

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

THIRTY-SECOND DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 8, 1993

The House of Representatives convened at 12:00 noon and was called to order by Dee Long, Speaker of the House.

Prayer was offered by Monsignor James D. Habiger, Minnesota Catholic Conference, St. Paul, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Lieder, Luther, Neary and Simoneau were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Seagren moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 248, A bill for an act relating to local improvements; setting limits for certain contract requirements; amending Minnesota Statutes 1992, section 429.041, subdivisions 1 and 2.

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

The report was adopted.

Skoglund from the Committee on Judiciary to which was referred:

H. F. No. 281, A bill for an act relating to agriculture; board of animal health; regulating the imposition and collection of civil penalties; appropriating money; amending Minnesota Statutes 1992, section 35.95, subdivisions 1 and 5.

Reported the same back with the following amendments:

Pages 1 and 2, delete section 3

Amend the title as follows:

Page 1, line 4, delete "appropriating money;"

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

The report was adopted.

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

H. F. No. 517, A bill for an act relating to the city of St. Paul; allowing the city to make special assessments against certain benefited property.

Reported the same back with the recommendation that 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. 581, A bill for an act relating to state lands; authorizing the sale of certain tax-forfeited lands that border public water in St. Louis county.

Reported the same back with the following amendments:

Page 1, lines 10 and 11, delete "by private sale, for not less than the appraised value," and insert "to the city of Babbitt for no consideration"

Page 1, lines 13 and 14, delete ", under the remaining provisions of Minnesota Statutes, chapter 282"

Page 1, line 15, delete everything after "(b)"

Page 1, line 16, delete "private sale to the city of Babbitt."

Page 1, line 17, before the period, insert "and must provide that the land reverts to the state if it is not used for the purpose in paragraph (d)"

Page 1, line 21, after the period, insert "The commissioner of revenue, pursuant to Minnesota Statutes, section 282.37, shall grant and convey to the commissioner of natural resources a permanent easement to Hay Lake for public access and for fisheries and wildlife management across the western 100 feet of the SW 1/4 of the NW 1/4 of Section 2."

Pages 1 and 2, delete section 2

Page 3, line 26, after "River" insert ": Fisheries management easement required"

Page 6, delete lines 4 to 6

Page 6, line 23, after the first comma, insert "except the abandoned railroad right-of-way."

Renumber the clauses in sequence

Page 7, line 1, delete "to 3" and insert "and 2"

Renumber the sections in sequence

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 761, A bill for an act relating to local government; providing for the preparation and review of accounts; providing for duties of the state auditor; providing for the costs of examinations; defining the limits to various types of compensation; providing procedures for the satisfaction of claims; providing procedures for the removal of city managers; limiting certain high risk investments; amending Minnesota Statutes 1992, sections 6.56; 16B.06, subdivision 4; 43A.17, subdivision 9; 340A.602; 375.162, subdivision 2; 375.18, by adding subdivisions; 412.271, subdivision 1, and by adding subdivisions; 412.641, subdivision 1; and 475.66, subdivision 3, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 6; 465; and 471.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [6.551] [EXAMINATION OF GRANTEEES AND CONTRACTORS OF LOCAL GOVERNMENTS.]

The state auditor may examine the books, records, documents, and accounting procedures and practices of a contractor or grantee of a local government pursuant to section 16B.06, subdivision 4. The examination shall be limited to the books, records, documents, and accounting procedures and practices that are relevant to the contract or transaction with the local government.

Sec. 2. Minnesota Statutes 1992, section 6.56, is amended to read:

6.56 [COST OF EXAMINATION, PAYMENT.]

Subdivision 1. [DEFINITION.] As used in this section, "political subdivision" means any county, home rule charter or statutory city, town, school district, metropolitan or regional agency, or other special purpose district of the state of Minnesota.

Subd. 2. [BILLINGS BY STATE AUDITOR.] Upon the examination of the books, records, accounts, and affairs of any county, city, town, or school district political subdivision, as provided by law, such county, city, town, or school district political subdivision shall be liable to the state for the total cost and expenses of such examination, including the salaries paid to the examiners while actually engaged in making such examination. The state auditor may bill such county, city, town, or school district political subdivision monthly for service rendered and the officials responsible for approving and paying claims are authorized to pay said bill promptly. Said payments shall be without prejudice to any defense against said claims that may exist or be asserted. The general fund shall be credited with all collections made for any such examinations, including interest payments made pursuant to subdivision 3.

Subd. 3. [PAYMENT OF INTEREST ON LATE PAYMENTS REQUIRED.] (a) A political subdivision shall pay interest to the state auditor for undisputed billings when the political subdivision has not paid the billing within 60 days following receipt of the invoice. A negotiated contract or agreement between a political subdivision and the state auditor which requires an audit by the political subdivision before acceptance and payment of the state auditor's invoice shall not be considered past due until 60 days after the completion of the audit by the political subdivision. Before any interest payment is made, the state auditor must invoice the political subdivision for the interest.

(b) The rate of interest paid by the political subdivision on undisputed bills not paid within 60 days shall be 1.5 percent per month or any part of a month.

(c) No interest penalties may accrue against a political subdivision that delays payment of a bill due to a disagreement with the state auditor over the validity of the bill if the dispute is settled within 60 days after the bill became due. Upon the resolution of the dispute, the political subdivision must pay the state auditor accrued interest on all proper invoices for which payment was not received within 60 days following the receipt of the original invoice.

(d) The minimum monthly interest penalty payment that a political subdivision shall pay the state auditor for the unpaid balance for any one overdue bill equal to or in excess of \$100, is \$10. For unpaid balances of less than \$100, the political subdivision shall pay the actual penalty due to the state auditor.

Sec. 3. [6.745] [SUMMARY BUDGET DATA TO THE STATE AUDITOR.]

Subdivision 1. [CITIES.] Annually, upon adoption of the city budget, the city council of each home rule charter or statutory city shall forward summary budget information to the office of the state auditor. The summary budget information shall be provided on forms prescribed by the state auditor. The office of the state auditor shall work with representatives of city government to develop a budget reporting form that conforms with city budgeting practices and provides the necessary summary budget information to the office of the state auditor. The summary budget data shall be provided to the office of the state auditor no later than December 31 of the year preceding each budget year.

Subd. 2. [COUNTIES.] Annually, upon adoption of the county budget, the county board shall forward summary budget information to the office of the state auditor. The summary budget information shall be provided on forms prescribed by the state auditor. The office of the state auditor shall work with representatives of county government to develop a budget reporting form that conforms with county budgeting practices and provides the necessary summary budget information to the office of the state auditor. The summary budget data shall be provided to the office of the state auditor no later than December 31 of the year preceding each budget year.

Sec. 4. [6.77] [COUNTY FINANCIAL ACCOUNTING AND REPORTING STANDARDS.]

Subdivision 1. [ESTABLISHMENT.] A county financial accounting and reporting standards task force is established to assist Minnesota counties to maintain and revise the county financial accounting and reporting standards system based on generally accepted governmental accounting principles. The task force shall also provide a forum for representatives of the counties and state to work together to develop uniform standards for financial reporting.

Subd. 2. [MEMBERSHIP.] The task force shall be composed of 13 members. Members shall be selected as follows.

(a) The commissioners of revenue, health, human services, and transportation shall each appoint an individual to serve on the task force. The commissioners of each department shall give priority consideration to appointing individuals who are familiar with county financial reporting standards and generally accepted accounting principles.

(b) The state court administrator shall appoint a district court administrator representing a judicial district in which the responsibility for all district court operations has not been assumed by the state.

(c) The state auditor, after consulting with statewide county associations, shall appoint seven representatives of county government. All representatives of county government shall be familiar with county financial reporting standards and generally accepted accounting principles. The county representatives shall include at least one county auditor, one county administrator, one county financial officer, one representative familiar with financing of county highway departments, and one representative familiar with financing of county human services.

(d) The state auditor, or a designee of the state auditor, shall chair the task force.

Subd. 3. [DUTIES.] The task force shall meet periodically at the call of the chair. The task force shall recommend to the state auditor changes in the chart of accounts necessitated by changes in financial reporting standards. It shall assist counties to implement new accounting and reporting requirements necessitated by law or by generally accepted governmental accounting principles. All agencies of state government are directed to submit to the task force for its review and comment any proposed changes in their fiscal reporting requirements for counties. The task force shall undertake other advisory duties related to county accounts and data standards as it deems necessary and shall make recommendations to the state auditor and other appropriate individuals and agencies.

Sec. 5. Minnesota Statutes 1992, section 16B.06, subdivision 4, is amended to read:

Subd. 4. [SUBJECT TO AUDIT.] A contract or any disbursement of public funds to a provider of services or a grantee made by or under the supervision of the commissioner, an agency, or any county or unit of local government must include, expressly or impliedly, an audit clause that provides that the books, records, documents, and accounting procedures and practices of the contractor or other party, relevant to the contract or transaction are subject to examination by the contracting agency, and either the legislative auditor or the state auditor as appropriate. If the contracting agency is a local unit of government, and the governing body of the local unit of government requests that the state auditor examine the books, records, documents, and accounting procedures and practices of the contractor or other party pursuant to this subdivision, the contracting agency shall be liable for the cost of the examination. If the contracting agency is a local unit of government, and the grantee, contractor, or other party requests that the state auditor examine all books, records, documents, and accounting procedures and practices related to the contract, the grantee, contractor, or other party that requested the examination shall be liable for the cost of the examination. A state contract made for purchase, lease, or license of software and data from the state is not required to contain that audit clause.

Sec. 6. Minnesota Statutes 1992, section 43A.17, subdivision 9, is amended to read:

Subd. 9. [POLITICAL SUBDIVISION SALARY COMPENSATION LIMIT.] The salary and the value of all other forms of compensation of a person employed by a statutory or home rule charter city, county, town, school district, metropolitan or regional agency, or other political subdivision of this state, or employed under section 422A.03, may not exceed 95 percent of the salary of the governor as set under section 15A.082, except as provided in this subdivision. Deferred compensation and payroll allocations to purchase an individual annuity contract for an employee are included in determining the employee's salary. Other forms of compensation which shall be included to determine an employee's total compensation are all other direct and indirect items of compensation which are not specifically excluded by this subdivision. Other forms of compensation which shall not be included in a determination of an employee's total compensation for the purposes of this subdivision are:

(1) employee benefits that are also provided for the majority of all other full-time employees of the political subdivision, vacation and sick leave allowances, health and dental insurance, disability insurance, term life insurance, and pension benefits;

(2) dues paid to organizations that are of a civic, professional, educational, or governmental nature; and

(3) reimbursement for actual expenses incurred by the employee which the governing body determines to be directly related to the performance of job responsibilities, including any relocation expenses paid during the initial year of employment.

The value of other forms of compensation shall be the annual cost to the political subdivision for the provision of the compensation. The salary of a medical doctor or doctor of osteopathy occupying a position that the governing body of the political subdivision has determined requires an M.D. or D.O. degree is excluded from the limitation in this subdivision. The commissioner may increase the limitation in this subdivision for a position that the commissioner has determined requires special expertise necessitating a higher salary to attract or retain a qualified person. The commissioner shall review each proposed increase giving due consideration to salary rates paid to other persons with similar responsibilities in the state and nation. The commissioner may not increase the limitation until the commissioner has presented the proposed increase to the legislative commission on employee relations and received the commission's recommendation on it. The recommendation is advisory only. If the commission does not give its recommendation on a proposed increase within 30 days from its receipt of the proposal, the commission is deemed to have recommended approval.

Sec. 7. Minnesota Statutes 1992, section 340A.602, is amended to read:

340A.602 [CONTINUATION.]

In any city in which the report of the operations of a municipal liquor store has shown a net loss prior to interfund transfer in any two of three consecutive years both (1) a net loss and (2) that no contribution to other municipal funds has been made from the net income of the operation, the city council shall, not more than 45 days prior to the end of the fiscal year following the three-year period, hold a public hearing on the question of whether the city shall continue to operate a municipal liquor store. Two weeks notice, written in clear and easily understandable language, of the hearing must be printed in the city's official newspaper. Following the hearing the city council may on its own motion or shall upon petition of five percent or more of the registered voters of the city, submit to the voters at a general or special municipal election the question of whether the city shall continue or discontinue municipal liquor store operations by a date which the city council shall designate. The date designated by the city council must not be more than 30 months following the date of the election.

Sec. 8. Minnesota Statutes 1992, section 375.162, subdivision 2, is amended to read:

Subd. 2. The county board may authorize an imprest fund for the purpose of advancing money to officers or employees to pay their actual and necessary expenses in attending meetings outside the county or for other travel that is related to the performance of their job duties. The county board shall appoint a custodian of the fund who shall be responsible for its safekeeping and disbursement according to law. Attendance at meetings and other travel outside the county shall be authorized in advance by the county board. At a meeting of the county board in the month after ~~a meeting approved~~ travel outside the county, the officer or employee shall submit an itemized claim for the actual and necessary expenses incurred and paid ~~in attending the meeting related to the approved travel~~. The county board shall act upon it as in the case of other claims and a warrant shall be issued to the officer or employee for the amount allowed. The officer or employee shall use the proceeds of the warrant to repay the amount advanced from the fund. If the amount approved by the county board is insufficient to repay the advance, the officer or employee shall be personally responsible for the difference.

Sec. 9. Minnesota Statutes 1992, section 375.18, is amended by adding a subdivision to read:

Subd. 1a. [DEFINITION.] For purposes of this section, a "county administrative official" shall mean a county auditor, treasurer, auditor-treasurer, administrator, coordinator, manager, a clerk/administrator, or a senior fiscal officer.

Sec. 10. Minnesota Statutes 1992, section 375.18, is amended by adding a subdivision to read:

Subd. 1b. [DELEGATION OF AUTHORITY FOR PAYING CERTAIN CLAIMS.] A county board, at its discretion, may delegate its authority to pay certain claims made against the county to a county administrative official. County boards opting to delegate their authority to review claims before payment pursuant to this subdivision shall have internal accounting and administrative control procedures to ensure the proper disbursement of public funds. The procedures shall include regular and frequent review of the county administrative officials' actions by the board. A list of all claims paid under the procedures established by the county board shall be presented to the board for informational purposes only at the next regularly scheduled meeting after payment of the claim. A county board that delegates its authority to pay certain claims made against the county must adopt a resolution authorizing a specified county administrative official to pay the claims that meet the standards and procedures established by the board. This subdivision does not apply to a home rule charter county for which the county charter provides an alternative method for paying claims made against the county.

Sec. 11. Minnesota Statutes 1992, section 412.271, subdivision 1, is amended to read:

Subdivision 1. [METHOD.] No disbursement of city funds, including funds of any municipal liquor dispensary operated by the city, shall be made except by an order drawn by the mayor and clerk upon the treasurer. Except when issued for the payment of judgments, salaries and wages previously fixed by the council or by statute, principal and interest on obligations, rent and other fixed charges, the exact amount of which has been previously determined by contract authorized by the council, and except as otherwise provided in subdivisions 4 ~~and~~ 5, ~~and~~ 8, no order shall be issued until the claim to which it relates has been audited and allowed by the council.

Sec. 12. Minnesota Statutes 1992, section 412.271, is amended by adding a subdivision to read:

Subd. 7. [DEFINITION.] For purposes of this section, a "city administrative official" means a city manager, administrator, treasurer, senior fiscal officer, clerk, or clerk-treasurer.

Sec. 13. Minnesota Statutes 1992, section 412.271, is amended by adding a subdivision to read:

Subd. 8. [DELEGATION OF AUTHORITY FOR PAYING CERTAIN CLAIMS.] A city council, at its discretion, may delegate its authority to pay certain claims made against the city to a city administrative official. City councils opting to delegate their authority to review claims before payment pursuant to this subdivision shall have internal accounting and administrative control procedures to ensure the proper disbursement of public funds. The procedures shall include regular and frequent review of the city administrative officials' actions by the council. A list of all claims paid under the procedures established by the city council shall be presented to the council for informational purposes only at the next regularly scheduled meeting after payment of the claim. A city council that delegates its authority to pay certain claims made against the city must adopt a resolution authorizing a specified city administrative official to pay the claims that meet the standards and procedures established by the council. A city council of a city that does not prepare annual audited financial statements which have been attested to by an independent certified public accountant, public accountant, or the state auditor, may not delegate its authority for paying certain claims against the city pursuant to this subdivision.

Sec. 14. Minnesota Statutes 1992, section 412.641, subdivision 1, is amended to read:

Subdivision 1. The city manager shall be chosen by the council solely on the basis of training, experience, and administrative qualifications and need not be a resident of the city at the time of appointment. The manager shall be appointed for an indefinite period and may be removed by the council at any time, but after having served as manager for one year the city manager may demand written charges and a public hearing on the charges before the council prior to the date when final removal takes effect. A demand for written charges and a hearing must be made within seven days of notification of the council's intent to remove the city manager. The council shall set a date and a reasonable time for a public hearing, which must be held within 30 days of the demand and may not be reconvened or recessed until a further date, absent approval of the council. The council shall notify the city manager within five days of the hearing, of the council's decision to retain or remove the city manager. The decision of the council is final. Pending such hearing and removal, the council may suspend the manager, with or without pay, at the council's discretion, from office. The council may designate some properly qualified person to perform the duties of the manager during absence or disability.

Sec. 15. [465.722] [SEVERANCE PAY FOR HIGHLY COMPENSATED EMPLOYEES.]

Subdivision 1. [DEFINITIONS.] For the purposes of this section, the terms defined in this subdivision have the meanings given them.

(a) "Local unit of government" means a statutory or home rule charter city, county, town, school district, metropolitan or regional agency, or other political subdivision.

(b) "Wages" has the meaning provided by section 3401(a) of the Internal Revenue Code of 1986, as amended through December 31, 1992.

(c) "Highly compensated employee" means an employee of a local unit of government with estimated annual wages that:

(1) are greater than 60 percent of the governor's annual salary; and

(2) are equal to, or greater than, 80 percent of the estimated annual wages of the second highest paid employee of the local unit of government.

Subd. 2. [LIMITS ON SEVERANCE PAY.] Notwithstanding any contrary provision of section 465.72, subdivision 1, severance pay for a highly compensated employee includes benefits or compensation with a quantifiable monetary value, that are provided for an employee upon termination of employment and are not part of the employee's annual wages and benefits and are not specifically excluded by this subdivision. Severance pay shall not include payments for accumulated vacation, accumulated sick leave, and accumulated sick leave liquidated to cover the cost of group term insurance provided under section 471.61 to retiring employees. Severance pay for a highly compensated employee does not include payments of periodic contributions by an employer toward premiums for group insurance policies. The severance pay for a highly compensated employee must be excluded from retirement deductions and from any calculations of retirement benefits. Severance pay for a highly compensated employee must be paid in a manner mutually agreeable to the employee and the governing body of the local unit of government over a period not to exceed five years from retirement or termination of employment. If a retired or terminated employee dies before all or a portion of the severance pay has been disbursed, the balance due must be paid to a named beneficiary or, lacking one, to the deceased's estate. Except as provided in subdivision 3, severance pay provided for a highly compensated employee leaving employment may not exceed an amount equivalent to six months of wages.

Subd. 3. [EXCEPTIONS TO MAXIMUM ALLOWABLE SEVERANCE PAY FOR A HIGHLY COMPENSATED EMPLOYEE.] Severance pay for a highly compensated employee may exceed an amount equivalent to six months of wages if:

(1) the severance pay benefit is included in an employment contract between the employee and the local unit of government that is in effect on the effective date of this section, and the termination of employment occurs before the expiration date of said contract; or

(2) the severance pay is part of an early retirement incentive offer approved by the governing body of the local unit of government and the offer results in a net salary and benefit savings to the budget of the local unit of government upon retirement of the employee and hiring of a replacement employee in the vacant position.

Nothing in this subdivision shall be deemed to allow total severance payments for a highly compensated employee that exceed the limits established in section 465.72.

Subd. 4. [GOVERNING BODY MUST APPROVE CERTAIN PAYMENTS; TIME FOR RESCISSION.] Notwithstanding section 13.43, subdivision 2, any payment to a highly compensated employee for settling disputed claims, whether or not the claims have been filed, or any payment to a highly compensated employee for terminating a written employment contract, must be approved by the governing body of the local unit of government during a public meeting. The financial terms of a payment made pursuant to this subdivision must be made public at the meeting. The effective date of the governing body's approval of a payment made pursuant to this subdivision shall be 15 days after the date of the public meeting. The governing body of a local unit of government approving a payment pursuant to this subdivision, or the employee to whom the payment is to be made, may rescind or reject the payment, prior to the effective date of the governing body's approval.

Sec. 16. [471.666] [PERSONAL USE OF PUBLICLY-OWNED AUTOMOBILES PROHIBITED.]

Subdivision 1. [DEFINITIONS.] For purposes of this section, the following definitions shall apply:

(a) "Local government vehicle" means a vehicle owned or leased by a political subdivision of the state of Minnesota or loaned to a political subdivision.

(b) "Political subdivision" means a statutory or home rule charter city, county, town, school district, metropolitan or regional agency, or other special purpose district of this state.

(c) "Local government employee" or "employee" means an individual who is appointed or employed by a political subdivision, including all elected officials of political subdivisions.

Subd. 2. [RESTRICTED USES.] A local government vehicle may be used only for authorized local government business, including personal use that is clearly incidental to the use of the vehicle for local government business. A local government vehicle may not be used for transportation to or from the residence of a local government employee, except as provided in subdivision 3.

Subd. 3. [PERMITTED USES.] A local government vehicle may be used by a local government employee to travel to or from the employee's residence:

(1) in connection with work-related activities during hours when the employee is not working;

(2) if the employee has been assigned the use of a local government vehicle for authorized local government business on an extended basis, and the employee's primary place of work is not the local government work station to which the employee is permanently assigned; or

(3) if the employee has been assigned the use of a local government vehicle for authorized local government business away from the work station to which the employee is permanently assigned, and the number of miles traveled, or the time needed to conduct the business, will be minimized if the employee uses a local government vehicle to travel to the employee's residence before or after traveling to the place of local government business.

Subd. 4. [EXCEPTIONS.] This section does not apply to public safety vehicles that are owned or leased by a political subdivision.

Sec. 17. Minnesota Statutes 1992, section 475.66, subdivision 3, is amended to read:

Subd. 3. Subject to the provisions of any resolutions or other instruments securing obligations payable from a debt service fund, any balance in the fund may be invested

(a) in governmental bonds, notes, bills, mortgages, and other securities, which are direct obligations or are guaranteed or insured issues of the United States, its agencies, its instrumentalities, or organizations created by an act of Congress, excluding mortgage-backed securities that are defined as high risk pursuant to subdivision 5, or in certificates of deposit secured by letters of credit issued by federal home loan banks,

(b) in shares of an investment company (1) registered under the Federal Investment Company Act of 1940, whose shares are registered under the Federal Securities Act of 1933, and (2) whose only investments are in (i) securities described in the preceding clause, except that mortgage-backed securities defined as high risk pursuant to subdivision 5 do not apply to shares of an investment company, (ii) general obligation tax-exempt securities rated A or better by a national bond rating service, and (iii) repurchase agreements or reverse repurchase agreements fully collateralized by those securities, if the repurchase agreements or reverse repurchase agreements are entered into only with those primary reporting dealers that report to the Federal Reserve Bank of New York and with the 100 largest United States commercial banks,

(c) in any security which is (1) a general obligation of the state of Minnesota or any of its municipalities, or (2) a general obligation of another state or local government with taxing powers which is rated A or better by a national bond rating service, or (3) a general obligation of the Minnesota housing finance agency, or (4) a general obligation of a housing finance agency of any state if it includes a moral obligation of the state, or (5) a general or revenue obligation of any agency or authority of the state of Minnesota other than a general obligation of the Minnesota housing finance agency. Investments under clauses (3) and (4) must be in obligations that are rated A or better by a national bond rating service and investments under clause (5) must be in obligations that are rated AA or better by a national bond rating service,

(d) in bankers acceptances of United States banks eligible for purchase by the Federal Reserve System,

(e) in commercial paper issued by United States corporations or their Canadian subsidiaries that is of the highest quality and matures in 270 days or less, or

(f) in guaranteed investment contracts issued or guaranteed by United States commercial banks or domestic branches of foreign banks or United States insurance companies or their Canadian or United States subsidiaries; provided that the investment contracts rank on a parity with the senior unsecured debt obligations of the issuer or guarantor and, (1) in the case of long-term investment contracts, either (i) the long-term senior unsecured debt of the issuer or guarantor is rated, or obligations backed by letters of credit of the issuer or guarantor if forming the primary basis of a rating of such obligations would be rated, in the highest or next highest rating category of Standard & Poor's Corporation, Moody's Investors Service, Inc., or a similar nationally recognized rating agency, or (ii) if the issuer is a bank with headquarters in Minnesota, the long-term senior unsecured debt of the issuer is rated, or obligations backed by letters of credit of the issuer if forming the primary basis of a rating of such obligations would be rated in one of the three highest rating categories of Standard & Poor's Corporation, Moody's Investors Service, Inc., or similar nationally recognized rating agency, or (2) in the case of short-term investment contracts, the short-term unsecured debt of the issuer or guarantor is rated, or obligations backed by letters of credit of the issuer or guarantor if forming the primary basis or a rating of such obligations would be rated, in the highest two rating categories of Standard and Poor's Corporation, Moody's Investors Service, Inc., or similar nationally recognized rating agency.

The fund may also be used to purchase any obligation, whether general or special, of an issue which is payable from the fund, at such price, which may include a premium, as shall be agreed to by the holder, or may be used to redeem any obligation of such an issue prior to maturity in accordance with its terms. The securities representing any such investment may be sold or hypothecated by the municipality at any time, but the money so received remains a part of the fund until used for the purpose for which the fund was created.

Sec. 18. Minnesota Statutes 1992, section 475.66, is amended by adding a subdivision to read:

Subd. 5. For the purposes of this section, "high risk mortgage-backed securities" are:

(a) interest-only or principal-only mortgage-backed securities; and

(b) any mortgage derivative security that:

(1) has an expected average life greater than ten years;

(2) has an expected average life that:

(i) will extend by more than four years as the result of an immediate and sustained parallel shift in the yield curve of plus 300 basis points; or

(ii) will shorten by more than six years as the result of an immediate and sustained parallel shift in the yield curve of minus 300 basis points; or

(3) will have an estimated change in price of more than 17 percent, as the result of an immediate and sustained parallel shift in the yield curve of plus or minus 300 basis points.

Sec. 19. Minnesota Statutes 1992, section 475.66, is amended by adding a subdivision to read:

Subd. 6. (a) For the purpose of this subdivision, the term "broker" means a broker-dealer, broker, or agent of a municipality, who transfers, purchases, sells, or obtains securities for, or on behalf of, a municipality.

(b) Prior to completing an initial transaction with a broker, a municipality shall provide to the broker a written statement of investment restrictions which shall include a provision that all future investments are to be made in accordance with Minnesota Statutes governing the investment of public funds.

A broker must acknowledge receipt of the statement of investment restrictions in writing and agree to handle the municipality's account in accordance with these restrictions. A municipality may not enter into a transaction with a broker until the broker has provided this written agreement to the municipality.

The state auditor shall prepare uniform notification forms which shall be used by the municipalities and the brokers to meet the requirements of this subdivision.

Sec. 20. [ROLLOVER EMPLOYMENT CONTRACTS.]

Subdivision 1. [APPLICABILITY.] This section applies only to employment contracts that are in effect on the effective date of this act, or have been signed prior to the effective date of this act, and does not apply to employment contracts that are signed on or after the effective date of this act.

Subd. 2. [ACTIONS BY GOVERNING BODY.] (a) The governing body of a political subdivision may not agree to extend an existing employment contract with an employee of the political subdivision, or a group of employees of the political subdivision. If the governing body of a political subdivision is a party to an existing employment contract which requires the governing body to take action to prevent an automatic extension of the contract, the governing body shall take the action specified in the contract to prevent the automatic extension of the contract.

(b) The governing body of a political subdivision that is a party to an employment contract affected by paragraph (a), may, at its sole discretion, agree to enter into a new employment contract with the affected employee or employees. The new employment contract shall conform to the provisions of this act.

Sec. 21. [SEVERABILITY.]

If any section of this act is found unconstitutional, that finding does not affect the constitutionality of the remaining sections.

Sec. 22. [EFFECTIVE DATE.]

Section 19 is effective January 1, 1994."

Delete the title and insert:

"A bill for an act relating to local government; providing for the preparation and review of accounts; providing for duties of the state auditor; providing for the costs of examinations; defining the limits to various types of compensation; providing procedures for the satisfaction of claims; providing procedures for the removal of city managers; limiting certain high risk investments; amending Minnesota Statutes 1992, sections 6.56; 16B.06, subdivision 4; 43A.17, subdivision 9; 340A.602; 375.162, subdivision 2; 375.18, by adding subdivisions; 412.271, subdivision 1, and by adding subdivisions; 412.641, subdivision 1; and 475.66, subdivision 3, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 6; 465; and 471."

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

The report was adopted.

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

H. F. No. 962, A bill for an act relating to metropolitan government; requiring a classroom noise study.

Reported the same back with the following amendments:

Page 1, line 6, after "commission" insert "in consultation with representatives of school districts adjacent to the Minneapolis-St. Paul International Airport"

Page 1, lines 9 and 12, delete "realistic" and insert "reasonable"

Page 1, delete line 20

Page 1, line 21, delete "(3)" and insert "(2)"

Page 1, line 22, delete "(4)" and insert "(3)"

Page 1, line 23, delete "(5)" and insert "(4)"

Page 1, after line 24, insert:

"The study shall include noise frequency measurements accomplished using A-weighted sound levels."

Page 2, line 14, delete everything after "must" and insert "be located in at least two different public or private schools in each of the following cities: Eagan, Bloomington, Mendota Heights, Minneapolis, Richfield, and St. Paul. Not more than two of the schools tested may be located inside the 1996"

Page 2, delete lines 15 to 18

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1244, A bill for an act relating to metropolitan government; exempting regional park properties from taxation; providing for metropolitan council review of special assessments on regional park properties; proposing coding for new law in Minnesota Statutes, chapter 473.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Taxes without further recommendation.

The report was adopted.

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

H. F. No. 1251, A bill for an act relating to cities; allowing the use of self-insurance funds or pools to satisfy statutory bond requirements; amending Minnesota Statutes 1992, section 471.981, by adding a subdivision.

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

The report was adopted.

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

H. F. No. 1285, A bill for an act relating to natural resources; management of state-owned lands by the department of natural resources; amending Minnesota Statutes 1992, sections 84.0273; 84.632; 92.06, subdivision 1; 92.14, subdivision 2; 92.19; 92.29; 92.67, subdivision 5; 94.10; 94.11; 94.13; and 94.348, subdivision 2.

Reported the same back with the following amendments:

Page 2, line 14, strike "The entire, or a portion of" and before "an" insert "All or part of"

Page 2, line 15, strike "in an amount"

Page 2, line 20, strike "shall be deposited in" and insert "must be credited to"

Page 2, line 22, delete "shall be deposited in" and insert "must be credited to"

Page 2, after line 23, insert:

"Sec. 3. Minnesota Statutes 1992, section 85.015, is amended by adding a subdivision to read:

Subd. 1a. [PRIVATE SUBSURFACE USE OF TRAILS.] Notwithstanding section 272.68, subdivision 3, the commissioner may issue a permit, without a fee, to allow a person who owns land adjacent to a trail established under this section on land owned by the state in fee to continue a subsurface use of the trail right-of-way, if:

(1) the person was carrying on the use when the state acquired the land for the trail; and

(2) the use does not interfere with the public's use of the trail.

Sec. 4. Minnesota Statutes 1992, section 86A.05, subdivision 14, is amended to read:

Subd. 14. [AQUATIC MANAGEMENT AREAS.] (a) Aquatic management areas may be established to protect, develop, and manage lakes, rivers, streams, and adjacent wetlands and lands that are critical for fish and other aquatic life, for water quality, and for their intrinsic biological value, public fishing, or other compatible outdoor recreational uses.

(b) Aquatic management areas may be established to protect wetland areas under ten acres that are donated to the department of natural resources.

(c) No unit may be authorized unless it meets one or more of the following criteria:

(1) provides angler or management access;

(2) protects fish spawning, rearing, or other unique habitat;

(3) protects aquatic wildlife feeding and nesting areas;

(4) protects critical shoreline habitat; or

(5) provides a site for research on natural history.

(e) (d) Aquatic management areas must be administered by the commissioner of natural resources in a manner consistent with the purposes of this subdivision to perpetuate and, if necessary, reestablish high quality aquatic habitat for production of fish, wildlife, and other aquatic species. Public fishing and other uses shall be consistent with the limitations of the resource, including the need to preserve adequate populations and prevent long-term habitat injury or excessive fish population reduction or increase. Public access to aquatic management areas may be closed during certain time periods."

Page 2, line 35, after "subdivision" insert a comma

Page 3, line 4, delete "shall" and insert "must"

Page 3, line 5, delete "shall" and insert "must"

Page 3, line 6, delete "follows" and insert "provided in paragraph (c)"

Page 3, line 15, delete "shall be" and insert "is"

Page 3, line 17, delete "following"

Page 3, line 18, delete everything before the comma and insert "after July 1, 1993" and delete "shall be" and insert "is"

Page 5, line 11, reinstate "~~appraisal shall be~~"

Page 5, line 12, reinstate "~~made by~~"

Page 5, line 14, after "situated" insert "a qualified appraiser residing in the county or nearby region" and reinstate "~~Each~~"

Page 6, line 26, delete "of"

Page 6, line 27, delete "natural resources"

Page 7, line 17, delete "shall be" and insert "are the same as"

Page 8, line 4, delete "shall recite" and insert "must state"

Page 8, after line 8, insert:

"Sec. 13. Minnesota Statutes 1992, section 94.343, subdivision 3, is amended to read:

Subd. 3. (a) Except as otherwise herein provided, Class A land shall be exchanged only for land of at least substantially equal value to the state, as determined by the commissioner, with the approval of the board. For the purposes of such determination, the commissioner shall cause the state land and the land proposed to be exchanged therefor to be examined and appraised by qualified state appraisers as provided in section 84.0272; provided, that in exchanges with the United States or any agency thereof the examination and appraisal may be made in such manner as the land exchange board may direct. The appraisers shall determine the fair market value of the lands involved, disregarding any minimum value fixed for state land by the state constitution or by law, and shall make a report thereof, together with such other pertinent information respecting the use and value of the lands to the state as they deem pertinent or as the commissioner or the board may require. Such reports shall be filed and preserved in the same manner as other reports of appraisal of state lands. The appraised values shall not be conclusive, but shall be taken into consideration by the commissioner and the board, together with such other matters as they deem material, in determining the values for the purposes of exchange.

(b) For the purposes of this subdivision, "substantially equal value" means:

(1) where the values of the lands being exchanged are both over 100 acres, their values do not differ by more than ten percent; and

(2) in other cases, the values of the exchanged lands do not differ by more than 20 percent."

Page 8, line 13, strike "retained by the board" and delete ", deposited in" and insert "credited to"

Page 8, line 14, delete the comma

Page 8, line 15, delete "and immediately available"

Page 8, after line 21, insert:

"Sec. 15. Minnesota Statutes 1992, section 97A.135, subdivision 2, is amended to read:

Subd. 2. [DISPOSAL OF UNSUITABLE HUNTING AREAS.] The commissioner shall sell or exchange land acquired for public hunting that is unnecessary or unsuitable. The land may not be sold for less than its purchase price. The land may be exchanged for land of equal value that adds to existing public hunting areas. The sales and exchanges must be approved by the executive council. This subdivision does not apply to land in a wildlife management area.

Sec. 16. Minnesota Statutes 1992, section 97A.135, is amended by adding a subdivision to read:

Subd. 2a. [DISPOSAL OF LAND IN WILDLIFE MANAGEMENT AREAS.] (a) The commissioner may sell or exchange land in a wildlife management area authorized by designation under section 86A.07, subdivision 3, or 97A.145 if the commissioner vacates the designation before the sale or exchange in accordance with this subdivision. The designation may be vacated only if the commissioner finds, after a public hearing, that the land no longer meets the criteria in section 86A.05, subdivision 8.

(b) A sale under this subdivision is subject to sections 94.09 to 94.16. An exchange under this subdivision is subject to sections 94.341 to 94.348.

(c) Revenue received from a sale authorized under paragraph (a) is appropriated to the commissioner for acquisition of replacement wildlife management lands.

(d) Land acquired by the commissioner under this subdivision must meet the criteria in section 86A.05, subdivision 8, and as soon as possible after the acquisition must be designated as a wildlife management area under section 86A.07, subdivision 3, or 97A.145.

(e) In acquiring land under this subdivision, the commissioner must give priority to land within the same geographic region of the state as the land conveyed.

Sec. 17. [EFFECTIVE DATE.]

This act is effective the day following final enactment, except that sections 15 and 16 are effective August 1, 1993, and do not apply to purchase agreements executed before that date.

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon insert "private use of state trails; appropriating money;"

Page 1, line 5, after "84.632;" insert "85.015, by adding a subdivision; 86A.05, subdivision 14;"

Page 1, line 7, delete "and" and insert "94.343, subdivision 3;" and before the period insert "; and 97A.135, subdivision 2, and by adding a subdivision"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1486, A bill for an act relating to libraries; requiring the metropolitan council to conduct a study of metropolitan area libraries and library systems and report to the legislature.

Reported the same back with the following amendments:

Page 1, line 15, after the period, insert:

"The study shall include the feasibility of the establishment by the University of Minnesota library and other public libraries of a regional-metropolitan library depository facility for the storage of materials for which there is low or no current demand, as well as for the storage of the university's archival and manuscript collections." and delete "study shall encompass" and insert "council shall organize an advisory committee composed of representatives of the office of library development of the state department of education,"

Page 1, line 18, delete the second "and"

Page 1, delete line 20 and insert "libraries; and library service"

Page 1, line 25, delete everything after "legislation"

Page 2, line 1, delete everything before the period

Page 2, line 2, delete "November" and insert "July" and delete "1993" and insert "1994"

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. 1492, A bill for an act relating to the environment; authorizing administrative penalty orders for violations of provisions relating to hazardous chemical reporting requirements; amending Minnesota Statutes 1992, section 299K.10, by adding a subdivision.

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

The report was adopted.

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

H. F. No. 1494, A bill for an act relating to the environment; imposing criminal penalties for knowing violations of air pollution requirements; amending Minnesota Statutes 1992, section 609.671, subdivisions 9 and 12.

Reported the same back with the following amendments:

Page 2, line 22, delete "gross"

Page 2, line 23, after "violates" insert ":

(1)"

Page 2, line 26, before the period, insert ":

(2) a condition of an air emissions permit issued by the agency under chapter 116, or a rule adopted under that chapter; or

(3) a requirement to pay a fee based on air emissions under chapter 116, or a rule adopted under that chapter"

Page 2, line 27, delete "one year" and insert "90 days"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

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

Reported the same back with the following amendments:

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

Page 2, line 4, delete "15" and insert "ten"

Page 2, line 10, after "effect" insert "separately for each county."

Page 2, line 11, after "board" insert "or the Murray county board"

Delete the title and insert:

"A bill for an act relating to counties; permitting Murray and Nobles counties to consolidate the offices of auditor and treasurer."

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:

S. F. No. 192, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Aitkin county.

Reported the same back with the following amendments:

Page 1, after line 22, insert:

"Sec. 2. [SALE OF STATE LAND TO ROBERT AND CHARLOTTE BREKKE.]

(a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09 to 94.13, 103F.535, 282.018, or any other law, the commissioner of natural resources, in the name of the state, shall convey by private sale the land bordering public water that is described in paragraph (c).

(b) The land described in paragraph (c) must be sold by private sale for a consideration of \$100 to Robert W. Brekke and Charlotte V. Brekke, husband and wife, as tenants in common. The conveyance must be in a form approved by the attorney general.

(c) The land to be conveyed is located in Aitkin county, is a strip of land located on the northern boundary of Grayling Marsh, and is described as follows:

All that part of Government Lot 2, Section 31, Township 49 North, Range 22 West, lying northerly of a line described as follows: Commencing at the northeastern corner of said Government Lot 2, thence southerly along the eastern boundary line of said Lot 2 84.49 feet to the point of beginning of the line to be described; thence South 87 degrees 20 minutes 14 seconds West to the average highwater line of Round Lake and there terminating.

(d) Aitkin county and the department of natural resources have determined that this conveyance corrects a boundary problem created by an erroneous survey and best serves their land management interests."

Page 1, line 23, delete "2" and insert "3"

Page 1, line 24, delete "Section 1 is" and insert "Sections 1 and 2 are"

Amend the title as follows:

Page 1, line 2, delete "public" and insert "the"

Page 1, line 3, after "tax-forfeited" insert "and other state"

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:

S. F. No. 235, A bill for an act relating to state lands; authorizing release of a reversionary interest in certain state lands conveyed to the city of St. Peter.

Reported the same back with the following amendments:

Page 1, line 8, delete "may" and insert "shall"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

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.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [ADOPTION AND AMENDMENT OF DESIGN DISTRICTS AND DESIGN FRAMEWORK.]

To preserve and enhance the environmental quality of the city of Saint Paul, the city may take the following actions.

(a) The city council may by ordinance after recommendation from its planning commission and after a public hearing, notice of which shall be published in a newspaper of general circulation at least 20 days prior to the date of the hearing, adopt or amend design districts and design framework to be subject to special controls of the types authorized by sections 1 to 3.

(b) Design framework adopted by the city council may include a compilation of design policies, goals, standards, principles, visual forms and images, and action programs to guide future development of public and private property within the design districts.

(c) Design districts may include designated corridors along freeways and other major thoroughfares; historic areas; areas abutting major educational and cultural institutions; areas abutting lakes, rivers, major parks and parkways; the downtown business district; areas abutting major transportation terminals, major public facilities, and community business districts; and other areas that the city council finds to be especially significant to preservation and improvement of the visual character and environmental quality of the city.

(d) Design districts adopted by the city council under this section must not be given jurisdiction over the capital area, as defined in Minnesota Statutes, section 15.50, subdivision 2.

Sec. 2. [DESIGN ADVISORY COMMITTEE.]

The city council may by ordinance create or designate a design advisory committee or committees, whose members shall be appointed by the mayor and confirmed by the city council, for the purpose of reviewing public and private improvements within design districts for compliance with design framework. Design review committees should have members who are knowledgeable in environmental design by virtue of their interests, training, or experience, and should also have members who are residents and business persons from the design district.

Sec. 3. [CERTIFICATE OF APPROPRIATENESS.]

The Saint Paul city council, if it exercises the authority granted under section 1, may by ordinance provide that no significant improvements, such as buildings or other structures, site improvements, or signs, may be erected, altered, restored, moved, or made within the design districts until after a certificate of appropriateness is issued by the city. The ordinance may provide that plans for the proposed improvements be submitted to the design advisory committee for review as to compliance with the design framework before a certificate of appropriateness is issued. The ordinance shall provide for a right of appeal to the city council if a proposed improvement is found not to be in compliance with the design framework.

Sec. 4. [LOCAL APPROVAL.]

This act is effective the day after compliance by the governing body of the city of Saint Paul with Minnesota Statutes, section 645.021, subdivision 3."

With the recommendation that when so amended the bill pass.

The report was adopted.

Reding from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 419, A bill for an act relating to health care; modifying and making corrections to the health right act; amending Minnesota Statutes 1992, sections 43A.317, subdivisions 2, 7, and 10; 62A.011, subdivision 3; 62A.021, subdivision 1; 62A.65, subdivision 5; 62J.04, subdivisions 2, 3, 4, 5, 6, and 7; 62J.09, subdivisions 1, 2, and 6; 62J.15, subdivision 2; 62J.17, subdivisions 2, 4, 5, and 6; 62J.19; 62J.23; 62J.29, subdivisions 1 and 4; 62J.30, subdivisions 4, 7, 8, and 10; 62J.31, subdivisions 2 and 3; 62J.32, subdivisions 1 and 4; 62J.34, subdivisions 2 and 3; 62L.02, subdivisions 8, 11, 15, and 16, and by adding a subdivision; 62L.03, subdivisions 2 and 5; 62L.05, subdivisions 1, 4, and 10; 62L.09, subdivision 2; 62L.13, subdivisions 1, 3, and 4; 62L.14, subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; 62L.15, subdivision 2; 62L.16, subdivision 5, and by adding a subdivision; 62L.17, subdivisions 1 and 4; 62L.19; 62L.20, subdivisions 1 and 2; 144.147, subdivision 4; 144.1481, subdivision 1; 144.1486; 256.045, subdivision 10; 256.9353, subdivisions 2, 6, and by adding a subdivision; 256.9354; 256.9355, subdivision 3; 256.9356, subdivision 2; 256.9357; 256B.0644; Laws 1992, chapter 549, articles 1, section 15; 2, sections 24 and 25; 3, section 24; and 4, section 18; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 1992, sections 62J.05, subdivision 5; 62J.09, subdivision 3; and 62J.21.

Reported the same back with the following amendments to UES0419-1, the unofficial engrossment:

Page 18, delete lines 2 and 3 and insert "eligible charges" means, as determined by the board of directors, eligible charges reduced by the average difference between eligible charges and the expected liability of the health carrier for services performed. The board of directors, in its discretion, may determine additional different discounts, based upon geographic area and type of delivery system."

Page 18, line 30, strike "or"

Page 18, line 31, strike the period and insert "; or

(12) issued solely as a companion to a health maintenance contract as described in section 62D.12, subdivision 1a, so long as the health maintenance contract meets the definition of a health benefit plan."

Page 20, line 21, after "covered" insert "or to be covered"

Page 21, line 9, after the period insert "If a health benefit plan, other than a small employer plan, provides terms of renewal that do not exclude an employer that is no longer a small employer, the health benefit plan may be renewed according to its own terms. If a health carrier issues or renews a health plan to an employer that is no longer a small employer, without interruption of coverage, the health plan is subject to section 60A.082."

Pages 21 and 22, delete sections 8 and 9

Page 26, line 2, strike everything after the headnote

Page 26, line 3, strike everything before "After" and strike "initial two-year period" and insert "annual meeting in 1994"

Page 34, line 22, delete "or"

Page 34, line 23, delete the period and insert "; or

(12) issued solely as a companion to a health maintenance contract as described in section 62D.12, subdivision 1a, so long as the health maintenance contract meets the definition of a health plan."

Pages 34 to 36, delete section 5, and insert:

"Sec. 5. Minnesota Statutes 1992, section 62A.02, subdivision 1, is amended to read:

Subdivision 1. [FILING.] For purposes of this section, "health plan" means a health plan as defined in section 62A.011 or a policy of accident and sickness insurance as defined in section 62A.01. No health plan ~~as defined in section 62A.011~~ shall be issued or delivered to any person in this state, nor shall any application, rider, or endorsement be used in connection with the health plan, until a copy of its form and of the classification of risks and the premium rates pertaining to the form have been filed with the commissioner. The filing for nongroup health plan forms shall include a statement of actuarial reasons and data to support the rate. For health benefit plans as defined in section 62L.02, and for health plans to be issued to individuals, the health carrier shall file with the commissioner the information required in section 62L.08, subdivision 8. For group health plans for which approval is sought for sales only outside of the small employer market as defined in section 62L.02, this section applies only to policies or contracts of accident and sickness insurance. All forms intended for issuance in the individual or small employer market must be accompanied by a statement as to the expected loss ratio for the form. Premium rates and forms relating to specific insureds or proposed insureds, whether individuals or groups, need not be filed, unless requested by the commissioner."

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 6, delete "62A.021" and insert "62A.02"

Page 1, line 15, delete "subdivisions 1, 4, and" and insert "subdivision"

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

The report was adopted.

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

S. F. No. 789, A bill for an act relating to the city of St. Paul; validating an approval of special laws.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 248, 281, 581, 962, 1251, 1285, 1486, 1492, 1494 and 1541 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 192, 235, 262 and 789 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Krueger introduced:

H. F. No. 1700, A bill for an act relating to taxation; repealing the hospital and health care provider gross revenues taxes; repealing the gross premiums taxes on health maintenance organizations and nonprofit health service corporations; repealing the health care access fund and providing for payment from the general fund; amending Minnesota Statutes 1992, sections 60A.15, subdivision 1; 62C.01, subdivision 3; 62E.11, subdivision 12; 62J.07, subdivision 4; 214.16, subdivision 3; and 256.9352, subdivision 3; repealing Minnesota Statutes 1992, sections 16A.724; 144.1484, subdivision 2; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.57; 295.58; 295.59; and Laws 1992, chapter 549, article 9, sections 17 to 21.

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

Solberg, Winter, Rukavina, Hugoson and Workman introduced:

H. F. No. 1701, A bill for an act relating to taxation; revising rebate, penalty, notification, and publication provisions in the unfair cigarette sales act; amending Minnesota Statutes 1992, sections 325D.33, subdivision 3, and by adding a subdivision; 325D.37, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 325D; repealing Minnesota Statutes 1992, section 325D.33, subdivision 7.

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

Wagenius, Sekhon, Weaver and Orenstein introduced:

H. F. No. 1702, 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; appropriating money; amending Minnesota Statutes 1992, section 115B.175, subdivision 6, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 115B; and 116J.

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

Jennings, Lasley, Bauerly, Kelso and Ozment introduced:

H. F. No. 1703, A bill for an act relating to education; establishing a community participation school pilot program in the North Branch school district; appropriating money.

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

Macklin, Pawlenty, Holsten, Van Dellen and Seagren introduced:

H. F. No. 1704, A bill for an act relating to taxation; providing general property tax limitations for taxes payable in 1994; proposing coding for new law in Minnesota Statutes, chapter 275.

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

McGuire introduced:

H. F. No. 1705, A bill for an act relating to civil commitment; eliminating the requirement that commitment notices and documents, including the prepetition screening report, be given to any interested person; amending Minnesota Statutes 1992, section 253B.07, subdivision 4.

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

Rest introduced:

H. F. No. 1706, A bill for an act relating to taxation; authorizing preliminary approval of leasehold cooperative treatment; providing a penalty; 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.

Orfield introduced:

H. F. No. 1707, A bill for an act relating to public safety; establishing a task force on police pursuit; requiring the task force to develop written model guidelines on police pursuit and make recommendations on supplemental measures to ensure public and police safety during pursuits; requiring the commissioner of public safety to establish a pilot program for use of vehicle-mounted cameras; requiring the director of the office of traffic safety to develop a public education program on police pursuit and the board of peace officer standards and training to include driver training in curriculums; authorizing forfeiture of vehicles used to flee peace officers; amending Minnesota Statutes 1992, section 609.531, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 609; and 626.

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

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. 254, A bill for an act relating to public bodies; providing for the place of residence of members; amending Minnesota Statutes 1992, section 375.025, subdivision 4.

H. F. No. 399, A bill for an act relating to commerce; unclaimed property; regulating certain notices and reports; amending Minnesota Statutes 1992, sections 345.41; and 345.42, subdivisions 2 and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

S. F. Nos. 174, 498, 512 and 748.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 174, A bill for an act relating to commerce; regulating facsimile transmission of unsolicited advertising materials; providing penalties and remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

S. F. No. 498, A bill for an act relating to agriculture; repealing the hazardous substance labeling act; amending Minnesota Statutes 1992, section 325F.19, subdivision 7; repealing Minnesota Statutes 1992, sections 24.32; 24.33; 24.34; 24.35; 24.36; 24.37; 24.38; 24.39; 24.40; 24.41; and 24.42.

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

S. F. No. 512, A bill for an act relating to telecommunications; providing for regulation of telecommunications carriers; limiting discriminatory practices, services, rates, and pricing; providing for investigation, hearings, and appeals regarding telecommunications services; delineating telecommunications practices allowed; providing penalties and remedies; amending Minnesota Statutes 1992, sections 237.01, subdivision 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237; repealing Minnesota Statutes 1992, section 237.59, subdivision 7.

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

S. F. No. 748, A bill for an act relating to human services; clarifying day training and habilitation transportation exemptions; clarifying that counties may contract with hospitals to provide outpatient mental health services; clarifying the definition of crisis assistance; increasing the allowable duration of unlicensed, single-family respite care; clarifying the definition of related condition and application procedures for family support grants; correcting references to case management and hospital appeals; clarifying eligibility for case management services; clarifying nursing facility rate adjustments; clarifying the calculation and allowing 12-month plans for special needs exceptions; clarifying requirements for health care provider participation; clarifying voluntary spend-down procedures; amending Minnesota Statutes 1992, sections 174.30, subdivision 1; 245.470, subdivision 1; 245.4871, subdivision 9a; 245.4876, subdivision 2; 245.488, subdivision 1; 245A.03, subdivision 2; 252.27, subdivisions 1 and 1a; 252.32, subdivision 1a; 256.045, subdivision 4a; 256.9686, subdivision 6; 256.9695, subdivisions 1 and 3; 256B.056, subdivision 5; 256B.0644; 256B.092, subdivisions 1, 1b, 1g, 7, and 8a; 256B.431, subdivision 10; 256B.48, subdivision 3a; 256B.501, subdivision 8; and 609.115, subdivision 9; repealing Minnesota Statutes 1992, section 256B.0629.

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

CONSENT CALENDAR

H. F. No. 1074, A bill for an act relating to elections; requiring publication and posting of notice of filing dates by county auditors; amending Minnesota Statutes 1992, section 204B.33.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1528 was reported to the House.

Lasley moved that H. F. No. 1528 be continued on the Consent Calendar. The motion prevailed.

H. F. No. 270, A bill for an act relating to the city of St. Paul; authorizing payment of refunds to the estates of certain deceased firefighters.

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

The question was taken on the passage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1326, A bill for an act relating to outdoor recreation; authorizing marking of canoe and boating routes on the Pomme de Terre river; amending Minnesota Statutes 1992, section 85.32, 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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

SPECIAL ORDERS

S. F. No. 234, A bill for an act relating to juvenile justice; defining "child in need of protection or services" and "child abuse"; amending Minnesota Statutes 1992, section 260.015, subdivision 2a, and by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 507, A bill for an act relating to patient and resident rights; providing patients and residents with the option to disclose their presence in a facility; amending Minnesota Statutes 1992, sections 144.651, subdivisions 2, 21, and 26; and 253B.03, subdivisions 3 and 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	Carruthers	Garcia	Jefferson	Lasley	Munger	Pawlenty
Anderson, I.	Clark	Girard	Jennings	Leppik	Murphy	Pelowski
Anderson, R.	Commers	Goodno	Johnson, A.	Limmer	Nelson	Perlt
Asch	Cooper	Greenfield	Johnson, R.	Lindner	Ness	Peterson
Battaglia	Dauner	Greiling	Johnson, V.	Lourey	Olson, E.	Pugh
Bauerly	Davids	Gruenes	Kahn	Lynch	Olson, K.	Reding
Beard	Dawkins	Gutknecht	Kalis	Macklin	Olson, M.	Rest
Bergson	Dehler	Hasskamp	Kelley	Mahon	Onnen	Rhodes
Bertram	Delmont	Haukoos	Kelso	Mariani	Opatz	Rice
Bettermann	Dempsey	Hausman	Kinkel	McCollum	Orenstein	Rodosovich
Bishop	Dorn	Holsten	Klinzing	McGuire	Orfield	Rukavina
Blatz	Erhardt	Hugoson	Knickerbocker	Milbert	Osthoff	Sarna
Brown, C.	Evans	Huntley	Koppendraye	Molnau	Ostrom	Seagren
Brown, K.	Farrell	Jacobs	Krinkie	Morrison	Ozment	Sekhon
Carlson	Frerichs	Jaros	Krueger	Mosel	Pauly	Skoglund

Smith	Steensma	Tompkins	Vellenga	Weaver	Winter	Spk. Long
Solberg	Sviggum	Trimble	Vickerman	Wejcman	Wolf	
Sparby	Swenson	Tunheim	Wagenius	Welle	Worke	
Stanis	Tomassoni	Van Dellen	Waltman	Wenzel	Workman	

The bill was passed and its title agreed to.

H. F. No. 643 was reported to the House.

Anderson, I., moved that H. F. No. 643 be continued on Special Orders. The motion prevailed.

H. F. No. 654, A bill for an act relating to commerce; regulating corporate registrations and administrative dissolutions; regulating limited partnership registrations; regulating trademarks; regulating various lien filings; making various housekeeping changes relating to the powers and duties of the secretary of state; regulating legal newspapers; amending Minnesota Statutes 1992, sections 302A.821, subdivision 6; 303.13, subdivisions 1 and 2; 317A.823, subdivision 1; 317A.827, subdivision 3; 322A.70; 331A.07; 333.20, subdivision 3; 336.9-403; 514.27; 514.661, subdivision 4; 514.945, subdivision 1; 514.956, subdivision 3; and 514.960, subdivision 3.

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 126 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Gutknecht	Limmer
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The bill was passed and its title agreed to.

S. F. No. 371, A resolution memorializing the President and Congress to retain the Grand Forks Air Force Base, Grand Forks, North Dakota.

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 116 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Commers	Krinkie	McCollum	Olson, M.	Seagren
Hugoson	Leppik	Molnau	Osthoff	Wolf

The bill was passed and its title agreed to.

H. F. No. 560, A bill for an act relating to railroads; redefining "grade crossing" to include an intersection of a public pedestrian-bicycle trail with railroad tracks; amending Minnesota Statutes 1992, section 219.16.

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 120 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Davids	Girard	Hugoson	Krinkie	Vickerman
Frerichs	Haukoos	Koppendraye	Olson, M.	Worke

The bill was passed and its title agreed to.

H. F. No. 812 was reported to the House.

Rodosovich moved that H. F. No. 812 be returned to General Orders. The motion prevailed.

H. F. No. 795, A bill for an act relating to insurance; no-fault auto; excluding certain vehicles from the right of indemnity granted by the no-fault act; amending Minnesota Statutes 1992, section 65B.53, 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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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.

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

The bill was passed and its title agreed to.

GENERAL ORDERS

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

There being no objection, the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Madam Speaker:

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

S. F. No. 605.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 605, A bill for an act relating to the veterans homes board; requiring the board to apply for certain federal funding.

The bill was read for the first time.

Skoglund moved that S. F. No. 605 and H. F. No. 950, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

MOTIONS AND RESOLUTIONS

Huntley moved that his name be stricken and the name of Garcia be shown as chief author on H. F. No. 423. The motion prevailed.

Jacobs moved that the name of Jennings be added as chief author on H. F. No. 1051. The motion prevailed.

Stanius moved that the names of Reding, Worke, Winter and Jennings be added as authors on H. F. No. 1094. The motion prevailed.

Stanius moved that the names of Worke, Winter and Jennings be added as authors on H. F. No. 1095. The motion prevailed.

Stanius moved that the names of Reding, Worke, Winter and Jennings be added as authors on H. F. No. 1096. The motion prevailed.

Stanius moved that the names of Reding, Worke, Winter and Jennings be added as authors on H. F. No. 1097. The motion prevailed.

Asch moved that the name of Sekhon be added as an author on H. F. No. 1275. The motion prevailed.

Johnson, A., moved that the name of Sekhon be added as an author on H. F. No. 1374. The motion prevailed.

Lourey moved that the name of Wejcman be added as an author on H. F. No. 1482. The motion prevailed.

Hausman moved that her name be stricken and the name of Mariani be added as chief author and the names of Jaros and Milbert be added as authors on H. F. No. 1582. The motion prevailed.

Mariani moved that the name of Orenstein be added as an author on H. F. No. 1590. The motion prevailed.

Wenzel moved that the names of Winter, Cooper and Mosel be added as authors on H. F. No. 1639. The motion prevailed.

Rhodes moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the negative on Monday, April 5, 1993, when the vote was taken on the passage of H. F. No. 296, as amended by the Senate." The motion prevailed.

Munger moved that H. F. No. 65 be returned to its author. The motion prevailed.

Kelley moved that H. F. No. 986, now on Technical General Orders, be re-referred to the Committee on Governmental Operations and Gambling. The motion prevailed.

Orfield moved that H. F. No. 1494, now on Technical General Orders, be re-referred to the Committee on Judiciary. The motion prevailed.

Welle moved that S. F. No. 198 be recalled from the Committee on Local Government and Metropolitan Affairs and together with H. F. No. 248, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 7:00 p.m., Monday, April 12, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 7:00 p.m., Monday, April 12, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives