

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

TENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, JANUARY 28, 1993

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 Don Priebe, Richfield, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Beard, Simoneau and Weaver were excused.

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

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 20, A resolution memorializing the United States Secretary of Agriculture to establish higher contract prices for grain commodities.

Reported the same back with the following amendments:

Page 1, line 3, delete "contract prices" and insert "price supports"

With the recommendation that when so amended the bill pass.

The report was adopted.

Solberg from the Committee on Ways and Means to which was referred:

H. F. No. 35, A bill for an act relating to education; authorizing a qualifying school district to recertify a levy.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 20 and 35 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Murphy introduced:

H. F. No. 140, A bill for an act relating to property tax aids; modifying disparity reduction aid to counties; extending the taconite homestead credit to certain property; amending Minnesota Statutes 1992, sections 273.134; 273.135, subdivisions 1, 3, and by adding a subdivision; 273.136, subdivision 2; 273.1398, subdivision 3; and 275.07, subdivision 3.

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

Simoneau and Greenfield introduced:

H. F. No. 141, A bill for an act relating to insurance; health; modifying eligibility for the private employers insurance program and small employer insurance coverages; amending Minnesota Statutes 1992, sections 43A.317, subdivision 5; and 62L.02, subdivision 26.

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

Anderson, R.; Cooper and Greenfield introduced:

H. F. No. 142, A bill for an act relating to health; modifying requirements for the nursing assistant competency evaluation program; amending Minnesota Statutes 1992, section 144A.61, subdivision 3a.

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

Orenstein introduced:

H. F. No. 143, A bill for an act relating to crime; prohibiting the reckless discharge of firearms; amending Minnesota Statutes 1992, section 609.66, subdivision 1a.

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

Carruthers, Bergson and Weaver introduced:

H. F. No. 144, A bill for an act relating to finance; repealing authorization for the commissioner of finance to issue obligations to finance construction of aircraft maintenance and repair facilities; repealing Minnesota Statutes 1992, sections 116R.01; 116R.02; 116R.03; 116R.04; 116R.05; 116R.06; 116R.07; 116R.08; 116R.09; 116R.10; 116R.11; 116R.12; 116R.13; 116R.14; 116R.15; and 116R.16.

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

Steensma, Greenfield, Simoneau, Gruenes and Anderson, R., introduced:

H. F. No. 145, A bill for an act relating to occupations and professions; modifying board of medical practice requirements for licensure by reciprocity; amending Minnesota Statutes 1992, section 147.03, subdivision 2.

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

Reding, Lourey, Peterson, Stanius and Winter introduced:

H. F. No. 146, A bill for an act relating to financial institutions; state banks; regulating the acquisition of a bank or savings association for operation as a detached facility; amending Minnesota Statutes 1992, section 49.34, subdivision 2.

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

Reding; Johnson, R.; Dorn; Pelowski and Gruenes introduced:

H. F. No. 147, A bill for an act relating to retirement; increasing the individual retirement account plans employer contribution rate; permitting certain persons to have employer contributions transferred from the teachers retirement association to the individual retirement account plan; amending Minnesota Statutes 1992, sections 354B.04, subdivisions 1 and 2; and 354B.05, subdivision 1; and Laws 1990, chapter 570, article 3, section 11; proposing coding for new law in Minnesota Statutes, chapter 354B.

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

Johnson, A., and Cooper introduced:

H. F. No. 148, A bill for an act relating to motor carriers; restricting authority of regular route common carriers of passengers to depart from their authorized routes; amending Minnesota Statutes 1992, section 221.051.

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

Bauerly, Vellenga, Kelso, Weaver and Huntley introduced:

H. F. No. 149, A bill for an act relating to education; modifying the referendum revenue program; creating a discretionary revenue program; increasing equalization aid; eliminating supplemental revenue; amending Minnesota Statutes 1992, sections 124A.03; and 124A.22, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1992, sections 124A.03, subdivision 1f; and 124A.22, subdivisions 8, 8a, 8b, and 9.

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

Winter; Olson, E.; Dauner; Sviggum and Hugoson introduced:

H. F. No. 150, A bill for an act relating to taxation; property; providing for distribution of penalties and interest; amending Minnesota Statutes 1992, section 276.131.

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

Cooper; Johnson, V.; Dorn; Klinzing and Molnau introduced:

H. F. No. 151, A bill for an act relating to towns; clarifying certain provisions for the terms of town supervisor; providing for the compensation of certain town officers and employees; amending Minnesota Statutes 1992, sections 367.03, subdivision 1; and 367.05, subdivision 1.

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

Cooper; Johnson, V.; Dorn; Molnau and Klinzing introduced:

H. F. No. 152, A bill for an act relating to towns; eliminating distribution of certain reports relating to town roads and bridges; amending Minnesota Statutes 1992, section 164.03, subdivision 4.

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

Pawlenty, Carruthers, Lynch, Solberg and Orenstein introduced:

H. F. No. 153, A bill for an act relating to criminal procedure; venue of actions for illegal consumption of alcoholic beverages by minors; amending Minnesota Statutes 1992, section 340A.503, subdivision 1.

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

Skoglund, Farrell, Perl, Vellenga and Wagenius introduced:

H. F. No. 154, A bill for an act relating to crime; repealing authority of conference of chief judges to establish a schedule of misdemeanors to be treated as petty misdemeanors; repealing Laws 1992, chapter 513, article 4, section 48.

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

Skoglund, Winter, Farrell, Reding and Knickerbocker introduced:

H. F. No. 155, A bill for an act relating to insurance; automobile; regulating medical expense benefits; authorizing reparation obligors to offer medical expense benefits through certified managed care plans; authorizing the commissioner of commerce to certify these plans; requiring appropriate premium reductions; prohibiting discrimination in automobile policies; amending Minnesota Statutes 1992, sections 65B.49, subdivision 2; and 72A.20, subdivision 23; proposing coding for new law in Minnesota Statutes, chapter 65B.

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

Anderson, R.; Lourey; Simoneau; Brown, K., and Lindner introduced:

H. F. No. 156, A bill for an act relating to human services; requiring a minimum funding level for each grantee under the Head Start program which is no less than that of fiscal year 1993; appropriating money; amending

Minnesota Statutes 1992, section 268.914, subdivision 1; repealing Minnesota Statutes 1992, section 268.914, subdivision 2.

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

Carlson and Carruthers introduced:

H. F. No. 157, A bill for an act relating to retirement; authorizing the purchase of prior service credit in the public employees police and fire fund by two employees of the city of Minneapolis.

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

Vickerman and Olson, K., introduced:

H. F. No. 158, A bill for an act relating to education; authorizing fund transfers for the Springfield school district.

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

Tunheim introduced:

H. F. No. 159, A bill for an act relating to education; extending the time for the Roseau school district to enter into construction contracts.

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

Reding, Sparby and Johnson, V., introduced:

H. F. No. 160, A bill for an act relating to taxation; sales and use; imposing an additional ten percent tax on sales of artificial furs; amending Minnesota Statutes 1992, sections 297A.02, by adding a subdivision; 297A.25, subdivision 8; and 297A.44, subdivision 1.

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

Trimble, Pugh, Jefferson and Huntley introduced:

H. F. No. 161, A bill for an act relating to community development; providing for targeted neighborhoods revitalization and financing; appropriating money.

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

Osthoff and Anderson, I., introduced:

H. F. No. 162, A bill for an act relating to metropolitan government; providing for the organization and membership of the metropolitan sports facilities commission; amending Minnesota Statutes 1992, section 473.553, subdivision 1; repealing Minnesota Statutes 1992, section 473.553, subdivisions 2, 3, 4, 4a, and 5.

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

Sparby, Long, Welle, Greiling and Pawlenty introduced:

H. F. No. 163, A bill for an act relating to campaign reform; limiting noncampaign disbursements to items specified by law; requiring political committees and funds to include their registration number on contributions; prohibiting "friends of" committees; requiring reports by certain solicitors of campaign contributions; increasing expenditure limits

for certain first-time candidates; limiting use of contributions carried forward; requiring unused postage to be carried forward as an expenditure; reducing contribution limits; limiting contributions by political parties; prohibiting transfers from one candidate to another, with certain exceptions; limiting contributions by certain political committees, funds, and individuals; changing distribution of campaign checkoff money; eliminating public subsidies to unopposed candidates; providing for a public subsidy to match in-district contributions; clarifying filing requirements for candidate agreements and the duration of the agreements; requiring return of public subsidies under certain conditions; imposing contribution limits on candidates for local offices; prohibiting political contributions by certain nonprofit corporations and partnerships; requiring a report of candidates on whose behalf political contributions have been refunded by the state; defining certain terms; clarifying certain language; appropriating money; amending Minnesota Statutes 1992, sections 10A.01, subdivision 10c, and by adding a subdivision; 10A.15, by adding subdivisions; 10A.19, subdivision 1; 10A.20, by adding a subdivision; 10A.25, subdivision 2, and by adding subdivisions; 10A.27, subdivisions 1, 2, 9, and by adding subdivisions; 10A.31, subdivisions 5, 6, 8, and by adding a subdivision; 10A.322, subdivisions 1 and 2; 10A.324, subdivisions 1 and 3; 211B.15; 290.06, subdivision 23; proposing coding for new law in Minnesota Statutes, chapters 10A and 211A.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, herewith returned:

House Concurrent Resolution No. 1, A house concurrent resolution relating to adjournment for more than three days.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vellenga moved that the House concur in the Senate amendments to H. F. No. 11 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 11, A bill for an act relating to education; authorizing the Lake Benton and Pipestone school districts to direct the Lincoln county auditor to certify certain 1993 levies for the Verdi school district.

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

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

Those who voted in the affirmative were:

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

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

Welle moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

GENERAL ORDERS

Welle moved that the bill on General Orders for today be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

Waltman moved that the names of Dempsey, Van Dellen and Frerichs be added as authors on H. F. No. 126. The motion prevailed.

Sviggum, Gutknecht, Dehler, Vickerman and Holsten introduced:

House Resolution No. 2, A house resolution stating the House of Representatives policy against tax increases.

SUSPENSION OF RULES

Sviggum moved that the rules be so far suspended that House Resolution No. 2 be now considered and be placed upon its adoption.

A roll call was requested and properly seconded.

The question was taken on the Sviggum motion and the roll was called. There were 49 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Abrams	Dempsey	Haukoos	Krinkie	Morrison	Pawlenty	Tompkins
Bettermann	Erhardt	Holsten	Leppik	Mosel	Rhodes	Van Dellen
Bishop	Frerichs	Hugoson	Limmer	Ness	Seagren	Vickerman
Blatz	Girard	Johnson, V.	Lindner	Olson, M.	Smith	Waltman
Commers	Goodno	Klinzing	Lynch	Onnen	Stanisus	Wolf
Dauids	Gruenes	Knickerbocker	Macklin	Ozment	Sviggum	Worke
Dehler	Gutknecht	Koppendrayar	Molnau	Pauly	Swenson	Workman

Those who voted in the negative were:

Anderson, I.	Cooper	Huntley	Krueger	Neary	Pugh	Tomassoni
Anderson, R.	Dauner	Jacobs	Lasley	Nelson	Reding	Trimble
Asch	Dawkins	Jaros	Lieder	Olson, E.	Rest	Tunheim
Battaglia	Delmont	Jefferson	Lourey	Olson, K.	Rice	Vellenga
Bauerly	Dorn	Jennings	Luther	Opatz	Rodosovich	Wagenius
Bergson	Evans	Johnson, A.	Mahon	Orenstein	Rukavina	Wejcmán
Bertram	Farrell	Johnson, R.	Mariani	Orfield	Sarna	Welle
Brown, C.	Garcia	Kahn	McCollum	Osthoff	Sekhon	Wenzel
Brown, K.	Greenfield	Kalis	McGuire	Ostrom	Skoglund	Winter
Carlson	Greiling	Kelley	Milbert	Pelowski	Solberg	Spk. Long
Carruthers	Hasskamp	Kelso	Munger	Perlt	Sparby	
Clark	Hausman	Kinkel	Murphy	Peterson	Steensma	

The motion did not prevail.

House Resolution No. 2 was referred to the Committee on Taxes.

Kahn moved that H. F. No. 122 be recalled from the Committee on General Legislation, Veterans Affairs and Elections and be re-referred to the Committee on Governmental Operations and Gaming. The motion prevailed.

Kahn moved that H. F. No. 136 be recalled from the Committee on General Legislation, Veterans Affairs and Elections and be re-referred to the Committee on Governmental Operations and Gaming. The motion prevailed.

Sarna moved that H. F. No. 82 be recalled from the Committee on Transportation and Public Transit and be re-referred to the Committee on Commerce and Economic Development. The motion prevailed.

Sarna moved that H. F. No. 83 be recalled from the Committee on Transportation and Public Transit and be re-referred to the Committee on Commerce and Economic Development. The motion prevailed.

Sarna moved that H. F. No. 88 be recalled from the Committee on Transportation and Public Transit and be re-referred to the Committee on Commerce and Economic Development. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following change in committee assignment:

Commerce and Economic Development/Tourism and Small Business Division: Remove the name of Murphy.

ADJOURNMENT

Welle moved that when the House adjourns today it adjourn until 2:30 p.m., Monday, February 1, 1993. The motion prevailed.

Welle moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Monday, February 1, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives