

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

TWENTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MARCH 29, 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 the Reverend Patrick Wall of the Order of St. Benedict, Church of St. Elizabeth Ann Seton, Hastings, 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	Dauids	Holsten	Lasley	Nelson	Rhodes	Van Dellen
Anderson, I.	Dawkins	Hugoson	Leppik	Ness	Rice	Vellenga
Anderson, R.	Dehler	Huntley	Lieder	Olson, E.	Rodosovich	Vickerman
Asch	Delmont	Jacobs	Limmer	Olson, K.	Rukavina	Wagenius
Battaglia	Dempsey	Jaros	Lindner	Olson, M.	Sarna	Waltman
Bauerly	Dorn	Jefferson	Lourey	Onnen	Seagren	Weaver
Beard	Erhardt	Jennings	Luther	Opatz	Sekhon	Wejcman
Bergson	Evans	Johnson, A.	Lynch	Orenstein	Simoneau	Welle
Bertram	Farrell	Johnson, R.	Macklin	Orfield	Skoglund	Wenzel
Bettermann	Frerichs	Johnson, V.	Mahon	Osthoff	Smith	Winter
Bishop	Garcia	Kahn	Mariani	Ostrom	Solberg	Wolf
Blatz	Girard	Kalis	McCollum	Ozment	Sparby	Worke
Brown, C.	Goodno	Kelley	McGuire	Pauly	Stanisus	Workman
Brown, K.	Greenfield	Kelso	Milbert	Pawlenty	Steensma	Spk. Long
Carlson	Greiling	Kinkel	Molnau	Pelowski	Sviggum	
Carruthers	Gruenes	Klinzing	Morrison	Perlt	Swenson	
Clark	Gutknecht	Knickerbocker	Mosel	Peterson	Tomassoni	
Commers	Hasskamp	Koppendrayner	Munger	Pugh	Tompkins	
Cooper	Haukoos	Krinkie	Murphy	Reding	Trimble	
Dauner	Hausman	Krueger	Neary	Rest	Tunheim	

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. McCollum 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 CHIEF CLERK

S. F. No. 98 and H. F. No. 152, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Cooper moved that S. F. No. 98 be substituted for H. F. No. 152 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 99 and H. F. No. 151, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Cooper moved that S. F. No. 99 be substituted for H. F. No. 151 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 234 and H. F. No. 264, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Johnson, R., moved that the rules be so far suspended that S. F. No. 234 be substituted for H. F. No. 264 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 282 and H. F. No. 436, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Greenfield moved that the rules be so far suspended that S. F. No. 282 be substituted for H. F. No. 436 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 313 and H. F. No. 383, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Pugh moved that S. F. No. 313 be substituted for H. F. No. 383 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 371 and H. F. No. 418, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Sparby moved that S. F. No. 371 be substituted for H. F. No. 418 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 567 and H. F. No. 509, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Delmont moved that S. F. No. 567 be substituted for H. F. No. 509 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

March 25, 1993

The Honorable Dee Long
Speaker of the House of Representatives
The State of Minnesota

Dear Speaker Long:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State the following House Files:

H. F. No. 442, relating to education; appropriating money for a deficiency in HECB appropriations.

H. F. No. 227, relating to human services; modifying adult foster care license requirements.

Warmest regards,

ARNE H. CARLSON
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1993 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 1993</i>	<i>Date Filed 1993</i>
12		Resolution No. 1	3:35 p.m. March 25	March 25
	442	8	3:28 p.m. March 25	March 25
	227	10	3:30 p.m. March 25	March 25

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

March 26, 1993

The Honorable Dee Long
Speaker of the House of Representatives
The State of Minnesota

Dear Speaker Long:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State the following House File:

H. F. No. 174, relating to occupations and professions; requiring manufactured home installers to be licensed by the state.

Warmest regards,

ARNE H. CARLSON
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1993 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 1993</i>	<i>Date Filed 1993</i>
	174	9	2:15 p.m. March 26	March 26

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 5, A bill for an act relating to transportation; authorizing the issuance of state transportation bonds; appropriating the proceeds for grants to political subdivisions for bridge construction and reconstruction.

Reported the same back with the following amendments:

Page 2, after line 26, insert:

"Sec. 3. [LIGHT RAIL TRANSIT CONSTRUCTION FUNDING.]

Subdivision 1. [APPROPRIATION.] After approval by the metropolitan council of the application for federal financial assistance for construction of light rail transit facilities on the central corridor between the cities of Minneapolis and St. Paul, \$..... is appropriated from the fund to the commissioner of transportation for the state costs of construction.

Subd. 2. [BOND SALE.] To provide the money appropriated in this section from the fund, the commissioner of finance, on request of the governor, shall sell and issue bonds of the state in an amount up to \$..... in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7."

Page 2, line 28, delete "and 2" and insert "to 3"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, before the period insert "; authorizing issuance of state bonds to finance state share of costs of light rail transit facilities"

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

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 43, A bill for an act relating to transportation; allocating funding for town bridges replaced by culverts when replacement does not exceed \$20,000; amending Minnesota Statutes 1992, section 161.082, subdivision 2a.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 161.082, subdivision 2a, is amended to read:

Subd. 2a. [TOWN BRIDGES AND CULVERTS; TOWN ROAD ACCOUNT.] An amount equal to 25 percent of the county turnback account must be expended, within counties having two or more towns, on town road bridge structures that are ten feet or more in length and on town road culverts that replace existing town road bridges. In addition, if the present bridge structure is less than ten feet in length but a hydrological survey indicates that the replacement bridge structure or culvert must be ten feet or more in length, then the bridge or culvert is eligible for

replacement funds. In addition, if a culvert that replaces a deficient bridge is in a county comprehensive water plan approved by the board of water and soil resources and the department of natural resources, the costs of the culvert and roadway grading other than surfacing are eligible for replacement funds up to the cost of constructing a replacement bridge. The expenditures on bridge structures and culverts may be on a matching basis, and if on a matching basis, not more than 90 percent of the cost of a bridge structure or culvert may be paid from the county turnback account. When bridge approach construction work exceeds \$10,000 in costs, or as determined by the county engineer that the cost of the replacement culverts alone will not exceed \$20,000, the town shall be eligible for financial assistance from the town bridge account. Financial assistance shall be ~~limited to 90 percent of the cost of the bridge approach work that is in excess of \$10,000 and shall be requested by resolution of the county board and shall be limited to:~~

(1) 100 percent of the cost of the bridge approach work that is in excess of \$10,000; or

(2) 100 percent of the cost of the replacement culverts when the cost does not exceed \$20,000 and the town board agrees to be responsible for all the other costs, which may include costs for structural removal, installation, and permitting. The replacement structure design and costs shall be approved and certified by the county engineer, but need not be subsequently approved by the department of transportation.

An amount equal to 47.5 percent of the county turnback account must be set aside as a town road account and distributed as provided in section 162.081."

Delete the title and insert:

"A bill for an act relating to transportation; allocating funding for town bridges replaced by culverts when replacement does not exceed \$20,000; amending Minnesota Statutes 1992, section 161.082, subdivision 2a."

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. 103, A bill for an act relating to appropriations; appropriating money for a visitor center at Fort Snelling state park.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Environment and Natural Resources Finance.

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 113, A bill for an act relating to traffic regulations; specifying that a pedestrian lawfully in a crosswalk with pedestrian control signals must be given the right-of-way by all vehicles; amending Minnesota Statutes 1992, section 169.06, subdivision 6.

Reported the same back with the following amendments:

Page 1, delete lines 22 to 24, and insert:

"(c) A pedestrian crossing a roadway in conformity with this section is lawfully within the intersection and, when in a crosswalk, is lawfully within the crosswalk."

Page 1, after line 24, insert:

"Sec. 2. [LEGISLATIVE INTENT.]

The legislature intends section 1 to be a clarification of an ambiguity in Minnesota Statutes, chapter 169, relating to the rights and responsibilities of pedestrians and motor vehicle operators. Section 1 may not be construed to increase or decrease the rights or responsibilities of pedestrians or motor vehicle operators under that chapter."

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

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 129, A bill for an act relating to marriage dissolution; maintenance; applying child support enforcement actions to actions to enforce maintenance; expanding notice of rights of parties in dissolution or separation proceeding; requiring child support order to assign responsibility for child's medical coverage; clarifying visitation rights; requiring dissolution judgment or decree to provide notice about principal residence; amending Minnesota Statutes 1992, sections 214.101, subdivisions 1 and 4; 289A.50, subdivision 5; 518.17, subdivision 3; 518.171, subdivision 1; 518.175, subdivision 6; 518.177; 518.55; 518.551, subdivision 12; 518.583; 518.611, subdivision 2; and 518.641, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 518.

Reported the same back with the following amendments:

Page 2, delete section 3

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 11, delete "289A.50, subdivision 5;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 477, A bill for an act relating to traffic regulations; increasing the fine for child passenger restraint system violations; amending Minnesota Statutes 1992, section 169.685, subdivision 5.

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

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 504, A bill for an act relating to housing; changing the property tax classification of certain lease purchase property; allowing a county authority to operate certain public housing projects without a city resolution; providing that a housing and redevelopment authority may make down payment assistance loans; changing minimum amounts for certain contract letting procedures; changing requirements for general obligation revenue bonds; amending Minnesota Statutes 1992, sections 273.13, subdivision 25; 469.005, subdivision 1; 469.012, by adding a subdivision; 469.015, subdivisions 1 and 2; and 469.034, subdivision 2.

Reported the same back with the following amendments:

Pages 1 to 9, delete section 1

Page 12, delete lines 33 and 34

Page 12, line 35, delete "3" and insert "2"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "changing the property tax"

Page 1, delete line 3

Page 1, line 11, delete "273.13, subdivision 25;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Kahn from the Committee on Governmental Operations and Gambling to which was referred:

H. F. No. 506, A bill for an act relating to employee relations; permitting the commissioner of the department of employee relations to conduct experimental or research projects to improve human resource management practices; providing for the use of facsimile machines in certain circumstances; eliminating the career executive service; amending Minnesota Statutes 1992, sections 13.67; 43A.04, subdivision 9; 43A.21, subdivision 3; and 43A.32, subdivision 2; repealing Minnesota Statutes 1992, section 43A.21, subdivision 5.

Reported the same back with the following amendments:

Pages 2 and 3, delete section 2

Page 4, after line 2, insert:

"Sec. 4. [PILOT PROJECTS.]

Subdivision 1. [RESPONSIBILITY AND AUTHORITY.] The commissioner of employee relations shall meet and confer with affected exclusive representatives of state employees to design pilot projects that will improve human resource practices in the state civil service within the executive branch. The commissioner may also cooperate in projects with the legislative and judicial branches and may conduct projects affecting unrepresented positions and employees. The authority in this section does not apply to employees of constitutional officers, except upon agreement of the affected constitutional officer.

Subd. 2. [TASK FORCE.] To further projects under this section, the commissioner shall establish a task force to propose and review pilot projects affecting employees and positions represented by exclusive representatives. The task force must consist of a representative of each of the ten exclusive representatives of employees in the executive branch and no more than an equal number of management representatives. The task force may use a facilitator as necessary. The task force shall consider projects to improve human resource practices and may also consider innovation projects that introduce total quality management practices or that empower employees in the workplace. The impact of job security and retraining efforts in the organization of work may also be examined as may any other practices, procedures, or theories designed to improve service to the customers of state agencies and to taxpayers in general.

Subd. 3. [PROJECT TEAMS.] For projects conducted in particular departments or agencies or affecting only employees represented by one or more exclusive representatives, the task force shall designate a pilot project team of affected parties made up equally from among exclusive representatives or their representatives and representatives of management. The task force or project teams may also involve or consult with representatives of other affected groups as necessary.

Subd. 4. [WAIVERS.] For purposes of projects to be conducted under this section, if the task force determines that a project could be implemented only by waiving any provision in Minnesota Statutes, sections 43A.07, 43A.08, 43A.17, 43A.20, 43A.21, and 43A.36, or associated personnel rules or administrative procedures, the task force may recommend such a waiver to the commissioner who may grant or deny their request. For projects affecting unrepresented positions and employees in the executive branch, the commissioner may waive any provision in sections 43A.07, 43A.08, 43A.17, 43A.20, 43A.21, and 43A.36, or associated personnel rules or administrative procedures as the commissioner determines necessary. The commissioner may also grant waivers to Minnesota Statutes, sections 43A.19 and 43A.191 and associated rules and procedures, to the extent necessary to enhance affirmative action efforts. If these affirmative action waivers affect represented employees, they may be granted only upon recommendation of the task force. If the task force proposes or is asked to consider a pilot or research project that could only be implemented by waiving one or more terms of a collective bargaining agreement or otherwise affecting a term or condition of employment subject to Minnesota Statutes, chapter 179A, the waiver must be agreed to by the affected exclusive representative. If the commissioner waives any provision in sections 43A.07, 43A.08, 43A.17, 43A.19 to 43A.21, and 43A.36, associated rules or administrative procedures on request of the task force, or if an affected exclusive representative agrees to a waiver of one or more terms of a collective bargaining agreement, the results of a project conducted under the waiver must be measured and monitored by the task force.

Subd. 5. [REPORTING.] The commissioner must notify the legislative commission on employee relations prior to conducting any projects under this section. The commissioner must report to the legislative commission on employee relations any results from these projects by September 1, 1993, September 1, 1994, and September 1, 1995.

Subd. 6. [REPEALER.] This section is repealed June 30, 1995."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "permitting" and insert "requiring"

Page 1, line 4, delete "experimental or research" and insert "pilot"

Page 1, line 5, delete "management"

Page 1, line 9, delete "43A.04, subdivision 9;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 528, A bill for an act relating to traffic regulations; making technical changes and clarifications; prohibiting buses from following too closely; providing exceptions to restrictions on installing television screens in motor vehicles; providing for auxiliary lights when headlights are obstructed by snowplow blade; requiring use of shoulder belt when motor vehicle is so equipped; providing exception for law enforcement vehicles to restriction on objects hanging between driver and windshield; abolishing authority for designating official stations for adjusting vehicle lights and brakes; amending Minnesota Statutes 1992, sections 169.14, subdivision 10; 169.18, subdivisions 5 and 8; 169.471, subdivision 1; 169.56, subdivisions 3, 4, and by adding a subdivision; 169.60; 169.686, subdivision 1; and 169.71, subdivision 1; repealing Minnesota Statutes 1992, section 169.77.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 569, A bill for an act relating to drivers' licenses; requiring drivers' licenses and identification cards to be less susceptible to alteration; amending Minnesota Statutes 1992, section 171.07, by adding a subdivision.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Economic Development, Infrastructure and Regulation Finance.

The report was adopted.

Anderson, L, from the Committee on Local Government and Metropolitan Affairs to which was referred:

H. F. No. 622, A bill for an act relating to metropolitan government; providing long-term protection of agricultural land in the metropolitan area; amending Minnesota Statutes 1992, sections 473H.01, subdivision 2; 473H.02, subdivision 4; 473H.03, subdivisions 1, 4, 5, and 6; 473H.04, subdivisions 1, 2, and 3; 473H.05, subdivision 1; 473H.06, subdivision 5; 473H.07; 473H.08, subdivision 3; 473H.11; and 473H.12; repealing Minnesota Statutes 1992, section 473H.02, subdivision 5.

Reported the same back with the following amendments:

Page 1 to 6, delete sections 1 to 13

Page 6, lines 33 and 34, reinstate the stricken language and delete the new language

Page 7, line 5, after "preserves" insert "after the effective date of this act"

Page 7, line 6, after the period insert "For agricultural preserves established after December 1, 1993, in which the land on 75 percent or more of its perimeter abuts the metropolitan urban service area, the protection against assessments in this section for storm sewer and public road systems does not apply."

For purposes of this section, "public storm water sewer systems" means any wholly or partially piped system which is owned, operated, and maintained by the authority, that is designed to carry storm water runoff, surface water, or other drainage solely for the benefit of land which is not in agricultural preserves."

Page 7, delete lines 25 to 27

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to metropolitan government; providing long-term protection of agricultural land in the metropolitan area; amending Minnesota Statutes 1992, sections 473H.11; and 473H.12."

With the recommendation that when so amended the bill pass.

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 623, A bill for an act relating to transportation; requiring metropolitan area highway projects' environmental impact statements to address economic, social, and demographic efforts; requiring the revision of the state transportation plan to establish objectives and policies for the health of the fully developed part of the metropolitan area; prohibiting federal section 9 money from being used for highways; requiring the metropolitan council's transportation policy plan to require comparison of highways to transit and effects of highways on land use and housing; providing that the transit goals include stabilizing and enhancing the health of the metropolitan area; amending Minnesota Statutes 1992, sections 116D.04, by adding a subdivision; 174.03, subdivision 1a; 473.146, subdivision 3; 473.167, subdivision 1; 473.371; proposing coding for new law in Minnesota Statutes, chapter 174.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 174.03, subdivision 1a, is amended to read:

Subd. 1a. [REVISION OF STATE TRANSPORTATION PLAN.] The commissioner shall revise the state transportation plan by July 1, 1993, and by July 1 of each odd-numbered year thereafter. Before final adoption of a revised plan, the commissioner shall hold a hearing to receive public comment on the plan. The revised state transportation plan must:

(1) incorporate the goals of the state transportation system in section 174.01; and

(2) establish objectives, policies, and strategies for achieving those goals; and

(3) establish transportation objectives, policies, and strategies for the metropolitan area, as defined in section 473.121, subdivision 2, to help stabilize and enhance the social and economic health of the central cities, the fully developed area, and the metropolitan area as a whole.

Sec. 2. [174.49] [USE OF FEDERAL BLOCK GRANT TRANSIT FUNDS; RESTRICTION.]

The commissioner of transportation may not spend any money received from the United States under United States Code, title 49, section 1607a, otherwise known as section 9, for a project for the construction, reconstruction, or improvement of a trunk highway, unless the trunk highway project is ancillary to the planning, acquisition, construction, or improvement of public transit facilities.

Sec. 3. Minnesota Statutes 1992, section 473.146, subdivision 3, is amended to read:

Subd. 3. [TRANSPORTATION CHAPTER OF THE DEVELOPMENT GUIDE.] The transportation chapter must include policies relating to all transportation forms and be designed to promote the legislative determinations, policies, and goals set forth in section 473.371. In addition to the requirements of subdivision 1 regarding the contents of the policy plan, the nontransit element of the transportation chapter must include the following:

(1) a statement of the needs and problems of the metropolitan area with respect to the functions covered, including the present and prospective demand for and constraints on access to regional business concentrations and other major activity centers and the constraints on and acceptable levels of development and vehicular trip generation at such centers;

(2) the objectives of and the policies to be forwarded by the policy plan;

(3) a general description of the physical facilities and services to be developed;

(4) a statement as to the general location of physical facilities and service areas;

(5) a general statement of timing and priorities in the development of those physical facilities and service areas;

(6) a detailed statement, updated every two years, of timing and priorities for improvements and expenditures needed on the metropolitan highway system; and

(7) a general statement on the level of public expenditure appropriate to the facilities; and

(8) procedures for determining whether the need to be met by any highway project that involves capacity improvement could be met at less cost, with less traffic congestion, and less environmental impact by transit improvements within the same transportation corridor; and

(9) provisions for consideration of the effects of highway projects in conjunction with land use and housing, including low- and moderate-income housing, on the social and economic isolation of low-income populations from growing economic opportunities in the developing suburban areas, within the area immediately affected by the project and within the entire metropolitan area.

The council shall develop the nontransit element in consultation with the transportation advisory board and shall transmit the results to the state department of transportation.

Sec. 4. Minnesota Statutes 1992, section 473.167, subdivision 1, is amended to read:

Subdivision 1. [~~CONTROLLED-ACCESS HIGHWAYS~~ ARTERIAL OR COLLECTOR ROUTES: COUNCIL APPROVAL.] Before acquiring land for or constructing a ~~controlled-access street or highway that the council functionally classifies as an arterial or collector route~~ in the area, the state transportation department or local government unit proposing the acquisition or construction shall submit to the council a statement describing the proposed project. The statement must be in the form and detail required by the council. Immediately upon receipt of the statement, the council shall transmit a copy to the regional transit board, which shall review and evaluate the project in relationship to the board's implementation plan and report its recommendations and comments to the council. The council shall also review the statement to ascertain its consistency with its policy plan and the development guide. No project may be undertaken unless the council determines that it is consistent with the policy plan and implementation plan. This approval is in addition to the requirements of any other statute, ordinance or rule.

Sec. 5. Minnesota Statutes 1992, section 473.167, is amended by adding a subdivision to read:

Subd. 1a. [APPROVAL RESTRICTIONS.] (a) "Sector" means any contiguous area in which a highway project is proposed or which is to be served by a proposed highway project, as defined by the council on a case-by-case basis.

(b) The council may not:

(1) approve a proposed highway project or plan that will provide new or increased highway capacity to any sector of the metropolitan area, unless the council finds that at least 50 percent of the cities and towns in the metropolitan urban service area in the sector and freestanding growth centers in the sector are certified by the council as meeting the comprehensive choice housing requirements established by the council as required by law; and

(2) approve a proposed highway project or plan to provide new or increased highway access to a city or town, unless the council has certified the city or town as complying with the comprehensive choice housing requirements established by the council as required by law.

Sec. 6. Minnesota Statutes 1992, section 473.371, is amended to read:

473.371 [POLICY; GOALS.]

Subdivision 1. [POLICY.] The legislature finds that, for the provision of essential mobility and transportation options in the metropolitan area, for the encouragement of alternatives to the single-occupant vehicle and for the development of transportation service designed to meet public needs efficiently and effectively, there is a need for the creation of regional transit programs and agencies with the powers and duties prescribed by law.

Subd. 2. [GOALS.] The goals of sections 473.371 to 473.449 are as follows:

(a) to provide, to the greatest feasible extent, a basic level of mobility for all people in the metropolitan area;

(b) to arrange to the greatest feasible extent for the provision of a comprehensive set of transit and paratransit services to meet the needs of all people in the metropolitan area;

(c) to cooperate with private and public transit providers to assure the most efficient and coordinated use of existing and planned transit resources; and

(d) to maintain public mobility in the event of emergencies or energy shortages; and

(e) to help stabilize and enhance the social and economic health of the metropolitan area by ensuring to the greatest feasible extent comprehensive transit services including, but not limited to, service connecting the central cities to areas with employment opportunities and services.

Sec. 7. [APPLICATION.]

Sections 3, 4, 5, and 6 apply in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."

Delete the title and insert:

"A bill for an act relating to transportation; including in state transportation plan and development guide certain matters relating to metropolitan area; prohibiting federal block grant funds from being spent on trunk highways unless ancillary to public transit facilities; prohibiting acquisition or construction of certain streets and highways unless consistent with metropolitan policy and implementation plans; requiring compliance with comprehensive choice housing requirements before metropolitan council may approve proposed highway project or plan; amending Minnesota Statutes 1992, sections 174.03, subdivision 1a; 473.146, subdivision 3; 473.167, subdivision 1, and by adding a subdivision; and 473.371; proposing coding for new law in Minnesota Statutes, chapter 174."

With the recommendation that when so amended the bill pass.

The report was adopted.

Anderson, I., from the Committee on Local Government and Metropolitan Affairs to which was referred:

H. F. No. 648, A bill for an act relating to Itasca county; permitting the county to consolidate the offices of auditor and treasurer.

Reported the same back with the following amendments:

Page 1, line 7, after the comma insert "or the Polk county board of commissioners,"

Page 2, line 14, after "effect" insert "separately for each county"

Page 2, line 15, before "in" insert "or the Polk county board,"

Amend the title as follows:

Page 1, line 2, delete "Itasca county" and insert "counties" and delete "the county" and insert "Itasca and Polk counties"

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

The report was adopted.

Anderson, I., from the Committee on Local Government and Metropolitan Affairs to which was referred:

H. F. No. 671, A bill for an act relating to metropolitan government; requiring the metropolitan council to adopt rules allocating comprehensive choice housing among cities and towns in the metropolitan area; requiring metropolitan council review of city's and town's efforts to comply with the allocation; establishing penalties for noncompliance; proposing coding for new law in Minnesota Statutes, chapters 16A; and 473.

Reported the same back with the following amendments:

Page 1, line 17, delete "473.202" and insert "2, subdivision 3, clause (4)"

Page 1, line 23, delete "allotment" and insert "objectives under section 2, subdivision 3, clause (4)"

Page 2, line 36, after the first comma insert "and" and delete ", and 100 percent"

Page 3, line 14, delete "OBJECTIVES;"

Page 3, line 15, delete "and objectives governing opportunities"

Page 3, line 16, after "for" insert "establishing" and after "housing" insert "allotments"

Page 3, line 25, delete "and objectives"

Page 3, lines 30 and 31, delete "by working cooperatively with other" and insert a period

Page 3, line 31, after "agencies" insert "shall work cooperatively with the council"

Page 4, line 1, after the second "area" insert a period

Page 4, delete lines 2 to 28 and insert:

"Using the most current and reliable information available, the council shall develop a formula for allocating the metropolitan area's comprehensive choice housing needs to cities and towns within the metropolitan urban service area and freestanding growth centers. The formula developed by the council shall include the following factors:

(i) distribution of housing units by value or rent and the proportion of those units affordable to households earning 30 percent, 50 percent, and 80 percent of median income considering housing tenure, type, and availability;

(ii) income distribution of households considering the number of households with incomes that are 30 percent, 50 percent, and 80 percent of median income, and the proportion of those households paying more than 30 percent of their household income on housing and housing-related expenses;

(iii) job base, considering those jobs that provide employment opportunities for lower-income households and the ratio of jobs to households;

(iv) future development potential considering vacant land, the council's forecasts of households and employment, and the annual deviation from the council's forecasts resulting from variation in overall housing construction in the metropolitan area;

(v) future redevelopment potential in cities and towns with inadequate supplies of vacant land to meet their allocation needs, considering age and value of housing, and redevelopment plans of cities and towns; and

(vi) cities' and towns' current and past efforts to provide and sanction housing or housing assistance for low-income households;"

Page 4, line 31, after the semicolon insert "for the purpose of determining substantial compliance with comprehensive choice housing allotments, full credit shall be given for current and past efforts to provide affordable and comprehensive choice housing."

Page 5, line 3, delete "adequate and realistic opportunities for"

Page 5, line 10, after the second "and" insert ", to the extent of available resources,"

Page 5, lines 16 and 17, delete "low- and moderate-income"

Page 5, line 17, after "housing" insert "affordable to individuals and households at 30 percent, 50 percent, and 80 percent of median income"

Page 5, line 22, delete "procedures" and insert "rules"

Page 5, line 28, delete "shall" and insert "may"

Page 5, line 29, delete ". The counseling services must" and insert "to"

Page 6, line 6, after "allotment" insert "under subdivision 3, clause (2)"

Page 6, lines 9 and 10, delete "are in compliance with the comprehensive choice housing allotment" and insert "have taken all actions required by council rules adopted under subdivision 3, clause (4), or have achieved their comprehensive choice allotments under subdivision 3, clause (2)"

Page 6, line 31, delete "for a"

Page 6, delete line 32

Page 6, line 33, delete everything before "that"

Page 6, line 34, delete "access" and delete "to" and insert "or access for"

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

The report was adopted.

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

H. F. No. 673, A bill for an act relating to animals; prohibiting certain species; imposing a penalty; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 35.

Reported the same back with the following amendments:

Page 1, line 11, delete "the following species"

Page 1, line 14, after the semicolon insert "and"

Page 2, line 13, delete everything after "officer"

Page 2, line 14, delete "animal health"

Page 2, line 19, delete "board of animal health, the"

Page 2, line 20, delete the comma

Page 2, line 25, delete "gross"

Page 2, line 26, delete "EURASIAN WILD PIG" and insert "PROHIBITED SPECIES"

Page 2, line 28, delete "Eurasian wild pigs" and insert "prohibited species"

Page 2, lines 29 and 30, delete "Eurasian wild pigs" and insert "prohibited species"

Page 2, line 31, delete "June" and insert "August"

Page 2, line 32, delete "Eurasian wild pigs" and insert "prohibited species"

Page 2, line 33, delete "Eurasian wild pigs" and insert "prohibited species"

Page 2, line 34, delete "July" and insert "September"

Page 2, line 35, delete "Eurasian wild pigs" and insert "prohibited species"

Page 3, line 4, delete "Eurasian wild pigs" and insert "prohibited species"

With the recommendation that when so amended the bill be re-referred to the Committee on Agriculture without further recommendation.

The report was adopted.

Anderson, I., from the Committee on Local Government and Metropolitan Affairs to which was referred:

H. F. No. 680, A bill for an act relating to the St. Anthony Falls heritage board; permitting the chair of the Hennepin board of commissioners to designate a representative to the board; amending Minnesota Statutes 1992, section 138.763, subdivision 1.

Reported the same back with the following amendments:

Page 1, line 11, strike "13" insert "17"

Page 1, line 14, after "the" insert "house of representatives appointed by the speaker, the senate appointed by the rules committee, the"

Delete the title and insert:

"A bill for an act relating to the St. Anthony Falls heritage board; providing for the composition of the board; amending Minnesota Statutes 1992, section 138.763, subdivision 1."

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. 704, A bill for an act relating to water; requiring criteria for water deficiency declarations; prohibiting the use of groundwater for surface water level maintenance; requiring review of water appropriation permits; requiring contingency planning for water shortages; changing water appropriation permit requirements; requiring changes to the metropolitan area water supply plan; requiring reports to the legislature; amending Minnesota Statutes 1992, sections 103G.261; 103G.265, subdivision 3; 103G.271, subdivisions 1, 7, and by adding a subdivision; 103G.291, by adding a subdivision; 103G.301, subdivision 1; 115.03, subdivision 1; 473.156, subdivision 1; 473.175, subdivision 1; 473.851; and 473.859, subdivisions 3, 4, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 10, delete "including, but not"

Page 2, delete lines 11 to 15

Page 2, line 16, delete everything before the period

Page 3, line 17, after "construction" insert "and mineland"

Page 4, line 3, delete "(b)" and insert "(c)"

Page 4, line 23, delete "CONTINGENCY" and insert "EMERGENCY"

Page 4, line 24, after "supplier" insert "serving more than 1,000 people" and delete "a contingency" and insert "an emergency"

Page 4, line 28, after "suppliers" insert "serving more than 1,000 people"

Page 4, line 31, after "suppliers" insert "serving more than 1,000 people"

Page 5, line 3, after "suppliers" insert "serving more than 1,000 people"

Page 9, line 22, delete "water" and insert "wastewater"

Page 11, line 23, delete "continually"

Page 11, line 25, after "base" insert "utilizing existing data and information"

Page 14, lines 25 and 26, delete "for those municipal communities served by groundwater,"

Page 15, line 36, delete "effectiveness" and insert "status"

Amend the title as follows:

Page 1, line 6, delete "contingency" and insert "emergency"

With the recommendation that when so amended the bill pass.

The report was adopted.

Simoneau from the Committee on Health and Human Services to which was referred:

H. F. No. 804, A bill for an act relating to health; providing an exception to the contested case hearing process required for changing the service area of an ambulance service; amending Minnesota Statutes 1992, section 144.802, by adding a subdivision.

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

The report was adopted.

Sarna from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 948, A bill for an act relating to commerce; modifying the definition of business license; 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 1992, sections 116J.70, subdivision 2a; 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, 3, and by adding subdivisions; 326.90; 326.91, subdivisions 1 and 2; 326.92, subdivisions 1 and 3; 326.93, subdivision 1; 326.94, subdivision 2; 326.97, subdivision 1, and by adding a subdivision; 326.99; and 326.991; proposing coding for new law in Minnesota Statutes, chapter 326; repealing Minnesota Statutes 1992, sections 326.84, subdivision 2; 326.94, subdivision 1; and 326.991, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 116J.70, subdivision 2a, is amended to read:

Subd. 2a. [LICENSE; EXCEPTIONS.] "Business license" or "license" does not include the following:

(1) any occupational license or registration issued by a licensing board listed in section 214.01 or any occupational registration issued by the commissioner of health pursuant to section 214.13;

(2) any license issued by a county, home rule charter city, statutory city, township, or other political subdivision;

(3) any license required to practice the following occupation regulated by the following sections:

(a) abstracters regulated pursuant to chapter 386;

(b) accountants regulated pursuant to chapter 326;

(c) adjusters regulated pursuant to chapter 72B;

(d) architects regulated pursuant to chapter 326;

(e) assessors regulated pursuant to chapter 270;

(f) attorneys regulated pursuant to chapter 481;

(g) auctioneers regulated pursuant to chapter 330;

(h) barbers regulated pursuant to chapter 154;

(i) beauticians regulated pursuant to chapter 155A;

(j) boiler operators regulated pursuant to chapter 183;

(k) chiropractors regulated pursuant to chapter 148;

(l) collection agencies regulated pursuant to chapter 332;

(m) cosmetologists regulated pursuant to chapter 155A;

(n) dentists, registered dental assistants, and dental hygienists regulated pursuant to chapter 150A;

(o) detectives regulated pursuant to chapter 326;

(p) electricians regulated pursuant to chapter 326;

(q) embalmers regulated pursuant to chapter 149;

(r) engineers regulated pursuant to chapter 326;

(s) insurance brokers and salespersons regulated pursuant to chapter 60A;

(t) certified interior designers regulated pursuant to chapter 326;

(u) midwives regulated pursuant to chapter 148;

(v) morticians regulated pursuant to chapter 149;

(w) nursing home administrators regulated pursuant to chapter 144A;

- (x) optometrists regulated pursuant to chapter 148;
- (y) osteopathic physicians regulated pursuant to chapter 147;
- (z) pharmacists regulated pursuant to chapter 151;
- (aa) physical therapists regulated pursuant to chapter 148;
- (bb) physicians and surgeons regulated pursuant to chapter 147;
- (cc) plumbers regulated pursuant to chapter 326;
- (dd) podiatrists regulated pursuant to chapter 153;
- (ee) practical nurses regulated pursuant to chapter 148;
- (ff) professional fund raisers regulated pursuant to chapter 309;
- (gg) psychologists regulated pursuant to chapter 148;
- (hh) real estate brokers, salespersons, and others regulated pursuant to chapters 82 and 83;
- (ii) registered nurses regulated pursuant to chapter 148;
- (jj) securities brokers, dealers, agents, and investment advisers regulated pursuant to chapter 80A;
- (kk) steamfitters regulated pursuant to chapter 326;
- (ll) teachers and supervisory and support personnel regulated pursuant to chapter 125;
- (mm) veterinarians regulated pursuant to chapter 156;
- (nn) water conditioning contractors and installers regulated pursuant to chapter 326;
- (oo) water well contractors regulated pursuant to chapter 156A;
- (pp) water and waste treatment operators regulated pursuant to chapter 115;
- (qq) motor carriers regulated pursuant to chapter 221;
- (rr) professional corporations regulated pursuant to chapter 319A;
- (ss) real estate appraisers regulated pursuant to chapter 82B;
- (tt) residential building contractors, residential remodelers, and specialty contractors regulated pursuant to chapter 326;
- (4) any driver's license required pursuant to chapter 171;
- (5) any aircraft license required pursuant to chapter 360;
- (6) any watercraft license required pursuant to chapter 86B;
- (7) any license, permit, registration, certification, or other approval pertaining to a regulatory or management program related to the protection, conservation, or use of or interference with the resources of land, air, or water, which is required to be obtained from a state agency or instrumentality; and
- (8) any pollution control rule or standard established by the pollution control agency or any health rule or standard established by the commissioner of health or any licensing rule or standard established by the commissioner of human services.

Sec. 2. Minnesota Statutes 1992, section 326.83, subdivision 4, is amended to read:

Subd. 4. [LICENSEE.] "Licensee" means a residential building contractor; or residential remodeler; or specialty contractor licensed under sections 326.83 to 326.98 326.991.

Sec. 3. Minnesota Statutes 1992, section 326.83, subdivision 6, is amended to read:

Subd. 6. [PUBLIC MEMBER.] "Public member" means a person who is not, and never was, a residential ~~builder,~~ building contractor, residential remodeler, or specialty contractor or the spouse of such person, or a person who has no, or never has had a, material financial interest in acting as a residential building contractor, residential remodeler, or specialty contractor or a directly related activity.

Sec. 4. Minnesota Statutes 1992, section 326.83, subdivision 7, is amended to read:

Subd. 7. [RESIDENTIAL REMODELER.] "Residential remodeler" means a person in the business of contracting or offering to contract with an owner to improve existing residential real estate by providing two or more special skills as defined in this section. ~~A remodeler has two or more special skills.~~

Sec. 5. Minnesota Statutes 1992, section 326.83, subdivision 8, is amended to read:

Subd. 8. [RESIDENTIAL BUILDING CONTRACTOR.] "Residential building contractor" means a person in the business of building residential real estate, or of contracting or offering to contract with an owner to improve build residential real estate, by providing two or more special skills as defined in this section. ~~A residential building contractor may also contract or offer to contract with an owner to improve existing residential real estate.~~

Sec. 6. Minnesota Statutes 1992, section 326.83, subdivision 10, is amended to read:

Subd. 10. [SPECIALTY CONTRACTOR.] "Specialty contractor" means a person ~~other than a residential building contractor, remodeler, or material supplier~~ in the business of contracting or offering to contract to make part of an improvement to build or improve residential real estate, including roofing by providing one special skill as defined in this section.

Sec. 7. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 11. [SPECIAL SKILL.] "Special skill" means one of the following eight categories:

(a) [EXCAVATION.] Excavation includes work in any of the following areas:

- (1) excavation;
- (2) trenching;
- (3) grading;
- (4) site grading; and
- (5) septic systems.

(b) [MASONRY AND CONCRETE.] Masonry and concrete includes work in any of the following areas:

- (1) drain systems;
- (2) poured walls;
- (3) slabs and poured-in-place footings;
- (4) masonry walls;
- (5) masonry fireplaces;

(6) masonry veneer; and

(7) water resistance and waterproofing.

(c) [CARPENTRY.] Carpentry includes work in any of the following areas:

(1) rough framing;

(2) finish carpentry;

(3) siding;

(4) doors, windows, and skylights;

(5) exterior covering;

(6) porches and decks;

(7) wood foundations;

(8) insulation and vapor barrier;

(9) drywall installation, excluding taping and finishing;

(10) cabinet and counter top installation;

(11) wood floors;

(12) installation of roofing materials, excluding roofing; and

(13) soffit, fascia, and trim.

(d) [INTERIOR FINISHING.] Interior finishing includes work in any of the following areas:

(1) floor covering;

(2) wood floors;

(3) cabinet and counter top installation;

(4) insulation and vapor barriers;

(5) interior or exterior painting;

(6) ceramic, marble, and quarry tile;

(7) ornamental guardrail and installation of prefabricated stairs; and

(8) wallpapering.

(e) [EXTERIOR FINISHING.] Exterior finishing includes work in any of the following areas:

(1) siding;

(2) doors, skylights, and windows;

(3) soffit, fascia, and trim;

(4) exterior plaster and stucco;

(5) painting; and

(6) rain carrying systems, including gutters and down spouts.

(f) [DRYWALL AND PLASTER.] Drywall and plaster includes work in any of the following areas:

(1) installation;

(2) taping;

(3) finishing;

(4) interior plaster;

(5) painting; and

(6) wallpapering.

(g) [ROOFING.] Roofing includes work in any of the following areas:

(1) roof coverings;

(2) roof sheathing;

(3) roof weatherproofing and insulation; and

(4) repair of roof support system, but not construction of new roof support system.

(h) [GENERAL INSTALLATION SPECIALTIES.] Installation includes work in any of the following areas:

(1) garage doors and openers;

(2) pools, spas, and hot tubs;

(3) fireplaces and wood stoves;

(4) asphalt paving and seal coating;

(5) exterior plaster and stucco; and

(6) ornamental guardrail and prefabricated stairs.

Sec. 8. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 12. [PERSON.] "Person" means a natural person, firm, partnership, limited liability company, corporation, or association, and the officers, directors, employees, or agents of that person.

Sec. 9. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 13. [QUALIFYING PERSON.] "Qualifying person" means the individual who fulfills the examination and education requirements for licensure on behalf of the licensee.

Sec. 10. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 14. [GROSS ANNUAL RECEIPTS.] "Gross annual receipts" means the total amount derived from residential contracting or remodeling activities, and must not be reduced by cost of goods sold, expenses, losses, or any other amount.

Sec. 11. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 15. [AFFILIATE.] An "affiliate" of another person means any person directly or indirectly controlling, controlled by, or under common control with the other person.

Sec. 12. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 16. [OWNER.] Except in section 326.91, subdivision 1, "owner" means a person who has any legal or equitable interest in real property. For purposes of sections 326.83 to 326.991, "owner" does not include a residential building contractor or residential remodeler who constructs or improves its own property for purposes of speculation. A residential building contractor or residential remodeler will be presumed to be building or improving for purposes of speculation if it constructs or improves more than one property within any 12-month period.

Sec. 13. Minnesota Statutes 1992, section 326.83, is amended by adding a subdivision to read:

Subd. 17. [LESSEE.] "Lessee" means one who rents residential real estate pursuant to a written lease agreement of at lease one year's duration.

Sec. 14. Minnesota Statutes 1992, section 326.84, subdivision 1, is amended to read:

Subdivision 1. [PERSONS REQUIRED TO BE LICENSED.] A person who meets the definition of a residential remodeler as defined in section 326.83, subdivision 7, or a residential building contractor as defined in section 326.83, subdivision 8, must be licensed as a residential building contractor or residential remodeler.

Subd. 1a. [PERSONS WHO MAY BE LICENSED.] A person who meets the definition of a specialty contractor as defined in section 326.83, subdivision 10, may be licensed as a residential building contractor or residential remodeler unless required to be licensed by the state as a specialty contractor.

Subd. 1b. [PROHIBITION.] Except as provided in subdivision 3, no person may engage in the work of a persons required to be licensed by subdivision 1 may act or hold themselves out as residential building contractor, remodeler, or specialty contractor contractors or residential remodelers for compensation without a valid license issued by the commissioner. The commissioner shall recommend which types of one skill competency or single special skill groups must be licensed as specialty contractors and report to the legislature by January 31, 1992, with the recommended types of specialty groups, the licensing procedures, and potential continuing education requirements.

Subd. 1c. [LICENSING CRITERIA.] The examination and education requirements for licensure under sections 326.84 to 326.991 must be fulfilled by a qualifying person designated by the potential licensee. If the qualifying person is a managing employee, the qualifying person must be an employee who is regularly employed by the licensee and is actively engaged in the business of residential contracting or residential remodeling on behalf of the licensee. For a sole proprietorship, the qualifying person must be the proprietor or managing employee. For a partnership, the qualifying person must be a general partner or managing employee. For a limited liability company, the qualifying person must be a chief manager or managing employee. For a corporation, the qualifying person must be a chief executive officer or managing employee. A qualifying person for a corporation may act as a qualifying person for one additional corporation if one of the following conditions exists:

(1) there is a common ownership of at least 25 percent of each licensed corporation for which the person acts in a qualifying capacity; or

(2) one corporation is a subsidiary of another corporation for which the same person acts in a qualifying capacity. "Subsidiary," as used in this section, means a corporation of which at least 25 percent is owned by the parent corporation.

Sec. 15. Minnesota Statutes 1992, section 326.84, subdivision 3, is amended to read:

Subd. 3. [EXCEPTIONS EXEMPTIONS.] The license requirement does not apply to:

(1) an employee of a licensee performing work for the licensee;

(2) a material person, manufacturer, or retailer furnishing finished products, materials, or articles of merchandise who does not install or attach the items;

(3) ~~an owner or owners of residential real estate who improve the residential real estate or who build or improve a structure on the residential real estate and who do the work themselves or jointly with the owner's own employees or agents. This exemption does not apply to a person who engages in a pattern of building or improving real estate for purposes of resale. Such a pattern is presumed to exist if the person sells more than one property so built or improved within any 12-month period;~~

(4) an architect or engineer engaging in professional practice as defined in this chapter;

(5) ~~a person engaging in any project by one or more contracts, for which the aggregate contract price, including labor, materials, installation, and all other items, is less than \$2,500. The \$2,500 limit may be exceeded by the unlicensed person if the person's whose total gross annual receipts from projects regulated under this section do not exceed \$15,000;~~

(6) a mechanical contractor, ~~plumber, or electrician;~~

(7) ~~a person doing excavation for the installation of an on-site sewage treatment system;~~

(8) ~~all specialty contractors that were required to be licensed by the state before the effective date of Laws 1991, chapter 306, sections 7 to 22; and a plumber, electrician, or other person whose profession is otherwise subject to statewide licensing, when engaged in the activity which is the subject of licensure;~~

(9) ~~(8) specialty contractors that are not required to be licensed, as determined by the legislature, who provide only one special skill as defined in section 326.83;~~

(9) a school district, or a technical college governed under chapter 136C; and

(10) manufactured housing installers.

To qualify for the exemption in clause (5), a person must obtain a certificate of exemption from licensing from the commissioner.

A certificate of exemption will be issued upon the applicant's filing with the commissioner, an affidavit stating that the applicant does not expect to exceed \$15,000 in gross annual receipts derived from contracting activities during the calendar year for which the exemption is requested.

To renew the exemption in clause (5), the applicant must file an affidavit stating that the applicant did not exceed \$15,000 in gross annual receipts during the past calendar year, and the applicant does not expect to exceed \$15,000 in gross annual receipts during the calendar year for which the exemption is requested.

If a person, operating under the exemption in clause (5), exceeds \$15,000 in gross receipts during any calendar year, the person must immediately surrender the exemption certificate and apply for the appropriate license. The person must remain licensed until such time as the person's gross annual receipts during a calendar year fall below \$15,000. The person may then apply for this exemption for the next calendar year.

Sec. 16. Minnesota Statutes 1992, section 326.85, subdivision 1, is amended to read:

Subdivision 1. [BUILDERS STATE ADVISORY COUNCIL.] The commissioner shall appoint ~~seven~~ eight persons to the builders state advisory council. At least three members of the council must reside in greater Minnesota, as defined in section 116O.02, subdivision 5. At least one member of the council must be a residential building contractor, one a residential remodeler, one a specialty contractor, one a representative of the commissioner, one a local building official, and one a public member and one a representative of organized labor designated by the AFL-CIO, this member shall not be subject to the membership term limits under section 15.059.

Sec. 17. Minnesota Statutes 1992, section 326.86, is amended to read:

326.86 [FEES.]

Subdivision 1. [LICENSING FEE.] The licensing fee for ~~residential building contractors and remodelers persons licensed pursuant to sections 326.83 to 326.991 is \$60 for the license period ending March 31, 1993, and \$75 for each year thereafter.~~ The commissioner may adjust the fees under section 16A.128 to recover the costs of administration

and enforcement. ~~The commissioner shall establish licensing fees for specialty contractors under section 16A.128. The fees must be limited to the cost of license administration and enforcement and must be deposited in the state treasury and credited to the general fund. A fee of \$25 will be charged for a duplicate license or an amended license reflecting a change of business name, address, or qualifying person.~~

Subd. 2. [LOCAL SURCHARGE.] A local government unit may place a surcharge in an amount no greater than \$5 on each building permit that requires a licensed residential building contractor, residential remodeler, or specialty contractor for the purpose of license verification. The local government may verify a license by telephone or facsimile machine.

Sec. 18. Minnesota Statutes 1992, section 326.87, subdivision 2, is amended to read:

Subd. 2. [HOURS.] A licensee qualifying person of a ~~general residential contractor or remodeler~~ licensee must provide proof of completion of 15 seven hours for each two-year license period. ~~Continuing real estate hours and continuing general residential contractor or remodeler hours must be granted for the same course if it meets the guidelines for an approved course in each license program of continuing education per year. To the extent the commissioner considers it appropriate, courses or parts of courses may be considered to satisfy both continuing education requirements under this section and continuing real estate education requirements.~~

Sec. 19. [326.875] [NOTICE OF CHANGE.]

Written notice must be given to the commissioner by each licensee of any change in personal name, trade name, qualifying person, address or business location not later than 15 business days after the change. The commissioner shall issue an amended license, if required, for the unexpired period.

Sec. 20. Minnesota Statutes 1992, section 326.88, is amended to read:

326.88 [TEMPORARY LICENSES LOSS OF QUALIFYING PERSON.]

~~A temporary license must be issued to residential building contractors, remodelers, or specialty contractors if the person who obtained a license under section 326.84, subdivision 2, clause (2) or (3), leaves the partnership or corporation because of death, disability, retirement, or position change. A temporary license expires after one year and may not be renewed. Upon the departure or disqualification of a licensee's qualifying person because of death, disability, retirement, position change, or other reason, the licensee must notify the commissioner within 15 business days. The licensee shall have 120 days from the departure of the qualifying person to obtain a new qualifying person. Failure to secure a new qualifying person within 120 days will result in the automatic termination of the license.~~

Sec. 21. Minnesota Statutes 1992, section 326.89, subdivision 2, is amended to read:

Subd. 2. [CONTENTS.] The application must include the following information regarding the applicant:

(1) Minnesota workers' compensation insurance ~~account number~~ certificate;

(2) employment insurance account number;

(3) certificate of liability insurance;

(4) type of license requested;

~~(4) (5) name and address of the applicant if the applicant is a sole proprietorship; name and address of each partner if the applicant is a partnership; or name and address of each of the corporate officers, directors, and all shareholders holding more than five percent of the outstanding stock in the corporation;~~

(i) name and address of the applicant's qualifying person, if other than applicant; and

(ii) if the applicant is a sole proprietorship, the name and address of the sole proprietor; if applicant is a partnership, the name and address of each partner; if the applicant is a limited liability company, the name and address of each governor and manager; if applicant is a corporation, the name and address of each of the corporate officers, directors, and all shareholders holding more than ten percent of the outstanding stock in the corporation;

~~(5)~~ (6) whether the applicant or qualifying person has ever been licensed in this or any other state and has had a professional or vocational license refused, suspended, or revoked, or has been the subject of any administrative action;

~~(6)~~ (7) whether the applicant, qualifying person, or any of its the applicant's corporate or partnership directors, limited liability company governors, officers, limited or general partners, managers, ~~or~~ all shareholders holding more than five ten percent of the outstanding stock share of the corporation that have been issued, or all members holding more than ten percent of the voting power of the membership interests that have been issued, has been convicted of a crime that either related directly to the business for which the license is sought or involved fraud, misrepresentation, or misuse of funds; has suffered a judgment in a civil action involving fraud, misrepresentation, negligence, or breach of contract, or conversion within the ten years prior to the submission of the application; or has had any government license or permit suspended or revoked as a result of an action brought by a federal, state, or local governmental unit or agency in this or any other state;

~~(7)~~ the applicant's education and experience ~~as they relate to the requested type of license~~; and

(8) the applicant's and qualifying person's business history for the past five years and whether the applicant or qualifying person has ever filed for bankruptcy or protection from creditors or has any unsatisfied judgments against the applicant: or qualifying person; and

(9) whether the qualifying person is the qualifying person for more than one licensee.

For purposes of this subdivision, "applicant" includes employees who exercise management or policy control over the residential contracting and remodeling activities in the state of Minnesota, including affiliates, partners, directors, governors, officers, limited or general partners, managers, all shareholders holding more than ten percent of the shares that have been issued, a shareholder holding more than ten percent of the voting power of the shares that have been issued, or all members holding more than ten percent of the membership interests that have been issued or more than ten percent of the voting power of the membership interests that have been issued.

The commissioner may require further information as the commissioner deems appropriate to administer the provisions and further the purposes of this chapter.

Sec. 22. Minnesota Statutes 1992, section 326.89, subdivision 3, is amended to read:

Subd. 3. [EXAMINATION.] ~~All individual applicants~~ Each qualifying person must satisfactorily complete a written examination for the type of license requested. The commissioner may establish the examination qualifications, including related education experience and education, the examination procedure, and the examination for each licensing group. The examination must include at a minimum the following areas:

(1) appropriate knowledge of technical terms commonly used and the knowledge of reference materials and code books to be used for technical information; and

(2) understanding of the general principles of business management and other pertinent state laws.

Each examination must be designed for the specified type of license requested. The council shall advise the commissioner on the grading, monitoring, and updating of examinations.

Sec. 23. Minnesota Statutes 1992, section 326.89, is amended by adding a subdivision to read:

Subd. 3a. [ELIGIBILITY.] Any person may take the license examination. After satisfactorily completing the examination, an individual may be designated as the qualifying person for a licensee at any time, if the individual has also fulfilled the continuing education requirements set forth in section 326.87 in the manner required for the qualifying person of a licensee.

Sec. 24. Minnesota Statutes 1992, section 326.89, is amended by adding a subdivision to read:

Subd. 6. [ADDITIONAL LICENSING REQUIREMENTS.] As an alternative to denying an application for licensure pursuant to section 326.91, subdivision 1, the commissioner may, as a condition of licensure and based upon information received pursuant to section 326.89, subdivision 2, clauses (6), (7), and (8), or a finding pursuant to section 326.91, subdivision 1, clauses (1) to (9), impose additional insurance, bonding, reporting, record keeping, and other requirements on the applicant as are necessary to protect the public.

Sec. 25. Minnesota Statutes 1992, section 326.90, is amended to read:

326.90 [LOCAL LICENSE PROHIBITED.]

Except as provided in section 326.991, a political subdivision may not require a ~~residential building contractor, remodeler, or specialty contractor~~ person licensed under sections 326.83 to 326.991 to also be licensed under any ordinance, law, rule, or regulation of the political subdivision. This section does not prohibit charges for building permits or other charges not directly related to licensure.

Sec. 26. Minnesota Statutes 1992, section 326.91, subdivision 1, is amended to read:

Subdivision 1. [CAUSE.] The commissioner may by order deny, suspend, or revoke any license or may censure a licensee, and may impose a civil penalty as provided for in section 45.027, subdivision 6, if the commissioner finds that the order is in the public interest, and that the applicant ~~or licensee, or affiliate of an applicant or licensee, or other agent, owner, partner, director, governor, shareholder, member, officer, qualifying person, or managing employee of the applicant or licensee or any person occupying a similar status or performing similar functions:~~

(1) has filed an application for a license which is incomplete in any material respect or contains any statement which, in light of the circumstances under which it is made, is false or misleading with respect to any material fact;

(2) has engaged in a fraudulent, deceptive, or dishonest practice;

(3) is permanently or temporarily enjoined by any court of competent jurisdiction from engaging in or continuing any conduct or practice involving any aspect of the business;

(4) has failed to reasonably supervise employees, agents, subcontractors, or salespersons, or has performed negligently or in breach of contract, so as to cause injury or harm to the public;

(5) has violated or failed to comply with any provision of sections 326.83 to 326.98 or any rule or order under sections 326.83 to 326.98;

(6) has been shown to be incompetent, untrustworthy, or financially irresponsible;

(7) has been convicted of a violation of the state building code;

(8) has failed to use the proceeds of any payment made to the licensee for the construction of, or any improvement to, residential real estate, as defined in section 326.83, subdivision 9, for the payment of labor, skill, material, and machinery contributed to the construction or improvement, knowing that the cost of any labor performed, or skill, material, or machinery furnished for the improvement remains unpaid; ~~or~~

(9) has not furnished to the person making payment either a valid lien waiver as to any unpaid labor performed, or skill, material, or machinery furnished for an improvement, or a payment bond in the basic amount of the contract price for the improvement conditioned for the prompt payment to any person or persons entitled to payment; or

(10) has engaged in conduct which was the basis for a contractor's recovery fund payment pursuant to section 326.975, which payment has not been reimbursed.

Sec. 27. Minnesota Statutes 1992, section 326.91, subdivision 2, is amended to read:

Subd. 2. [ADMINISTRATIVE ACTION.] Section 45.027 applies to any action taken by the commissioner in connection with the administration of sections 326.83 to 326.98 326.991.

Nothing in this section prevents the commissioner from denying, suspending, revoking, or restricting a license, or from censuring a licensee based on acts or omissions not specifically enumerated in this subdivision.

Sec. 28. Minnesota Statutes 1992, section 326.92, subdivision 1, is amended to read:

Subdivision 1. [MISDEMEANOR.] A person required to be licensed under sections 326.83 to ~~326.98~~ 326.991 who performs unlicensed work ~~as a residential building contractor, remodeler, or specialty contractor~~ is guilty of a misdemeanor.

Sec. 29. Minnesota Statutes 1992, section 326.92, subdivision 3, is amended to read:

Subd. 3. [COMMISSIONER ACTION.] The commissioner may bring actions, including cease and desist actions, against ~~an unlicensed or licensed residential building contractor, remodeler, or specialty contractor~~ any person licensed or required to be licensed under sections 326.83 to 326.991 to protect the public health, safety, and welfare.

Sec. 30. Minnesota Statutes 1992, section 326.93, subdivision 1, is amended to read:

Subdivision 1. [LICENSE.] A nonresident of Minnesota may be licensed as a residential building contractor, ~~or residential remodeler, or specialty contractor~~ upon compliance with all the provisions of sections 326.83 to ~~326.98~~ 326.991.

Sec. 31. Minnesota Statutes 1992, section 326.94, subdivision 2, is amended to read:

Subd. 2. [INSURANCE.] ~~Residential building contractors, remodelers, and specialty contractors~~ Licensees must have public liability insurance with limits of at least \$100,000 per occurrence and, which must include at least \$10,000 property damage insurance coverage. The commissioner may increase the minimum amount of insurance required ~~based on the type of license and the annual gross receipts of the licensee for any licensee or class of licensees if the commissioner considers it to be in the public interest and necessary to protect the interests of Minnesota consumers.~~

Sec. 32. [326.951] [DISCLOSURES.]

If a licensee sells or offers to sell residential property, constructed by the licensee, which is or has been occupied by the licensee, the licensee must, prior to entering into a binding purchase agreement, provide to the buyer a written disclosure which states that any claims that arise as a result of the licensee's construction of the property: (1) will not be covered under the statutory warranty established by chapter 327A, and (2) if the licensee has occupied the residential property for one year or more, will not be eligible for reimbursement from the contractor's recovery fund.

Sec. 33. Minnesota Statutes 1992, section 326.97, subdivision 1, is amended to read:

Subdivision 1. [APPROVAL RENEWAL.] Licensees whose applications have been properly and timely filed and who have not received notice of denial of renewal are considered to have been approved for renewal and may continue to transact business whether or not the renewed license has been received. ~~Application for renewal of a license is required every two years after the initial issuance.~~ Applications are timely if received or postmarked by ~~December 15~~ March 1 of the year ~~prior to the renewal year.~~ Applications must be made on a form approved by the commissioner.

Sec. 34. Minnesota Statutes 1992, section 326.97, is amended by adding a subdivision to read:

Subd. 1a. [ANNUAL RENEWAL.] Any license issued or renewed after August 1, 1993, must be renewed annually.

Sec. 35. [326.975] [CONTRACTOR'S RECOVERY FUND.]

(a) In addition to any other fees, each applicant shall pay a fee to the contractor's recovery fund. The contractor's recovery fund is created in the state treasury and must be administered by the commissioner in the manner and subject to all the requirements and limitations provided by section 82.34 with the following exceptions:

(1) each licensee who renews a license shall pay in addition to the appropriate renewal fee an additional fee which shall be credited to the contractor's recovery fund. The amount of the fee shall be based on the licensee's gross annual receipts for the calendar or fiscal year immediately preceding the renewal, on the following scale:

<u>Fee</u>	<u>Gross Receipts</u>
<u>\$100</u>	<u>under \$1,000,000</u>
<u>\$150</u>	<u>\$1,000,000 to \$5,000,000</u>
<u>\$200</u>	<u>over \$5,000,000</u>

Any person who receives a new license shall pay a fee based on the same scale;

(2) the sole purpose of this fund is to compensate any aggrieved owner or lessee of residential property who obtains a final judgment in any court of competent jurisdiction against a licensee licensed under section 326.84, on

grounds of fraudulent, deceptive, or dishonest practices, conversion of funds, or failure of performance arising directly out of any transaction when the judgment debtor was licensed and performed any of the activities enumerated under section 326.83, subdivision 11, on the owner's residential property or on residential property rented by the lessee, or on new residential construction which was never occupied prior to purchase by the owner, or which was occupied by the licensee for less than one year prior to purchase by the owner, and which cause of action arose on or after March 31, 1994; and

(3) nothing may obligate the fund for more than \$50,000 per claimant, nor more than \$50,000 per licensee.

(b) Should the commissioner pay from the contractor's recovery fund any amount in settlement of a claim or toward satisfaction of a judgment against a licensee, the license shall be automatically suspended upon the effective date of an order by the court authorizing payment from the fund. No licensee shall be granted reinstatement until the licensee has repaid in full, plus interest at the rate of 12 percent a year, twice the amount paid from the fund on the licensee's account, and has obtained a surety bond issued by an insurer authorized to transact business in this state in the amount of at least \$40,000.

Sec. 36. Minnesota Statutes 1992, section 326.99, is amended to read:

326.99 [INITIAL TEMPORARY LICENSES.]

Residential building contractors and residential remodelers must obtain a temporary license, which is effective as of January 1, 1992. The commissioner may stagger the temporary licenses so that approximately one-half of the licenses will expire on March 31, 1993, and the other one-half on March 31, 1994. For residential building contractors and remodelers whose initial temporary license expires March 31, 1993, the commissioner upon receipt of a written request and upon payment of the appropriate license renewal fee by the licensee shall extend the examination deadline until March 31, 1994. In 1994, in addition to the established examination sites, and at no additional costs to the examination candidate, the examination must be made available at least once at five additional sites throughout the state. The additional examination sites must be located whenever possible at public schools or technical colleges.

Sec. 37. Minnesota Statutes 1992, section 326.991, is amended to read:

326.991 [EXEMPTION EXCEPTION.]

Subdivision 1. The license requirement under section 326.84 does not apply to a residential building contractor, residential remodeler, or specialty contractor licensed by the city of St. Paul or the city of Minneapolis and who is performing work within the legal boundaries of one of those municipalities. The two cities shall adopt and administer the tests for the residential building contractors and remodelers established in section 326.89 within six months of the effective date of the rules establishing the examinations.

This subdivision expires March 31, 2000.

Subd. 2. The commissioner may by rule establish a procedure for contract with the city of Minneapolis and the city of St. Paul to administer this licensing program on a contract basis.

Sec. 38. [MANUFACTURED HOME INSTALLERS.]

Manufactured home installers as defined in Minnesota Statutes, section 326.83, subdivision 4b, are not subject to Minnesota Statutes, section 326.975. Manufactured home installers as defined in Minnesota Statutes, section 326.83, subdivision 4b, are subject to Laws 1991, chapter 306, section 18, except that the bond requirement shall be \$2,500.

Sec. 39. [REPEALER.]

Minnesota Statutes 1992, sections 326.84, subdivision 2; and 326.94, subdivision 1, are repealed.

Sec. 40. [EFFECTIVE DATE.]

Section 15 is effective August 1, 1993, but the certificate of exemption requirement for those persons claiming an exemption pursuant to clause (5) of section 15 shall not be effective until March 31, 1994."

Amend the title as follows:

Page 1, line 18, after the semicolon insert "and"

Page 1, line 19, delete "; and 326.991, subdivision 1"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Economic Development, Infrastructure and Regulation Finance.

The report was adopted.

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

H. F. No. 1045, A bill for an act relating to natural resources; regulating timber sales; increasing the value of sales requiring executive council approval and maximum lot value on auction sales; permitting the modification of timber permits damaged by natural cause; amending Minnesota Statutes 1992, section 90.031, subdivision 4; 90.041, by adding a subdivision; 90.101, subdivision 1; 90.121; and 90.201, by adding subdivisions.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Environment and Natural Resources Finance.

The report was adopted.

Osthoff from the Committee on Transportation and Transit to which was referred:

H. F. No. 1052, A bill for an act relating to transportation; requiring a comprehensive second-phase study of high-speed rail; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 174.

Reported the same back with the following amendments:

Page 2, line 5, delete "\$500,000" and insert "\$....." and after "appropriated" insert "from the general fund"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Economic Development, Infrastructure and Regulation Finance.

The report was adopted.

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

H. F. No. 1152, 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 1992, 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, and by adding a subdivision; 88.18; 88.22; and 88.76; proposing coding for new law in Minnesota Statutes, chapter 88; repealing Minnesota Statutes 1992, sections 88.01, subdivision 23; 88.17, subdivision 2; and 88.19; and Laws 1992, chapter 556, sections 10 and 11; and Minnesota Rules, parts 7005.0705; 7005.0715; 7005.0725; 7005.0735; and 7005.0745.

Reported the same back with the following amendments:

Page 2, after line 16, insert:

"Sec. 5. Minnesota Statutes 1992, section 88.01, subdivision 23, is amended to read:

Subd. 23. [OPEN FIRE.] "Open fire" or "open burning" means a fire burning in matter, whether concentrated or dispersed, which is not contained within a fully enclosed firebox, structure or vehicle and from which the products of combustion are emitted directly to the open atmosphere without passing through a stack, duct or chimney."

Page 7, line 26, reinstate the stricken "township"

Page 8, delete lines 6 to 8

Page 15, line 14, reinstate the stricken language

Page 15, lines 17 and 18, after the stricken "as" insert "or" and reinstate the stricken "town fire warden,"

Page 15, line 26, before "conservation" insert "town fire warden,"

Page 20, lines 27 and 28, delete "88.01, subdivision 23,"

Page 20, line 31, delete "and" and before the comma insert "; 7005.0755; 7005.0765; 7005.0766; 7005.0767; 7005.0775; 7005.0785; 7005.0795; 7005.0796; 7005.0805; and 7005.0815"

ReNUMBER the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 6, after the comma insert "23,"

Page 1, line 13, delete "88.01, subdivision 23;"

Page 1, line 16, delete "and" and before the period insert "; 7005.0755; 7005.0765; 7005.0766; 7005.0767; 7005.0775; 7005.0785; 7005.0795; 7005.0796; 7005.0805; and 7005.0815"

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. 1164, A bill for an act relating to water law; making miscellaneous technical corrections to water law; amending Minnesota Statutes 1992, sections 103F.215, subdivision 1; 103F.221, subdivision 1; 103G.005, subdivisions 14, 15, and 18; 103G.105; 103G.111, subdivision 1; 103G.121, subdivision 1; 103G.135; 103G.261; 103G.271, subdivision 2; 103G.275, subdivision 1; 103G.295, subdivision 4; 103G.315, subdivisions 12 and 15; and 103G.611, subdivision 3.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 43, 113, 129, 477, 504, 506, 528, 622, 623, 648, 680, 704, 804, 1152 and 1164 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 98, 99, 234 and 282 were read for the second time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Greenfield moved that the rule therein be suspended and an urgency be declared so that S. F. No. 282 be given its third reading and be placed upon its final passage. The motion prevailed.

Greenfield moved that the Rules of the House be so far suspended that S. F. No. 282 be given its third reading and be placed upon its final passage. The motion prevailed.

S. F. No. 282, A bill for an act relating to medical assistance; modifying hospital reimbursement rates; amending Minnesota Statutes 1992, section 256.969, subdivisions 9, 20, and by adding subdivisions.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

SECOND READING OF SENATE BILLS, Continued

S. F. Nos. 313, 371 and 567 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Weaver, Seagren, Vellenga, Carlson and Bauerly introduced:

H. F. No. 1502, A bill for an act relating to education; permitting money in the alcohol-impaired driver education account to be used for education programs to prevent gambling; amending Minnesota Statutes 1992, section 171.29, subdivision 2.

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

Sparby; Johnson, R.; Munger; Brown, C., and Nelson introduced:

H. F. No. 1503, A bill for an act relating to health; water wells; requiring that well inspectors be qualified as licensed well contractors; amending Minnesota Statutes 1992, section 1031.101, subdivision 4.

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

Lourey, Koppendrayner, Lasley, Hugoson and Jennings introduced:

H. F. No. 1504, A bill for an act relating to the environment; appropriating money for grants to the east central solid waste commission for payments on bonds issued for a composting facility.

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

Jennings, Rukavina, Cooper and Brown, C., introduced:

H. F. No. 1505, A bill for an act relating to human services; requiring increases in rates for salaries of employees of intermediate care facilities for persons with mental retardation, home and community-based waiver services, developmental achievement centers, and semi-independent living services programs; amending Minnesota Statutes 1992, sections 245.465, subdivision 2; 252.24, by adding a subdivision; 252.275, by adding a subdivision; 252.28, by adding a subdivision; 256B.491, subdivision 3; and 268A.06, by adding a subdivision.

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

Brown, C.; Solberg; Bettermann; Limmer and Gröiling introduced:

H. F. No. 1506, A bill for an act relating to higher education; eliminating the higher education coordinating board; transferring functions; creating a higher education services office; modifying the higher education advisory council; appropriating money; amending Minnesota Statutes 1992, sections 15A.081, subdivision 7b; 125.185, subdivision 4a; 126.663, subdivision 3; 126A.02, subdivision 2; 135A.09; 135A.10, subdivision 1; 136A.01; 136A.03; 136A.08; 136A.101, subdivisions 1, 2, and 3; 136A.15, subdivisions 3 and 4; 136A.16, subdivision 1; 136A.233, subdivision 2; 136A.62, subdivision 2; 136C.042, subdivision 1; and 298.2214, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 135A; and 136A; repealing Minnesota Statutes 1992, sections 135A.05; 135A.052, subdivision 3; 135A.06, subdivisions 2, 3, 4, 5, and 6; 135A.061; 135A.08; 135A.12, subdivision 5; 136A.02; 136A.04; 136A.041; 136A.043; 136A.134; 136A.234; 136A.70; 136A.85; 136A.86; 136A.87; and 136A.88.

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

Lourey introduced:

H. F. No. 1507, A bill for an act relating to human services; adding an exception to group residential housing rate; amending Minnesota Statutes 1992, section 256I.03, subdivision 2.

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

Pugh and Reding introduced:

H. F. No. 1508, 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 1992, sections 15A.081, subdivision 1; 15A.083, subdivisions 6a, 7, and by adding a subdivision; and 43A.18, subdivision 4.

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

Brown, C., introduced:

H. F. No. 1509, A bill for an act relating to the legislature; providing for budget resolutions; proposing coding for new law in Minnesota Statutes, chapter 3.

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

Brown, C., introduced:

H. F. No. 1510, A bill for an act relating to public defense; extending the date of the law exempting counties from paying certain costs relating to public defense; amending Minnesota Statutes 1992, section 611.27, subdivision 4.

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

Greiling, Solberg, Vellenga, Limmer and Jefferson introduced:

H. F. No. 1511, A bill for an act relating to education; requiring school districts to adopt racial harassment and violence policies; amending Minnesota Statutes 1992, sections 127.455; and 127.46.

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

Wejcman and Clark introduced:

H. F. No. 1512, A bill for an act relating to human rights; requiring priority handling of certain employment discrimination cases; amending Minnesota Statutes 1992, section 363.06, subdivision 4.

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

Clark, Wejcman, Dawkins and Orfield introduced:

H. F. No. 1513, A bill for an act relating to minority data; establishing a minority data net demonstration project; appropriating money.

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

Pugh; Brown, C.; Bishop; Solberg and Frerichs introduced:

H. F. No. 1514, A bill for an act relating to civil actions; providing that the statute of limitations in section 541.051 governs materials incorporated into an improvement to real property; amending Minnesota Statutes 1992, section 336.2-725.

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

Jefferson introduced:

H. F. No. 1515, A bill for an act relating to economic development; creating the urban initiative board to encourage urban development; providing for a grant program; requiring the board to adopt rules; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116M.

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

Pelowski introduced:

H. F. No. 1516, A bill for an act relating to state buildings; approval of construction plans by the commissioner of administration; removing an exception for buildings and structures under control of the state university board; amending Minnesota Statutes 1992, section 16B.31, subdivision 1.

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

Hausman, Jacobs and Sarna introduced:

H. F. No. 1517, A bill for an act relating to energy; providing for energy audits of rental property; changing requirements for utility billing practices by manufactured home park owners; authorizing tenants in single-metered multiunit residential buildings to pay utility service and deduct the payments from rent due; providing remedies; requiring landlords to disclose certain energy information to prospective tenants; amending Minnesota Statutes 1992, sections 216C.31; 327C.04, subdivision 3; 504.185, subdivision 1, and by adding a subdivision; and 504.22, by adding a subdivision; repealing Minnesota Statutes 1992, section 327C.04, subdivision 4.

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

McCollum introduced:

H. F. No. 1518, A bill for an act relating to yard waste; allowing placement of household quantities of shrub and tree waste in certain mixed municipal solid waste; amending Minnesota Statutes 1992, section 115A.931.

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

Beard, Long, Munger and Wenzel introduced:

H. F. No. 1519, A resolution memorializing Congress to consider the impact of the North American Free Trade Agreement on state sovereignty, the need for full legislative deliberation, and the withdrawal of NAFTA from the current fast-track procedures.

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

Rice, Jaros, Clark, Dawkins and Jefferson introduced:

H. F. No. 1520, A bill for an act relating to taxation; income; providing an income tax credit for improvements made to certain residential property; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 290 and 462C.

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

Osthoff, Lieder and Mariani introduced:

H. F. No. 1521, A bill for an act relating to transportation; increasing payment to ethanol producers and repealing tax credit; changing wetland replacement requirement for highway projects; defining highway and highway purpose; allocating federal surface transportation program funds; expanding basis for municipal census determinations; changing requirements for oxygenated gasoline use and content; increasing motor fuel tax and indexing rate; imposing a transportation tax on motor vehicle sales and apportioning tax revenues; amending Minnesota Statutes 1992, sections 41A.09, subdivision 3; 103G.222; 160.02, subdivision 7, and by adding a subdivision; 161.085; 162.09, subdivision 4; 174.32, subdivisions 2 and 5; 239.791, subdivisions 1 and 2; 296.02, subdivision 1b, and by adding a subdivision; 297B.02, by adding a subdivision; 297B.09, subdivision 1; and 473.446, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 161; repealing Minnesota Statutes 1992, sections 161.086; and 296.02, subdivisions 7 and 8.

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

Clark and Simoneau introduced:

H. F. No. 1522, A bill for an act relating to insurance; accident and health; requiring coverage for blood lead tests; 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.

Reding, for the Committee on Financial Institutions and Insurance, introduced:

H. F. No. 1523, A bill for an act relating to insurance; establishing and regulating the life and health guaranty association; providing for its powers and duties; proposing coding for new law in Minnesota Statutes, chapter 61B; repealing Minnesota Statutes 1992, sections 61B.01; 61B.02; 61B.03; 61B.04; 61B.05; 61B.06; 61B.07; 61B.08; 61B.09; 61B.10; 61B.11; 61B.12; 61B.13; 61B.14; 61B.15; and 61B.16.

The bill was read for the first time and laid over one day.

Rest introduced:

H. F. No. 1524, A bill for an act relating to taxation; providing conditions and requirements for the issuance of public debt and for the financial obligations of authorities; exempting certain securities from registration requirements; amending certain property tax imposition disclosure provisions; providing an exemption from the mortgage registration tax; amending Minnesota Statutes 1992, sections 80A.15, subdivision 1; 275.065, subdivision 7; 275.60; 275.61; 287.04; 447.45, subdivision 2; and 501B.25.

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

Perlt, Pugh, Farrell, Bishop and Delmont introduced:

H. F. No. 1525, A bill for an act relating to occupations and professions; abstracters; providing for certain applicants to be exempt from the bond and liability insurance requirement; amending Minnesota Statutes 1992, section 386.66.

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

Dauner introduced:

H. F. No. 1526, A bill for an act relating to education; authorizing an operating debt levy; amending Minnesota Statutes 1992, section 124.914, by adding a subdivision.

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

Steensma, Winter and Vellenga introduced:

H. F. No. 1527, A bill for an act relating to education; providing for school district elections in independent school district Nos. 404, 408, and 583.

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

Lasley introduced:

H. F. No. 1528, A bill for an act relating to state lands; releasing certain reversionary interests of the state to independent school district No. 911, Cambridge; amending Laws 1963, chapter 350, section 3.

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

Hausman and Peterson introduced:

H. F. No. 1529, A bill for an act relating to state government; reorganizing, consolidating, and restructuring state agencies and departments; requiring establishment of worker participation committees before agency restructuring; creating the department of environmental protection and conservation, the board of environmental review, and the office of assistance and public advocacy; transferring all powers and duties of the pollution control agency, the department of natural resources, the environmental quality board, the board of water and soil resources, the office of waste management, the harmful substances compensation board, the petroleum tank release compensation board, and the agricultural chemical response compensation board; transferring certain powers and duties of the departments of agriculture, health, public safety, trade and economic development, and transportation; authorizing rulemaking; appropriating money; amending Minnesota Statutes 1992, sections 15A.081, subdivision 1; and 43A.045; proposing coding for new law as Minnesota Statutes, chapters 100A; and 100B.

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

Perlt introduced:

H. F. No. 1530, A bill for an act relating to elections; designating judicial seats by number or position, rather than by the name of the incumbent; amending Minnesota Statutes 1992, section 204B.36, subdivision 4.

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

Johnson, R.; Pelowski; Reding; Knickerbocker and Jefferson introduced:

H. F. No. 1531, A bill for an act relating to state government; creating a state board of pension investment; prescribing its powers and duties; transferring authority from the state board of investment; appropriating money; amending Minnesota Statutes 1992, sections 10A.01, subdivision 18; 11A.01; 11A.02, subdivisions 2 and 4; 11A.04; 11A.041; 11A.07, subdivision 5; 11A.08, subdivisions 1 and 2; 11A.09; 11A.13, subdivision 1; 11A.14, subdivision 3; 79.251, subdivision 7; 352.05; 353.05; 354.06, subdivision 1; 356.218, subdivision 1; 356A.01, subdivision 23; 356A.02, subdivision 1; 356A.11, subdivision 1; 422A.06, subdivision 8; and 490.123, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 11B; repealing Minnesota Statutes 1992, section 11A.14, subdivision 5.

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

Lynch, Hasskamp, Garcia, Bettermann and Ozment introduced:

H. F. No. 1532, A bill for an act relating to education; providing for skilled school interpreters; proposing coding for new law in Minnesota Statutes, chapter 125.

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

McCollum, Trimble, Rest, Blatz and Orfield introduced:

H. F. No. 1533, A bill for an act relating to taxation; providing that certain property is classified as a homestead while undergoing renovation; amending Minnesota Statutes 1992, section 273.124, by adding a subdivision.

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

Lynch, Workman, Hugoson, Girard and Limmer introduced:

H. F. No. 1534, 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.

Bergson, Carruthers, Luther, Orfield and Weaver introduced:

H. F. No. 1535, A bill for an act relating to highways; appropriating money to the commissioner of transportation for payment of a loan to the city of Brooklyn Park from the metropolitan council's right-of-way acquisition loan fund for costs related to proposed trunk highway No. 610.

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

Haukoos, Krueger, Knickerbocker, Kahn and Van Dellen introduced:

H. F. No. 1536, A bill for an act relating to state government; providing for the composition of the legislative advisory commission; providing for review of certain projects; amending Minnesota Statutes 1992, sections 3.30, subdivision 2; 7.09, subdivision 1; 298.2211, subdivision 3; 298.2213, subdivision 4; 298.223, subdivision 2; 298.28, subdivision 7; and 298.296, subdivision 1.

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

Dehler, Dempsey and Morrison introduced:

H. F. No. 1537, A bill for an act relating to cities; providing for petitions in support of certain public contracts; amending Minnesota Statutes 1992, section 412.221, subdivision 2.

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

Bergson, Bertram, Hasskamp, Gutknecht and Abrams introduced:

H. F. No. 1538, A bill for an act relating to taxation; providing that certain income earned for service in the armed forces is exempt from taxation; amending Minnesota Statutes 1992, section 290.01, subdivision 19b.

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

Murphy introduced:

H. F. No. 1539, A bill for an act relating to local government; providing for water service from the city of Duluth to the cities of Proctor and Hermantown and the town of Rice Lake; providing an appeal process; amending Laws 1981, chapter 354, section 4.

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

Ostrom, Dorn and Rodosovich introduced:

H. F. No. 1540, A bill for an act relating to human services; establishing a program at the St. Peter regional treatment center for persons committed as psychopathic personalities; authorizing capital spending; authorizing issuance of bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 253.

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

Winter and Steensma introduced:

H. F. No. 1541, A bill for an act relating to Nobles county; permitting the consolidation of the offices of auditor and treasurer.

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

Bertram, Kalis, Steensma and Nelson introduced:

H. F. No. 1542, A bill for an act relating to agriculture; making changes in the laws on pesticides and agricultural chemicals; amending Minnesota Statutes 1992, sections 18B.01, by adding subdivisions; 18B.14, subdivision 2; 18B.31, subdivision 1; 18B.36, subdivision 2; 18B.37, subdivision 2; 18C.005, subdivisions 13 and 35; 18C.115, subdivision 2; 18C.211, subdivision 1; 18C.215, subdivision 2; and 18C.305, subdivision 2; repealing Minnesota Statutes 1992, sections 18B.07, subdivision 3; 18C.211, subdivision 3; and 18C.215, subdivision 3.

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

Greiling, Hausman and McGuire introduced:

H. F. No. 1543, A bill for an act relating to environmental education; appropriating money.

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

Winter and Steensma introduced:

H. F. No. 1544, A bill for an act relating to taxation; property; deferring certain value on homesteads damaged by a disaster; amending Minnesota Statutes 1992, sections 273.11, subdivision 1, and by adding a subdivision.

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

Sviggum introduced:

H. F. No. 1545, A bill for an act relating to state government; restructuring the executive branch to improve efficiency; providing for the grouping of related functions under secretaries; authorizing the consolidation of functions; providing for the termination of advisory councils, task forces, and boards; consolidating the administrative functions related to certain boards; transferring certain powers and duties; abolishing certain departments and agencies; appropriating money; amending Minnesota Statutes 1992, sections 8.06; 15.01; 15.059, subdivision 5; 15.06, subdivisions 1 and 8; 15A.081, subdivision 1; 16B.37, subdivision 2; 84.01, subdivisions 1 and 3; 84.027, by adding a subdivision; 116.01; 116.02, subdivision 5; 116.03, subdivisions 1 and 2; 214.001, subdivision 1; 214.04, subdivision 1,

and by adding subdivisions; 216A.01; 216A.03, subdivision 1, and by adding a subdivision; 349.12, subdivision 6; and 349.151, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 4; and 15; repealing Minnesota Statutes 1992, sections 103B.101, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 10, and 11; 116.02, subdivisions 1, 2, 3, and 4; 116.03, subdivision 6; 116.04; 214.04, subdivision 3; 216A.06; and 240.02.

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

Lourey introduced:

H. F. No. 1546, A bill for an act relating to human services; establishing an information center for traumatic injury; requiring a study of medical education and continuing medical education requirements related to treatment of persons with traumatic brain injury and traumatic spinal cord injury; appropriating money; amending Minnesota Statutes 1992, section 171.29, subdivision 2; 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.

McGuire introduced:

H. F. No. 1547, A bill for an act relating to Ramsey county; providing for functional consolidation of streets, highways, and roads in Ramsey county; providing for state-aid funding; amending Minnesota Statutes 1992, sections 162.09, by adding a subdivision; and 383A.16, subdivision 2, and by adding subdivisions; repealing Minnesota Statutes 1992, section 383A.16, subdivision 1.

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

Dawkins and Orenstein introduced:

H. F. No. 1548, A bill for an act relating to crime reduction; service learning and work-based learning; promoting youth service; developing youth community service and work-based learning programs; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Wagenius introduced:

H. F. No. 1549, A bill for an act relating to the environment; providing protection from liability for releases of hazardous substances to lenders and owners for redevelopment of property under an approved cleanup plan; providing authority to issue "no-association determinations"; creating a pollution abatement loan and grant program in the department of trade and economic development; providing for loan repayment by municipalities; authorizing the issuance of bonds and the making of loans and grants; authorizing the establishment of pollution tax increment districts; exempting certain pollution districts from certain reductions in aid; changing procedures for determination of tax capacity; providing an option for receiving increment; allowing an authority to establish a guaranty or indemnification fund; appropriating money; amending Minnesota Statutes 1992, sections 115B.175, subdivision 6, and by adding a subdivision; 273.1399, subdivision 1; 469.174, subdivisions 4, 9, and by adding subdivisions; 469.175, subdivision 1, and by adding a subdivision; 469.176, subdivisions 1, 4, and by adding a subdivision; 469.1763, by adding a subdivision; and 469.177, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 115B; 116J; and 469.

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

Hausman introduced:

H. F. No. 1550, A bill for an act relating to energy; providing for renewable energy production incentives; providing for low-income consideration in setting certain utility rates; authorizing rulemaking; appropriating money; amending Minnesota Statutes 1992, section 216B.16, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 216C.

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

Skoglund and Bishop introduced:

H. F. No. 1551, A bill for an act relating to courts; authorizing the commissioner of revenue to disclose certain tax information to the court for purposes of determining public defender eligibility; providing for funding of a screener-collector position in the eighth judicial district; authorizing payment of fines and other financial obligations of criminal defendants by credit card; appropriating money; amending Minnesota Statutes 1992, sections 270B.14, by adding a subdivision; 357.021, subdivision 1a; and 609.101, subdivision 4; 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.

Hasskamp, Rice, Lourey and Bergson introduced:

H. F. No. 1552, A bill for an act relating to veterans; appropriating money for the nurse statue.

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

Kahn and Brown, C., introduced:

H. F. No. 1553, A bill for an act relating to pollution control; eliminating the pollution control agency board; creating the technical advisory council; expanding the duties of the commissioner; amending Minnesota Statutes 1992, sections 116.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 116; repealing Minnesota Statutes 1992, sections 116.02, subdivisions 2, 3, and 4.

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

Bettermann, Limmer, Carlson, Dorn and Trimble introduced:

H. F. No. 1554, A bill for an act relating to education; abolishing the higher education board; amending Minnesota Statutes 1992, sections 15A.081, subdivision 7b; and 179A.10, subdivision 2; repealing Minnesota Statutes 1992, 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.

Hausman and Weaver introduced:

H. F. No. 1555, A bill for an act relating to state government; consolidating and coordinating state environmental and natural resource programs; reorganizing and restructuring state agencies and departments; creating the sustainable environmental policy board; creating the department of environmental protection; adding powers and duties to the department of natural resources; transferring all the powers and duties of the environmental quality board, the pollution control agency, the board of water and soil resources, the office of waste management, the harmful substances compensation board, the petroleum tank release compensation board, and the Minnesota public facilities authority, and abolishing these agencies; transferring certain powers and duties of the departments of administration, commerce, trade and economic development, and the metropolitan council; requiring further studies and reports; amending Minnesota Statutes 1992, sections 15.01; 15A.081, subdivision 1; 84.01, subdivisions 1 and 3; 84.027, by adding a subdivision; 103B.3355; 103D.101, subdivision 2; 115B.25, subdivision 2; 115B.28, subdivisions 1 and 4; 115B.35, subdivisions 1, 4, 5, and 6; 115C.07, subdivision 3; 115C.10, subdivision 1; 116.01; 116.02, subdivision 5; 116.03, subdivisions 1 and 2; 116C.01; 116C.02; 116C.03, subdivisions 1, 2, and 3a; 116C.04, subdivision 2; 116C.24, subdivisions 2, 2a, and 3; 116C.25; 116C.34; 144.871, subdivision 5; 326.71, subdivision 5; 446A.02, subdivision 3; 446A.04, subdivisions 1 and 5; 446A.07, subdivisions 4, 5, and 6; 446A.071, subdivisions 3, 4, and 5; 446A.10, by adding a subdivision; 473.811, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 116C; repealing Minnesota Statutes 1992, sections 103B.101, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, and 10; 103B.205, subdivision 2; 103B.305, subdivision 2; 103B.3363, subdivision 2; 103C.101, subdivision 12; 103D.011, subdivision 5; 115A.03, subdivisions 8a and 22a; 115A.055; 115B.27; 115C.07, subdivisions 1 and 2; 115D.03, subdivision 4; 116.02, subdivisions 1, 2, 3, and 4; 116.03, subdivision 6; 116.04; 446A.02, subdivision 2; and 446A.03.

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

Luther, Simoneau, Ozment and Weaver introduced:

H. F. No. 1556, A bill for an act relating to health; consolidating and modifying enforcement remedies; providing penalties; amending Minnesota Statutes 1992, sections 103I.345, subdivision 1; 116.75; 116.76, subdivision 1; 116.77; 116.82, subdivision 3; 144.71, subdivision 1; 145A.07, subdivision 1; 326.37, subdivision 1; 327.16, subdivision 6; 327.20, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1992, sections 103I.701; 103I.705; 116.83; 144.1211; 144.386, subdivision 4; 144.73, subdivisions 2, 3, and 4; 144.76; 157.081; 326.43; 326.53, subdivision 2; 326.63; 326.78, subdivisions 4, 6, 7, and 8; 326.79; 326.80; 327.18; and 327.24, subdivisions 1 and 2.

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

Bauerly, Bertram, Koppendrayner, Nelson and Wenzel introduced:

H. F. No. 1557, A bill for an act relating to agriculture; modifying the over-order premium milk price; amending Minnesota Statutes 1992, section 32A.071, subdivisions 2, 4, and by adding a subdivision.

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

Erhardt, Goodno, Sarna, Morrison and Pauly introduced:

H. F. No. 1558, A bill for an act relating to utilities; expanding duties of chair of public utilities commission; amending Minnesota Statutes 1992, section 216A.03, subdivision 3a.

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

Neary, Osthoff, Frerichs and Johnson, A., introduced:

H. F. No. 1559, A bill for an act relating to transportation; establishing a county state-aid highway dispute resolution board; changing the county state-aid fund apportionment formula and the composition of the screening board; amending Minnesota Statutes 1992, sections 162.02, subdivisions 3a, 7, 8, and by adding a subdivision; 162.06, subdivision 4; 162.08, subdivision 9; and 162.155; proposing coding for new law in Minnesota Statutes, chapter 162; repealing Minnesota Statutes 1992, section 162.07.

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

Vellenga, Rest, Leppik, Long and Anderson, I., introduced:

H. F. No. 1560, A bill for an act relating to education; restructuring educational finance; appropriating money; amending Minnesota Statutes 1992, sections 124A.70; and 124A.72; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1992, sections 124A.70, subdivisions 3 and 4; 124A.71; and chapters 124; 124A; 124B; 124C; and 124D.

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

Krueger introduced:

H. F. No. 1561, A bill for an act relating to state government; providing for review of agency strategic plans, outcome measures, and data collection efforts; providing for the establishment of goals, outcome measures, and incentive systems for state programs; providing for worker participation committees; providing options for employees following restructuring; amending Minnesota Statutes 1992, sections 3.971, by adding a subdivision; and 43A.045; proposing coding for new law in Minnesota Statutes, chapter 15.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

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

H. F. No. 298, A bill for an act relating to local government; creating the office of Anoka county coroner; appointing a physician as county coroner; appointing assistant coroners; designating deputy coroners; establishing the duties of the coroner.

H. F. No. 341, A bill for an act relating to business corporations; making various technical changes; amending Minnesota Statutes 1992, sections 302A.011, subdivisions 26, 38, 53, and by adding a subdivision; 302A.105; 302A.111, subdivisions 3 and 4; 302A.115, subdivision 1; 302A.117, subdivision 1; 302A.123, subdivision 3; 302A.133; 302A.135, subdivisions 1 and 3; 302A.137; 302A.153; 302A.171, subdivision 2; 302A.231, subdivision 3; 302A.233; 302A.237; 302A.241, subdivision 1; 302A.255, subdivision 2; 302A.401, subdivisions 1 and 3; 302A.402, subdivisions 1, 2, and by adding a subdivision; 302A.403, subdivisions 2 and 4; 302A.413, subdivisions 4 and 9; 302A.423, subdivision 2; 302A.435, subdivisions 1 and 3; 302A.437, subdivision 2; 302A.447, subdivisions 2 and 3; 302A.449, subdivision 1; 302A.461, subdivision 4; 302A.463; 302A.471, subdivision 3; 302A.473, subdivisions 4 and 7; 302A.501, subdivision 1; 302A.521, subdivision 6; 302A.551, subdivision 1; 302A.553, subdivision 1; 302A.559, subdivision 1; 302A.613, subdivisions 2 and 3; 302A.621, subdivision 6; 302A.641, subdivision 1; 302A.671, subdivision 3; 302A.673, subdivisions 1 and 3; 302A.711, subdivisions 1 and 2; and 302A.901, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

H. F. No. 585, A bill for an act relating to human rights; prohibiting unfair discriminatory practices on the basis of sexual or affectional orientation; amending Minnesota Statutes 1992, sections 363.01, subdivision 23, and by adding a subdivision; 363.02, subdivisions 1, 2, 4, and by adding a subdivision; 363.03, subdivisions 1, 2, 3, 4, 5, 7, 8, and 8a; 363.05, subdivision 1; 363.11; 363.115; and 363.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 363.

The Senate has appointed as such committee:

Mr. Spear; Ms. Reichgott and Mr. Belanger.

Said House File is herewith returned to the House.

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. 159, A bill for an act relating to education; extending the time for school districts that have received capital loans to enter into construction contracts; amending Minnesota Statutes 1992, section 124.431, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Tunheim moved that the House concur in the Senate amendments to H. F. No. 159 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 159, A bill for an act relating to education; extending the time for school districts receiving capital loans prior to April 1, 1993, to enter into construction contracts.

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

The question was taken on the repassage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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. 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, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Steensma moved that the House concur in the Senate amendments to H. F. No. 145 and that the bill be repassed as amended by the Senate. The motion prevailed.

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 third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauner	Haukoos	Koppendrayer	Mosel	Peterson	Tomassoni
Anderson, I.	Davids	Hausman	Krinkie	Munger	Pugh	Tompkins
Anderson, R.	Dawkins	Holsten	Krueger	Murphy	Reding	Trimble
Asch	Dehler	Hugoson	Lasley	Neary	Rest	Tunheim
Battaglia	Delmont	Huntley	Leppik	Nelson	Rhodes	Van Dellen
Bauerly	Dempsey	Jacobs	Lieder	Ness	Rice	Vellenga
Beard	Dorn	Jaros	Limmer	Olson, E.	Rodosovich	Vickerman
Bergson	Erhardt	Jefferson	Lindner	Olson, K.	Rukavina	Wagenius
Bertram	Evans	Jennings	Lourey	Olson, M.	Sarna	Waltman
Bettermann	Farrell	Johnson, A.	Luther	Onnen	Seagren	Weaver
Bishop	Frerichs	Johnson, R.	Lynch	Opatz	Sekhon	Wejcman
Blatz	Garcia	Johnson, V.	Macklin	Orenstein	Simoneau	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	Pauly	Stanis	Workman
Clark	Gruenes	Kinkel	Milbert	Pawlenty	Steensma	Spk. Long
Commers	Gutknecht	Klinzing	Molnau	Pelowski	Sviggum	
Cooper	Hasskamp	Knickerbocker	Morrison	Perlt	Swenson	

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

Madam Speaker:

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

S. F. Nos. 50, 262, 306 and 903.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 50, A bill for an act relating to traffic regulations; authorizing operation of recreational vehicle combinations with certain restrictions; amending Minnesota Statutes 1992, sections 169.01, by adding a subdivision; and 169.81, by adding a subdivision.

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

S. F. No. 262, A bill for an act relating to the city of Saint Paul; authorizing the city by ordinance to prepare, adopt, and amend design districts and design framework, to establish a design advisory committee, and to establish design review procedures to preserve and enhance the city's appearance and environmental quality.

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

S. F. No. 306, A bill for an act relating to state government; appointments of department heads and members of administrative boards and agencies; clarifying procedures and requirements; amending Minnesota Statutes 1992, sections 15.0575, subdivision 4; 15.06, subdivision 5; and 15.066, subdivision 2.

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

S. F. No. 903, A bill for an act relating to public employees; authorizing a local police civil service commission to adopt rules allowing the striking of a name on the civil service eligible register after a one-year period; amending Minnesota Statutes 1992, section 419.06.

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

CONSENT CALENDAR

H. F. No. 836, A bill for an act relating to game and fish; sale of licenses through subagents; amending Minnesota Statutes 1992, section 97A.485, subdivision 4.

The bill was read for the third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1100, A bill for an act relating to insurance; regulating the health coverage reinsurance association; amending Minnesota Statutes 1992, sections 62L.02, by adding a subdivision; 62L.13, subdivisions 1, 3, and 4; 62L.14, subdivisions 2, 4, 6, and 7; 62L.15, subdivision 2; 62L.16, subdivision 5, and by adding a subdivision; 62L.19; and 62L.20, subdivision 1.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Battaglia	Bertram	Brown, C.	Clark	Davids	Dempsey
Anderson, I.	Bauerly	Bettermann	Brown, K.	Commers	Dawkins	Dorn
Anderson, R.	Beard	Bishop	Carlson	Cooper	Dehler	Erhardt
Asch	Bergson	Blatz	Carruthers	Dauner	Delmont	Evans

Farrell	Jacobs	Krinkie	Molnau	Osthoff	Sarna	Van Dellen
Frerichs	Jaros	Krueger	Morrison	Ostrom	Seagren	Vellenga
Garcia	Jefferson	Lasley	Mosel	Ozment	Sekhon	Vickerman
Girard	Jennings	Leppik	Munger	Pauly	Simoneau	Wagenius
Goodno	Johnson, A.	Lieder	Murphy	Pawlenty	Skoglund	Waltman
Greenfield	Johnson, R.	Limmer	Neary	Pelowski	Smith	Weaver
Greiling	Johnson, V.	Lindner	Nelson	Perlt	Solberg	Wejcman
Gruenes	Kahn	Lourey	Ness	Peterson	Stanis	Welle
Gutknecht	Kalis	Luther	Olson, E.	Pugh	Steensma	Wenzel
Hasskamp	Kelley	Lynch	Olson, K.	Reding	Sviggum	Winter
Haukoos	Kelso	Macklin	Olson, M.	Rest	Swenson	Wolf
Hausman	Kinkel	Mahon	Onnen	Rhodes	Tomassoni	Worke
Holsten	Klinzing	McCollum	Opatz	Rice	Tompkins	Workman
Hugoson	Knickerbocker	McGuire	Orenstein	Rodosovich	Trimble	Spk. Long
Huntley	Koppendraye	Milbert	Orfield	Rukavina	Tunheim	

The bill was passed and its title agreed to.

H. F. No. 1325; A bill for an act relating to housing; modifying the definition of dwelling for smoke detection devices; amending Minnesota Statutes 1992, section 299F.362, subdivision 1.

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 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauner	Haukoos	Koppendraye	Mosel	Perlt	Swenson
Anderson, I.	Davids	Hausman	Krinkie	Munger	Peterson	Tomassoni
Anderson, R.	Dawkins	Holsten	Krueger	Murphy	Pugh	Tompkins
Asch	Dehler	Hugoson	Lasley	Neary	Reding	Trimble
Battaglia	Delmont	Huntley	Leppik	Nelson	Rest	Tunheim
Bauerly	Dempsey	Jacobs	Lieder	Ness	Rhodes	Van Dellen
Beard	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	Weaver
Blatz	Garcia	Johnson, V.	Macklin	Orenstein	Sekhon	Wejcman
Brown, C.	Girard	Kahn	Mahon	Orfield	Simoneau	Welle
Brown, K.	Goodno	Kalis	Mariani	Osthoff	Skoglund	Wenzel
Carlson	Greenfield	Kelley	McCollum	Ostrom	Smith	Winter
Carruthers	Greiling	Kelso	McGuire	Ozment	Solberg	Wolf
Clark	Gruenes	Kinkel	Milbert	Pauly	Stanis	Worke
Commers	Gutknecht	Klinzing	Molnau	Pawlenty	Steensma	Workman
Cooper	Hasskamp	Knickerbocker	Morrison	Pelowski	Sviggum	Spk. Long

The bill was passed and its title agreed to.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Greenfield, 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 29, 1993:

H. F. Nos. 134, 264 and 882.

SPECIAL ORDERS

H. F. No. 134 was reported to the House.

Greenfield, Cooper, Stanius and Gruenes offered an amendment to H. F. No. 134.

Vellenga requested a division of the Greenfield et al amendment to H. F. No. 134.

The first portion of the Greenfield et al amendment to H. F. No. 134, reads as follows:

Page 1, after line 11, insert:

"Section 1. Minnesota Statutes 1992, section 147.081, subdivision 3, is amended to read:

Subd. 3. [PRACTICE OF MEDICINE DEFINED.] For purposes of this chapter, a person not exempted under section 147.09 is "practicing medicine" or engaged in the "practice of medicine" if the person does any of the following:

(1) advertises, holds out to the public, or represents in any manner that the person is authorized to practice medicine in this state;

(2) offers or undertakes to prescribe, give, or administer any drug or medicine for the use of another;

(3) offers or undertakes to prevent or to diagnose, correct, or treat in any manner or by any means, methods, devices, or instrumentalities, any disease, illness, pain, wound, fracture, infirmity, deformity or defect of any person;

(4) offers or undertakes to perform any surgical operation including any invasive or noninvasive procedures involving the use of a laser or laser assisted device, upon any person;

(5) offers to undertake to use hypnosis for the treatment or relief of any wound, fracture, or bodily injury, infirmity, or disease; or

(6) uses in the conduct of any occupation or profession pertaining to the diagnosis of human disease or conditions, the designation "doctor of medicine," "medical doctor," "doctor of osteopathy," "osteopath," "osteopathic physician," "physician," "surgeon," "M.D.," "D.O.," or any combination of these designations."

Renumber the sections accordingly

Amend the title as follows:

Page 1, line 7, after the semicolon, insert "modifying the definition of practice of medicine;"

Page 1, line 8, after "sections" insert "147.081, subdivision 3,"

The motion prevailed and the first portion of the Greenfield et al amendment was adopted.

The second portion of the Greenfield et al amendment to H. F. No. 134, as amended, reads as follows:

Page 4, after line 2, insert:

"Subd. 2. [EXCEPTION TO AUTHORITY.] Notwithstanding subdivision 1 of this section, a licensed optometrist may not prescribe or administer

(1) any topical legend drugs to treat or manage glaucoma; or

(2) topical steroids or steroidal combinations to treat post-operative cataracts or other post-operative eye conditions."

Page 4, line 3, delete "2" and insert "3"

Renumber the sections accordingly

A roll call was requested and properly seconded.

The Speaker called Bauerly to the Chair.

The question was taken on the second portion of the Greenfield et al amendment and the roll was called. There were 51 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauids	Gruenes	Leppik	Olson, M.	Sarna	Winter
Asch	Delmont	Gutknecht	Limmer	Orenstein	Stanisus	Wolf
Battaglia	Dorn	Holsten	Luther	Orfield	Tompkins	Workman
Bishop	Erhardt	Jennings	Lynch	Osthoff	Trimble	
Brown, C.	Evans	Kahn	Mariani	Pawlenty	Van Dellen	
Carruthers	Farrell	Kalis	McCollum	Rhodes	Vickerman	
Commers	Girard	Kelley	McGuire	Rice	Wagenius	
Cooper	Greenfield	Krinkie	Murphy	Rodosovich	Weaver	

Those who voted in the negative were:

Anderson, I.	Dawkins	Jacobs	Lieder	Olson, E.	Rest	Tomassoni
Anderson, R.	Dehler	Jaros	Lindner	Olson, K.	Rukavina	Tunheim
Bauerly	Dempsey	Jefferson	Lourey	Onnen	Seagren	Vellenga
Beard	Frerichs	Johnson, A.	Macklin	Opatz	Sekhon	Waltman
Bergson	Garcia	Johnson, R.	Mahon	Ostrom	Simoneau	Wejcman
Bertram	Goodno	Johnson, V.	Milbert	Ozment	Skoglund	Welle
Bettermann	Greiling	Kelso	Molnau	Pauly	Smith	Wenzel
Blatz	Hasskamp	Kinkel	Morrison	Pelowski	Solberg	Worke
Brown, K.	Haukoos	Klinzing	Mosel	Perlt	Sparby	
Carlson	Hausman	Koppenderayer	Neary	Peterson	Steensma	
Clark	Hugoson	Krueger	Nelson	Pugh	Sviggum	
Dauner	Huntley	Lasley	Ness	Reding	Swenson	

The motion did not prevail and the second portion of the Greenfield et al amendment was not adopted.

Hasskamp moved to amend H. F. No. 134, as amended, as follows:

Page 2, line 34, delete "and"

Page 2, after line 34, insert:

"(4) successful completion of one year of clinical experience supervised by a licensed ophthalmologist in the examination, diagnosis and treatment of glaucoma with topical legend drugs; and"

Page 2, line 35, delete "(4)" and insert "(5)"

The motion did not prevail and the amendment was not adopted.

H. F. No. 134, A bill for an act relating to occupations and professions; requiring licensed optometrists to be certified by the board of optometry to prescribe topical legend drugs; authorizing the prescription of topical legend drugs by licensed optometrists who are board certified; requiring reports; modifying the definition of practice of medicine; amending Minnesota Statutes 1992, sections 147.081, subdivision 3; 148.572; 148.574; 151.01, subdivision 23; and 151.37, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 148.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 102 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Dehler	Jefferson	Limmer	Nelson	Pugh	Tunheim
Anderson, R.	Dempsey	Jennings	Lindner	Ness	Reding	Vellenga
Bauerly	Evans	Johnson, A.	Lourey	Olson, E.	Rest	Vickerman
Beard	Frerichs	Johnson, R.	Luther	Olson, K.	Rodosovich	Waltman
Bergson	Garcia	Johnson, V.	Lynch	Onnen	Rukavina	Weaver
Bertram	Goodno	Kalis	Macklin	Opatz	Sekhon	Wejcman
Bettermann	Greiling	Kelley	Mahon	Orenstein	Simoneau	Welle
Blatz	Hasskamp	Kelso	Mariani	Orfield	Skoglund	Wenzel
Brown, K.	Haukoos	Kinkel	Milbert	Ostrom	Smith	Winter
Carlson	Hausman	Klinzing	Molnau	Ozment	Solberg	Wolf
Clark	Holsten	Knickerbocker	Morrison	Pauly	Sparby	Worke
Commers	Hugoson	Koppendraye	Mosel	Pawlenty	Steensma	Workman
Dauner	Huntley	Krueger	Munger	Pelowski	Sviggum	
Davids	Jacobs	Lasley	Murphy	Perlt	Swenson	
Dawkins	Jaros	Lieder	Neary	Peterson	Tomassoni	

Those who voted in the negative were:

Abrams	Carruthers	Farrell	Krinkie	Osthoff	Stanis
Asch	Cooper	Girard	Leppik	Rhodes	Tompkins
Battaglia	Delmont	Greenfield	McCollum	Rice	Trimble
Bishop	Dorn	Gruenes	McGuire	Sarna	Van Dellen
Brown, C.	Erhardt	Gutknecht	Olson, M.	Seagren	Wagenius

The bill was passed, as amended, and its title agreed to.

H. F. No. 882, A bill for an act relating to outdoor recreation; creating the Lake Superior water trail; proposing coding for new law in Minnesota Statutes, chapter 85.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

The Speaker resumed the Chair.

There being no objection, the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Skoglund from the Committee on Judiciary to which was referred:

H. F. No. 18, A bill for an act relating to government data practices; providing that criminal history data is public; providing that a record of conviction of certain crimes prevents an individual from obtaining a foster care license; amending Minnesota Statutes 1992, sections 13.87, subdivision 2; and 245A.04, subdivision 3.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 245A.04, subdivision 3b, is amended to read:

Subd. 3b. [RECONSIDERATION OF DISQUALIFICATION.] (a) Within 30 days after receiving notice of disqualification under subdivision 3a, the individual who is the subject of the study may request reconsideration of the notice of disqualification. The individual must submit the request for reconsideration to the commissioner in writing. The individual must present information to show that:

- (1) the information the commissioner relied upon is incorrect; or
- (2) the subject of the study does not pose a risk of harm to any person served by the applicant or license holder.

(b) The commissioner may set aside the disqualification if the commissioner finds that the information the commissioner relied upon is incorrect or the individual does not pose a risk of harm to any person served by the applicant or license holder. The commissioner shall review the consequences of the event or events that could lead to disqualification, whether there is more than one disqualifying event, the vulnerability of the victim at the time of the event, the time elapsed without a repeat of the same or similar event, and documentation of successful completion by the individual studied of training or rehabilitation pertinent to the event. In reviewing a disqualification, the commissioner must give preeminent weight to the safety of each person to be served by the license holder or applicant over the interests of the license holder or applicant.

(c) Unless the information the commissioner relied on in disqualifying an individual is incorrect, the commissioner may not set aside the disqualification of an individual who seeks a license under Minnesota Rules, parts 9502.0300 to 9502.0445 to provide family day care for children, 9545.0010 to 9545.0260 to provide foster care for children in the provider's own home, or 9555.5050 to 9555.6265 to provide foster care or day care services for adults in the provider's own home if:

(1) less than ten years have passed since the discharge of the sentence imposed for the offense; and the individual has been convicted of manslaughter in the first or second degrees, criminal vehicular homicide, aiding suicide, aiding attempted suicide, felony violations of assault in the first, second, third, or fourth degrees, terroristic threats, use of drugs to injure or to facilitate crime, simple robbery, aggravated robbery, kidnapping, false imprisonment, arson in the first or second degrees, riot, burglary in the first or second degrees, reckless use of a gun or dangerous weapon, intentionally pointing a gun at or towards a human being, setting a spring gun, unlawfully owning, possessing, or operating a machine gun, controlled substance crime in the first or second degree, controlled substance crime in the third degree as described in section 152.023, subdivision 1, clause (3) or (4), or subdivision 2, clause (4), controlled substance crime in the fourth degree as described in section 152.024, subdivision 1, clause (2), (3), or (4), great bodily harm caused by distribution of drugs, mistreatment of persons confined, mistreatment of residents or patients, abduction, manslaughter of an unborn child in the first or second degree, assault of an unborn child in the first, second, or third degree, injury or death of an unborn child in the commission of a crime, possession of pictorial representations of a minor, disseminating or displaying harmful material to minors, malicious punishment of a child, or neglect or endangerment of a child; or an attempt or conspiracy to commit any of these offenses, as each of these offenses is defined in Minnesota Statutes; or of an offense in any other state, the elements of which are reasonably similar to the elements of any of the foregoing offenses;

(2) regardless of how much time has passed since the discharge of the sentence imposed for the offense, the individual was convicted of murder in the first, second, or third degrees, murder of an unborn child in the first, second, or third degrees, soliciting, inducement, or promotion of prostitution while acting as other than a prostitute or patron, receiving profit derived from prostitution while acting as other than a prostitute or patron, criminal sexual conduct in the first, second, third, or fourth degree, solicitation of children to engage in sexual conduct, use of minors in a sexual performance, or incest, or of an offense in any other state, the elements of which are substantially similar to any of the foregoing offenses;

(3) within the seven years preceding the study, the individual committed an act that constitutes maltreatment of a child under section 626.556, subdivision 10e, and that resulted in substantial bodily harm as defined in section 609.02, subdivision 7a, or substantial mental or emotional harm as supported by competent psychological or psychiatric evidence; or

(4) within the seven years preceding the study, the individual was determined under section 626.557 to be the perpetrator of a substantiated incident of abuse of a vulnerable adult that resulted in substantial bodily harm as defined in section 609.02, subdivision 7a, or substantial mental or emotional harm as supported by competent psychological or psychiatric evidence.

In the case of any ground for disqualification under paragraph (b), clauses (1) to (4), if the act was committed by an individual other than the applicant or license holder residing in the applicant's or license holder's home, the applicant or license holder may seek reconsideration when the individual who committed the act no longer resides in the home.

The disqualification periods provided under paragraph (c), clauses (1), (3), and (4) are the minimum applicable disqualification periods. The commissioner may determine that an individual should continue to be disqualified from licensure because the license holder or applicant poses a risk of harm to a person served by that individual after the minimum disqualification period has passed.

(e) (d) The commissioner shall respond in writing to all reconsideration requests within 15 working days after receiving the request for reconsideration. If the disqualification is set aside, the commissioner shall notify the applicant or license holder in writing of the decision.

(e) (e) Except as provided in subdivision 3c, the commissioner's decision to grant or deny a reconsideration of disqualification under this subdivision, or to set aside or uphold the results of the study under subdivision 3, is the final administrative agency action.

Sec. 2. [EFFECTIVE DATE; APPLICATION.]

Section 1, paragraph (b), clauses (1), (3), and (4) apply only to initial license applications made on or after that date.

As soon as practicable but not later than one year after the effective date of this section, the commissioner shall review all disqualifications which were set aside under Minnesota Statutes, section 245A.04, subdivision 3b, and all variances which were granted under section 245A.04, subdivision 9, before the effective date of this section in the case of a license holder:

(1) who holds a type of license listed in section 245A.04, subdivision 3b, paragraph (c);

(2) who obtained such a license before the effective date of this section; and

(3) who himself or herself or employee, or an individual residing in whose home:

(i) was convicted of a crime listed in section 245A.04, subdivision 3b, paragraph (c), clause (1); or

(ii) was found to be the perpetrator of substantiated maltreatment or abuse under section 245A.04, subdivision 3b, paragraph (c), clause (3) or (4).

The purpose of the review is to determine whether or not the license holder or anyone residing in the license holder's home poses any risk of harm to any person served by the license holder. In conducting this review the commissioner must give preeminent weight to the safety of each person served by the license holder over the interests of the license holder."

Delete the title and insert:

"A bill for an act relating to government data practices; providing that a record of conviction of certain crimes and other determinations disqualify an individual from obtaining certain human services licenses; amending Minnesota Statutes 1992, section 245A.04, subdivision 3b."

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

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 931, A bill for an act relating to motor fuels; changing formula for payments made to producers of ethanol; increasing oxygenate level requirements for gasoline; amending Minnesota Statutes 1992, sections 41A.09, subdivision 3; and 239.791, subdivisions 1 and 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 116.07, subdivision 4a, is amended to read:

Subd. 4a. [PERMITS.] The pollution control agency may issue, continue in effect or deny permits, under such conditions as it may prescribe for the prevention of pollution, for the emission of air contaminants, or for the installation or operation of any emission facility, air contaminant treatment facility, treatment facility, potential air contaminant storage facility, or storage facility, or any part thereof, or for the sources or emissions of noise pollution.

The pollution control agency may also issue, continue in effect or deny permits, under such conditions as it may prescribe for the prevention of pollution, for the storage, collection, transportation, processing, or disposal of waste, or for the installation or operation of any system or facility, or any part thereof, related to the storage, collection, transportation, processing, or disposal of waste.

The pollution control agency may revoke or modify any permit issued under this subdivision and section 116.081 whenever it is necessary, in the opinion of the agency, to prevent or abate pollution.

Persons who wish to assist the pollution control agency in expediting review of their permit applications may offer to fund the hiring of a qualified contractor to assist in the permit process or to pay overtime costs of pollution control agency staff. The commissioner may accept these funds if, in the judgment of the commissioner, the funding will allow the pollution control agency to manage a permit backlog in a fair and expeditious manner. The commissioner has the sole discretion to decide whether to hire a qualified contractor for a particular permit and, if so, which contractor. The decision to issue, deny, or continue a permit shall be made by the pollution control agency in accordance with the rules it has established for permits. Qualified contractor in this paragraph means a person who is able to demonstrate expertise in the permit issues, is able to perform the duties required by the pollution control agency, and does not have a conflict or the appearance of conflict with the permit work to be performed.

Sec. 2. Minnesota Statutes 1992, section 116J.876, subdivision 1, is amended to read:

Subdivision 1. [TERMS.] For the purposes of this section and sections 116J.8761 to ~~116J.8769~~ 116J.8770, the terms defined in this section have the meanings given them.

Sec. 3. Minnesota Statutes 1992, section 116J.876, is amended by adding a subdivision to read:

Subd. 9a. [ETHANOL LOAN.] "Ethanol loan" means a loan enrolled by the commissioner under the terms of section 116J.8770.

Sec. 4. Minnesota Statutes 1992, section 116J.876, subdivision 12, is amended to read:

Subd. 12. [PROGRAM.] "Program" means the capital access program created by sections 116J.876 to ~~116J.8769~~ 116J.8770.

Sec. 5. [116J.8770] [ETHANOL LOANS.]

(a) The commissioner may enroll loans in the program to provide capital for ethanol production facilities using money appropriated or transferred to the capital access account specifically for the purposes of this section. Except for limits on premium transfers under paragraph (b), all provisions of the capital access program apply to loans enrolled under this section. In enrolling loans under this section, the commissioner shall consult with the commissioner of agriculture and use the expertise, as appropriate, of the department of agriculture. Loans enrolled under this section must be approved in consultation with the commissioner of agriculture. The commissioner of agriculture must provide consultation in a timely manner so that the commissioner can meet the requirements of section 116J.8764, subdivision 2. The commissioner of agriculture may also assist the commissioner in providing technical assistance under section 116J.8766, subdivision 4.

(b) Loans enrolled under this section are not subject to the transfer limits of section 116J.8765, subdivision 3. The commissioner may transfer up to \$500,000 into the reserve funds of all lenders participating in the program over any three-year period in connection with any one borrower or group of borrowers for capital for a single ethanol facility.

Sec. 6. Minnesota Statutes 1992, section 239.791, subdivision 1, is amended to read:

Subdivision 1. [MINIMUM OXYGEN CONTENT REQUIRED.] A person responsible for the product shall comply with the following requirements:

(a) After October 31, ~~1992~~ 1993, gasoline sold or offered for sale in a carbon monoxide control area, and during a carbon monoxide control period, must contain at least ~~two~~ 2.7 percent oxygen by weight.

(b) After October 31, 1995, gasoline sold or offered for sale at any time in a carbon monoxide control area must contain at least ~~two~~ 2.7 percent by oxygen by weight with an average of three percent.

(c) After October 31, 1997, all gasoline sold or offered for sale in Minnesota must contain at least ~~two~~ 2.7 percent oxygen by weight with an average of three percent.

Sec. 7. Minnesota Statutes 1992, section 239.791, subdivision 2, is amended to read:

Subd. 2. [AVERAGE OXYGEN CONTENT REQUIRED.] After October 31, ~~1992~~ 1993, the total amount of gasoline distributed, transported, delivered, sold, or offered for sale by a registered oxygenate blender, during each annual carbon monoxide control period, in each carbon monoxide control area, must contain an average of ~~2.7~~ three percent oxygen by weight.

Sec. 8. [APPROPRIATION.]

\$1,000,000 is appropriated from the account established under Minnesota Statutes, section 41A.09, to the capital access account for the purposes of sections 2 to 5. This amount may not be used for any purpose other than the purposes of sections 2 to 5. The amount does not cancel but is available until expended.

Sec. 9. [EFFECTIVE DATE.]

Sections 2 to 5 are effective the day after final enactment."

Delete the title and insert:

"A bill for an act relating to motor fuels; increasing oxygenate level requirements for gasoline; enhancing capital access program; appropriating money; amending Minnesota Statutes 1992, sections 116.07, subdivision 4a; 116J.876, subdivisions 1, 12, and by adding a subdivision; and 239.791, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 116J."

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

The report was adopted.

Clark from the Committee on Housing to which was referred:

H. F. No. 1395, A bill for an act relating to housing; appropriating money for the housing trust fund.

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

The report was adopted.

GENERAL ORDERS

Anderson, I., moved that the bills on General Orders for today be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

Hugoson moved that his name be stricken as an author on H. F. No. 856. The motion prevailed.

Bertram moved that the name of Peterson be shown as chief author on H. F. No. 931. The motion prevailed.

Milbert moved that the name of Asch be added as an author on H. F. No. 1025. The motion prevailed.

Johnson, V., moved that the name of Waltman be added as an author on H. F. No. 1425. The motion prevailed.

Jennings moved that the name of Lasley be added as an author on H. F. No. 1475. The motion prevailed.

Ness moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Thursday, March 11, 1993, when the vote was taken on the final passage of H. F. No. 341." The motion prevailed.

Trimble moved that H. F. No. 1451 be recalled from the Committee on General Legislation, Veterans Affairs and Elections and be re-referred to the Committee on Governmental Operations and Gambling. The motion prevailed.

Lasley moved that H. F. No. 1528 be recalled from the Committee on Environment and Natural Resources and be re-referred to the Committee on Governmental Operations and Gambling. The motion prevailed.

Osthoff moved that S. F. No. 434 be recalled from the Committee on Transportation and Transit and together with H. F. No. 528, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

Greenfield moved that H. F. No. 436 be returned to its author. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following changes in committee assignments:

Local Government and Metropolitan Affairs: Remove the name of Anderson, I., as Chair and add the name of Brown, C., as Chair.

Rules and Legislative Administration: Remove the name of Welle and add the name of Anderson, I., and remove the name of Welle as Chair and add the name of Anderson, I., as Chair.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:30 p.m., Wednesday, March 31, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Wednesday, March 31, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives