARNINGS DISCLOSURE WORKSHEET

Debtor's Name

A Payday Date	B Gross Earnings	C Disposable Earnings
1.
2.
3.
4.
5.
6.
7.
8.
9.
10.

D 25% of Column C	E 40 X Min. Wage	F Column C minus Column E
1.
2.
3.
4.
5.
6.
7.
8.
9.
10.

G Lesser of Column D and Column F	H Setoff, Lien, Adverse Interest, or Other Claims	I Column G minus Column H
1.

2. ....	.....	.....
3. ....	.....	.....
4. ....	.....	.....
5. ....	.....	.....
6. ....	.....	.....
7. ....	.....	.....
8. ....	.....	.....
9. ....	.....	.....
10. ....	.....	.....
TOTAL OF COLUMN I		\$.....

*If you entered any amount in Column H for any payday(s), you must describe below either your claims, or the claims of others. For amounts claimed by others you must both state the names and addresses of these persons, and the nature of their claim, if known.

.....

AFFIRMATION

I, (person signing Affirmation), am the third party or I am authorized by the third party to complete this earnings disclosure worksheet, and have done so truthfully and to the best of my knowledge.

Dated:

Signature

Title

Telephone Number (...)

EARNINGS DISCLOSURE FORM AND WORKSHEET FOR CHILD SUPPORT DEBTOR

STATE OF MINNESOTA
 COUNTY OF
(Creditor)
(Debtor)
(Garnishee)

DISTRICT COURT
 JUDICIAL DISTRICT

 GARNISHMENT
 EARNINGS DISCLOSURE

DEFINITIONS

“EARNINGS”: For the purpose of execution, “earnings” means

compensation paid or payable to an employee for personal services or compensation paid or payable to the producer for the sale of agricultural products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, ~~or~~ an authorized farm corporation, a family farm limited liability company, or an authorized farm limited liability company, as defined in section 500.24, subdivision 2, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement, workers' compensation, or unemployment compensation.

"DISPOSABLE EARNINGS": Means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld. (Amounts required by law to be withheld do not include items such as health insurance, charitable contributions, or other voluntary wage deductions.)

"PAYDAY": For the purpose of execution, "payday(s)" means the date(s) upon which the employer pays earnings to the debtor in the ordinary course of business. If the judgment debtor has no regular payday, payday(s) means the 15th and the last day of each month.

THE GARNISHEE MUST ANSWER THE FOLLOWING QUESTION:

(1) Do you now owe, or within 70 days from the date the execution levy was served on you, will you or may you owe money to the debtor for earnings?

.....
Yes No

**INSTRUCTIONS FOR COMPLETING
THE EARNINGS DISCLOSURE**

A. If your answer to question 1 is "No," then you must sign the affirmation below and return this disclosure to the creditor's attorney (or the creditor if not represented by an attorney) within 20 days after it was served on you, and you do not need to answer the remaining questions.

B. If your answer to question 1 is "Yes," you must complete this form and the Earnings Disclosure Worksheet as follows:

For each payday that falls within 70 days from the date the garnishment summons was served on you, YOU MUST calculate the amount of earnings to be retained by completing steps 2 through 8 on page 2, and enter the amounts on the Earnings Disclosure Worksheet. UPON REQUEST, THE EMPLOYER

MUST PROVIDE THE DEBTOR WITH INFORMATION AS TO HOW THE CALCULATIONS REQUIRED BY THIS DISCLOSURE WERE MADE.

Each payday, you must retain the amount of earnings listed in column G on the Earnings Disclosure Worksheet.

You must pay the attached earnings and return this earnings disclosure form and the Earnings Disclosure Worksheet to the creditor's attorney (or the creditor if not represented by an attorney) and deliver a copy to the debtor within ten days after the last payday that falls within the 70-day period. If the claim is wholly satisfied or if the debtor's employment ends before the expiration of the 70-day period, your disclosure should be made within ten days after the last payday for which earnings were attached.

For steps 2 through 8, "columns" refers to columns on the Earnings Disclosure Worksheet.

(2) COLUMN A. Enter the date of debtor's payday.

(3) COLUMN B. Enter debtor's gross earnings for each payday.

(4) COLUMN C. Enter debtor's disposable earnings for each payday.

(5) COLUMN D. Enter either 50, 55, 60, or 65 percent of disposable earnings, based on which of the following descriptions fits the child support judgment debtor:

(a) 50 percent of the judgment debtor's disposable income, if the judgment debtor is supporting a spouse or dependent child and the judgment is 12 weeks old or less (12 weeks to be calculated to the beginning of the work week in which the execution levy is received);

(b) 55 percent of the judgment debtor's disposable income, if the judgment debtor is supporting a spouse or dependent child, and the judgment is over 12 weeks old (12 weeks to be calculated to the beginning of the work week in which the execution levy is received);

(c) 60 percent of the judgment debtor's disposable income, if the judgment debtor is not supporting a spouse or dependent child and the judgment is 12 weeks old or less (12 weeks to be calculated to the beginning of the work week in which the execution levy is received);
or

(d) 65 percent of the judgment debtor's disposable income, if the judgment debtor is not supporting a spouse or dependent child, and the judgment is over 12 weeks old (12 weeks to be calculated to the

beginning of the work week in which the execution levy is received). (Multiply column C by .50, .55, .60, or .65, as appropriate.)

(6) COLUMN E. Enter here any amount claimed by you as a setoff, defense, lien, or claim, or any amount claimed by any other person as an exemption or adverse interest that would reduce the amount of earnings owing to the debtor. (Note: Any assignment of earnings made by the debtor to any party within ten days before the receipt of the first garnishment on a debt is void. Any indebtedness to you incurred by the debtor within the ten days before the receipt of the first garnishment on a debt may not be set off against amounts otherwise subject to the garnishment.)

You must also describe your claim(s) and the claims of others, if known, in the space provided below the worksheet and state the name(s) and address(es) of these persons.

Enter zero in column E if there are no claims by you or others that would reduce the amount of earnings owing to the judgment debtor.

(7) COLUMN F. Subtract the amount in column E from the amount in column D and enter here. This is the amount of earnings that you must remit for the payday for which the calculations were made.

AFFIRMATION

I, (person signing Affirmation), am the garnishee or I am authorized by the garnishee to complete this earnings disclosure, and have done so truthfully and to the best of my knowledge.

Dated:

 Signature

 Title

 Telephone Number

EARNINGS DISCLOSURE WORKSHEET

.....
 Debtor's Name

A Payday Date	B Gross Earnings	C Disposable Earnings
1.	\$.....	\$.....
2.
3.
4.
5.

6. ....	.....	.....
7. ....	.....	.....
8. ....	.....	.....
9. ....	.....	.....
10. ....	.....	.....
D	E	F
Either 50, 55,	Setoff, Lien,	Column D
60, or 65% of	Adverse	minus
Column C	Interest, or	Column E
	Other Claims	
1. ....	.....	.....
2. ....	.....	.....
3. ....	.....	.....
4. ....	.....	.....
5. ....	.....	.....
6. ....	.....	.....
7. ....	.....	.....
8. ....	.....	.....
9. ....	.....	.....
10. ....	.....	.....
	TOTAL OF COLUMN F	\$.....

*If you entered any amount in column E for any payday(s), you must describe below either your claims, or the claims of others. For amounts claimed by others, you must both state the names and addresses of such persons, and the nature of their claim, if known.

.....

AFFIRMATION

I, (person signing Affirmation), am the third party or I am authorized by the third party to complete this earnings disclosure worksheet, and have done so truthfully and to the best of my knowledge.

.....
 Signature

Dated:

.....
 Title

(...)
 Phone Number

NONEARNINGS DISCLOSURE FORM

STATE OF MINNESOTA
 COUNTY OF

DISTRICT COURT
 JUDICIAL DISTRICT

.....(Creditor)

against

.....(Debtor)

NONEARNINGS DISCLOSURE

and

.....(Garnishee)

On the day of, 19.., the time of service of garnishment summons herein, there was due and owing the debtor from the garnishee the following:

(1) Money. Enter on the line below any amounts due and owing the debtor, except earnings, from the garnishee.

(2) Property. Describe on the line below any personal property, instruments, or papers belonging to the debtor and in the possession of the garnishee.

(3) Setoff. Enter on the line below the amount of any setoff, defense, lien, or claim which the garnishee claims against the amount set forth on lines (1) and (2) above. State the facts by which the setoff, defense, lien, or claim is claimed. (Any indebtedness to a garnishee incurred by the debtor within the ten days before the receipt of the first garnishment on a debt may not be set off against amounts otherwise subject to the garnishment.)

(4) Exemption. Enter on the line below any amounts or property claimed by the debtor to be exempt from execution.

(5) Adverse Interest. Enter on the line below any amounts claimed by other persons by reason of ownership or interest in the debtor's property.

(6) Enter on the line below the total of lines (3), (4), and (5).

(7) Enter on the line below the difference obtained (never less than zero) when line (6) is subtracted from the sum of lines (1) and (2).

.....

(8) Enter on the line below 110 percent of the amount of the creditor's claim which remains unpaid.

.....

(9) Enter on the line below the lesser of line (7) and line (8). Retain this amount only if it is \$10 or more.

.....

AFFIRMATION

I, (person signing Affirmation), am the garnishee or I am authorized by the garnishee to complete this nonearnings garnishment disclosure, and have done so truthfully and to the best of my knowledge.

Dated:

.....
Signature

.....
Title

.....
Telephone Number

Sec. 45. Minnesota Statutes 1990, section 571.921, is amended to read:

571.921 [DEFINITIONS.]

For purposes of sections 571.921 to 571.926, the following terms have the meanings given them:

(a) "Earnings" means:

(1) compensation paid or payable to an employee for personal service whether denominated as wages, salary, commissions, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement program; or

(2) compensation paid or payable to the producer for the sale of agricultural products; livestock or livestock products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, ~~or an authorized farm corporation~~, a family farm limited liability company, or an authorized farm limited liability company, as defined in section 500.24, subdivision 2.

(b) "Disposable earnings" means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld.

(c) "Employee" means an individual who performs services subject to the right of the employer to control both what is done and how it is done.

(d) "Employer" means a person for whom an individual performs services as an employee.

Sec. 46. Minnesota Statutes 1990, section 583.24, subdivision 2, is amended to read:

Subd. 2. [DEBTORS.] (a) Except as provided in paragraph (b) the farmer-lender mediation act applies to a debtor who is:

(1) a person operating a family farm as defined in section 500.24, subdivision 2;

(2) a family farm corporation as defined in section 500.24, subdivision 2; or

(3) an authorized farm corporation as defined in section 500.24, subdivision 2;

(4) a family farm limited liability company as defined in section 500.24, subdivision 2; or

(5) an authorized farm limited liability company as defined in section 500.24, subdivision 2.

(b) The farmer-lender mediation act does not apply to a debtor who owns and leases less than 60 acres if the debtor has less than \$20,000 in gross sales of agricultural products the preceding year."

Renumber the sections in Article 1

Page 16, line 34, delete "Subdivision 1. [SCOPE.]"

Page 17, line 20, delete "this" and insert "a member control"

Page 17, line 26, delete "this" and insert "a member control"

Page 18, line 15, delete "this" and insert "a member control"

Page 21, line 26, delete "OR LCC"

Page 21, line 27, delete "or 'LCC'"

Page 26, line 10, after "subdivision 1," insert "clause (5),"

Page 26, line 12, delete "and leaves the limited liability company with at least"

Page 26, line 13, delete "two remaining members"

Page 27, line 23, delete "must be" and insert "is"

Page 42, line 9, delete "this"

Page 42, line 22, delete "that" and insert "a"

Page 47, line 24, delete "must not be" and insert "is not"

Page 47, line 25, delete "must not be" and insert "is not"

Page 47, line 26, delete "must" and insert "may"

Page 51, line 17, delete "1" and insert "2"

Page 52, line 31, delete "the court places the individual in bankruptcy" and insert "an order for relief under the bankruptcy code is entered with respect to the member"

Page 53, line 18, delete "must" and insert "are to"

Page 54, line 6, delete "to be made"

Page 54, line 7, after "(1)" insert "to be made"

Page 54, line 8, after "(2)" insert "to be made"

Page 54, line 9, after "(3)" insert "to be made"

Page 54, line 13, after "(4)" insert "to be made"

Page 54, line 14, delete "and" and insert "or"

Page 54, line 15, after "(5)" insert "to be made"

Page 55, line 10, delete the colon and insert a semicolon

Page 58, line 4, delete "except"

Page 61, line 17, delete "this" and insert "the"

Page 66, line 15, delete ", clause (2)"

Page 66, line 35, delete "(2)" and insert "(1)"

Page 72, line 8, delete "must be accepted" and insert "is acceptable"

Page 73, line 31, delete "4" and insert "1"

Page 75, line 28, delete "should" and insert "must"

Page 81, line 9, delete "must" and insert "is to" and after "treated" insert "or considered"

Page 85, line 6, delete "(4)" and insert "(5)"

Page 85, line 10, delete "(4)" and insert "(5)"

Page 85, line 11, delete "(5)" and insert "(6)"

Page 85, line 24, delete "paragraph (b)" and insert "clause (1)"

Page 85, line 25, delete "(b)" and insert "(1)"

Page 94, line 22, delete "must" and insert "is to"

Page 95, line 15, delete "must consist" and insert "consists"

Page 101, line 11, delete "this" and insert "the"

Page 103, line 16, delete "must" and insert "may"

Page 104, line 34, delete "must not be" and insert "are not"

Page 106, line 33, before "These" insert "Each of"

Page 106, line 34, delete "have" and insert "has"

Page 113, line 20, delete "must"

Page 113, line 21, delete "not be" and insert "are not"

Page 117, line 10, after the period begin a new line and block left

Page 121, line 30, delete "it" and insert "real estate"

Page 125, line 7, delete "must be dissolved" and insert "dissolves"

Page 125, line 17, after "the" insert "occurrence of an event that terminates the continued membership of a member in the limited liability company, including"

Page 126, line 1, after the comma begin a new line and block left

Page 126, line 3, after "if" insert "(A) either"

Page 126, line 4, after "members" insert "or a new member is admitted as provided in section 322B.103," and after the first "and" insert "(B)"

Page 128, line 6, delete "must be" and insert "is"

Page 135, line 34, after the period insert "After the notice is filed"

Page 135, line 35, delete "after the notice is filed"

Page 139, line 5, delete the second "the" and insert "any"

Page 139, line 7, after "awarded" insert "by the court"

Page 149, line 13, delete "it," and insert "the proceeding"

Page 152, line 24, after "limited" insert "liability"

Amend the title as follows:

Page 1, line 20, after "sections" insert "116B.02, subdivision 2, and by adding a subdivision; 273.124, subdivision 8;"

Page 1, line 23, after "1;" insert "308A.311, subdivision 7, and by adding a subdivision;"

Page 1, line 29, delete "and" and after "1;" insert "500.24, subdivisions 2, 3a, 3b, 4, 5, and 7; 550.366, subdivision 1; 551.06, subdivisions 2 and 9; 561.19, subdivision 1; 571.921; and 583.24, subdivision 2;"

Page 1, line 31, delete "and" and after "1;" insert "500.24, subdivisions 3 and 6; and 571.75, subdivision 2;"

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

The report was adopted.

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

H. F. No. 1934, A bill for an act relating to housing; modifying requirements for lead education, assessment, screening, and abatement; transferring rule authority from the commissioner of the pollution control agency to the commissioner of health; establishing a lead abatement account in the housing development fund; creating a lead abatement and training program; establishing a lead abatement program; creating a lead fund; establishing a lead abatement fee on petroleum storage tanks; establishing a paint tax; providing penalties; amending Minnesota Statutes 1990, sections 144.871, subdivisions 3, 6, 8, and by adding subdivisions; 144.872, subdivisions 1, 2, 3, 4, and by adding a subdivision; 144.873, subdivisions 2 and 3; 144.874, subdivision 4; 144.876; and 144.878, subdivision 2, and by adding a subdivision; 462A.21, by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 144.871, subdivision 2; 144.873, subdivision 1; 144.874, subdivisions 1, 2, 3, and 12; 326.87, subdivision 1; and 462A.05, subdivision 15c; proposing coding for new law in Minnesota Statutes, chapters 115C; and 268; proposing coding for new law as Minnesota Statutes, chapter 297E; repealing Minnesota Statutes 1990, sections 116.51; 116.52; 116.53, subdivision 1; and 144.878, subdivision 4.

Reported the same back with the following amendments:

Page 2, line 25, delete the second "or"

Page 2, line 33, delete the period and insert "; or"

Page 2, after line 33, insert:

"(3) the priorities adopted by the commissioner under section 144.878, subdivision 2, shall apply to this subdivision."

Page 2, line 36, after "PREVENTION" insert "FOR TOXIC LEAD EXPOSURE" and after "prevention" insert "for toxic lead exposure"

Page 3, line 8, delete "or" and insert "and" and delete "violates" and insert "does not violate"

Page 3, lines 27 to 29, delete the new language

Page 3, line 31, strike everything after "children" and insert "to assure, at the time of a home assessment or following an abatement order, that a family will receive visits by public health nurses and community-based advocates specifically trained in lead cleanup and the health related aspects of lead exposure in their residence periodically throughout the abatement process or until the child's elevated blood lead level falls below ten micrograms of lead per deciliter. The purpose of the home visit is to provide information about safety measures, community resources, legal resources related to the abatement process, housing resources, nutrition, health"

follow-up materials, and methods to be followed before, during, and after the abatement process. If a family moves to a new residence temporarily, during the abatement process, services should be provided at the temporary residence whenever feasible. Boards of health are encouraged to link the service with other home visits a family may be receiving and to use neighborhood based programs which give priority to hiring neighborhood residents as community-based advocates."

Page 3, lines 32 to 36, strike the old language and delete the new language

Page 4, delete lines 1 to 6

Page 4, line 7, delete "toxic lead exposure." and delete the comma

Page 4, line 8, before "lead" insert "and" and after "cleanup" insert "information" and delete the comma

Page 4, line 14, strike everything after "shall" and insert "either conduct or contract with lead advocacy organizations or businesses, for a proactive lead education program to serve communities at high risk for toxic lead exposure to children in which a board of health does not have a contract with the commissioner for a proactive lead education strategy."

Page 4, lines 15 to 27, strike the old language and delete the new language

Page 5, line 34, after "to" insert "nonprofit"

Page 7, line 20, after the comma insert "as defined by the commissioner,"

Page 9, line 33, after "3" insert ", in cooperation with local housing agencies,"

Page 11, lines 19 to 21, delete the new language and insert "The commissioner shall adopt priorities for providing abatement services to areas defined to be at high risk for toxic lead exposure. In adopting priorities the commission shall consider the number of children and pregnant women diagnosed with elevated blood lead levels and the median concentration of lead in the soil. The commissioner shall give priority to: areas having the largest population of children and pregnant women having elevated blood lead levels; areas with the highest median soil lead concentration; and areas where it has been determined that there are large numbers of residences that have deteriorating paint."

Page 12, line 27, after "publishing" insert "initial" and after "of" insert "proposed"

Page 15, line 29, after "commissioner" insert "of health"

Page 16, line 11, after "commissioner" insert "of health"

Page 16, line 12, after the period insert "The committee expires June 30, 1993."

Page 21, line 11, delete "local"

Page 21, line 12, delete "boards of health" in both places and insert "community health boards" and after "giving" insert "75 percent of the"

Page 21, line 14, after "women" insert "and, at least 25 percent of the funds must be divided equally among all community health boards"

Page 21, after line 18, insert:

"(c) In expending funds under this program, the commissioner of health shall abide by the following requirements:

(1) no funds shall be spent for lead screening unless the board of health or grantee conforms to the analytical requirements specified in section 144.873, subdivision 3. The commissioner may make grants that include providing the appropriate analytical equipment in order to meet this condition;

(2) no money shall be provided to boards of health who issue abatement orders inconsistent with the rules promulgated under section 144.878; and

(3) before issuing a contract to boards of health who are not serving a city of the first class, the commissioner of health shall evaluate the need and cost effectiveness of contracting for sanitarian and public health nurse services to determine whether a contract grant should go to an individual board of health or to a group of boards of health through a shared service contract or should be performed by the commissioner. Nothing in this provision is designed to restrict grants for lead education or lead screening."

Page 21, line 23, after "material" insert "intended to be used as a coating,"

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

The report was adopted.

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

H. F. No. 1976, A bill for an act relating to Olmsted county; permitting certain exemptions for the conveyance of certain county property.

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

The report was adopted.

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

H. F. No. 2017, A bill for an act relating to education; transferring powers and responsibilities for licensing private business, trade, and correspondence schools to the higher education coordinating board; appropriating money; amending Minnesota Statutes 1990, section 141.21, by adding a subdivision; repealing Minnesota Statutes 1990, section 141.21, subdivision 2.

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

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 2029, A resolution memorializing Congress to refrain from imposing upon the states' constitutional authority to regulate traffic and motor vehicle safety within their respective boundaries, and specifically, to refrain from mandating the passage of state laws requiring the use of motorcycle helmets, safety belts, and child restraint systems.

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

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 2030, A bill for an act relating to motor carriers; making

all persons who transport passengers for hire in intrastate commerce subject to rules of the commissioner of transportation on insurance and driver hours of service; amending Minnesota Statutes 1990, sections 221.031, by adding a subdivision; and 221.141, by adding a subdivision; Minnesota Statutes 1991 Supplement, section 221.025.

Reported the same back with the following amendments:

Page 3, line 7, before "A" insert "(a)"

Page 3, after line 11, insert:

"(b) This subdivision does not apply to:

(1) a local transit commission;

(2) a transit authority credited by law; or

(3) persons providing transportation:

(i) in a school bus as defined in section 169.01, subdivision 6;

(ii) in a commuter van;

(iii) in an authorized emergency vehicle as defined in section 169.01, subdivision 5;

(iv) in special transportation service certified by the commissioner under section 174.30;

(v) by a local transit commission, or by a transit authority created by law;

(vi) in a limousine the service of which is licensed by the commissioner under section 221.84; or

(vii) in a taxicab, if the fare for the transportation is determined by a meter inside the taxicab that measures the distance traveled and displays the fare accumulated."

Page 3, line 16, after the period insert "This section does not apply to an entity or person included in section 221.031, subdivision 3b, paragraph (b)."

With the recommendation that when so amended the bill pass.

The report was adopted.

Murphy from the Committee on Energy to which was referred:

H. F. No. 2089, A bill for an act relating to energy; providing incentives for the use of renewable energy sources; providing property tax and sales and use tax exemptions for photovoltaic devices; amending Minnesota Statutes 1990, sections 216C.06, by adding a subdivision; and 297A.25, by adding a subdivision; Minnesota Statutes 1991 Supplement, section 272.02, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1990, section 216C.06, is amended by adding a subdivision to read:

Subd. 13. [PHOTOVOLTAIC DEVICE.] "Photovoltaic device" means a system of components that generates electricity from incident sunlight by means of the photovoltaic effect, whether or not the device is able to store the energy produced for later use.

Sec. 2. Minnesota Statutes 1991 Supplement, section 272.02, subdivision 1, is amended to read:

Subdivision 1. All property described in this section to the extent herein limited shall be exempt from taxation:

- (1) all public burying grounds;
- (2) all public schoolhouses;
- (3) all public hospitals;
- (4) all academies, colleges, and universities, and all seminaries of learning;
- (5) all churches, church property, and houses of worship;
- (6) institutions of purely public charity except parcels of property containing structures and the structures described in section 273.13, subdivision 25, paragraph (c), clauses (1), (2), and (3), or paragraph (d);
- (7) all public property exclusively used for any public purpose;
- (8) except for the taxable personal property enumerated below, all personal property and the property described in section 272.03, subdivision 1, paragraphs (c) and (d), shall be exempt.

The following personal property shall be taxable:

(a) personal property which is part of an electric generating, transmission, or distribution system or a pipeline system transporting or distributing water, gas, crude oil, or petroleum products or mains and pipes used in the distribution of steam or hot or chilled water for heating or cooling buildings and structures;

(b) railroad docks and wharves which are part of the operating property of a railroad company as defined in section 270.80;

(c) personal property defined in section 272.03, subdivision 2, clause (3);

(d) leasehold or other personal property interests which are taxed pursuant to section 272.01, subdivision 2; 273.124, subdivision 7; or 273.19, subdivision 1; or any other law providing the property is taxable as if the lessee or user were the fee owner;

(e) manufactured homes and sectional structures; and

(f) flight property as defined in section 270.071.

(9) Personal property used primarily for the abatement and control of air, water, or land pollution to the extent that it is so used, and real property which is used primarily for abatement and control of air, water, or land pollution as part of an agricultural operation, as a part of a centralized treatment and recovery facility operating under a permit issued by the Minnesota pollution control agency pursuant to chapters 115 and 116 and Minnesota Rules, parts 7001.0500 to 7001.0730, and 7045.0020 to 7045.1260, as a wastewater treatment facility and for the treatment, recovery, and stabilization of metals, oils, chemicals, water, sludges, or inorganic materials from hazardous industrial wastes, or as part of an electric generation system. For purposes of this clause, personal property includes ponderous machinery and equipment used in a business or production activity that at common law is considered real property.

Any taxpayer requesting exemption of all or a portion of any real property or any equipment or device, or part thereof, operated primarily for the control or abatement of air or water pollution shall file an application with the commissioner of revenue. The equipment or device shall meet standards, rules, or criteria prescribed by the Minnesota pollution control agency, and must be installed or operated in accordance with a permit or order issued by that agency. The Minnesota pollution control agency shall upon request of the commissioner furnish information or advice to the commissioner. On determining that property qualifies for exemption, the commissioner shall issue an order exempting the property from taxation. The equipment or device shall continue to be exempt from taxation as long as the permit issued by the Minnesota pollution control agency remains in effect.

(10) Wetlands. For purposes of this subdivision, "wetlands" means: (i) land described in section 103G.005, subdivision 18; (ii) land which is mostly under water, produces little if any income, and has no use except for wildlife or water conservation purposes, provided it is preserved in its natural condition and drainage of it would be legal, feasible, and economically practical for the production of livestock, dairy animals, poultry, fruit, vegetables, forage and grains, except wild rice; or (iii) land in a wetland preservation area under sections 103F.612 to 103F.616. "Wetlands" under items (i) and (ii) include adjacent land which is not suitable for agricultural purposes due to the presence of the wetlands, but do not include woody swamps containing shrubs or trees, wet meadows, meandered water, streams, rivers, and floodplains or river bottoms. Exemption of wetlands from taxation pursuant to this section shall not grant the public any additional or greater right of access to the wetlands or diminish any right of ownership to the wetlands.

(11) Native prairie. The commissioner of the department of natural resources shall determine lands in the state which are native prairie and shall notify the county assessor of each county in which the lands are located. Pasture land used for livestock grazing purposes shall not be considered native prairie for the purposes of this clause. Upon receipt of an application for the exemption provided in this clause for lands for which the assessor has no determination from the commissioner of natural resources, the assessor shall refer the application to the commissioner of natural resources who shall determine within 30 days whether the land is native prairie and notify the county assessor of the decision. Exemption of native prairie pursuant to this clause shall not grant the public any additional or greater right of access to the native prairie or diminish any right of ownership to it.

(12) Property used in a continuous program to provide emergency shelter for victims of domestic abuse, provided the organization that owns and sponsors the shelter is exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code of 1986, as amended through December 31, 1986, notwithstanding the fact that the sponsoring organization receives funding under section 8 of the United States Housing Act of 1937, as amended.

(13) If approved by the governing body of the municipality in which the property is located, property not exceeding one acre which is owned and operated by any senior citizen group or association of groups that in general limits membership to persons age 55 or older and is organized and operated exclusively for pleasure, recreation, and other nonprofit purposes, no part of the net earnings of which inures to the benefit of any private shareholders; provided the property is used primarily as a clubhouse, meeting facility, or recreational facility by the group or association and the property is not used for residential purposes on either a temporary or permanent basis.

(14) To the extent provided by section 295.44, real and personal property used or to be used primarily for the production of hydro-electric or hydromechanical power on a site owned by the state or a local governmental unit which is developed and operated pursuant to the provisions of section 103G.535.

(15) If approved by the governing body of the municipality in which the property is located, and if construction is commenced after June 30, 1983:

(a) a "direct satellite broadcasting facility" operated by a corporation licensed by the federal communications commission to provide direct satellite broadcasting services using direct broadcast satellites operating in the 12-ghz. band; and

(b) a "fixed satellite regional or national program service facility" operated by a corporation licensed by the federal communications commission to provide fixed satellite-transmitted regularly scheduled broadcasting services using satellites operating in the 6-ghz. band.

An exemption provided by clause (15) shall apply for a period not to exceed five years. When the facility no longer qualifies for exemption, it shall be placed on the assessment rolls as provided in subdivision 4. Before approving a tax exemption pursuant to this paragraph, the governing body of the municipality shall provide an opportunity to the members of the county board of commissioners of the county in which the facility is proposed to be located and the members of the school board of the school district in which the facility is proposed to be located to meet with the governing body. The governing body shall present to the members of those boards its estimate of the fiscal impact of the proposed property tax exemption. The tax exemption shall not be approved by the governing body until the county board of commissioners has presented its written comment on the proposal to the governing body or 30 days has passed from the date of the transmittal by the governing body to the board of the information on the fiscal impact, whichever occurs first.

(16) Real and personal property owned and operated by a private, nonprofit corporation exempt from federal income taxation pursuant to United States Code, title 26, section 501(c)(3), primarily used in the generation and distribution of hot water for heating buildings and structures.

(17) Notwithstanding section 273.19, state lands that are leased from the department of natural resources under section 92.46.

(18) Electric power distribution lines and their attachments and appurtenances, that are used primarily for supplying electricity to farmers at retail.

(19) Transitional housing facilities. "Transitional housing facility" means a facility that meets the following requirements. (i) It provides temporary housing to parents and children who are receiving AFDC or parents of children who are temporarily in foster care. (ii) It has the purpose of reuniting families and enabling parents to obtain self-sufficiency, advance their education, get job training, or become employed in jobs that provide a living wage. (iii) It provides support services such as child care, work readiness training, and career development counseling; and a self-sufficiency program with periodic monitoring of each resident's progress in completing the program's goals. (iv) It provides services to a resident of the facility for at least six months but no longer than three years, except residents enrolled in an educational or vocational institution or job training program. These residents may receive services during the time they are enrolled but in no event longer than four years. (v) It is sponsored by an organization that has received a grant under either section 256.7365 for the biennium ending June 30, 1989, or section 462A.07, subdivision 15, for the biennium ending June 30, 1991, for the purposes of providing the services in items (i) to (iv). (vi) It is sponsored by an organization that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code of 1986, as amended through December 31, 1987. This exemption applies notwithstanding the fact that the sponsoring organization receives financing by a direct federal loan or federally insured loan or a loan made by the Minnesota housing finance agency under the provisions of either Title II of the National Housing Act or the Minnesota housing finance agency law of 1971 or rules promulgated by the agency pursuant to it, and notwithstanding the fact that the sponsoring organization receives funding under Section 8 of the United States Housing Act of 1937, as amended.

(20) Real and personal property, including leasehold or other personal property interests, owned and operated by a corporation if more than 50 percent of the total voting power of the stock of the corporation is owned collectively by: (i) the board of regents of the University of Minnesota, (ii) the University of Minnesota Foundation, an organization exempt from federal income taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended through December 31, 1990, and (iii) a corporation organized under chapter 317A, which by its articles of incorporation is prohibited from providing pecuniary gain to any person or entity other than the regents of the University of Minnesota; which property is used primarily to manage or provide goods, services, or facilities utilizing or relating to large-scale advanced scientific computing resources to the regents of the University of Minnesota and others.

(21) Wind energy conversion systems, as defined in section 216C.06, subdivision 12, installed after January 1, 1991, and used as an electric power source.

(22) Photovoltaic devices, as defined in section 1, installed after January 1, 1992, and used to produce or store electric power, or both.

Sec. 3. Minnesota Statutes 1990, section 297A.25, is amended by adding a subdivision to read:

Subd. 47. [PHOTOVOLTAIC DEVICES.] The gross receipts from the sale of photovoltaic devices, as defined in section 1, and the materials used to install, construct, repair, or replace them are exempt if the devices have been installed after January 1, 1992, and are used as an electric power source."

Delete the title and insert:

"A bill for an act relating to energy; providing incentives for the use of renewable energy sources; providing tax exemptions for photovoltaic devices; amending Minnesota Statutes 1990, sections 216C.06, by adding a subdivision; and 297A.25, by adding a subdivision; Minnesota Statutes 1991 Supplement, section 272.02, subdivision 1."

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

The report was adopted.

Sarna from the Committee on Commerce to which was referred:

H. F. No. 2108, A bill for an act relating to agriculture; requiring certain events to sell Minnesota-grown or produced food and beverages; proposing coding for new law in Minnesota Statutes, chapter 17.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [17.111] [SALE OF FOOD AND BEVERAGES GROWN, PRODUCED, OR PREPARED IN MINNESOTA.]

Vendors participating in the event called "A Taste of Minnesota" may sell food and beverages on the grounds of the capitol complex if the food and beverages are grown or produced in Minnesota or the food is prepared by a Minnesota restaurant."

Delete the title and insert:

"A bill for an act relating to agriculture; requiring vendors at certain events to sell food and beverages grown, produced, or

prepared in Minnesota; proposing coding for new law in Minnesota Statutes, chapter 17."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2150, A bill for an act relating to waste management; defining postconsumer material; emphasizing and clarifying waste reduction; setting requirements for use of labels on products and packages indicating recycled content; amending provisions related to designation of waste; strengthening the requirement for pricing of waste collection based on volume or weight of waste collected; requiring recycled content in and recyclability of telephone directories and requiring recycling of waste directories; requiring labeling of rechargeable batteries; requiring studies on automobile waste, construction debris, and used motor oil; and making various other amendments and additions related to solid waste management; authorizing rulemaking; providing penalties; amending Minnesota Statutes 1990, sections 16B.121; 115.071, subdivision 1; 115A.03, subdivision 36a, and by adding subdivisions; 115A.07, by adding a subdivision; 115A.557, subdivision 3; 115A.63, subdivision 3; 115A.81, subdivision 2; 115A.93, by adding a subdivision; 115A.981; 325E.12; 325E.125, subdivision 1; and 473.844, subdivision 4; Minnesota Statutes 1991 Supplement, sections 16B.122, subdivision 2; 115A.02; 115A.15, subdivision 9; 115A.411, subdivision 1; 115A.83; 115A.9157, subdivision 5; 115A.93, subdivision 3; 115A.931; 325E.1251, subdivision 2; and 473.849; Laws 1991, chapter 337, section 90; proposing coding for new law in Minnesota Statutes, chapter 115A.

Reported the same back with the following amendments:

Page 3, after line 15, insert:

"Sec. 3. [16B.123] [PACKING MATERIALS.]

A public entity shall purchase, use, and require its contractors to use loose packing material made of renewable resources that minimize environmental burdens and energy consumption in their manufacture, use, and recycling, processing, or disposal, unless the cost of the packing material made of renewable resources is more than ten percent greater than the cost of packing material made of nonrenewable resources. For the purposes of this section, "packing material" means material, other than an exterior packaging shell,

that is used to stabilize, protect, cushion, or brace the contents of a package."

Page 5, line 11, after "units," insert "representatives of the waste management industry,"

Page 8, line 8, after "that" insert "have not been aggregated by the generator with other solid waste and"

Page 9, after line 2, insert:

"Sec. 18. Minnesota Statutes 1990, section 115A.87, is amended to read:

115A.87 [JUDICIAL REVIEW.]

An action challenging a designation must be brought within 60 days of the approval of the designation by the reviewing authority. The action is subject to section 562.02.

In any action challenging a designation ordinance or the implementation of a designation ordinance, the person bringing the challenge shall notify the attorney general. The attorney general may intervene in any administrative or court action to represent the state's interest in designation of solid waste."

Page 9, line 31, delete everything after "shall" and insert "determine a base unit size for an average small quantity household generator and establish, or require the licensee to establish, a multiple unit pricing system that ensures that amounts of waste generated in excess of the base unit amount are priced higher than the base unit price."

Page 9, delete lines 32 and 33

Page 10, line 7, delete everything after "shall" and insert "determine a base unit size for an average small quantity household generator and establish a multiple unit pricing system that ensures that amounts of waste generated in excess of the base unit amount are priced higher than the base unit price."

Page 10, delete line 8

Page 13, after line 24, insert:

"Sec. 26. [115A.992] [LITTER; LOOSE FOAM POLYSTYRENE PACKING MATERIALS; BAN.]

Subdivision 1. [LEGISLATIVE FINDINGS.] The legislature finds that loose foam polystyrene packing material is a litter problem in the state and that it is harmful to animals and the environment,

costly to clean up, and unsightly. The legislature further finds that loose foam polystyrene packing material is nondegradable and is manufactured from nonrenewable resources; and that similar loose foam packing material can be manufactured from vegetable starches that are renewable, degradable, cause no harm to animals or the environment, and incur no cleanup costs.

Subd. 2. [DEFINITION.] For the purposes of this section, "loose foam polystyrene packing material" means packing made primarily from polystyrene that consists of loose particles intended to fill space and cushion a packaged article in a shipping or display container.

Subd. 3. [BAN.] A person may not use loose foam polystyrene packing material or place loose foam polystyrene packing material in or on the land, in the solid waste stream, or in any waste management facility in the state."

Page 14, after line 16, insert:

"Sec. 30. [325E.39] [SALE OF PETROLEUM-BASED SWEEP-
ING COMPOUND PRODUCTS PROHIBITED.]

Subdivision 1. [PROHIBITION.] A person may not offer for sale or sell any sweeping compound product containing petroleum oil.

Subd. 2. [PENALTY.] A person who violates this section is guilty of a misdemeanor."

Page 17, delete line 4, and insert:

"Sections 12, 13, 20, 22, subdivision 1, and 24, subdivision"

Page 17, line 6, delete "13" and insert "14"

Page 17, line 8, delete "19 and 20" and insert "21 and 22"

Page 17, line 10, delete "22" and insert "24"

Page 17, after line 11, insert:

"Section 26 is effective August 1, 1995.

Section 30 is effective January 1, 1993."

Page 17, line 12, delete "29" and insert "33"

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 11, after the semicolon insert "prohibiting the use of loose foam polystyrene packing materials and petroleum-based sweeping compound products;"

Page 1, line 21, after the semicolon insert "115A.87;"

Page 1, line 29, delete "chapter" and insert "chapters 16B;" and before the period insert "; and 325E"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2170, A bill for an act relating to the environment; petrofund; providing that bonds or insurance must be provided by persons bidding on or performing corrective actions; proposing coding for new law in Minnesota Statutes, chapter 115C.

Reported the same back with the following amendments:

Page 1, line 10, delete "the state or"

Page 1, line 11, delete "as appropriate,"

Page 1, line 17, delete "the"

Page 1, line 18, delete "state or" and delete "as appropriate,"

Page 2, lines 10 and 11, delete "environmental impairment insurance or pollution legal liability" and insert "errors and omissions"

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

The report was adopted.

Osthoff from the Committee on General Legislation, Veterans Affairs and Gaming to which was referred:

H. F. No. 2272, A bill for an act relating to elections; suspending certain provisions relating to campaign contributions and public subsidies as they relate to major political parties; requiring major political parties to certify their compliance with apportionment and delegate selection requirements; proposing coding for new law in Minnesota Statutes, chapter 10A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

“Section 1. [10A.55] [TEMPORARY SUSPENSION.]

(a) The following provisions are not in effect as they relate to donations and public subsidies to political parties whose candidates will appear on the presidential primary ballot under section 207A.02:

(1) section 10A.322, subdivision 4, to the extent it allows a political party to receive official refund receipt forms from the ethical practices board;

(2) sections 10A.322 and 290.06, subdivision 23, to the extent they allow a political party to issue an official refund receipt form to a taxpayer;

(3) section 290.06, subdivision 23, to the extent it allows a taxpayer to receive a political contribution refund for a donation to a political party; and

(4) section 10A.31, subdivision 5, as it relates to allocations to political parties.

(b) The chair of each political party whose candidates appear on the presidential primary ballot may certify to the secretary of state no later than March 15, 1992, and every four years thereafter that the party will comply with section 207A.06. The certificate must be in the form of a sworn affidavit acknowledged by a notary public. A party that makes the certification allowed in this paragraph but fails to comply with section 207A.06, must be treated as if it failed to make the certification allowed in this paragraph. After a party certifies that it will comply with section 207A.06, the secretary of state shall certify to the board and the commissioner of revenue that the provisions in paragraph (a), clauses (1) to (4), do not apply to the party for four years.

Sec. 2. Minnesota Statutes 1990, section 207A.06, subdivision 3, is amended to read:

Subd. 3. [DELEGATE VOTES.] At the national convention, delegates chosen because of their support for a presidential candidate shall vote for that candidate on the first ballot, unless they have been released from that obligation by the candidate. ~~This subdivision does not apply to delegates to the extent that it is inconsistent with the rules of the national party or state party.~~

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to elections; suspending certain provisions relating to campaign contributions and public subsidies as they relate to major political parties; allowing major political parties to certify their compliance with apportionment and delegate selection requirements; amending Minnesota Statutes 1990, section 207A.06, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 10A."

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

The report was adopted.

Murphy from the Committee on Energy to which was referred:

H. F. No. 2296, A bill for an act relating to utilities; energy conservation improvements; permitting regulated utilities to count expenditures on energy conservation by certain large industrial customers toward the utilities' required expenditures on energy conservation improvements; amending Minnesota Statutes 1991 Supplement, section 216B.241, subdivisions 1a and 2.

Reported the same back with the following amendments:

Page 2, line 18, after "achieve" insert "up to a 75 percent offset against"

Page 3, line 3, delete "over the previous ten years" and insert "during the three years prior to the year in which the customer's investment or spending is counted by the utility"

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

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 2355, A bill for an act relating to motor carriers; regulating courier services carriers and local cartage carriers; amending Minnesota Statutes 1990, section 221.011, subdivisions 25, 28, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, after line 12, insert:

“Courier service carriers must maintain accurate records of each shipment picked up and delivered, including (1) time of the request for service, (2) time of the pickup, (3) time of delivery, (4) weight of the shipment, and (5) the specific vehicle or vehicles used to transport the shipment.”

Page 2, delete sections 2 and 3

Amend the title as follows:

Page 1, line 2, delete “and local cartage carriers”

Page 1, line 4, delete “subdivisions” and insert “subdivision 25.”

Page 1, delete line 5

With the recommendation that when so amended the bill pass.

The report was adopted.

Kalis from the Committee on Transportation to which was referred:

H. F. No. 2368, A bill for an act relating to motor carriers; providing for the expiration of certificates and permits as regular and irregular route carriers of property, and for their conversion to class I certificates and class II permits; specifying operating authority granted by each class; restricting transfer of certain operating

authority; prohibiting the lease of class I certificates and class II permits; specifying service that may be offered by courier service carriers; redefining the local cartage zone; increasing registration fees for vehicles of motor carriers; appropriating money; amending Minnesota Statutes 1990, sections 168.013, subdivision 1e; 221.011, subdivisions 7, 8, 9, 14, 25, 28, and by adding subdivisions; 221.036, subdivision 1; 221.041; 221.051; 221.061; 221.071, subdivision 1; 221.081; 221.111; 221.121, subdivisions 1, 6, 6a, and by adding subdivisions; 221.131, subdivisions 2 and 3; 221.141, subdivision 4; and 221.151, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 221; repealing Minnesota Statutes 1990, section 221.011, subdivisions 11 and 17.

Reported the same back with the following amendments:

Page 5, delete lines 16 to 20 and insert:

"Subd. 33. [TRUCKLOAD FREIGHT.] "Truckload freight" means freight collected by a motor carrier (1) from one consignor at a place under the consignor's control and delivered directly to one or more consignees at a place or places under the consignees' control, or (2) from one or more consignors at a place or places under the consignors' control and delivered directly to one consignee at a place under the consignee's control."

Page 6, line 12, delete "and" and insert "or"

Page 11, line 4, after the period insert "For purposes of this section, utilization of a local cartage carrier by a class I carrier constitutes ownership, lease, or control of a terminal."

Page 14, line 17, delete "transportation" and insert "delivery to the consignee"

Page 15, line 20, after the comma insert "(1)"

Page 15, line 21, after "terminal" insert ", and (2) "terminal" does not include a terminal used by a permit holder who also holds a class I certificate for the unloading, docking, handling, and storage of freight transported under the certificate"

Page 20, line 19, before "The" insert "Except as provided in subdivision 3, paragraph (b)."

Page 20, line 35, before "By" insert "(a)"

Page 21, line 18, delete "1993" and insert "1992"

Page 21, line 20, delete "1993" and insert "1992, or a later date as determined under paragraph (b)"

Page 21, after line 20, insert:

“(b) The board may determine that a conversion of a certificate or permit under this subdivision requires a longer period of deliberation than that provided in paragraph (a). In such a case the board may prescribe a date (1) on which a class I certificate or class II permit becomes effective, (2) on which the application for conversion becomes effective unless denied by the board, and (3) on which the certificate or permit being converted expires. The board may not prescribe a date under clauses (1) to (3) that is later than June 30, 1993.”

Page 21, line 21, delete “LIMITS ON”

Page 22, line 1, delete “II” and insert “II-L”

Page 22, after line 4, insert:

“(d) When a person who had been issued before January 1, 1993, an irregular route common carrier permit with authority to transport household goods applies for conversion of that permit to a class II permit under subdivision 3, the board shall issue the applicant, along with a class II permit, a household goods mover permit with the same operating authority to transport household goods as was granted under the person's irregular route common carrier permit.”

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

The report was adopted.

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

H. F. No. 2381, A bill for an act relating to state land; authorizing private sale of certain land in Washington county; authorizing environmental cleanup of the land; authorizing alteration of marginal lands.

Reported the same back with the following amendments:

Page 1, line 9, after “Notwithstanding” insert “the public sale provisions of”

With the recommendation that when so amended the bill pass.

The report was adopted.

Clark from the Committee on Housing to which was referred:

H. F. No. 2497, A bill for an act relating to housing; increasing the debt ceiling of the Minnesota housing finance agency; amending Minnesota Statutes 1990, section 462A.22, subdivision 1.

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

The report was adopted.

Clark from the Committee on Housing to which was referred:

H. F. No. 2501, A bill for an act relating to housing; modifying provisions of rehabilitation loans, lease-purchase housing, and urban and rural homesteading; limiting use of emergency rules; modifying limitations on the use of bond proceeds; modifying provisions of publicly-owned transitional housing program; modifying provisions for neighborhood land trusts; amending Minnesota Statutes 1990, sections 462A.05, subdivision 14a; 462A.06, subdivision 11; and 462A.202, subdivision 2; Minnesota Statutes 1991 Supplement, sections 462A.05, subdivision 36; 462A.073, subdivision 2; and 462A.30, subdivisions 6 and 9; repealing Minnesota Statutes 1990, section 462A.057, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, and 10; and Laws 1991, chapter 292, article 9, section 35.

Reported the same back with the following amendments:

Page 3, after line 4, insert:

"Sec. 3. Minnesota Statutes 1991 Supplement, section 462A.05, subdivision 37, is amended to read:

Subd. 37. [BLIGHTED RESIDENTIAL PROPERTY ACQUISITION AND REHABILITATION; NEIGHBORHOOD LAND TRUST.] The agency may make grants to cities for the purpose of acquisition and demolition of blighted residential property and gap financing for the rehabilitation of blighted residential property or construction of new housing on the property. Gap financing is financing for the difference between the cost of the improvement of the blighted property, including acquisition, demolition, rehabilitation, and construction, and the market value of the property upon sale. Grants under this section must be used for households with income less than or equal to the county or area median income as determined by the United States Department of Housing and Urban Development. Cities may use the grants to establish revolving loan funds and provide loans and grants to eligible mortgagors for the acquisition, demolition, redevelopment, and rehabilitation of

blighted residential property located in a neighborhood designated by the city for neighborhood preservation. The city may determine the terms and conditions of the loans and grants. The agency may make grants or loans to statutory or home rule charter cities, counties, housing and redevelopment authorities, economic development authorities, and nonprofit organizations for the purpose of organizing or funding neighborhood land trust projects. If a grant is made out of the bond proceeds fund, it may only be made to a city, county, housing and redevelopment authority, or an economic development authority. The projects must assure the long-term affordability of neighborhood housing by maintaining ownership of the land through a 6s neighborhood land trust."

Page 4, line 18, after "properties" insert "or the acquisition, site improvement, and development of new properties"

Page 4, line 26, after "property" insert "or the part thereof financed under this subdivision"

Page 5, after line 17, insert:

"Sec. 8. Minnesota Statutes 1991 Supplement, section 462A.30, subdivision 8, is amended to read:

Subd. 8. [NEIGHBORHOOD LAND TRUST.] "Neighborhood land trust" means:

(1) a nonprofit corporation organized under chapter 317A that complies with section 462A.31 and that qualifies for tax exempt status under United States Code, title 26, section 501(c)(3); and; or

(2) a home rule charter or statutory city, a county, a housing and redevelopment authority, or an economic development authority;

that meets all other criteria for neighborhood land trust trusts set by the agency."

Page 5, after line 26, insert:

"Sec. 10. Minnesota Statutes 1991 Supplement, section 462A.31, is amended by adding a subdivision to read:

Subd. 6. [CITY, COUNTY, OR HOUSING OR ECONOMIC DEVELOPMENT AUTHORITY.] A home rule charter or statutory city, a county, a housing and redevelopment authority, or an economic development authority may act as a neighborhood land trust with the powers and duties described in subdivisions 1 to 5. A ground lease in which the city, county, or authority is the lessor may provide that lease payments will be for a nominal amount and must provide that the maximum term of a lease is 60 years.

Sec. 11. Minnesota Statutes 1991 Supplement, section 462A.31, is amended by adding a subdivision to read:

Subd. 7. [RECORDING OF GROUND LEASE.] Any ground lease held by a neighborhood land trust shall include the legal description of the real property subject to the ground lease and shall be recorded with the county recorder or filed with the registrar of titles in the county in which the real property subject to the ground lease is located.

Sec. 12. Minnesota Statutes 1991 Supplement, section 462A.31, is amended by adding a subdivision to read:

Subd. 8. [ALLOCATIONS.] At least 50 percent of any money appropriated to the agency for the purposes of this section must be used to fund projects in which at least 75 percent of the families and individuals have incomes which do not exceed 30 percent of the median family income for the metropolitan area as defined in section 473.121, subdivision 2."

Page 5, line 32, delete "5, 6, and 7" and insert "6, 7, and 9"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 12, delete "subdivision 36" and insert "subdivisions 36 and 37" and after the second semicolon delete "and"

Page 1, line 13, after "6" insert ", 8," and after the semicolon insert "and 462A.31, by adding subdivisions;"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1350, 1567, 1976, 2029, 2030, 2108, 2150, 2355, 2381 and 2501 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Anderson, R. H., and Frederick introduced:

H. F. No. 2606, A bill for an act relating to education; transferring the Waseca campus to the state board of technical colleges; specifying conditions; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136C.

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

Segal; Anderson, I., and Clark introduced:

H. F. No. 2607, A bill for an act relating to appropriations; appropriating money for the emergency jobs program in the department of jobs and training.

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

O'Connor, McEachern, Omann and Bishop introduced:

H. F. No. 2608, A bill for an act relating to consumer protection; requiring certain creditors to file credit card disclosure reports with the state treasurer; providing rulemaking authority; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 325G.

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

Greenfield introduced:

H. F. No. 2609, A bill for an act relating to University of Minnesota; providing that fines collected for traffic and parking offenses on university property be paid into the treasury of the university; amending Minnesota Statutes 1990, section 169.965, by adding a subdivision.

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

Vellenga and Marsh introduced:

H. F. No. 2610, A bill for an act relating to peace officers; affording qualified federal law enforcement officers the authority of peace officers when assigned to special state and federal task forces; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Ozment introduced:

H. F. No. 2611, A bill for an act relating to appropriations; allowing funds to be used for a biological survey of Dakota county.

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

Weaver and Erhardt introduced:

H. F. No. 2612, A bill for an act relating to natural resources; allowing use of alternative rulemaking procedures for certain rules of the commissioner of natural resources; regulating activities relating to stromatolites; changing definitions; modifying provisions relating to game refuges, scientific and natural areas, experimental waters, and special management waters; expanding certain authorities relating to deer licenses; exempting certain rules of the commissioner from the administrative procedure act; allowing non-metal tags for fish nets; authorizing rulemaking; amending Minnesota Statutes 1990, sections 86A.05, subdivision 5; 97A.015, subdivisions 15 and 40; 97A.085, subdivisions 2, 3, 4, 5, 8, and by adding a subdivision; 97A.411, subdivision 3; 97A.485, subdivision 9; 97C.001, subdivisions 1 and 3; 97C.005; 97C.351; and 103G.615, subdivision 3; Minnesota Statutes 1991 Supplement, sections 14.29, subdivision 4; and 97A.093; and Laws 1991, chapter 259, section 25, as amended; proposing coding for new law in Minnesota Statutes, chapter 84.

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

Bauerly, Tunheim and McEachern introduced:

H. F. No. 2613, A bill for an act relating to education; eliminating deficiencies for education aids and grants by an open and standing appropriation for insufficient appropriations after excess amounts are transferred; equalizing levies for special education and health and safety revenue; appropriating money; amending Minnesota Statutes 1990, section 124.14, by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 124.14, subdivision 7; 124.321, subdivision 3; and 124.83, subdivision 4.

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

Munger introduced:

H. F. No. 2614, A bill for an act relating to retirement; Minnesota state retirement system; authorizing a purchase of service credit by a former grain inspector.

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

Jaros, McEachern, Munger, Bauerly and Carlson introduced:

H. F. No. 2615, A bill for an act relating to education; establishing a regional technology high school program; authorizing the issuance of state bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124C.

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

Rest; Olson, E.; Blatz; Welle and Schreiber introduced:

H. F. No. 2616, A bill for an act relating to taxation; extending homestead treatment to property occupied by a person who is related to the owner; amending Minnesota Statutes 1991 Supplement, section 273.124, subdivision 1; repealing Minnesota Statutes 1991 Supplement, section 273.124, subdivision 15.

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

Simoneau, Pugh and Carruthers introduced:

H. F. No. 2617, A bill for an act relating to retirement; judges retirement fund; eliminating the offset for Social Security benefits; amending Minnesota Statutes 1990, section 355.391, subdivision 1; Minnesota Statutes 1991 Supplement, section 490.123, subdivision 1a; repealing Minnesota Statutes 1990, section 490.129.

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

Reding and Pugh introduced:

H. F. No. 2618, A bill for an act relating to public employees; setting salaries for administrative law judge supervisors, chief and assistant chief administrative law judges, and workers' compensation judges; amending Minnesota Statutes 1990, section 15A.083, subdivisions 6a, 7, and by adding a subdivision; Minnesota Statutes

1991 Supplement, sections 15A.081, subdivision 1; and 43A.18, subdivision 4.

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

Rodosovich, Munger, Battaglia and Blatz introduced:

H. F. No. 2619, A bill for an act relating to state parks; authorizing additions to and deletions from certain state parks; authorizing an easement and regulating campground use at McCarthy Beach state park.

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

Jefferson, Koppendrayner, Vellenga and Sviggum introduced:

H. F. No. 2620, A bill for an act relating to human services; changing certain provisions for support and placement of children; amending Minnesota Statutes 1990, sections 256.87, subdivision 5; 257.072, subdivision 7; 257.59, subdivision 1; 259.255; 259.28, subdivision 2; 259.455; 260.012; 260.015, subdivision 8, and by adding a subdivision; 260.181, subdivision 3; 260.191, subdivisions 1 and 1a; 260.221, subdivision 1; and 260.235.

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

Hausman, Bodahl and Wejcman introduced:

H. F. No. 2621, A bill for an act relating to energy; establishing energy efficiency standards for room air conditioners; amending Minnesota Statutes 1990, section 216C.19, subdivision 13.

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

Janezich, Heir; Anderson, I., and Rukavina introduced:

H. F. No. 2622, A bill for an act relating to 911 emergency telephone service; requiring automatic location identification and two dedicated circuits in each 911 emergency telephone service system; authorizing fee to fund enhanced 911 service; establishing 911 trust fund; amending Minnesota Statutes 1990, sections 403.01, by adding a subdivision; and 403.11; proposing coding for new law in Minnesota Statutes, chapter 403.

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

Solberg; Kinkel; Johnson, R., and Hasskamp introduced:

H. F. No. 2623, A bill for an act relating to the Mississippi river headwaters area; updating and changing provisions relating to activities of the Mississippi headwaters board; amending Minnesota Statutes 1990, sections 103F.365, subdivision 1, and by adding a subdivision; 103F.369, subdivision 1; and 103F.371; Minnesota Statutes 1991 Supplement, section 103F.369, subdivision 2.

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

Krueger, Munger, Battaglia, Dille and Nelson, S., introduced:

H. F. No. 2624, A bill for an act relating to the environment; providing that the pollution control agency adopt rules with respect to competence and fees of underground tank installers; amending Minnesota Statutes 1990, section 116.491, subdivision 3.

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

Segal introduced:

H. F. No. 2625, A bill for an act relating to insurance; health; requiring coverage for lactation consultations; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

Segal introduced:

H. F. No. 2626, A bill for an act proposing an amendment to the Minnesota Constitution, article X, by adding a section; dedicating part of the sales tax to property tax relief; amending Minnesota Statutes 1991 Supplement, section 16A.711, subdivision 1.

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

Osthoff introduced:

H. F. No. 2627, A bill for an act relating to lotteries; authorizing the state lottery to operate video lottery machines in establishments where alcoholic beverages are sold at on-sale; amending Minnesota Statutes 1990, sections 349A.01, subdivisions 7, 8, 11, and by adding a subdivision; 349A.04; 349A.05; 349A.08, subdivisions 1 and 5; 349A.09, subdivision 1; 349A.11; 349A.12, subdivision 6; and by adding a subdivision; and 349.13; Minnesota Statutes 1991 Supplement, sections 299L.07, subdivision 1; 349A.06, subdivision 11; and 609.75, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 349A.

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

Dorn, Carlson, Morrison, Lourey and Haukoos introduced:

H. F. No. 2628, A bill for an act relating to education; requiring the higher education coordinating board to prorate state grants by the number of credits taken; amending Minnesota Statutes 1991 Supplement, section 136A.121, subdivision 6.

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

Steensma; Sparby; Johnson, V.; Omann and Wenzel introduced:

H. F. No. 2629, A bill for an act relating to agriculture; changing limits on certain loans by the rural finance authority; amending Minnesota Statutes 1990, sections 41B.03, subdivision 1; 41B.039, subdivision 2; and 41B.042, subdivision 4.

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

Trimble introduced:

H. F. No. 2630, A bill for an act relating to the environment; adding emissions testing for trucks, buses, and motorcycles to the metropolitan motor vehicle emissions testing program; amending Minnesota Statutes 1990, section 116.60, subdivision 7.

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

Hausman, Ozment and Weaver introduced:

H. F. No. 2631, A bill for an act relating to education; amending

the post-secondary enrollment options act; reenacting and amending Minnesota Statutes 1990, section 123.3514, subdivisions 6 and 6b, as amended; amending Minnesota Statutes 1991 Supplement, sections 123.3514, subdivision 4; and 135A.03, subdivision 3a; Laws 1991, chapter 265, article 9, section 75; proposing coding for new law in Minnesota Statutes, chapters 123; and 135A.

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

Rukavina, Segal and Winter introduced:

H. F. No. 2632, A bill for an act relating to economic development; establishing the affirmative enterprise program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Winter; Brown; Uphus; Nelson, S., and Wenzel introduced:

H. F. No. 2633, A bill for an act relating to agricultural development; redefining agricultural business enterprise for purposes of the Minnesota agricultural development act; amending Minnesota Statutes 1991 Supplement, section 41C.02, subdivision 2.

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

Winter, Peterson, Bodahl, Dille and Segal introduced:

H. F. No. 2634, A bill for an act relating to economic development; changing the name of the export finance authority to Minnesota trading company; increasing the size of the board of directors and changing the composition; changing the financing terms; amending Minnesota Statutes 1990, section 116J.9763, subdivisions 2, 6, and 7.

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

Segal, Krueger and Winter introduced:

H. F. No. 2635, A bill for an act relating to economic development; establishing an intergovernmental planning and study commission; appropriating money.

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

McPherson, Pauly, Morrison, Lynch and Krambeer introduced:

H. F. No. 2636, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4, and article V, sections 2 and 4; placing limits on the terms of office of legislators and executive officers.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Segal, Lourey and McGuire introduced:

H. F. No. 2637, A bill for an act relating to the legislature; declaring a state policy for children, youth, and their families; amending the responsibilities of the legislative commission on children, youth, and their families; appropriating money; amending Minnesota Statutes 1991 Supplement, section 3.873, subdivisions 1, 4, 5, and by adding a subdivision.

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

Omann, Hufnagle, Pellow, Henry and Frederick introduced:

H. F. No. 2638, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4, and article V, sections 2 and 4; placing limits on the terms of office of legislators and executive officers.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

McPherson, Davids, Weaver, Girard and Goodno introduced:

H. F. No. 2639, A bill for an act relating to elections; campaign finance; prohibiting certain caucus fundraisers during legislative sessions; prohibiting the transfer of funds from one candidate's principal campaign committee to another candidate's principal campaign committee; prohibiting the formation of more than one campaign committee by a candidate; requiring that recipients of public subsidies agree to raise at least one-half of private contributions from individual constituents; amending Minnesota Statutes 1990, sections 10A.14, subdivision 2; 10A.19, subdivision 1; 10A.27, subdivision 9; 10A.322, by adding a subdivision; and 10A.323;

Minnesota Statutes 1991 Supplement, sections 10A.065, subdivisions 1 and 5; and 10A.324, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 10A.

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

Uphus introduced:

H. F. No. 2640, A bill for an act relating to occupations and professions; elevators and boilers; providing that boilers used for mint oil extraction are considered to be used for agricultural or horticultural purposes; amending Minnesota Statutes 1991 Supplement, section 183.56.

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

Jefferson introduced:

H. F. No. 2641, A bill for an act relating to retirement; Minneapolis teachers retirement fund association; eliminating retroactive application of omitted salary deduction provision; eliminating reduction in benefit of annuitants returning to active service in certain circumstances; amending Laws 1991, chapter 317, sections 5 and 6.

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

Olson, K., and Winter introduced:

H. F. No. 2642, A bill for an act relating to armories; providing for a public hearing before the adjutant general closes an armory; amending Minnesota Statutes 1990, section 193.36, by adding a subdivision.

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

Dawkins introduced:

H. F. No. 2643, A bill for an act relating to energy; requiring energy providers to solicit contributions from customers for fuel funds that distribute emergency energy assistance to low-income households; establishing a statewide fuel fund in the department of jobs and training; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Winter; Cooper; Rukavina; Anderson, I., and Davids introduced:

H. F. No. 2644, A bill for an act relating to petroleum underground storage tanks; establishing a loan guarantee and interest reduction program; defining terms; providing for the establishment of underwriting standards; establishing a loan guarantee and interest reduction fund; authorizing rulemaking; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115C.

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

Carruthers, Bauerly, Sarna, Schreiber and Limmer introduced:

H. F. No. 2645, A bill for an act relating to commerce; regulating residential building contractors and remodelers; providing licensing requirements; amending Minnesota Statutes 1991 Supplement, sections 326.83, subdivision 10, and by adding subdivisions; and 326.84, by adding a subdivision.

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

Hasskamp, by request, introduced:

H. F. No. 2646, A bill for an act relating to motor vehicles; providing for free motor vehicle license plates for former prisoners of war; amending Minnesota Statutes 1990, section 168.125, subdivision 1.

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

Milbert introduced:

H. F. No. 2647, 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 11A.23, subdivision 2; 13.791; 82B.20, subdivision 2; 86B.115; 86B.601, subdivision 1; 88.45; 103L.112; 115A.63, subdivision 3; 115A.82; 116J.70, subdivision 2a; 176.1041, subdivision 1; 176.361, subdivision 2; 177.23, subdivision 7; 183.38, subdivision 1; 214.01,

subdivision 2; 268A.09, subdivision 7; 290.10; 297A.15, subdivision 5; 298.402; 298.405, subdivision 1; 326.405; 326.43; 348.13; 352.116, subdivision 3b; 352B.10, subdivision 5; 352B.105; 356.24; 356.82; 466.131; 504.02; 514.53; 517.08, subdivision 1c; and 609.0331; Minnesota Statutes 1991 Supplement, sections 3.873, subdivision 6; 16B.122, subdivision 2; 60D.20, subdivision 1; 60G.01, subdivision 2; 116.072, subdivision 1; 116J.693, subdivision 2; 124.19, subdivision 1; 124.479; 169.983; 171.06, subdivision 3; 179A.10, subdivision 2; 256.969, subdivisions 2 and 3a; 256B.74, subdivision 2; 256H.03, subdivision 5; 272.01, subdivision 2; 272.02, subdivision 1; 275.50, subdivision 5; 340A.4055; 457A.01, subdivision 5; 473.845, subdivision 3; and 611A.02, subdivision 2; reenacting Minnesota Statutes 1991 Supplement, section 256B.431, subdivision 3f; repealing Minnesota Statutes 1990, section 326.01, subdivision 20; Laws 1989, chapter 282, article 2, section 188; Laws 1991, chapters 182, section 1; and 305, section 10.

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

Hausman, Welle and Skoglund introduced:

H. F. No. 2648, A bill for an act relating to insurance; accident and health; regulating coverage for the use of off-label drugs; amending Minnesota Statutes 1990, section 43A.23, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

Pugh introduced:

H. F. No. 2649, A bill for an act relating to real estate foreclosures; establishing a voluntary foreclosure process with waiver of deficiency claims and equity; proposing coding for new law in Minnesota Statutes, chapter 582.

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

Lourey, Kahn, Bishop, Krueger and Segal introduced:

H. F. No. 2650, A bill for an act relating to telecommunications; appropriating money to facilitate public sector regional telecommunications systems statewide, to create a public sector telecommunications clearinghouse, and to continue STARS telecommunications master planning development, including matching funds for pilot project development, in the Northeast and Southeast regions.

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

Trimble, Morrison, Orenstein, Carlson and Jaros introduced:

H. F. No. 2651, A bill for an act relating to education; requesting the community colleges to study an enrollment plan for AFDC recipients.

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

Battaglia, Ogren, Begich and Rukavina introduced:

H. F. No. 2652, A bill for an act relating to the city of Ely; permitting a local sales tax.

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

Carruthers and Bishop introduced:

H. F. No. 2653, A bill for an act relating to commerce; regulating residential building contractors and remodelers; providing licensing requirements; prescribing the powers and duties of the commissioner; establishing a contractor's recovery fund; amending Minnesota Statutes 1991 Supplement, sections 326.83, subdivisions 4, 6, 7, 8, 10, and by adding subdivisions; 326.84, subdivisions 1 and 3; 326.85, subdivision 1; 326.86; 326.87, subdivision 2; 326.88; 326.89, subdivisions 2 and 3; 326.91, subdivision 2; 326.92, subdivisions 1 and 3; 326.93, subdivision 1; 326.94, subdivision 2; 326.97, subdivision 1; 326.99; and 326.991; proposing coding for new law in Minnesota Statutes, chapter 326; repealing Minnesota Statutes 1991 Supplement, sections 326.83, subdivisions 5 and 7; 326.84, subdivision 2; 326.88, subdivision 2; 326.94, subdivision 1; and 326.991.

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

Lourey and Ogren introduced:

H. F. No. 2654, A bill for an act relating to Aitkin county; directing an exchange of certain tax-forfeited land.

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

Lourey; Jefferson; Johnson, R.; Vellenga and Segal introduced:

H. F. No. 2655, A bill for an act relating to crimes; prohibiting release of inmates on holidays and weekends; requiring the establishment of certified sex offender treatment programs in correctional facilities; providing for the establishment of a chemical dependency treatment program in all correctional facilities; prohibiting good time for offenders who fail to complete court-ordered chemical dependency treatment; establishing a probation standards task force; requiring courts to make findings when recommended drug treatment is not ordered; amending Minnesota Statutes 1990, section 241.67, subdivision 3; 242.195, subdivision 2; and 244.04, subdivision 1; Minnesota Statutes 1991 Supplement, section 609.115, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 241.

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

Blatz and Jacobs introduced:

H. F. No. 2656, A bill for an act relating to watershed districts; providing for their administrative fund levy.

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

Bodahl, Jacobs, Peterson, Begich and Lasley introduced:

H. F. No. 2657, A bill for an act relating to utilities; making adjustments in how telephone service rates are determined when extended area telephone service is established; amending Minnesota Statutes 1990, section 237.161, subdivision 3, and by adding a subdivision.

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

Peterson; Anderson, I., and Osthoff introduced:

H. F. No. 2658, A bill for an act relating to the Yellow Medicine county hospital district; providing for hospital board membership and elections; amending Laws 1963, chapter 276, sections 2, subdivision 2, and by adding subdivisions; and 4.

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

Johnson, R.; Simoneau; Anderson, I., and Kinkel introduced:

H. F. No. 2659, A bill for an act relating to capital improvements; authorizing bonds and appropriating money for the Bemidji technical college construction project.

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

Jennings; Greenfield; Anderson, R.; Lourey and Kinkel introduced:

H. F. No. 2660, A bill for an act relating to taxation; increasing the tax rate for distilled wine and spirits; authorizing deposits into the chemical dependency treatment fund; amending Minnesota Statutes 1990, sections 254B.02, subdivision 1; 297C.02; and 297C.08.

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

Thompson; Dorn; Anderson, I.; Krueger and Garcia introduced:

H. F. No. 2661, A bill for an act relating to workers' compensation; regulating medical and rehabilitation benefits; providing penalties; amending Minnesota Statutes 1990, sections 176.011, subdivision 15; 176.102, subdivisions 1, 2, 3, 3a, 4, 6, 7, and 9; 176.103, subdivisions 2, 3, and by adding a subdivision; 176.135, subdivisions 1, 1a, 5, 6, and 7; 176.136, subdivisions 1, 2, and by adding subdivisions; 176.155, subdivision 1; and 176.83, subdivisions 5, 6, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1990, sections 176.135, subdivision 3; and 176.136, subdivision 5.

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

Johnson, V.; Munger and Davids introduced:

H. F. No. 2662, A bill for an act relating to state trails; providing for the establishment of the Blufflands Trail System; amending Minnesota Statutes 1990, section 85.015, subdivision 7.

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

Limmer, Vellenga, Solberg, Carruthers and Blatz introduced:

H. F. No. 2663, A bill for an act relating to the pardon process; imposing a waiting period on persons who seek a pardon extraordinary from the board of pardons; requiring that a pardon extraordinary be made a part of the pardoned offender's court record and that a copy be sent to the bureau of criminal apprehension; authorizing the board to conduct its deliberations on pardon applications in private; improving the pardon application procedure; requiring certain reports; prohibiting employment discrimination against pardoned offenders; appropriating money; amending Minnesota Statutes 1990, sections 363.03, subdivision 1; and 638.02, subdivisions 2 and 4; Minnesota Statutes 1991 Supplement, sections 638.02, subdivision 3; 638.04; 638.05; and 638.06; proposing coding for new law in Minnesota Statutes, chapter 638.

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

Pellow; Johnson, V.; Anderson, I.; Reding and Krambeer introduced:

H. F. No. 2664, A bill for an act relating to game and fish; granting preference to elderly applicants for licenses or permits to take deer within a refuge; amending Minnesota Statutes 1990, section 97A.091, subdivision 2.

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

Johnson, V., and Krambeer introduced:

H. F. No. 2665, A bill for an act relating to education; abolishing the higher education board; amending Minnesota Statutes 1991 Supplement, sections 15A.081, subdivision 7b; and 179A.10, subdivision 2; repealing Minnesota Statutes 1991 Supplement, sections 136E.01; 136E.02; 136E.03; 136E.04; and 136E.05; and Laws 1991, chapter 356, article 9, sections 8, 9, 10, 11, 12, 13, and 14.

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

Dorn, Frederick, Carlson, Simoneau and Dempsey introduced:

H. F. No. 2666, A bill for an act relating to capital improvements; providing for emergency capital expenses at Mankato State University; authorizing sale of state bonds; appropriating money.

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

Osthoff, Vellenga, Solberg and Abrams introduced:

H. F. No. 2667, A bill for an act relating to elections; campaign finance; prohibiting the transfer of funds from one candidate's principal campaign committee to another candidate's principal campaign committee; prohibiting the formation of more than one campaign committee by a candidate; providing that a candidate receive the opponent's public subsidy if the opponent does not agree to spending limits; requiring that recipients of public subsidies agree not to raise campaign funds from political associations that exceed one-half of total contributions to the candidate; requiring that a candidate raise within the candidate's district 50 percent of the matching amount necessary to receive a public subsidy; increasing late filing fees; clarifying certain reporting requirements; requiring the retention of records by lobbyists and principals; amending Minnesota Statutes 1990, sections 6.76; 10A.01, subdivisions 25 and 26; 10A.03, subdivision 2; 10A.04, subdivisions 5 and 7; 10A.065, subdivision 3; 10A.09, subdivisions 2 and 7; 10A.14, subdivision 2; 10A.19, subdivision 1; 10A.20, subdivision 12; 10A.23; 10A.27, subdivision 9; 10A.322, by adding a subdivision; 10A.323; 10A.324, by adding a subdivision; and 383B.053, subdivision 1; Minnesota Statutes 1991 Supplement, section 10A.25, subdivision 10; repealing Minnesota Statutes 1990, section 10A.25, subdivision 2a.

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

Krambeer, Rest, Lynch and Tompkins introduced:

H. F. No. 2668, A bill for an act relating to crimes; defining child endangerment to include situations involving parental operation of motorboats, snowmobiles, and motor vehicles while under the influence of alcohol in violation of law and with a child as a passenger and situations involving permitting a child to be present when a person is unlawfully possessing or using a controlled substance; amending Minnesota Statutes 1990, section 609.378, subdivision 1, and by adding a subdivision.

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

Heir introduced:

H. F. No. 2669, A bill for an act relating to energy; changing requirements for energy metering of individual dwelling units; repealing Minnesota Statutes 1990, section 216C.27, subdivision 8.

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

Seaberg introduced:

H. F. No. 2670, A bill for an act relating to domestic abuse; increasing penalties for certain repeat offenders who have prior out-of-state convictions; amending Minnesota Statutes 1990, section 609.224, subdivision 2; and Minnesota Statutes 1991 Supplement, section 518B.01, subdivision 14.

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

Lourey, Ogren and Rest introduced:

H. F. No. 2671, A bill for an act relating to education; setting a minimum levy for interactive television costs; amending Minnesota Statutes 1991 Supplement, section 275.125, subdivision 11g.

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

Haukoos, Ozment, Reding, Vanasek and Jennings introduced:

H. F. No. 2672, A bill for an act relating to taxation; property; providing a special levy for certain firefighters' relief funds; amending Minnesota Statutes 1991 Supplement, section 275.50, subdivision 5.

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

Dawkins introduced:

H. F. No. 2673, A bill for an act relating to theft; providing that a person who steals property is civilly liable for \$50 in punitive damages; providing that if stolen property is recovered there will be no civil liability for the value of the property; amending Minnesota Statutes 1990, section 332.51, subdivisions 1 and 5.

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

Tunheim introduced:

H. F. No. 2674, A bill for an act relating to natural resources; allowing the use of snowmobiles on certain conservation lands unless prohibited by rule of the commissioner of natural resources; amending Minnesota Statutes 1990, section 84A.55, by adding a subdivision.

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

Tunheim introduced:

H. F. No. 2675, A bill for an act relating to education; approving a maximum effort school loan program capital loan.

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

Tunheim introduced:

H. F. No. 2676, A bill for an act relating to education; authorizing an additional adjustment to the debt redemption fund for a maximum effort capital loan recipient; amending Laws 1991, chapter 265, article 5, section 23.

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

Haukoos, Dempsey, Frerichs, Sviggum and Welker introduced:

H. F. No. 2677, A bill for an act relating to state government; forbidding state employees from receiving benefits for airline trips paid for by the state; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Boo introduced:

H. F. No. 2678, A bill for an act relating to public safety; establishing the automatic fire-safety sprinkler system loan program for existing multifamily residential properties; creating the automatic fire-safety sprinkler system fund; exempting newly installed automatic sprinklers from sales and property taxes; authorizing bonds to be issued to fund the program; appropriating money; amending Minnesota Statutes 1990, sections 273.11, by adding a subdivision; 297A.25, by adding a subdivision; Minnesota Statutes 1991 Supplement, section 272.03, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 299F.

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

Beard, Milbert and Frederick introduced:

H. F. No. 2679, A bill for an act relating to lawful gambling; prescribing the effective date of certain rules adopted by the gambling control board.

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

Bodahl, Peterson, Cooper, Davids and Smith introduced:

H. F. No. 2680, A bill for an act relating to state government; the department of administration; directing the commissioner of administration to monitor the availability of federal money to state agencies and agency application for and receipt of federal grants; requiring agencies to cooperate with the commissioner; requiring reports to the legislature; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Gutknecht introduced:

H. F. No. 2681, A bill for an act relating to retirement; public employees police and fire fund; authorizing the purchase of service credit for military service by honorably discharged veterans; proposing coding for new law in Minnesota Statutes, chapter 353.

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

Trimble, Dawkins, Dempsey, Long and Garcia introduced:

H. F. No. 2682, A resolution memorializing the President and Congress to expedite the naturalization of aliens who served with special guerrilla units in Laos.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Solberg introduced:

H. F. No. 2683, A bill for an act relating to the city of Nashwauk; authorizing an increase in benefits payable to surviving spouses by the police relief association; amending Laws 1943, chapter 196, section 4, as amended.

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

Bishop introduced:

H. F. No. 2684, A bill for an act relating to the department of health; establishing a service connection fee for certain public water supply users; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Trimble, Munger, Murphy, Gutknecht and Heir introduced:

H. F. No. 2685, A bill for an act relating to energy; requiring the use of energy-efficient lighting for highways, streets, and parking lots; establishing minimum energy efficiency standards for lamps, motors, showerheads, faucets, and replacement commercial heating, ventilating, and air conditioning equipment; requiring that all new residential combustion appliances be unable to spill combustion gases into homes regardless of the airtightness or operating condition of the home; requiring continuing education in energy efficiency standards in building codes for licensed building contractors, remodelers, and specialty contractors; authorizing rulemaking; amending Minnesota Statutes 1990, section 216C.19, subdivision 1, and by adding subdivisions; and Minnesota Statutes 1991 Supplement, section 326.87, subdivision 1.

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

Ogren introduced:

H. F. No. 2686, A bill for an act relating to state lands; authorizing exchange of real property.

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

Johnson, A., and Vellenga introduced:

H. F. No. 2687, A bill for an act relating to human services; mandating the design of a statewide program of school-linked services funded from federal sources; establishing two pilot projects; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Skoglund introduced:

H. F. No. 2688, A bill for an act relating to insurance; solvency; making various technical corrections; amending Minnesota Statutes 1990, sections 60A.03, subdivision 6; and 60A.10, subdivision 4; Minnesota Statutes 1991 Supplement, sections 60A.092, subdivision 3; 60A.11, subdivisions 13 and 20; 60A.112; 60A.12, subdivision 10; 60A.124; and 60D.17, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 60C; repealing Minnesota Statutes 1991 Supplement, section 72A.206.

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

Seaberg, Frerichs and Olsen, S., introduced:

H. F. No. 2689, 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; appropriating money; amending Minnesota Statutes 1991 Supplement, section 16A.11, subdivision 1.

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

Kinkel introduced:

H. F. No. 2690, A bill for an act relating to education; modifying the capital expenditure health and safety program; amending Minnesota Statutes 1990, sections 124.83, subdivisions 2 and 6, and by adding subdivisions; 182.666, subdivisions 6 and 7; Minnesota Statutes 1991 Supplement, section 124.83, subdivision 1; Laws 1991, chapter 265, article 5, section 24, subdivision 4.

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

Nelson, K.; Kinkel; McEachern; Hasskamp and Bodahl introduced:

H. F. No. 2691, A bill for an act relating to education; establishing a state program to improve and expand advanced placement programs in school districts; providing for summer institutes and

support programs for teachers of advanced placement courses; providing for subsidies for examination fees for certain pupils; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 126.

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

Pelowski introduced:

H. F. No. 2692, A bill for an act relating to crime; prohibiting soliciting children to enter a motor vehicle; 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.

Runbeck, Leppik, Segal, Vellenga and Greenfield introduced:

H. F. No. 2693, A bill for an act relating to health; authorizing planning for an institute to promote the sexual health of youth and children; appropriating money.

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

Greenfield introduced:

H. F. No. 2694, A bill for an act relating to health; appropriating money to the commissioner of health to review proposals from occupations and professions seeking to be licensed or regulated.

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

Greenfield introduced:

H. F. No. 2695, A bill for an act relating to juries; prohibiting exclusion from jury service based on a disability; amending Minnesota Statutes 1990, section 593.32.

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

Greenfield introduced:

H. F. No. 2696, A bill for an act relating to nursing homes; defining a residential hospice facility; modifying hospice program conditions; amending Minnesota Statutes 1990, section 144A.48, subdivision 1, and by adding a subdivision.

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

Greenfield, Vellenga and Orenstein introduced:

H. F. No. 2697, A bill for an act relating to children; providing juvenile crime prevention funding for head start programs; authorizing a grant to a statewide parent self-help child abuse prevention organization; appropriating money; amending Minnesota Statutes 1991 Supplement, section 268.914, by adding a subdivision.

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

Greenfield introduced:

H. F. No. 2698, A bill for an act relating to commitments; modifying commitment procedures for persons who are mentally ill and dangerous to the public or psychopathic personalities; authorizing bonding for construction of an addition at the security hospital; appropriating money; amending Minnesota Statutes 1990, sections 253B.18, subdivision 2; 526.10; and 609.1351.

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

Sviggum introduced:

H. F. No. 2699, A bill for an act relating to state lands; removing conservation easement restriction on the exchange of state-owned nonforested marginal land if the deed contains a certain restrictive covenant; amending Minnesota Statutes 1991 Supplement, section 103F.535, subdivision 1.

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

Farrell introduced:

H. F. No. 2700, A bill for an act relating to retirement; the public employees retirement association; restoring certain survivor benefits; amending Laws 1991, chapter 269, article 2, section 13.

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

Onnen, Rest, Valento and Vellenga introduced:

H. F. No. 2701, A bill for an act relating to taxation; income and franchise; allowing an investment credit; proposing coding for new law in Minnesota Statutes, chapter 290.

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

Munger introduced:

H. F. No. 2702, A bill for an act relating to waters; changing the composition of the board of water and soil resource's dispute resolution committee; amending Minnesota Statutes 1990, section 103B.101, subdivision 10.

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

Ogren, Ozment, Rukavina and O'Connor introduced:

H. F. No. 2703, A bill for an act relating to employment; requiring employers to indemnify employees for liability arising out of the scope of employment; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Clark, Trimble, Segal and Dawkins introduced:

H. F. No. 2704, A bill for an act relating to state government; increasing the size of the council on Asian-Pacific Minnesotans; providing for representation of various Asian-Pacific communities on the council; amending Minnesota Statutes 1991 Supplement, section 3.9226, subdivision 1.

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

Clark and Trimble introduced:

H. F. No. 2705, A bill for an act relating to education; prohibiting

the use of state money to or for schools that use names or mascots demeaning to Native Americans; amending Minnesota Statutes 1990, sections 124.19, by adding a subdivision; and 136A.16, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 123 and 135A.

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

Wejcman, Hausman, Clark, Welle and Bishop introduced:

H. F. No. 2706, A bill for an act relating to health; prohibiting health care providers from disclosing information relating to a negative HIV test, except with the special written consent of the patient; amending Minnesota Statutes 1990, section 144.335, by adding a subdivision.

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

Koppendrayner, Lasley, Wenzel and Schreiber introduced:

H. F. No. 2707, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land in Mille Lacs county.

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

Dawkins introduced:

H. F. No. 2708, A bill for an act relating to community service; providing the Minnesota jobs in community service act; establishing a community service program; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 16B; and 121.

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

Jacobs introduced:

H. F. No. 2709, A bill for an act relating to alcoholic beverages; authorizing the sale of liqueur-filled candy in confectionery stores; amending Minnesota Statutes 1990, section 31.121.

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

Carlson introduced:

H. F. No. 2710, A bill for an act relating to education; allowing certain reserved revenue to be used for programs to develop leadership skills; amending Minnesota Statutes 1991 Supplement, section 124A.29, subdivision 1.

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

Hanson, Munger and Bertram introduced:

H. F. No. 2711, A bill for an act relating to counties; establishing procedures for filling certain vacancies on county boards by general election; amending Minnesota Statutes 1990, section 375.101, by adding a subdivision.

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

Rukavina and Munger introduced:

H. F. No. 2712, A bill for an act relating to counties; providing for financing of acquisition, construction, equipping, and improvement of correctional facilities; authorizing certain leasing agreements; authorizing the sale of bonds; providing for tax levies; establishing a correctional facilities fund; amending Minnesota Statutes 1990, sections 401.02, subdivision 3; 401.05; 469.153, subdivision 2; and 641.24.

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

Carruthers introduced:

H. F. No. 2713, A bill for an act relating to crimes; expanding RICO racketeering law to include gambling crimes; authorizing the division of gambling enforcement to seize and forfeit property under the criminal forfeiture law; prescribing penalties; amending Minnesota Statutes 1990, section 609.76, subdivision 2; Minnesota Statutes 1991 Supplement, sections 609.531, subdivision 1; 609.76, subdivision 1; and 609.902, subdivision 4.

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

Kahn introduced:

H. F. No. 2714, A bill for an act relating to the city of Minneapolis; eliminating community resource funding for way to grow program; repealing Minnesota Statutes 1990, section 466A.06, subdivision 2.

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

Wejeman introduced:

H. F. No. 2715, A bill for an act relating to the city of Minneapolis; authorizing community service officers to enforce certain ordinances.

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

Bauerly; Koppendrayner; Bertram; Nelson, S., and Wenzel introduced:

H. F. No. 2716, A bill for an act relating to agriculture; changing the expiration of nursery stock dealers' certificates and the penalty for late certificate renewals; clarifying certain language; imposing a penalty for violation of the plant pest act; changing certain pesticide control requirements; changing certain emergency powers of the commissioner related to seeds; changing provisions concerning adulterated dairy products; amending Minnesota Statutes 1990, sections 18.52, subdivision 2; 18.59; 18B.31, subdivision 1; 18B.36, subdivision 1; 21.85, subdivision 10; and 32.21; Minnesota Statutes 1991 Supplement, sections 18.52, subdivision 5; and 18.60, by adding a subdivision.

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

Dille, Kalis, Bishop, Trimble and Munger introduced:

H. F. No. 2717, A bill for an act relating to water; requiring maintenance of a statewide nitrate data base; establishing a nitrate data advisory task force; modifying requirements relating to sealing of wells; establishing a well sealing account; requiring a report on environmental consulting services; appropriating money; amending Minnesota Statutes 1990, sections 103I.301, subdivision 4; 103I.315; and 103I.341, subdivisions 1 and 5; Minnesota Statutes 1991 Supplement, sections 16B.92, by adding a subdivision; and 103I.301, subdivisions 1 and 6; proposing coding for new law in Minnesota Statutes, chapters 103A and 103I.

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

Peterson and Munger introduced:

H. F. No. 2718, A bill for an act relating to natural resources; authorizing expenditure of funds for development of waterfowl breeding grounds in Canada; proposing coding for new law in Minnesota Statutes, chapter 97A.

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

Peterson and Munger introduced:

H. F. No. 2719, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to advance state funds for the purpose of matching nonstate funds under certain conditions; amending Minnesota Statutes 1991 Supplement, section 84.085, by adding a subdivision.

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

Sparby and Reding introduced:

H. F. No. 2720, A bill for an act relating to game and fish; providing for agricultural crop protection assistance; providing for issuance of deer licenses to certain owners of agricultural land in consideration for allowing access for hunting; appropriating money; amending Minnesota Statutes 1990, sections 97A.441, by adding a subdivision; and 97B.301, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 97A.

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

Stanisus, Valento, Trimble, McGuire and O'Connor introduced:

H. F. No. 2721, A bill for an act relating to metropolitan government; providing for long-term comprehensive planning and implementation planning for the metropolitan mosquito control commission; providing for membership on the mosquito control commission; amending Minnesota Statutes 1990, sections 473.129, subdivision 6; 473.181, by adding a subdivision; 473.703; 473.704, by adding a subdivision; 473.711, by adding a subdivision; 473.716, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Stanisus, Valento, Runbeck and O'Connor introduced:

H. F. No. 2722, A bill for an act relating to Ramsey county; requiring commissioners to remit per diems to county's general fund; proposing coding for new law in Minnesota Statutes, chapter 383A.

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

Heir, Murphy, Seaberg and Jacobs introduced:

H. F. No. 2723, A bill for an act relating to motor fuels; weights and measures; regulating octane and oxygenated fuels; amending Minnesota Statutes 1990, sections 41A.09, subdivision 2, and by adding a subdivision; 239.06; 239.75; 239.79; 239.80; 296.01, subdivisions 1, 2, 3, 4, 4a, 4b, 15, 24, and by adding subdivisions; 296.02, subdivisions 1, 2, and 7; Minnesota Statutes 1991 Supplement, section 239.05, subdivision 1, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 239; repealing Minnesota Statutes 1990, sections 239.75, subdivisions 3 and 4; 239.76, as amended; 239.79, subdivisions 1 and 2; 296.01, subdivision 2a; and 325E.09.

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

Segal introduced:

H. F. No. 2724, A bill for an act relating to occupations and professions; defining asbestos-related work for residential property; authorizing rulemaking; amending Minnesota Statutes 1990, sections 326.71, subdivision 4; 326.72, subdivision 1; and 326.78, subdivision 1.

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

Sviggum, Goodno and Dauner introduced:

H. F. No. 2725, A bill for an act relating to the jobs and training department; establishing a self-start program; providing employment-related services; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Gruenes introduced:

H. F. No. 2726, A bill for an act relating to the department of jobs and training; modifying provisions concerning dislocated worker fund disbursements; amending Minnesota Statutes 1991 Supplement, section 268.022, subdivision 2.

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

Gutknecht introduced:

H. F. No. 2727, A bill for an act relating to the bureau of mediation services; eliminating the Minnesota public employment relations board; modifying arbitration procedures; amending Minnesota Statutes 1990, sections 14.03, subdivision 2; 43A.06, subdivision 2; 179A.03, subdivisions 3, 5, and 17; 179A.10, subdivisions 1 and 3; 179A.12, subdivision 3; 179A.13, subdivision 3; 179A.16, subdivisions 3, 5, and 8; 179A.17; 179A.18, subdivision 1; 179A.20, subdivision 1; 179A.21, subdivisions 2 and 3; 179A.22, subdivision 4; and 179A.25; Minnesota Statutes 1991 Supplement, sections 179A.04, subdivision 3; 179A.13, subdivision 2; and 179A.16, subdivisions 4, 6, and 7; proposing coding for new law in Minnesota Statutes, chapter 179A; repealing Minnesota Statutes 1990, section 179A.05, as amended.

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

Henry, Morrison, Marsh, Runbeck and Newinski introduced:

H. F. No. 2728, A bill for an act relating to the jobs and training department; modifying Head Start program provisions; appropriating money; repealing Minnesota Statutes 1991 Supplement, section 268.914, subdivision 2.

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

Orenstein, Skoglund, Farrell, Cooper and Dawkins introduced:

H. F. No. 2729, A bill for an act relating to the department of jobs and training; appropriating money to supplement certain programs.

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

Frerichs and Dempsey introduced:

H. F. No. 2730, A bill for an act relating to financing of government in this state; altering certain appropriations for the biennium ending June 30, 1993, with certain conditions; providing for transfer or cancellation of certain money in the state treasury; appropriating money; amending Minnesota Statutes 1990, sections 3.736, subdivision 8; 10A.03, by adding a subdivision; 10A.14, by adding a subdivision; 10A.31, subdivision 4; 16A.48, subdivision 1; 16B.85, subdivision 5; 17.03, by adding a subdivision; 18B.26, subdivision 3; 43A.30, subdivisions 4 and 5; 60A.15, subdivision 1; 69.031, subdivision 5; 85A.04, subdivision 1; 89.035; 89.37, by adding a subdivision; 116J.9673, subdivision 4; 121.935, by adding a subdivision; 123.58, by adding a subdivision; 136A.121, by adding a subdivision; 144.123, subdivision 2; 176.104, subdivision 2, and by adding subdivisions; 176.129, subdivisions 1 and 11; 176.183, subdivision 1; 182.666, subdivision 7; 237.701, subdivision 1; 270.063; 270.71; 289A.26, subdivisions 3, 4, 7, and 9; 290A.03, subdivisions 11 and 13; 290A.19; 297.13, subdivision 1; 299F.21, subdivision 1; 340A.301, subdivision 6; 340A.302, subdivision 3; 340A.315, subdivision 1; 340A.317, subdivision 2; 340A.408, subdivision 4; 345.32; 345.33; 345.34; 345.35; 345.36; 345.37; 345.38; 345.39; 345.42, subdivision 3; 352.04, subdivisions 2 and 3; 352.92, subdivision 2; 353.27, subdivision 13; 353.65, subdivisions 2, 3, and 7; 356.65, subdivision 1; 363.071, by adding a subdivision; 363.14, subdivision 3; 466.06; 477A.015; 477A.11, subdivision 4; 477A.12; 477A.14; and 490.123, by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 16A.15, subdivision 6; 16A.45, subdivision 1; 16A.723, subdivision 2; 43A.316, subdivision 9; 89.37, subdivision 4; 121.904, subdivisions 4a and 4e; 124.195, subdivision 2; 124.479; 135A.03, subdivisions 1a and 3a; 148.91, subdivision 3; 182.666, subdivision 2; 289A.20, subdivision 4; 289A.26, subdivisions 1 and 6; 290A.04, subdivision 2h; 340A.311; 340A.316; and 340A.504, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 124; 178; and 290; repealing Minnesota Statutes 1990, sections 3.737; 3.7371; 41A.051; 84A.51, subdivisions 3 and 4; 84B.11; 85.012, subdivision 27a; 89.036; 179.81; 179.82; 179.83; 179.84; 179.85; 270.185; and 290A.03, subdivisions 12a and 14.

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

Runbeck and Dille introduced:

H. F. No. 2731, A bill for an act relating to motor vehicles; environment; providing for biennial inspections for motor vehicle emissions; providing for delayed testing for new motor vehicles; providing that the emissions testing program expires under certain conditions; amending Minnesota Statutes 1990, sections 116.61, subdivision 1; 116.62, subdivision 4; and 116.64, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 116.

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

Heir introduced:

H. F. No. 2732, A bill for an act relating to public utilities; removing the public service member from the telecommunications access for communication-impaired persons board; amending Minnesota Statutes 1990, section 237.51, subdivisions 2 and 6.

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

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

H. F. No. 2733, A bill for an act relating to agriculture; establishing a dairy fund in the state treasury; imposing fees; providing for certain milk premium payments to dairy farmers; establishing a Minnesota dairy board; proposing coding for new law in Minnesota Statutes, chapter 32.

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

Bauerly, Omann, Bertram, Krueger and Wenzel introduced:

H. F. No. 2734, A bill for an act relating to agriculture; the Minnesota rural finance authority; providing for establishment of an agricultural improvement loan program for grade B dairy producers; appropriating money and authorizing the issuance of state bonds to fund the program; amending Minnesota Statutes 1990, section 41B.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 41B.

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

Gruenes introduced:

H. F. No. 2735, A bill for an act relating to nursing homes; regulating payments for nursing homes under receivership agreements; making various technical amendments; amending Minnesota Statutes 1990, sections 245A.13, subdivision 4; 256B.431, subdivision 4; 256B.432, by adding a subdivision; 256B.48, subdivisions 3, 4, and by adding a subdivision; 256B.495, subdivisions 1, 2, and by adding a subdivision; 256B.50, subdivisions 1b and 2; 256I.01; 256I.02; 256I.03, subdivisions 2 and 3; 256I.04, as amended;

256I.05, subdivisions 1, 3, 6, 8, and 9; and 256I.06; Minnesota Statutes 1991 Supplement, sections 252.46, subdivision 3; 256B.49, subdivision 4; and 256I.05, subdivisions 1a, 1b, 2, and 10; proposing coding for new law in Minnesota Statutes, chapter 256B; repealing Minnesota Statutes 1990, section 256I.05, subdivision 7; Minnesota Statutes 1991 Supplement, section 256I.05, subdivision 7a.

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

Morrison, Limmer and Haukoos introduced:

H. F. No. 2736, A bill for an act relating to education; establishing a higher education savings plan; appropriating money; amending Minnesota Statutes 1990, section 136A.121, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.

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

Sviggum introduced:

H. F. No. 2737, A bill for an act relating to human services; changing the required dates for certain residential day and support services plans; excluding certain providers of respite care services from licensing requirements; providing for alternative services for persons with mental retardation; providing grants to businesses that employ persons with mental retardation; providing medical assistance coverage for certain services; changing the distribution of certain case management grants to counties; amending Minnesota Statutes 1990, sections 245A.02, by adding a subdivision; 252.291, subdivision 3; 256B.0625, by adding a subdivision; 256B.092, by adding a subdivision; 256B.501, by adding subdivisions; and 256E.14; Minnesota Statutes 1991 Supplement, sections 245A.03, subdivision 2; 252.28, subdivision 1; 252.50, subdivision 2; 256B.092, subdivision 4; and 256I.05, subdivision 10; proposing coding for new law in Minnesota Statutes, chapter 252.

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

Sparby and Reding introduced:

H. F. No. 2738, A bill for an act relating to public employment; requiring public employers to include certain former employees in the same insurance pool as active employees; amending Minnesota Statutes 1990, sections 43A.27, subdivision 3; and 471.61, by adding a subdivision.

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

Stanisus, Valento, Runbeck and O'Connor introduced:

H. F. No. 2739, A bill for an act relating to Ramsey county; providing for evening meetings of Ramsey county board; amending Minnesota Statutes 1990, section 383A.27, subdivision 1.

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

Stanisus, Valento, Runbeck and O'Connor introduced:

H. F. No. 2740, A bill for an act relating to Ramsey county; requiring Ramsey county board to solicit proposals for depositories of county funds; proposing coding for new law in Minnesota Statutes, chapter 383A.

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

Schreiber and Carruthers introduced:

H. F. No. 2741, A bill for an act relating to housing; creating a regional housing revitalization program; imposing a deed tax on certain real property transfers within the metropolitan area; appropriating money; amending Minnesota Statutes 1990, sections 287.21, subdivisions 1 and 2; 287.29, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Dauids introduced:

H. F. No. 2742, A bill for an act relating to education; allowing certain fund transfers for school districts that are reorganizing; amending Minnesota Statutes 1991 Supplement, sections 121.912, subdivision 6; and 121.915.

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

Bauerly, Bettermann, McEachern and Kelso introduced:

H. F. No. 2743, A bill for an act relating to education; repealing fiscal year 1991 requirements for education districts; repealing Minnesota Statutes 1991 Supplement, sections 122.94, subdivision 1a; and 124.2721, subdivisions 1a, 2a, 3b, 4a, 5a, and 5b.

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

Koppendrayner and Erhardt introduced:

H. F. No. 2744, A bill for an act relating to the department of employee relations; modifying expense account terms and uses; amending Minnesota Statutes 1991 Supplement, section 43A.48.

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

Macklin and Goodno introduced:

H. F. No. 2745, A bill for an act relating to human services; establishing a project to enhance the recovery of overpaid benefits; creating administrative fraud disqualification hearings as an optional method for resolving AFDC and food stamp fraud cases; creating a task force to consider and evaluate mechanisms which would allow the administrative determination of overpayments and their docketing as judgments; defining in-kind income in the AFDC and GA programs; authorizing disqualification from the AFDC and food stamp programs based on administrative fraud hearings; creating and authorizing the use of commissioner's subpoenas in investigations involving public assistance programs; establishing the offense defined as assistance transaction card fraud; establishing a pilot project to examine options designed to enhance the recovery of overpayments in assistance programs; providing penalties; appropriating money; amending Minnesota Statutes 1990, sections 256.019; 256.12, by adding a subdivision; 256D.02, subdivision 8; and 256D.35, subdivision 11; Minnesota Statutes 1991 Supplement, section 256.98, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Munger introduced:

H. F. No. 2746, A bill for an act relating to waters; authorizing agreements by soil and water conservation districts for enforcement of city or county controls; amending Minnesota Statutes 1990, section 103C.331, by adding a subdivision.

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

Macklin and Schreiber introduced:

H. F. No. 2747, A bill for an act relating to taxation; proposing administrative and policy changes; amending Minnesota Statutes 1990, sections 60A.15, subdivision 1; 270.07, subdivision 3; 275.065, subdivision 4; 289A.26, subdivisions 3, 4, 7, and 9; 290.01, subdivision 6; 290A.03, subdivisions 11 and 13; 290A.19; 297A.14, subdivision 1; and 299F.21, subdivision 1; Minnesota Statutes 1991 Supplement, sections 10A.322, subdivision 1; 10A.43, subdivision 3; 270A.03, subdivision 7; 289A.20, subdivision 4; 289A.26, subdivisions 1 and 6; 289A.37, subdivision 1; 289A.50, subdivision 1; 290A.04, subdivision 2h; 297A.135, subdivision 1, and by adding a subdivision; 297A.25, subdivision 12, as amended; 375.192, subdivision 2; Laws 1991, chapter 291, article 10, section 23; repealing Minnesota Statutes 1990, sections 10A.43, subdivision 5; 60A.15, subdivision 6; and 290A.03, subdivisions 12a and 14; Minnesota Statutes 1991 Supplement, sections 10A.322, subdivision 4; 290.06, subdivision 23; and 295.367.

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

Swiggum and Welker introduced:

H. F. No. 2748, A bill for an act relating to occupations and professions; providing that contractors with five or fewer employees are exempt from regulations as residential building contractors; amending Minnesota Statutes 1991 Supplement, section 326.84, subdivision 3.

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

Clark introduced:

H. F. No. 2749, A bill for an act relating to telecommunications; authorizing the telecommunications access for communication-impaired persons' board to advance money to contractors under certain conditions; prescribing the terms and compensation of board members; amending Minnesota Statutes 1990, sections 237.51, subdivision 3; and 237.52, subdivision 5.

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

Bishop, Vellenga, Blatz and Welle introduced:

H. F. No. 2750, A bill for an act relating to human rights; defining certain terms; clarifying certain discriminatory practices; amending Minnesota Statutes 1990, sections 363.01, subdivision 35, and by adding subdivisions; 363.02, subdivision 1; 363.03, subdivisions 1, 2, 3, 4, and 10.

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

Stanisus, Valento, Runbeck and O'Connor introduced:

H. F. No. 2751, A bill for an act proposing an amendment to the Minnesota Constitution, article XIV, section 8; allowing money from the municipal state-aid street fund to be used for town roads.

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

Sparby introduced:

H. F. No. 2752, A bill for an act relating to commerce; trade practices; prohibiting certain practices by recreational equipment manufacturers; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Ozment, Johnson, R.; Marsh; Blatz and Pugh introduced:

H. F. No. 2753, A bill for an act relating to natural resources; providing for the prevention and suppression of wildfires in forest areas; providing penalties; amending Minnesota Statutes 1990, sections 88.01, subdivisions 2, 6, 8, 15, and by adding subdivisions; 88.02; 88.03; 88.04; 88.041; 88.05; 88.06; 88.065; 88.067; 88.08; 88.09, subdivision 2; 88.10; 88.11, subdivision 2; 88.12; 88.14; 88.15; 88.16; 88.17, subdivision 1; 88.18; and 88.22; proposing coding for new law in Minnesota Statutes, chapter 88; repealing Minnesota Statutes 1990, sections 88.17, subdivision 2; and 88.19.

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

Simoneau introduced:

H. F. No. 2754, A bill for an act relating to retirement; Columbia Heights paid firefighters relief association; authorizing the termination of the relief association; providing a procedure for the conversion of retirement benefits for the active and retired membership; continuing certain state aid payments; amending Laws 1965, chapter 605, sections 5, 16, 18 and 31; Laws 1975, chapter 424, section 13; and Laws 1977, chapter 374, sections 39, 40, 45, 47, 49, 51, as amended, and 54; repealing Laws 1965, chapter 605, sections 1, 2, 4, 5, 7, 8, 9, 10, 11, 13, 14, 15, 17, 19, 20, 21, 22, 23, 24, 25, 26, 27, 29, and 30; Laws 1975, chapter 424, sections 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, and 12; Laws 1977, chapter 374, sections 38, 48, 52, 53, 56, 57, 58, and 59; Laws 1978, chapter 563, sections 29 and 30; Laws 1979, chapter 201, section 40; and Laws 1981, chapter 224, section 267.

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

Milbert; Carlson; Johnson, A., and McEachern introduced:

H. F. No. 2755, A bill for an act relating to education; authorizing a technical college operated by a school district to merge into a technical college operated by an intermediate school district; providing procedures for a merger; providing procedures for participation of that school district in that intermediate school district; proposing coding for new law in Minnesota Statutes, chapter 136D.

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

Rukavina introduced:

H. F. No. 2756, A bill for an act relating to the city of Virginia; authorizing annual increases in survivor benefits payable by the Virginia firefighters relief association.

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

McGuire, Farrell, Vellenga and Valento introduced:

H. F. No. 2757, A bill for an act relating to courts; authorizing issuance of bonds to finance the construction of centrally located suburban Ramsey county court facility; amending Minnesota Statutes 1990, sections 488A.18, subdivision 10; and 488A.185; proposing coding for new law in Minnesota Statutes, chapter 488A.

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

Sparby; Johnson, R., and Lieder introduced:

H. F. No. 2758, A bill for an act relating to snowmobiles; exempting testing activities from applicable speed limits under certain conditions; amending Minnesota Statutes 1990, section 84.87, by adding a subdivision.

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

Jennings; Battaglia; Johnson, V.; Peterson and Reding introduced:

H. F. No. 2759, A bill for an act relating to waste management; adding provisions relating to permit fees for solid waste facilities; authorizing rulemaking; amending Minnesota Statutes 1991 Supplement, section 116.07, subdivision 4d.

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

Dempsey introduced:

H. F. No. 2760, A bill for an act relating to human services; providing for medical assistance coverage of personal care services provided outside the home when authorized by the responsible party; amending Minnesota Statutes 1991 Supplement, section 256B.0625, subdivision 19a.

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

Onnen introduced:

H. F. No. 2761, A bill for an act relating to human services; pertaining to costs of care and reimbursement under medical assistance; changing payment rates for physician services; allowing contracts with preferred provider programs; allowing reimbursement for wheelchairs and wheelchair accessories for ICF/MR recipients; allowing electronic claim submission for medical providers; altering conditions for medical assistance, general assistance medical care, and children's health plan programs; amending Minnesota Statutes 1990, sections 256.9655; 256.969, by adding a subdivision; 256.9695, subdivision 3; 256B.02, by adding subdivisions; 256B.03 by adding a subdivision; 256B.035; 256B.056, subdivisions 1a, 2, 3, 4, and by adding a subdivision; 256B.057, by adding a subdivision; 256B.059, subdivision 2; 256B.0595, subdivision 1; 256B.0625, by adding a subdivision; 256B.063; 256B.064, by adding a subdivision; 256B.14, subdivision 2; 256B.15, subdivisions 1, and 2; 256B.36;

256B.433, subdivisions 1, 2, and 3; 256D.02, by adding subdivisions; and 256D.03, by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 254B.04, subdivision 1; 256.9685, subdivision 1; 256.969, subdivisions 1 and 2; 256B.0625, subdivision 13; 256B.064, subdivision 2; 256D.03, subdivision 3; Laws 1991, chapter 292, article 4, section 77, subdivisions 1 and 14; repealing Minnesota Statutes 1990, section 256B.056, subdivision 3a; Minnesota Statutes 1991 Supplement, sections 256.9657; 256B.74, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10; and Laws 1991, chapter 292, article 4, section 79, subdivision 1.

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

Welker, Haukoos, Koppendrayner, Goodno and Gutknecht introduced:

H. F. No. 2762, A bill for an act relating to workers' compensation; regulating benefits, providers, dispute resolution, and insurance; appropriating money; imposing penalties; amending Minnesota Statutes 1990, sections 15A.083, subdivision 7; 79.095; 79.251, by adding subdivisions; 79.252, subdivisions 1 and 3; 79.55, subdivision 2; 79.56, by adding a subdivision; 79.58, subdivision 2; 79.61, subdivision 1; 175.007; 176.011, subdivisions 3, 11a, 18, 27, and by adding a subdivision; 176.021, subdivision 3; 176.041, subdivision 1a; 176.061, subdivision 10, and by adding a subdivision; 176.081, subdivisions 1, 2, and 3; 176.101, subdivisions 1, 2, 4, 5, 6, 8, and by adding subdivisions; 176.102, subdivisions 1, 2, 4, 6, 9, and 11; 176.103, subdivisions 2, 3, and by adding a subdivision; 176.105, subdivisions 1 and 4; 176.111, subdivisions 6, 7, 8, 12, 14, 15, 18, 20, and 21; 176.135, subdivisions 1, 5, 6, and 7; 176.136, subdivisions 1, 2, and by adding subdivisions; 176.179; 176.181, subdivision 3, and by adding a subdivision; 176.183; 176.215, by adding a subdivision; 176.221, subdivision 6a; 176.261; 176.305, subdivision 1; 176.351, subdivision 2a; 176.421, subdivision 7; 176.442; 176.461; 176.645, subdivisions 1 and 2; 176.66, subdivision 11; 176.82; 176.83, subdivision 5, and by adding a subdivision; 176A.03, by adding a subdivision; 221.141, subdivision 1; 268.08, subdivision 3; 353.33, subdivision 5; 480A.06, subdivisions 3 and 4; 609.52, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 79; and 176; repealing Minnesota Statutes 1990, sections 79.54; 79.57; 79.58, subdivision 1; 175A.01; 175A.02; 175A.03; 175A.04; 175A.05; 175A.06; 175A.07; 175A.08; 175A.09; 175A.10; 176.011, subdivision 26; 176.101, subdivisions 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3j, 3k, 3l, 3m, 3n, 3o, 3p, 3q, 3r, 3s, 3t, and 3u; 176.106; 176.111, subdivision 8a; 176.131; 176.132; 176.135, subdivision 3; and 176.136, subdivision 5.

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

Leppik, Segal, Henry and Lynch introduced:

H. F. No. 2763, A bill for an act relating to human services; revising conditions covered under Minnesota family investment plan; expanding persons considered when determining family income; delaying the date of implementation for field trials of Minnesota family investment plan; amending Minnesota Statutes 1991 Supplement, sections 256.031, subdivision 3; 256.033, subdivisions 1, 2, 3, and 5; 256.034, subdivision 3; 256.035, subdivision 1; and 256.0361, subdivision 2.

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

Lynch introduced:

H. F. No. 2764, A bill for an act relating to human services; providing that the council for the hearing impaired does not expire; amending duties of the council for the hearing impaired; amending Minnesota Statutes 1990, section 256C.28, subdivisions 2 and 3.

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

Dorn introduced:

H. F. No. 2765, A bill for an act relating to health; modifying replacement restrictions under the nursing home moratorium exception process; amending Minnesota Statutes 1990, section 144A.073, subdivision 5.

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

Hartle, Schafer, Leppik, Tunheim and Olson, K., introduced:

H. F. No. 2766, A bill for an act relating to education; changing formulas for revenue reduction; amending Minnesota Statutes 1991 Supplement, section 124A.26, subdivision 1.

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

Simoneau introduced:

H. F. No. 2767, A bill for an act relating to the public defense system; providing that the public defense systems of Hennepin and

Ramsey counties are independent from the state public defense system; providing for state aid payment of 50 percent of public defense services in Hennepin and Ramsey counties; amending Minnesota Statutes 1990, sections 475.53, by adding a subdivision; 477A.012, subdivisions 2 and 3; 611.26, by adding a subdivision; and 611.27, subdivision 2, and by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 477A.012, subdivision 6; 477A.215, subdivision 2; 611.25; 611.26, subdivisions 2, 3, 4, 10, and by adding a subdivision; and 611.27, subdivisions 1, 4, 5, 6, and 7.

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

Carlson, Dorn, Limmer, Morrison and Hasskamp introduced:

H. F. No. 2768, A bill for an act relating to education; transferring functions of the higher education coordinating board; changing the membership, terms, and functions of the higher education board; allowing the merger of certain technical colleges by agreement; requiring the merger of certain technical and community colleges similarly located; amending Minnesota Statutes 1991 Supplement, sections 15A.081, subdivision 7b; 136E.01; 136E.02; 179A.10, subdivision 2; Laws 1991, chapter 356, article 9, section 8, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 136E; repealing Minnesota Statutes 1990, sections 136A.01; 136A.02; 136A.03; Minnesota Statutes 1991 Supplement, sections 135A.061; 135A.50; 136A.04; 136E.03; 136E.04; 136E.05; Laws 1991, chapter 356, article 9, section 8, subdivisions 3 to 9; and sections 9 to 16.

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

Rukavina introduced:

H. F. No. 2769, A bill for an act relating to retirement; providing for the calculation of pension increases for the Virginia police relief association.

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

Segal introduced:

H. F. No. 2770, A bill for an act relating to the department of jobs and training; establishing standards for supported employment services; requiring cooperation among departments; proposing coding for new law in Minnesota Statutes, chapter 252.

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

Dempsey introduced:

H. F. No. 2771, A bill for an act relating to human services; home care; expanding duties of interagency long-term planning committee; clarifying definitions; regulating personal care services, funding for alternative care services, and private nursing services; providing for reimbursement for nursing facilities; providing for case assessments; expanding persons responsible for conducting preadmission screening; expanding funding for services for nonmedical assistance recipients; establishing a statewide caregiver support and respite care project; establishing traumatic brain injury case management; changing conditions under the SAIL project; adjusting the rate for home- and community-based waived services; amending Minnesota Statutes 1990, section 256B.0625, by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 144A.31, subdivision 2a; 256.9751, subdivisions 1 and 6; 256B.0625, subdivision 19a; 256B.0627, subdivisions 1, 4, and 5; 256B.0911, subdivisions 3, 7, 8, and by adding a subdivision; 256B.0913, subdivisions 4, 5, 8, 11, 12, and 14; 256B.0915, subdivision 3, and by adding subdivisions; 256B.0917, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and by adding a subdivision; 256B.093, subdivisions 1, 2, and 3; and 256B.49, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 256B; and 256I.

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

Ozment and Runbeck introduced:

H. F. No. 2772, A bill for an act relating to education; making technical, substantive, and clarifying changes to certain provisions governing programs administered by the department; appropriating money; amending Minnesota Statutes 1990, sections 120.101, subdivision 5; 120.102, subdivision 1; 120.17, subdivisions 3a and 16; 122.22, by adding a subdivision; 122.23, subdivision 13, and by adding a subdivision; 122.247, subdivision 1; 122.531, subdivisions 1a, 2, 2a, 2b, 2c, and by adding a subdivision; 122.532, subdivision 2; 124C.61; 126.12, subdivision 2; 126.22, by adding a subdivision; 275.125, subdivision 10; Minnesota Statutes 1991 Supplement, sections 120.062, subdivision 8a; 120.17, subdivision 3b; 120.181; 122.22, subdivision 9; 122.23, subdivision 2; 122.242, subdivision 9; 124.19, subdivisions 1 and 1b; 124.214, subdivisions 2 and 3; 124.2601, subdivision 6; 124A.03, subdivisions 2 and 2a; 125.185, subdivision 4a; 125.62, subdivision 6; 275.065, subdivision 1; 373.42, subdivision 2; Laws 1991, chapter 265, articles 3, section 39, subdivision 16; 4, section 30, subdivision 11; 7, section 41, subdivi-

sion 4; 8, section 14 and section 19, subdivision 14; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1990, sections 121.25; 121.26; 121.27; 121.28; and 124.19, subdivision 4.

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

Morrison, Dawkins, Schreiber, Ogren and Clark introduced:

H. F. No. 2773, A bill for an act relating to housing and redevelopment authorities; permitting use of general obligation bonds for housing projects; amending Minnesota Statutes 1990, section 469.034.

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

Wenzel, Krueger, Omann, Bertram and Koppendrayner introduced:

H. F. No. 2774, A bill for an act relating to capital improvements; authorizing the issuance of state bonds for the Minnesota national guard education center; appropriating money.

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

Dempsey introduced:

H. F. No. 2775, A bill for an act relating to motor fuels; authorizing commissioner of public safety to make and administer interstate fuel tax agreements; imposing decal fee on interstate motor carriers; amending Minnesota Statutes 1990, section 168.187, subdivisions 17 and 26; proposing coding for new law in Minnesota Statutes, chapter 296; repealing Minnesota Statutes 1990, section 296.17, subdivision 9a.

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

Olson, K.; Brown and Reding introduced:

H. F. No. 2776, A bill for an act relating to telecommunications; establishing a grant and loan program to assist political subdivisions of the state and other public entities to participate in regional or statewide telecommunications systems; authorizing the issuance and sale of state bonds for the program; appropriating money.

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

O'Connor introduced:

H. F. No. 2777, A bill for an act relating to occupations and professions; amending the definition of high pressure piping; amending Minnesota Statutes 1990, section 326.461, subdivision 2.

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

CONSENT CALENDAR

H. F. No. 1763 was reported to the House.

Welle moved that H. F. No. 1763 be continued on the Consent Calendar. The motion prevailed.

H. F. No. 1911, A bill for an act relating to Hubbard county; authorizing the private sale of certain land which was exchanged for tax-forfeited land.

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	Clark	Gutknecht	Johnson, V.	Mariani
Anderson, I.	Cooper	Hanson	Kahn	Marsh
Anderson, R.	Dauner	Hartle	Kalis	McEachern
Anderson, R. H.	Davids	Hasskamp	Kelso	McGuire
Battaglia	Dawkins	Haukoos	Kinkel	McPherson
Bauerly	Dempsey	Hausman	Knickerbocker	Milbert
Beard	Dille	Heir	Koppendrayner	Morrison
Begich	Dorn	Henry	Krambeer	Munger
Bertram	Erhardt	Hufnagle	Krinkie	Murphy
Bettermann	Farrell	Hugoson	Krueger	Nelson, K.
Bishop	Frederick	Jacobs	Lasley	Nelson, S.
Blatz	Frerichs	Janezich	Leppik	Newinski
Bodahl	Garcia	Jaros	Lieder	O'Connor
Boo	Girard	Jefferson	Limmer	Ogren
Brown	Goodno	Jennings	Lourey	Olsen, S.
Carlson	Greenfield	Johnson, A.	Lynch	Olson, E.
Carruthers	Gruenes	Johnson, R.	Macklin	Olson, K.

Omann	Pelowski	Schreiber	Sviggum	Wagenius
Onnen	Peterson	Seaberg	Swenson	Waltman
Orenstein	Pugh	Simoneau	Thompson	Weaver
Orfield	Reding	Skoglund	Tompkins	Wejman
Osthoff	Rest	Smith	Trimble	Welker
Ostrom	Rice	Solberg	Tunheim	Welle
Ozment	Runbeck	Sparby	Uphus	Wenzel
Pauly	Sarna	Stanisus	Valento	Winter
Pellow	Schafer	Steensma	Vanasek	Spk. Long

The bill was passed and its title agreed to.

H. F. No. 1979 was reported to the House.

Jefferson moved that H.F. No. 1979 be placed at the beginning of General Orders. The motion prevailed.

H. F. No. 2259, A bill for an act relating to retirement; setting an earlier accrual date for a certain retired member of the state retirement system.

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

The bill was passed and its title agreed to.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Welle, 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 General Orders for today, Monday, March 9, 1992:

H. F. Nos. 2002 and 917; S. F. No. 1623; and H. F. Nos. 2142, 1827, 1833 and 2044.

SPECIAL ORDERS

H. F. No. 2002, A bill for an act relating to community service; directing the Minnesota office on volunteer services to prepare a federal grant proposal.

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

The bill was passed and its title agreed to.

H. F. No. 917, A bill for an act relating to commerce; requiring additional license for motor vehicle lessor, wholesaler, or auctioneer when establishing additional place of doing business in a second class city outside of the metropolitan area; amending Minnesota Statutes 1990, section 168.27, subdivision 10.

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

The bill was passed and its title agreed to.

S. F. No. 1623, A bill for an act relating to alcoholic beverages; authorizing the issuance of an on-sale intoxicating liquor license.

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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2142, A bill for an act relating to employment; leaves of absence; assigning duties to the division of labor standards; modifying provisions relating to school conference leave for employees with children; amending Minnesota Statutes 1990, sections 177.26, subdivision 2; and 181.9412; proposing coding for new law in Minnesota Statutes, chapter 181.

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 118 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Abrams	Boo	Goodno	Jennings	Leppik
Anderson, I.	Brown	Greenfield	Johnson, A.	Lieder
Anderson, R.	Carlson	Gruenes	Johnson, R.	Limmer
Anderson, R. H.	Carruthers	Gutknecht	Johnson, V.	Lourey
Battaglia	Clark	Hanson	Kahn	Lynch
Bauerly	Cooper	Hartle	Kalis	Macklin
Beard	Dawkins	Hasskamp	Kelso	Mariani
Begich	Dille	Hausman	Kinkel	Marsh
Bertram	Dorn	Henry	Knickerbocker	McEachern
Bettermann	Erhardt	Jacobs	Koppendraye	McGuire
Bishop	Farrell	Janezich	Krambeer	McPherson
Blatz	Frederick	Jaros	Krueger	Milbert
Bodahl	Garcia	Jefferson	Lasley	Morrison

Munger	Onnen	Reding	Solberg	Vanasek
Murphy	Orenstein	Rest	Sparby	Wagenius
Nelson, K.	Orfield	Rice	Stanisus	Waltman
Nelson, S.	Osthoff	Runbeck	Steensma	Weaver
Newinski	Ostrom	Sarna	Swenson	Wejzman
O'Connor	Ozment	Schafer	Thompson	Welle
Ogren	Pauly	Schreiber	Tompkins	Wenzel
Olsen, S.	Pellow	Seaberg	Trimble	Winter
Olson, E.	Pelowski	Simoneau	Tunheim	Spk. Long
Olson, K.	Peterson	Skoglund	Uphus	
Omann	Pugh	Smith	Valento	

Those who voted in the negative were:

Dauner	Frerichs	Heir	Krinkie
Davids	Girard	Hufnagle	Sviggum
Dempsey	Haukoos	Hugoson	Welker

The bill was passed and its title agreed to.

H. F. No. 1827, A bill for an act relating to livestock diseases; modifying requirements for certain tests; providing for adoption of certain rules; amending Minnesota Statutes 1990, sections 35.245, subdivisions 1 and 2; and 35.251; proposing coding for new law in Minnesota Statutes, chapter 35; repealing Minnesota Statutes 1990, section 35.245, subdivision 1a.

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

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

Those who voted in the affirmative were:

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

Vanasek
Vellenga
Wagenius

Waltman
Weaver
Wejcman

Welker
Welle
Wenzel

Winter
Spk. Long

The bill was passed and its title agreed to.

H. F. No. 1833, A bill for an act relating to traffic regulations; permitting certain cities to provide for volunteer enforcement of certain regulations; amending Minnesota Statutes 1990, section 169.346, 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 113 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Abrams	Farrell	Kinkel	Ogren	Stanis
Anderson, I.	Frederick	Knickerbocker	Olsen, S.	Steensma
Anderson, R.	Garcia	Koppendrayner	Olson, K.	Sviggum
Anderson, R. H.	Goodno	Krambeer	Omann	Swenson
Battaglia	Greenfield	Lasley	Onnen	Thompson
Bauerly	Gruenes	Leppik	Orenstein	Tompkins
Beard	Hanson	Lieder	Orfield	Trimble
Begich	Hartle	Limmer	Ostrom	Tunheim
Bertram	Hasskamp	Lourey	Ozment	Uphus
Bettermann	Haukoos	Lynch	Pauly	Valento
Bishop	Hausman	Macklin	Pelowski	Vanasek
Blatz	Heir	Mariani	Peterson	Vellenga
Bodahl	Henry	McEachern	Pugh	Wagenius
Brown	Jacobs	McGuire	Reding	Waltman
Carlson	Janezich	McPherson	Rest	Weaver
Carruthers	Jaros	Milbert	Rice	Wejcman
Clark	Jefferson	Morrison	Runbeck	Welker
Cooper	Jennings	Munger	Sarna	Welle
Dauner	Johnson, A.	Murphy	Simoneau	Wenzel
Dawkins	Johnson, R.	Nelson, K.	Skoglund	Winter
Dille	Kahn	Nelson, S.	Smith	Spk. Long
Dorn	Kalis	Newinski	Solberg	
Erhardt	Kelso	O'Connor	Sparby	

Those who voted in the negative were:

Boo	Girard	Johnson, V.	Osthoff	Seaberg
Davids	Gutknecht	Krinkie	Pellow	
Dempsey	Hufnagle	Marsh	Schafer	
Frerichs	Hugoson	Olson, E.	Schreiber	

The bill was passed and its title agreed to.

H. F. No. 2044, A bill for an act relating to water; creating an exemption from certain requirements relating to once-through water use permits; amending Minnesota Statutes 1990, section 103G.271, subdivision 5.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Solberg moved that his name be added as chief author on H. F. No. 1416. The motion prevailed.

Segal moved that the name of Clark be added as an author on H. F. No. 2041. The motion prevailed.

Segal moved that the name of Clark be added as an author on H. F. No. 2117. The motion prevailed.

Lieder moved that his name be stricken as an author on H. F. No. 2153. The motion prevailed.

Cooper moved that the names of Peterson and Wenzel be added as authors on H. F. No. 2354. The motion prevailed.

Reding moved that the name of Haukoos be added as an author on H. F. No. 2390. The motion prevailed.

O'Connor moved that the name of Olsen, S., be added as an author on H. F. No. 2433. The motion prevailed.

McGuire moved that the name of Limmer be added as an author on H. F. No. 2436. The motion prevailed.

Weaver moved that the name of Gutknecht be added as an author on H. F. No. 2458. The motion prevailed.

Frederick moved that the name of McPherson be added as an author on H. F. No. 2465. The motion prevailed.

Welker moved that the name of McPherson be added as an author on H. F. No. 2500. The motion prevailed.

Bauerly moved that the names of Tunheim, Omann and Segal be added as authors on H. F. No. 2549. The motion prevailed.

Jefferson moved that the name of Clark be added as an author on H. F. No. 2553. The motion prevailed.

Hufnagle moved that the name of McPherson be added as an author on H. F. No. 2568. The motion prevailed.

Stanisus moved that the name of Krambeer be added as an author on H. F. No. 2570. The motion prevailed.

Schreiber moved that the name of Krambeer be added as an author on H. F. No. 2589. The motion prevailed.

Stanisus moved that the name of Krambeer be added as an author on H. F. No. 2592. The motion prevailed.

Anderson, I., moved that H. F. No. 2280 be recalled from the Committee on Local Government and Metropolitan Affairs and be re-referred to the Committee on Environment and Natural Resources. The motion prevailed.

Rice moved that H. F. No. 2302 be recalled from the Committee on Local Government and Metropolitan Affairs and be re-referred to the Committee on Economic Development. The motion prevailed.

Tompkins moved that H. F. No. 1992 be recalled from the Committee on Health and Human Services and be re-referred to the Committee on Environment and Natural Resources. The motion prevailed.

Weaver moved that H. F. No. 2458 be recalled from the Committee on Health and Human Services and be re-referred to the Committee on Judiciary. The motion prevailed.

Bertram moved that H. F. No. 2255 be recalled from the Committee on Economic Development and be re-referred to the Committee on Taxes. The motion prevailed.

Uphus moved that H. F. No. 2640 be recalled from the Committee on Agriculture and be re-referred to the Committee on Regulated Industries. The motion prevailed.

Simoneau moved that H. F. No. 1989, now on General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

Simoneau moved that H. F. No. 2084, now on General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

Simoneau moved that H. F. No. 2150, now on Technical General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

Simoneau moved that H. F. No. 2335, now on General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

Simoneau moved that H. F. No. 2381, now on Technical General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

ADJOURNMENT

Welle moved that when the House adjourns today it adjourn until 12:00 noon, Tuesday, March 10, 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, Tuesday, March 10, 1992.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

