

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

SIXTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, JANUARY 19, 1993

The House of Representatives convened at 2:30 p.m. and was called to order by Gerald J. Jerry Bauerly, Speaker pro tempore.

Prayer was offered by Bob Thomas, Rainbow Productions, Bloomington, Minnesota.

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

ANNOUNCEMENT BY THE SPEAKER

Speaker pro tempore Bauerly introduced the new House member, Jim Rhodes, from District 44B and announced that he had previously been administered the oath of office and that his election certificate was on file. He was elected in a special election held on January 12, 1993, to replace Gloria Segal who did not exercise her right to take the oath of office because of health reasons.

The roll was called and the following members were present:

Abrams	Dauner	Hausman	Krueger	Nelson	Rest	Tunheim
Anderson, I.	Dauids	Holsten	Lasley	Ness	Rhodes	Van Dellen
Anderson, R.	Dawkins	Hugoson	Leppik	Olson, E.	Rodosovich	Vellenga
Asch	Dehler	Huntley	Lieder	Olson, K.	Rukavina	Vickerman
Battaglia	Delmont	Jacobs	Limmer	Olson, M.	Sarna	Wagenius
Bauerly	Dempsey	Jaros	Lindner	Onnen	Seagren	Waltman
Beard	Dorn	Jefferson	Lourey	Opatz	Sekhon	Weaver
Bergson	Erhardt	Jennings	Luther	Orenstein	Simoneau	Wejzman
Bertram	Evans	Johnson, R.	Lynch	Orfield	Skoglund	Welle
Bettermann	Farrell	Johnson, V.	Mahon	Osthoff	Smith	Wenzel
Bishop	Frerichs	Kahn	Mariani	Ostrom	Solberg	Winter
Blatz	Garcia	Kalis	McCollum	Ozment	Sparby	Wolf
Brown, C.	Girard	Kelley	Milbert	Pauly	Stanis	Worke
Brown, K.	Goodno	Kelso	Molnau	Pawlenty	Steensma	Workman
Carlson	Greiling	Kinkel	Morrison	Pelowski	Sviggum	
Carruthers	Gruenes	Klinzing	Mosel	Perlt	Swenson	
Clark	Gutknecht	Knickerbocker	Munger	Peterson	Tomassoni	
Commers	Hasskamp	Koppendraye	Murphy	Pugh	Tompkins	
Cooper	Haukoos	Krinkie	Neary	Reding	Trimble	

A quorum was present.

Greenfield; Johnson, A.; Macklin; McGuire; Rice and Long were excused.

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

Welle from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1, A bill for an act relating to the legislature; providing for the designation of successor legislative committees; proposing coding for new law in Minnesota Statutes, chapter 3.

Reported the same back with the following amendments:

Page 1, line 9, after the second "committee" insert "has been renamed or"

Page 1, line 12, after "law" insert "as follows" and after the period insert "If the committee has been renamed but retains jurisdiction of the subject of the power or duty, the speaker or senate committee shall designate the renamed committee as successor. If the committee has been renamed and jurisdiction of the subject of the power or duty has been transferred to another committee, the speaker or senate committee shall designate the committee with current jurisdiction as the successor. If the named committee no longer exists, the speaker or senate committee shall designate as successor the committee with the jurisdiction that most closely corresponds with the former jurisdiction of the named committee." and delete "Upon notification of the"

Page 1, delete lines 13 and 14

With the recommendation that when so amended the bill pass.

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 11, A bill for an act relating to education; directing the Lincoln county auditor to certify certain 1993 levies for the Verdi school district.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 1 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Bettermann, Erhardt and Goodno introduced:

H. F. No. 53, A bill for an act relating to workers' compensation; defining "suitable job"; modifying permanent total disability benefits; eliminating supplementary benefits in certain circumstances; abolishing the workers' compensation court of appeals; amending Minnesota Statutes 1992, sections 176.101, subdivisions 3e, 4, and 5; 176.66, subdivision 11;

480A.06, subdivisions 3 and 4; repealing Minnesota Statutes 1992, sections 175A.01; 175A.02; 175A.03; 175A.04; 175A.05; 175A.06; 175A.07; 175A.08; 175A.09; 175A.10; and 176.132, subdivisions 1 and 2.

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

Asch, Peterson, Luther, Osthoff and Perlit introduced:

H. F. No. 54, A bill for an act relating to crime; clarifying and expanding the scope of harassment and stalking crimes; requiring that convicted harassers be assessed as to their need for mental health treatment; improving the enforcement mechanism for civil harassment restraining orders; clarifying the application of enhanced penalties for repeat domestic assaults; amending Minnesota Statutes 1992, sections 609.224, subdivision 2; 609.605, subdivision 1; 609.748, subdivision 6; 609.79, subdivision 1; and 609.795, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 1992, sections 609.02, subdivisions 12 and 13; 609.605, subdivision 3; 609.746, subdivisions 2 and 3; 609.747; 609.79, subdivision 1a; and 609.795, subdivision 2.

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

Rukavina and Johnson, R., introduced:

H. F. No. 55, A bill for an act relating to retirement; authorizing a benefit increase for certain retired police officers, firefighters, and surviving spouses in the city of Eveleth.

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

Bertram introduced:

H. F. No. 56, A bill for an act relating to education; providing for a tuition free technical college program for certain Persian Gulf war era veterans; amending Minnesota Statutes 1992, section 136C.13, subdivision 4.

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

Murphy, Waltman, Vellenga, Morrison and Osthoff introduced:

H. F. No. 57, A bill for an act relating to traffic regulations; making technical corrections; clarifying situations when certain school bus signals should not be used; providing evidentiary presumption regarding school buses; clarifying definition of special transportation as not including transportation of children by school bus; limiting weight of vehicles that may be towed by holder of class B driver's license; providing for revocation of school bus driver endorsement; amending Minnesota Statutes 1992, sections 169.443, subdivision 3; 169.444, subdivision 7; 171.01, subdivision 24; 171.02, subdivision 2; and 171.17, subdivision 1.

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

Pugh; Johnson, R., and Murphy introduced:

H. F. No. 58, A bill for an act relating to lawful gambling; modifying the definition of lawful purpose to include expenditures on certain activities and facilities intended primarily for persons over age 54; amending Minnesota Statutes 1992, section 349.12, subdivision 25.

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

McGuire, Luther, Blatz, Delmont and Weaver introduced:

H. F. No. 59, A bill for an act relating to crime prevention; providing that the home address of a driver's license or motor vehicle registration applicant is private data; clarifying and expanding the scope of harassment and stalking

crimes; increasing to a gross misdemeanor the penalty for harassment and stalking; increasing to a felony the penalty for subsequent offenses; increasing to a gross misdemeanor the penalty for subsequent violations of orders for protection issued because of harassment; requiring training for judges and peace officers concerning harassment and stalking; amending Minnesota Statutes 1992, sections 13.69, by adding a subdivision; 480.30; 609.605; 609.748, subdivisions 6 and 8; 611A.0311; 626.8451, subdivision 1a; 629.342; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 1992, sections 168.346; 171.12, subdivision 7; 609.02, subdivisions 12 and 13; 609.605, subdivision 3; 609.746, subdivisions 2 and 3; 609.747; 609.79, subdivision 1a; and 609.795, subdivision 2.

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

Opatz, Pelowski, Dorn and McCollum introduced:

H. F. No. 60, A bill for an act relating to education; directing a study of the feasibility of implementing a common semester system.

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

Steensma, Bauerly, Mosel, Winter and Olson, K., introduced:

H. F. No. 61, A bill for an act relating to education; changing the formula for general education revenue reduction for large fund balances; amending Minnesota Statutes 1992, section 124A.26, subdivision 1.

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

Bauerly, Pugh, Pawlenty, Opatz and Brown, C., introduced:

H. F. No. 62, A bill for an act relating to crime; clarifying certain law enforcement powers; providing for administrative forfeiture of firearms; creating a permissive inference of possession with respect to a firearm in an automobile; making technical corrections to the eligibility criteria and transfer process applicable to permits to possess a pistol; amending Minnesota Statutes 1992, sections 169.98, subdivision 1a; 299D.06; 609.5314, subdivision 1; 624.713, subdivision 1; 624.7131, subdivision 10; and 624.7132, subdivisions 4 and 8; 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.

Holsten introduced:

H. F. No. 63, A bill for an act relating to taxation; transient lodging; allowing the city of Stillwater to exempt certain property.

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

Jacobs; Beard; Sarna; Anderson, I., and Murphy introduced:

H. F. No. 64, A bill for an act relating to labor; regulating employment of children; establishing a child labor curfew; providing penalties; amending Minnesota Statutes 1992, sections 181A.04, by adding a subdivision; and 181A.12, subdivision 1.

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

Munger, Trimble, Ozment, Kahn and Pauly introduced:

H. F. No. 65, A bill for an act relating to the environment; regulating packaging; setting mandatory recycled content for certain products and packaging; listing preferences for use of packaging; regulating transport packaging; imposing a waste management fee on discardable packaging; requiring use of reusable packaging for certain percentages of beverages sold or, in the alternative, refundable recycling deposits on nonreusable beverage packaging; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 16B.122, by adding a subdivision; 18B.135, by adding a subdivision; and 115A.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 115A and 116F; repealing Minnesota Statutes 1992, sections 116F.01; 116F.02; 116F.05; 116F.06; and 116F.08.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Madam Speaker:

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

H. F. No. 22, A bill for an act relating to insurance; Medicare supplement; permitting phased-in compliance with community rating; amending Minnesota Statutes 1992, section 62A.31, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

MOTIONS AND RESOLUTIONS

Vellenga moved that the name of Rest be added as an author on H. F. No. 11. The motion prevailed.

Onnen moved that the name of Ness be added as an author on H. F. No. 16. The motion prevailed.

Olson, E., moved that the name of Murphy be added as an author on H. F. No. 35. The motion prevailed.

Reding moved that the name of Sparby be added as an author on H. F. No. 38. The motion prevailed.

Bishop moved that the name of Long be added as an author on H. F. No. 45. The motion prevailed.

Blatz moved that the names of Skoglund, Weaver, Carruthers and McGuire be added as authors on H. F. No. 49. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following changes in committee assignments:

Judiciary: Add the name of Rhodes.

Judiciary/Judiciary Finance Division: Add the name of Rhodes.

Labor-Management Relations: Add the name of Rhodes.

Transportation and Public Transit: Add the names of McCollum and Rhodes.

ADJOURNMENT

Welle moved that when the House adjourns today it adjourn until 2:30 p.m., Thursday, January 21, 1993. The motion prevailed.

Welle moved that the House adjourn. The motion prevailed, and Speaker pro tempore Bauerly declared the House stands adjourned until 2:30 p.m., Thursday, January 21, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives