

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

FORTY-SECOND DAY

SAINT PAUL, MINNESOTA, FRIDAY, APRIL 23, 1993

The House of Representatives convened at 1:00 p.m. and was called to order by Dee Long, Speaker of the House.

Prayer was offered by Father Dan Ward, St. John's Abbey, Collegeville, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Clark, Girard and Sarna were excused.

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

REPORTS OF CHIEF CLERK

S. F. No. 44 and H. F. No. 483, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Greenfield moved that the rules be so far suspended that S. F. No. 44 be substituted for H. F. No. 483 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 163 and H. F. No. 573, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Stanius moved that S. F. No. 163 be substituted for H. F. No. 573 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 181 and H. F. No. 181, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Rest moved that the rules be so far suspended that S. F. No. 181 be substituted for H. F. No. 181 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 207 and H. F. No. 489, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Lourey moved that the rules be so far suspended that S. F. No. 207 be substituted for H. F. No. 489 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 225 and H. F. No. 606, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Pugh moved that the rules be so far suspended that S. F. No. 225 be substituted for H. F. No. 606 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 376 and H. F. No. 378, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Reding moved that S. F. No. 376 be substituted for H. F. No. 378 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 384 and H. F. No. 499, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Wejcman moved that the rules be so far suspended that S. F. No. 384 be substituted for H. F. No. 499 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 414 and H. F. No. 403, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Simoneau moved that the rules be so far suspended that S. F. No. 414 be substituted for H. F. No. 403 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 560 and H. F. No. 665, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Greenfield moved that the rules be so far suspended that S. F. No. 560 be substituted for H. F. No. 665 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 737 and H. F. No. 746, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ostrom moved that the rules be so far suspended that S. F. No. 737 be substituted for H. F. No. 746 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 981 and H. F. No. 1117, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Gutknecht moved that the rules be so far suspended that S. F. No. 981 be substituted for H. F. No. 1117 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1141 and H. F. No. 1251, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Mahon moved that S. F. No. 1141 be substituted for H. F. No. 1251 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1199 and H. F. No. 1187, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Perlt moved that the rules be so far suspended that S. F. No. 1199 be substituted for H. F. No. 1187 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1400 and H. F. No. 1541, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Winter moved that the rules be so far suspended that S. F. No. 1400 be substituted for H. F. No. 1541 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 50, A bill for an act relating to agriculture; changing the apiary laws; amending Minnesota Statutes 1992, sections 19.50, by adding a subdivision; 19.52, subdivision 1; 19.55; 19.56; 19.58, subdivisions 1, 2, and 4; 19.59; 19.64, subdivisions 1 and 4a; and 19.65; proposing coding for new law in Minnesota Statutes, chapter 19; repealing Minnesota Statutes 1992, sections 19.51, subdivision 3; 19.54; 19.58, subdivisions 3, 7, and 8; 19.60; 19.61, subdivision 2; 19.62; and 19.64, subdivisions 2, 3, and 4.

Reported the same back with the following amendments:

Page 6, after line 32, insert:

"Sec. 13. [APPROPRIATION REDUCTION.]

The general fund appropriation to the commissioner of agriculture is reduced by \$15,000 in the first year and \$15,000 in the second year of the biennium ending June 30, 1995."

Page 6, line 33, delete "13" and insert "14"

Page 7, line 2, delete "14" and insert "15"

Page 7, line 3, delete "to 13" and insert ", 12, and 14"

Amend the title as follows:

Page 1, line 2, after the second semicolon insert "reducing an appropriation;"

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 272, A bill for an act relating to state departments; abolishing department of public safety and transferring certain responsibilities and personnel to other agencies; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 13.99, subdivision 82; 15.01; 15A.081, subdivision 1; 16B.14; 16B.46; 16B.54, subdivision 2; 43A.05, subdivision 4; 43A.34, subdivision 4; 65B.28, subdivision 2; 161.125, subdivision 3; 161.20, subdivision 4; 161.465; 168.011, by adding subdivisions; 168.126, subdivision 3; 168.325; 169.751; 169.783, subdivision 1; 170.23; 170.24; 171.015; 216C.19, subdivision 1; 218.031, subdivision 2; 270.73, subdivision 1; 297B.01, subdivision 3; 297C.09; 297C.10, subdivision 1; 299A.02; 299A.30; 299A.31, subdivision 1; 299A.331, subdivision 1; 299A.38, subdivision 1; 299C.01; 299C.03; 299C.06; 299C.13; 299C.50; 299F.01; 299F.05, subdivision 2; 299L.01, subdivision 1; 340A.201; 347.51, subdivision 2a; 349.151, subdivision 2; 352B.01, subdivision 2; 360.0752, subdivision 7; 360.0753, subdivision 6; 611A.20, subdivision 2; 624.7151; 626.5531, subdivision 2; 626.562, subdivision 1; and 634.16; repealing Minnesota Statutes 1992, sections 168.325, subdivision 4; 171.015, subdivisions 1 and 5; 270B.12, subdivision 4; and 299A.01; Laws 1987, chapter 315, section 4, subdivision 2; Laws 1990, chapters 571, section 39; and 594, article 3, sections 6 and 7.

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 299, A bill for an act relating to elections; changing requirements and procedures for maintaining precinct boundary data; appropriating money; amending Minnesota Statutes 1992, sections 204B.14, subdivisions 5 and 6; and 204B.146.

Reported the same back with the following amendments:

Page 4, line 3, delete "\$....." and insert "\$63,000"

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

The report was adopted.

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

H. F. No. 514, A bill for an act relating to the environment; providing for passive bioremediation; providing for review of agency employee decisions; increasing membership of petroleum tank release compensation board; establishing a fee schedule of costs or criteria for evaluating reasonableness of costs submitted for reimbursement; modifying petroleum tank release cleanup fee; modifying reimbursements; modifying consultant and contractor registration requirements; authorizing board to delegate its reimbursement powers and duties to the commissioner of commerce; authorizing rulemaking; appropriating money; amending Minnesota Statutes 1992, sections 115C.02, subdivision 10; 115C.03, by adding subdivisions; 115C.07, subdivisions 1, 2, and 3; 115C.08, subdivisions 1, 2, 3, and 4; 115C.09, subdivisions 1, 3, 3a, 3c, and by adding a subdivision; and 115C.11, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 115C; repealing Minnesota Statutes 1992, sections 115C.01; 115C.02; 115C.021; 115C.03; 115C.04; 115C.045; 115C.05; 115C.06; 115C.065; 115C.07; 115C.08; 115C.09; 115C.10; 115C.11; and 115C.12.

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 948, A bill for an act relating to commerce; modifying the definition of business license; regulating residential building contractors and remodelers; providing licensing requirements; prescribing the powers and duties of the commissioner; establishing a contractor's recovery fund; amending Minnesota Statutes 1992, sections 116J.70, subdivision 2a; 326.83, subdivisions 4, 6, 7, 8, 10, and by adding subdivisions; 326.84, subdivisions 1 and 3; 326.85, subdivision 1; 326.86; 326.87, subdivision 2; 326.88; 326.89, subdivisions 2, 3, and by adding subdivisions; 326.90; 326.91, subdivisions 1 and 2; 326.92, subdivisions 1 and 3; 326.93, subdivision 1; 326.94, subdivision 2; 326.97, subdivision 1, and by adding a subdivision; 326.99; and 326.991; proposing coding for new law in Minnesota Statutes, chapter 326; repealing Minnesota Statutes 1992, sections 326.84, subdivision 2; and 326.94, subdivision 1.

Reported the same back with the following amendments:

Page 8, line 18, delete "lease" and insert "least"

Page 16, line 13, delete ", (7), and" and insert "to"

Page 18, line 2, delete "or"

Page 18, line 5, before the period insert "; or

(11) has engaged in bad faith, unreasonable delays, or frivolous claims in defense of a civil lawsuit arising out of their activities as a licensee under this chapter"

Page 20, line 3, before "(a)" insert "Subdivision 1. [GENERALLY.]"

Page 21, after line 11, insert:

"(c) All money in the contractor's recovery fund is appropriated annually to the commissioner for the purposes of this section.

Subd. 2. [ACCELERATED CLAIMS PAYMENT.] Recovery fund claims that do not exceed the jurisdiction limits for conciliation court matters as specified in section 487.30 shall be paid on an accelerated basis if all of the following requirements have been satisfied:

(a) When any aggrieved person obtains a judgment in any court of competent jurisdiction, regardless of whether the judgment has been discharged by a bankruptcy court against a residential building contractor or residential remodeler on grounds specified in subdivision 1, paragraph (a), clause (2), the aggrieved person may file a verified application with the commissioner for payment out of the fund of the amount of actual and direct out-of-pocket loss in the transaction, but excluding any attorney fees, interest on the loss and on any judgment obtained as a result of the loss, up to the conciliation court jurisdiction limits, of the amount unpaid upon the judgment. For purposes of this section, persons who are joint tenants or tenants in common are deemed to be a single claimant.

(b) The commissioner has sent the licensee a copy of the verified application by first-class mail to the licensee's address as it appears in the records of the department of commerce with a notice that the claim will be paid 15 days from the date of the notice unless the licensee notifies the commissioner prior to that date of the commencement of an appeal of the judgment, if the time for appeal has not expired, and that payment of the claim will result in automatic suspension of the licensee's license.

(c) If the licensee does not notify the commissioner of the commencement of an appeal, the commissioner shall pay the claim at the end of the 15-day period.

(d) If an appeal is commenced, the payment of the claim is stayed until the conclusion of the appeal.

(e) The commissioner may pay claims which total no more than \$15,000 against the licensee under this accelerated process. The commissioner may prorate the amount of claims paid under this subdivision if claims in excess of \$15,000 against the licensee are submitted. Any unpaid portions of such claims shall be satisfied in the manner set forth in subdivision 1."

Page 22, line 17, delete everything after "Laws"

Page 22, line 18, delete "18" and insert "1993, chapter 9"

Amend the title as follows:

Page 1, line 7, after the semicolon insert "appropriating money;"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means:

The report was adopted.

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

H. F. No. 994, A bill for an act relating to children; foster care and adoption placement; specifying time limits for compliance with placement preferences; setting standards for changing out-of-home placement; requiring notice of certain adoptions; clarifying certain language; requiring compliance with certain law; amending Minnesota Statutes 1992, sections 257.071, subdivisions 1 and 1a; 257.072, subdivision 7; 259.255; 259.28, subdivision 2, and by adding a subdivision; 259.455; 260.012; 260.181, subdivision 3; and 260.191, subdivisions 1a, 1d, and 1e; proposing coding for new law in Minnesota Statutes, chapters 257; and 259.

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 1094, A bill for an act relating to insurance; regulating fees, data collection, coverages, notice provisions, enforcement provisions, the Minnesota joint underwriting association and the liquor liability assigned risk plan; enacting the NAIC model regulation relating to reporting requirements for licensees seeking to do business with certain unauthorized multiple employer welfare arrangements; making various technical changes; amending Minnesota Statutes 1992, sections 13.71, by adding subdivisions; 45.024, subdivision 2; 59A.12, by adding a subdivision; 60A.02, by adding a subdivision; 60A.03, subdivisions 5 and 6; 60A.052, subdivision 2; 60A.082; 60A.085; 60A.14, subdivision 1; 60A.19, subdivision 4; 60A.206, subdivision 3; 60A.21, subdivision 2; 60A.36, by adding a subdivision; 60C.22; 60K.06; 60K.14, subdivision 4; 60K.19, subdivision 5; 61A.02, subdivision 2; 61A.031; 61A.04; 61A.07; 61A.071; 61A.073; 61A.074, subdivision 1; 61A.08; 61A.09, subdivision 1; 61A.092, by adding a subdivision; 61A.12, subdivision 1; 61A.282, subdivision 2; 62A.047; 62A.148; 62A.153; 62A.43, subdivision 4; 62E.19, subdivision 1; 62H.01; 62I.02; 62I.03; 62I.07; 62I.13, subdivisions 1 and 2; 62I.20; 65A.01, subdivision 1; 65A.29, subdivision 7; 65B.49, subdivision 3; 72A.20, subdivision 29; 72A.201, subdivision 9; 72A.41, subdivision 1; 72B.03, subdivision 1; 72B.04, subdivision 2; 176.181, subdivision 2; and 340A.409, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 45; 60A; 61A; 62A; and 62H; repealing Minnesota Statutes 1992, sections 72A.45; and 72B.07; Minnesota Rules, parts 2780.4800; 2783.0010; 2783.0020; 2783.0030; 2783.0040; 2783.0050; 2783.0060; 2783.0070; 2783.0080; 2783.0090; and 2783.0100.

Reported the same back with the following amendments:

Page 2, delete section 4

Page 15, line 16, before the period insert ";

(9) for issuing duplicate licenses, \$10;

(10) for issuing licensing histories, \$20"

Page 55, after line 30, insert:

"Sec. 71. [APPROPRIATION.]

\$39,000 for fiscal year 1994 and \$45,000 for fiscal year 1995 are appropriated from the general fund to the commissioner of commerce."

Page 56, line 11, delete "37" and insert "36"

Page 56, line 13, delete "69 to 72" and insert "68 to 70, 72,"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after the semicolon insert "appropriating money;"

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

The report was adopted.

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

H. F. No. 1114, A bill for an act relating to game and fish; stamp design; training of hunting dogs; clothing requirements; raccoon season; rough fish taking by nonresidents; muskie size limits; taking of mussels; advance of matching funds; financing waterfowl development; defining "undressed bird"; seasons on muskrat, mink, otter, and beaver; amending Minnesota Statutes 1992, sections 84.085, by adding a subdivision; 97A.015, subdivision 49; 97A.045, subdivision 7; 97B.005, subdivisions 2 and 3; 97B.071; 97B.621, subdivision 1; 97B.911; 97B.915; 97B.921; 97B.925; 97C.375; 97C.405; and 97C.701, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 97A; repealing Minnesota Statutes 1992, sections 97A.541; 97C.701, subdivisions 3, 4, and 5; 97C.705; and 97C.711.

Reported the same back with the following amendments:

Page 2, after line 7, insert:

"Sec. 2. Minnesota Statutes 1992, section 97A.015, is amended by adding a subdivision to read:

Subd. 26a. [IN-THE-ROUND.] "In-the-round" means fish with heads, tails, fins, skins, and scales intact."

Page 3, after line 5, insert:

"Sec. 6. Minnesota Statutes 1992, section 97A.531, is amended to read:

97A.531 [SHIPMENT OF WILD ANIMALS TAKEN IN CANADA.]

Subdivision 1. [SHIPPING COUPONS.] (a) A person may ship, within or out of the state, wild animals lawfully taken and possessed in Canada and that have lawfully entered the state. The shipment must have the shipping coupons required for a shipment originating in the province where the animals were taken.

(b) The commissioner of natural resources may suspend the requirement of a Minnesota angling license to transport Canadian fish whenever Canadian laws imposing fees and work permits on nonresident anglers and guides are repealed.

Subd. 2. [CONDITION OF FISH.] Fish that are lawfully taken and possessed in Canada may must be brought into the state in-the-round for filleting and packing and may be transported within the state or out of the state only by a resident or nonresident possessing a Minnesota angling license. A violation of this subdivision is a misdemeanor, and in addition to any criminal penalty imposed, fish brought into or transported within the state contrary to this subdivision must be confiscated, and a penalty of \$10 for each fish must be imposed.

Subd. 3. [NOTICE.] Any advertisement of fishing resorts or facilities in Canada in printed or broadcast form originating or distributed within the state must contain a summary of the requirement of subdivision 2, and penalty for noncompliance.

Subd. 4. [CONDITIONS SUSPENDED.] The commissioner of natural resources may suspend the requirement of transporting fish in-the-round when brought into Minnesota from Canada whenever Canadian laws imposing fees and work permits on nonresident anglers and guides are repealed."

Page 5, after line 25, insert:

"Sec. 20. [EFFECTIVE DATE.]

The provisions of sections 2 and 6 are effective January 1, 1994."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "beaver," insert "required license to take and condition of fish brought into the state from Canada; authorizing suspension of requirements upon action by Canadian authorities;"

Page 1, line 9, after "49" insert ", and by adding a subdivision"

Page 1, line 10, after "subdivision 7;" insert "97A.531;"

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 1137, A bill for an act relating to real estate; regulating fees, licenses, and agreements; requiring certain disclosures; providing for meetings of the real estate appraiser advisory board; changing terms; regulating fees and licenses; amending Minnesota Statutes 1992, sections 82.17, subdivision 4, and by adding subdivisions; 82.19, subdivision 5, and by adding subdivisions; 82.20, subdivision 15; 82.21, subdivision 1, and by adding a subdivision; 82.22, subdivisions 6 and 13; 82.24, subdivision 1; 82.27, subdivision 1; 82.33, subdivision 2, and by adding subdivisions; 82.34, subdivisions 3 and 7; 82B.02, by adding a subdivision; 82B.05, subdivision 5; 82B.11; 82B.14; 82B.19, subdivision 2; and 507.45, subdivision 4; Laws 1992, chapter 555, article 1, section 12; proposing coding for new law in Minnesota Statutes, chapter 82; repealing Minnesota Statutes 1992, sections 82.22, subdivision 7; and 462A.201, subdivision 5; Minnesota Rules, part 2805.1200.

Reported the same back with the following amendments:

Page 27, after line 20, insert:

"Sec. 29. [APPROPRIATION.]

\$27,000 for fiscal year 1994 and \$27,000 for fiscal year 1995 are appropriated from the general fund to the commissioner of commerce for implementation of sections 1 to 28."

Page 27, line 31, delete "30" and insert "31"

Page 27, line 33, delete "29" and insert "30"

Renumber the remaining sections

Amend the title as follows:

Page 1, line 6, after the semicolon insert "appropriating money;"

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

The report was adopted.

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

H. F. No. 1225, A bill for an act relating to agriculture; authorizing use of money in the agricultural chemical response and reimbursement account for administrative costs; exempting certain pesticides from the ACRRA surcharge; requiring a report; appropriating money; repealing the hazardous substance labeling act; amending Minnesota Statutes 1992, sections 18B.01, by adding subdivisions; 18B.135; 18B.14, subdivision 2; 18B.31, subdivision 1; 18B.36, subdivision 2; 18B.37, subdivision 2; 18C.005, subdivisions 13 and 35; 18C.115, subdivision 2; 18C.211, subdivision 1; 18C.215, subdivision 2; 18C.305, subdivision 2; 18E.03, subdivisions 2 and 5; 21.85, subdivision 10; 325F.19, subdivision 7; repealing Minnesota Statutes 1992, sections 18B.07, subdivision 3; 18C.211, subdivision 3; 18C.215, subdivision 3; 24.32; 24.33; 24.34; 24.35; 24.36; 24.37; 24.38; 24.39; 24.40; 24.41; 24.42; 25.46; and 25.47.

Reported the same back with the following amendments:

Page 4, after line 25, insert:

"Sec. 5. Minnesota Statutes 1992, section 18B.26, subdivision 3, is amended to read:

Subd. 3. [APPLICATION FEE.] (a) A registrant shall pay an annual application fee for each pesticide to be registered, and this fee is set at one-tenth of one percent for calendar year 1990, at one-fifth of one percent for calendar year 1991, and at two-fifths of one percent for calendar year 1992 and thereafter of annual gross sales within the state and annual gross sales of pesticides used in the state, with a minimum nonrefundable fee of \$250 ~~plus an additional one-tenth of one percent for each pesticide for which the United States Environmental Protection Agency, Office of Water, has published a Health Advisory Summary by December 1 of the previous year.~~ The registrant shall determine when and which pesticides are sold or used in this state. The registrant shall secure sufficient sales information of pesticides distributed into this state from distributors and dealers, regardless of distributor location, to make a determination. Sales of pesticides in this state and sales of pesticides for use in this state by out-of-state distributors are not exempt and must be included in the registrant's annual report, as required under paragraph (c), and fees shall be paid by the registrant based upon those reported sales. Sales of pesticides in the state for use outside of the state are exempt from the application fee in this paragraph if the registrant properly documents the sale location and distributors. A registrant paying more than the minimum fee shall pay the balance due by March 1 based on the gross sales of the pesticide by the registrant for the preceding calendar year. The fee for disinfectants and sanitizers shall be the minimum. The minimum fee is due by December 31 preceding the year for which the application for

registration is made. Of the amount collected after calendar year 1990, \$600,000 per fiscal year must be credited to the waste pesticide account under section 18B.065, subdivision 5, and the additional amount collected for pesticides with Health Advisory Summaries shall be credited to the agricultural project utilization account under section 116O.13 to be used for pesticide use reduction grants by the agricultural utilization research institute.

(b) An additional fee of \$100 must be paid by the applicant for each pesticide to be registered if the application is a renewal application that is submitted after December 31.

(c) A registrant must annually report to the commissioner the amount and type of each registered pesticide sold, offered for sale, or otherwise distributed in the state. The report shall be filed by March 1 for the previous year's registration. The commissioner shall specify the form of the report and require additional information deemed necessary to determine the amount and type of pesticides annually distributed in the state. The information required shall include the brand name, amount, and formulation of each pesticide sold, offered for sale, or otherwise distributed in the state, but the information collected, if made public, shall be reported in a manner which does not identify a specific brand name in the report."

Page 13, delete lines 19 to 22, and insert:

"\$200,000 in fiscal year 1994 and \$200,000 in fiscal year 1995 is appropriated from the pesticide regulatory account to the agricultural project utilization account to be used for pesticide use reduction grants, pesticide best management practice evaluation grants, or agricultural chemical spill site remediation research grants by the agricultural utilization research institute in consultation with the department of agriculture."

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 9, after the second semicolon insert "18B.26, subdivision 3;"

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

The report was adopted.

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

H. F. No. 1436, A bill for an act relating to the environment; appropriating money from the metropolitan landfill contingency trust fund to the commissioner of the pollution control agency for reimbursement to the city of Hopkins for remediation of methane at the city landfill; amending Laws 1991, chapter 182, section 7.

Reported the same back with the following amendments:

Page 1, line 15, strike "1993" and insert "1994"

Page 1, line 17, delete the new language

Page 1, delete line 18

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

The report was adopted.

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

H. F. No. 1751, A bill for an act relating to human services; organization and operation of state government; appropriating money for human services, the department of health, health-related boards, jobs and training, housing finance, veterans affairs and other purposes with certain conditions; establishing and modifying certain programs; providing penalties; amending Minnesota Statutes 1992, sections 8.15; 16A.45, by adding a subdivision; 16B.06, subdivision 2a; 116.76, subdivision 14; 116.78, subdivisions 4 and 7; 116.79, subdivisions 1 and 4; 116.80, subdivisions 1 and 2; 116.81, subdivision 1; 116.82, subdivision 3; 116.83, subdivisions 1 and 3; 116L.03, subdivision 7; 144.122; 144.123, subdivision 1; 144.215, subdivision 3, and by adding a subdivision; 144.226, subdivision 2; 144.3831, subdivision 2; 144.802, subdivision 1; 144.8091, subdivision 1; 144.871, subdivisions 2, 6, 7a, 7b, 9, and by adding subdivisions; 144.872, subdivisions 2, 3, 4, and by adding a subdivision; 144.873; 144.874, subdivisions 1, 2, 3, 4, 5, 6, 9, and by adding subdivisions; 144.876, by adding a subdivision; 144.878, subdivisions 2, 2a, and 5; 144.98, subdivision 5; 144A.071; 144A.073, subdivisions 2, 3, and by adding a subdivision; 145.883, subdivision 5; 145.925, by adding a subdivision; 147.02, subdivision 1; 148C.01, subdivisions 3 and 6; 148C.02; 148C.03, subdivisions 1, 2, and 3; 148C.04, subdivisions 2, 3, and 4; 148C.05, subdivision 2; 148C.06; 148C.11, subdivision 3, and by adding a subdivision; 149.04; 157.045; 198.34; 214.01, subdivision 2; 214.04, subdivision 1; 214.06, subdivision 1; 245.462, subdivisions 4 and 20; 245.484; 245.4871, subdivision 4; 245.4873, subdivision 2; 245.4882, subdivision 5; 245.73, subdivisions 2, 3, and by adding a subdivision; 245.765, subdivision 1; 245A.14, by adding a subdivision; 246.0135; 246.18, subdivision 4; 252.275, subdivisions 1 and 8; 252.40; 252.41, subdivisions 1 and 3; 252.43; 252.46; 252A.101, subdivision 7; 252A.111, subdivision 4; 254A.17, subdivisions 1 and 3; 254B.03, subdivision 1; 254B.06, subdivision 3; 256.015, subdivision 4; 256.025, subdivisions 1, 2, 3, and 4; 256.73, subdivisions 2, 3a, 5, and 8; 256.736, subdivisions 10, 10a, 14, 16, and by adding a subdivision; 256.737, subdivisions 1, 1a, 2, and by adding subdivisions; 256.74, subdivision 1; 256.78; 256.9657, subdivisions 1, 1a, 2, 3, 7, and by adding subdivisions; 256.969, subdivisions 1, 8, and by adding a subdivision; 256.9695, subdivision 3; 256.983, subdivision 3; 256B.03, by adding a subdivision; 256B.04, subdivision 16; 256B.042, subdivision 4; 256B.055, subdivision 1; 256B.056, subdivisions 1a and 2; 256B.0575; 256B.059, subdivisions 3 and 5; 256B.0595, subdivisions 1, 2, 3, 4, and by adding a subdivision; 256B.0625, subdivisions 3, 6a, 7, 11, 13, 13a, 14, 15, 17, 19a, 20, 28, 29, and by adding subdivisions; 256B.0627, subdivisions 1, 4, and 5; 256B.0628, subdivision 2; 256B.0911, subdivisions 2, 3, 4, 6, 7, and by adding a subdivision; 256B.0913, subdivisions 4, 5, 9, 12, 13, and 14; 256B.0915, subdivisions 1, 3, and by adding subdivisions; 256B.0917, subdivisions 1, 2, 3, 4, 5, 11, and 12; 256B.093, subdivisions 1 and 3; 256B.15, subdivisions 1 and 2; 256B.19, subdivision 1b; 256B.37, subdivisions 3, 5, and by adding a subdivision; 256B.431, subdivisions 2b, 13, 14, 15, 21, and by adding subdivisions; 256B.47, subdivision 3; 256B.48, subdivisions 1 and 2; 256B.49, by adding a subdivision; 256B.50, subdivision 1b, and by adding subdivisions; 256B.501, subdivisions 3g, 3i, 12, and by adding a subdivision; 256D.01, subdivision 1a; 256D.02, subdivision 5; 256D.03, subdivisions 3, 3, 4, and 8; 256D.04; 256D.05, by adding a subdivision; 256D.051, subdivision 1; 256D.35, subdivision 3a; 256D.44, subdivisions 2 and 3; 256F.06, subdivision 2; 256H.03, subdivision 4; 256I.01; 256I.02; 256I.03, subdivisions 2, 3, and by adding subdivisions; 256I.04, subdivisions 1, 2, 3, and by adding subdivisions; 256I.05, subdivisions 1, 1a, 8, and by adding a subdivision; 256I.06; 257.3573, by adding a subdivision; 257.54; 257.541; 257.55, subdivision 1; 257.57, subdivision 2; 257.59, subdivision 3; 257.73, subdivision 1; 257.74, subdivision 1; 257.803, subdivision 1; 259.40, subdivisions 1, 2, 3, 4, 5, 7, 8, and 9; 259.431, subdivision 5; 268.022, subdivisions 1 and 2; 268.361, subdivisions 6 and 7; 268.362; 268.363; 268.364, subdivisions 1, 3, and by adding a subdivision; 268.365, subdivision 2; 268.55; 268.914, subdivision 1; 268.975, subdivisions 3, 4, 6, 7, 8, and by adding subdivisions; 268.976, subdivision 2; 268.978, subdivision 1; 268.98; 273.1392; 273.1398, subdivision 5b; 275.07, subdivision 3; 326.44; 326.75, subdivision 4; 349.2125, subdivision 4; 388.23, subdivision 1; 393.07, subdivisions 3 and 10; 462A.03, subdivision 15; 462A.057, subdivision 1; 462A.21, by adding subdivisions; 469.011, subdivision 4; 518.156, subdivision 1; 518.551, subdivision 5; 518.611, subdivisions 1, 2, 6, and by adding a subdivision; 518.613, subdivisions 2, 3, and 4; 518.64, subdivision 2; 525.539, subdivision 2; 525.551, subdivision 7; 609.821, subdivisions 1 and 2; 626.559, by adding a subdivision; Laws 1991, chapter 292, article 6, section 54, subdivision 1; and section 57, subdivisions 1 and 3; Laws 1992, chapter 513, article 7, section 131; and article 9, section 41; Laws 1993, chapter 20, sections 2, 5, 7, and by adding a section; proposing coding for new law in Minnesota Statutes, chapter 115C; 116; 144; 145; 197; 198; 214; 245; 252; 252B; 254A; 256; 256B; 256E; 256F; 257; 268; 462A; 514; proposing coding for new law as Minnesota Statutes, chapter 144C; repealing Minnesota Statutes 1992, sections 116.76, subdivision 7; 116.79, subdivision 3; 116.81, subdivision 2; 116.83, subdivision 2; 144.8721; 144.874, subdivision 10; 144.878, subdivision 2a; 148B.72; 214.141; 245.711; 245.712; 252.46, subdivisions 12, 13, and 14; 252.47; 252.478, subdivisions 1, 2, and 3; 256.969, subdivision 20; 256.985; 256I.03, subdivision 4; 256I.05, subdivisions 4, 9, and 10; 256I.051; 268.365, subdivision 1; 268.914, subdivision 2; 268.977; 268.978, subdivision 3; 273.1398, subdivisions 5a and 5c; Laws 1986, chapter 398, article 1, section 18, as amended; Laws 1989, chapter 350, article 16, section 8; Laws 1990, chapter 525, section 1; and Laws 1991, chapter 208, section 2; Minnesota Rules, parts 4622.0100; 4622.0300; 4622.0400; 4622.0600; 4622.0700, subparts 10 and 12; 4622.0900; 4622.1000; 4622.1050; 4622.1100; 4622.1150; and 4622.1200.

Reported the same back with the following amendments:

Page 309, delete section 29

Page 339, line 16, delete "40" and insert "39"

Page 339, line 22, delete "53 and 54" and insert "52 and 53"

Page 339, line 28, delete "33 to 39, and 47" and insert "32 to 38, and 46"

Page 397, line 3, delete "\$56,551,000" and insert "\$56,701,000" and delete "\$56,920,000" and insert "\$57,070,000" and delete "\$113,471,000" and insert "\$113,771,000"

Page 397, line 8, delete "\$147,498,000" and insert "\$79,234,000" and delete "\$146,301,000" and insert "\$78,826,000" and delete "\$293,799,000" and insert "\$158,060,000"

Page 397, line 16, delete "39,021,000" and insert "39,171,000" and delete "38,594,000" and insert "38,744,000"

Page 459, line 32, delete "45,744,000" and insert "45,594,000" and delete "45,314,000" and insert "45,164,000"

Renumber the sections in sequence

Amend the title as follows:

Page 2, line 26, delete "3,"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 994 and 1751 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 44, 163, 181, 207, 225, 376, 384, 414, 560, 737, 981, 1141, 1199 and 1400 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Mosel and Kalis introduced:

H. F. No. 1755, A bill for an act relating to human services; requiring health care facilities to provide transportation for disabled residents or patients on public funded disabled-accessible vehicles; amending Minnesota Statutes 1992, section 144.651, by adding a subdivision.

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

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 File, herewith returned:

H. F. No. 846, A bill for an act relating to civil commitment; authorizing new procedures for return of certain patients who are absent from treatment facilities without authorization; amending Minnesota Statutes 1992, section 253B.23, subdivision 1a.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

H. F. No. 163, A bill for an act relating to campaign reform; limiting noncampaign disbursements to items specified by law; requiring lobbyists and political committees and funds to include their registration number on contributions; prohibiting certain "friends of" committees; requiring reports by certain solicitors of campaign contributions; limiting use of contributions carried forward; requiring unused postage to be carried forward as an expenditure; requiring certain notices; changing contribution limits; limiting contributions by political parties; prohibiting transfers from one candidate to another, with certain exceptions; limiting contributions by certain political committees, funds, and individuals; eliminating public subsidies to unopposed candidates; providing for a public subsidy to match in-district contributions; clarifying filing requirements for candidate agreements and the duration of the agreements; requiring return of public subsidies under certain conditions; imposing contribution limits on candidates for local offices; prohibiting political contributions by certain nonprofit corporations and partnerships; requiring a report of candidates on whose behalf political contributions have been refunded by the state; defining certain terms; clarifying certain language; appropriating money; amending Minnesota Statutes 1992, sections 10A.01, subdivision 10c, and by adding a subdivision; 10A.04, by adding a subdivision; 10A.065, subdivision 1; 10A.14, subdivision 2; 10A.15, by adding subdivisions; 10A.19, subdivision 1; 10A.20, subdivision 3, and by adding a subdivision; 10A.25, by adding subdivisions; 10A.27, subdivisions 1, 2, 9, and by adding subdivisions; 10A.31, subdivisions 6, 8, and by adding a subdivision; 10A.322, subdivisions 1 and 2; 10A.324, subdivisions 1 and 3; 211B.15; 290.06, subdivision 23; proposing coding for new law in Minnesota Statutes, chapters 10A; 211A; and 211B.

The Senate has appointed as such committee:

Messrs. Marty; Johnson, D. E.; Luther; Chandler and Ms. Reichgott.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

H. F. No. 79, A bill for an act relating to courts; grandparent visitation; clarifying that visitation may be sought after completion of proceedings for dissolution, custody, legal separation, annulment, or parentage; amending Minnesota Statutes 1992, sections 257.022, subdivision 2; and 518.175, subdivision 7.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Peterson moved that the House concur in the Senate amendments to H. F. No. 79 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 79, A bill for an act relating to courts; grandparent visitation; clarifying that visitation may be sought after completion of proceedings for dissolution, custody, legal separation, annulment, or parentage; amending Minnesota Statutes 1992, sections 257.022, subdivision 2; and 518.175, subdivision 7.

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

The question was taken on the repassage of the bill and the roll was called. There were 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

H. F. No. 461, A bill for an act relating to local government; authorizing cities to offer rewards for information leading to the apprehension, arrest, or conviction of alleged felons; proposing coding for new law in Minnesota Statutes, chapter 471.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Jefferson moved that the House concur in the Senate amendments to H. F. No. 461 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 461, A bill for an act relating to local government; authorizing cities to offer rewards for information leading to the apprehension and charging or conviction of alleged felons; proposing coding for new law in Minnesota Statutes, chapter 471.

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

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

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

H. F. No. 70, A bill for an act relating to state lands; authorizing a conveyance to the city of St. Cloud of certain land owned by the state as a part of St. Cloud State University.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Opatz moved that the House concur in the Senate amendments to H. F. No. 70 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 70, A bill for an act relating to state lands; authorizing a conveyance to the city of St. Cloud of certain land owned by the state as a part of St. Cloud State University.

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

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

Those who voted in the affirmative were:

Abrams	Bergson	Carlson	Dehler	Frerichs	Hasskamp	Jaros
Anderson, I.	Bertram	Carruthers	Delmont	Garcia	Haukoos	Jefferson
Anderson, R.	Bettermann	Commers	Dempsey	Goodno	Hausman	Jennings
Asch	Bishop	Cooper	Dorn	Greenfield	Holsten	Johnson, A.
Battaglia	Blatz	Dauner	Erhardt	Greiling	Hugoson	Johnson, R.
Bauerly	Brown, C.	Dauids	Evans	Gruenes	Huntley	Johnson, V.
Beard	Brown, K.	Dawkins	Farrell	Gutknecht	Jacobs	Kahn

Kalis	Lindner	Mosel	Orfield	Rhodes	Steensma	Weaver
Kelley	Lourey	Munger	Osthoff	Rice	Sviggunm	Wejcman
Kelso	Luther	Murphy	Ostrom	Rodosovich	Swenson	Welle
Kinkel	Lynch	Neary	Ozment	Rukavina	Tomassoni	Wenzel
Klinzing	Macklin	Nelson	Pauly	Seagren	Tompkins	Winter
Koppendrayner	Mahon	Ness	Pawlenty	Sekhron	Trimble	Wolf
Krinkie	Mariani	Olson, E.	Pelowski	Simoneau	Tunheim	Worke
Krueger	McCollum	Olson, K.	Perlt	Skoglund	Van Dellen	Workman
Lasley	McGuire	Olson, M.	Peterson	Smith	Vellenga	Spk. Long
Leppik	Milbert	Onnen	Pugh	Solberg	Vickerman	
Lieder	Molnau	Opatz	Reding	Sparby	Wagenius	
Limmer	Morrison	Orenstein	Rest	Stanis	Waltman	

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

Beard was excused between the hours of 1:45 p.m. and 3:00 p.m.

Madam Speaker:

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

H. F. No. 661, A bill for an act relating to agriculture; regulating dairy trade practices; providing for fees; changing enforcement procedures; amending Minnesota Statutes 1992, sections 32A.01; 32A.02; 32A.04; 32A.05, subdivisions 1, 4, and by adding subdivisions; 32A.07; 32A.071; 32A.08; and 32A.09, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 32A; repealing Minnesota Statutes 1992, sections 32A.03; 32A.05, subdivision 3; and 32A.09, subdivisions 5 and 6.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wenzel moved that the House concur in the Senate amendments to H. F. No. 661 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 661, A bill for an act relating to agriculture; regulating dairy trade practices and minimum pricing; abolishing the Dairy Industry Unfair Trade Practices Act; changing enforcement procedures; imposing an assessment on certain class I milk; appropriating money; providing penalties; amending Minnesota Statutes 1992, sections 13.99, by adding a subdivision; 17.983, subdivision 1; 17.984, subdivision 1; and 32.394, subdivisions 8d and 9; proposing coding for new law in Minnesota Statutes, chapter 32; repealing Minnesota Statutes 1992, sections 32A.01; 32A.02; 32A.03; 32A.04; 32A.05; 32A.07; 32A.071; 32A.08; and 32A.09.

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

The question was taken on the repassage of the bill and the roll was called. There were 111 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Brown, C.	Dawkins	Greenfield	Huntley	Kalis	Lasley
Anderson, R.	Brown, K.	Dehler	Greiling	Jacobs	Kelley	Lieder
Battaglia	Carlson	Delmont	Gruenes	Jaros	Kelso	Limmer
Bauerly	Carruthers	Dempsey	Gutknecht	Jefferson	Kinkel	Lindner
Bergson	Commers	Dorn	Hasskamp	Jennings	Klinzing	Lourey
Bertram	Cooper	Farrell	Haukoos	Johnson, A.	Koppendrayner	Luther
Bettermann	Dauner	Frerichs	Holsten	Johnson, R.	Krinkie	Lynch
Blatz	Davids	Garcia	Hugoson	Johnson, V.	Krueger	Mahon

Mariani	Ness	Ostrom	Rest	Smith	Trimble	Wejcman
McGuire	Olson, E.	Ozment	Rhodes	Solberg	Tunheim	Welle
Milbert	Olson, K.	Pawlenty	Rice	Sparby	Van Dellen	Wenzel
Molnau	Olson, M.	Pelowski	Rodosovich	Steensma	Vellenga	Winter
Mosel	Onnen	Perlt	Rukavina	Sviggum	Vickerman	Worke
Munger	Opatz	Peterson	Sekhon	Swenson	Wagenius	Workman
Murphy	Orenstein	Pugh	Simoneau	Tomassoni	Waltman	Spk. Long
Nelson	Orfield	Reding	Skoglund	Tompkins	Weaver	

Those who voted in the negative were:

Abrams	Erhardt	Knickerbocker	McCollum	Osthoff	Stanis
Asch	Evans	Leppik	Morrison	Pauly	Wolf
Bishop	Goodno	Macklin	Neary	Seagren	

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

Madam Speaker:

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

H. F. No. 1735, A bill for an act relating to the financing and operation of government in Minnesota; revising the operation of the local government trust fund; modifying the administration, computation, collection, and enforcement of taxes; imposing taxes; changing tax rates, bases, credits, exemptions, withholding, and payments; modifying proposed tax notice and hearing requirements; modifying aids to local governments; modifying provisions relating to property tax valuations, classifications, and levies; changing tax increment financing provisions; changing the amount in the budget and cash flow reserve account; authorizing imposition of local taxes; updating references to the Internal Revenue Code; changing certain bonding and local government finance provisions; changing definitions; making technical corrections and clarifications; providing for grants and loans in certain cases; enacting provisions relating to certain cities, counties, and special taxing districts; prescribing penalties; appropriating money; amending Minnesota Statutes 1992, sections 16A.15, subdivision 6; 16A.1541; 17A.03, subdivision 5; 31.51, subdivision 9; 31A.02, subdivisions 4 and 10; 31B.02, subdivision 4; 35.821, subdivision 4; 60A.15, subdivisions 2a, 9a, and by adding a subdivision; 60A.198, subdivision 3; 60A.199, subdivision 4, and by adding a subdivision; 97A.061, subdivisions 2 and 3; 103B.635, subdivision 2, as amended; 115B.22, subdivision 7; 124.2131, subdivision 1; 134.001, by adding a subdivision; 134.351, subdivision 4; 239.785; 256E.06, subdivision 12; 270.06; 270.07, subdivision 3; 270.41; 270.70, subdivision 1; 270A.10; 270B.01, subdivision 8; 270B.12, by adding a subdivision; 270B.14, subdivision 8; 272.02, subdivisions 1 and 4; 272.115, subdivisions 1 and 4; 273.061, subdivisions 1 and 8; 273.11, subdivisions 1, 6a, 13, and by adding subdivisions; 273.112, by adding a subdivision; 273.121; 273.124, subdivisions 1, 9, 13, and by adding subdivisions; 273.13, subdivisions 23, 24, 25, and 33; 273.135, subdivision 2; 273.1398, subdivisions 1, 2, and by adding subdivisions; 273.33, subdivision 2; 275.065, subdivisions 1, 3, 5a, 6, and by adding a subdivision; 275.07, subdivision 1, and by adding a subdivision; 275.08, subdivision 1d; 276.02; 276.04, subdivision 2; 279.37, subdivision 1a; 289A.09, by adding a subdivision; 289A.18, subdivision 4; 289A.20, subdivisions 2 and 4; 289A.26, subdivision 7; 289A.36, subdivision 3; 289A.50, subdivision 5; 289A.56, subdivision 3; 289A.60, subdivisions 1, 2, 15, and by adding subdivisions; 290.01, subdivisions 7, 19, 19a, and 19c; 290.06, subdivisions 2c and 2d; 290.0671, subdivision 1; 290.091, subdivisions 1, 2, and 6; 290.0921, subdivision 3; 290A.03, subdivisions 3, 7, and 8; 290A.04, subdivision 2h, and by adding a subdivision; 290A.23; 294.03, subdivisions 1, 2, and by adding a subdivision; 296.01, by adding a subdivision; 296.02, subdivision 8; 296.03; 296.14, subdivision 1; 296.18, subdivision 1; 297.03, subdivision 6; 297.07, subdivisions 1 and 4; 297.35, subdivisions 1 and 5; 297.43, subdivisions 1, 2, and by adding a subdivision; 297A.01, subdivisions 6, 13, and 15; 297A.136; 297A.14, subdivision 1; 297A.25, subdivisions 3, 7, 11, 16, 34, 41, and by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 297C.14, subdivisions 1, 2, and by adding a subdivision; 298.75, subdivisions 4 and 5; 299F.21, subdivision 2; 299F.23, subdivision 2, and by adding a subdivision; 319A.11, subdivision 1; 349.212, subdivision 4; 349.217, subdivisions 1, 2, and by adding a subdivision; 375.192, subdivision 2; 429.061, subdivision 1; 469.012, subdivision 1; 469.174, subdivisions 19 and 20; 469.175, by adding a subdivision; 469.176, subdivisions 1 and 4e; 469.1763, by adding a subdivision; 469.177, subdivisions 1 and 8; 469.1831, subdivision 4; 473.13, subdivision 1; 473.1623, subdivision 3; 473.167, subdivision 4; 473.249, subdivision 2; 473.843, subdivision 3; 477A.011, subdivisions 1a, 20, and by adding subdivisions; 477A.013, by adding subdivisions; 477A.03, subdivision 1; and 477A.14; Laws 1953, chapter 387, section 1; Laws 1969, chapter 561, section 1; Laws 1971, chapters 373, sections

1 and 2; 455, section 1; Laws 1985, chapter 302, sections 1, subdivision 3; 2, subdivision 1; and 4; proposing coding for new law in Minnesota Statutes, chapters 17; 116; 134; 270; 272; 273; 295; 297A; 383A; and 469; repealing Minnesota Statutes 1992, sections 115B.24, subdivision 10; 272.115, subdivision 1a; 273.1398, subdivision 5; 275.07, subdivision 3; 297A.01, subdivision 16; 297A.25, subdivision 42; 297B.09, subdivision 3; 477A.011, subdivisions 1b, 3a, 15, 16, 17, 18, 22, 23, 25, and 26; and 477A.013, subdivisions 2, 3, and 5; Laws 1953, chapter 387, section 2; Laws 1963, chapter 603, section 1; and Laws 1969, chapter 592, sections 1 to 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Rest moved that the House refuse to concur in the Senate amendments to H. F. No. 1735, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 1407, A bill for an act relating to education; appropriating money for education and related purposes to the higher education coordinating board, state board of technical colleges, state board for community colleges, state university board, University of Minnesota, higher education board, and the Mayo medical foundation, with certain conditions; creating an instructional telecommunications network; providing for grants from the higher education coordinating board for regional linkages, regional coordination, courseware development and usage, and faculty training; authorizing the state board of community colleges to use higher education facilities authority revenue bonds to construct student residences; creating three accounts in the permanent university fund and making allocations from the accounts; providing tuition exemptions at technical colleges for Southwest Asia veterans; prescribing changes in eligibility and in duties and responsibilities for certain financial assistance programs; establishing grant programs to promote recruitment and retention initiatives by nurses training and teacher education programs directed toward persons of color; establishing grant programs for nursing students and students in teacher education programs who are persons of color; establishing an education to employment transitions system; amending Minnesota Statutes 1992, sections 136A.101, subdivisions 1 and 7; 136A.121, subdivision 9; 136A.1353, subdivision 4; 136A.1354, subdivision 4; 136A.15, subdivision 6; 136A.1701, subdivision 4; 136A.233, subdivisions 2 and 3; 136C.13, subdivision 4; 136C.61, subdivision 7; and 137.022, subdivision 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 136A; and 137; proposing coding for new law as Minnesota Statutes, chapter 126B; repealing Minnesota Statutes 1992, sections 136A.121, subdivision 17; and 136A.134.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Mr. Stumpf; Ms. Wiener; Mr. Price; Mrs. Benson, J. E., and Mr. Solon.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Rodosovich moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1407. The motion prevailed.

Madam Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 1570, A bill for an act relating to the organization and operation of state government; appropriating money for environmental, natural resource, and agricultural purposes; transferring responsibilities to the commissioner of natural resources; continuing the citizen's council on Voyageurs national park; providing for crop protection assistance; changing certain license fees; imposing a solid waste assessment; modifying the hazardous waste generator

tax; establishing a hazardous waste generator loan program; expanding the number of facilities subject to pollution prevention requirements; providing for membership on the legislative commission on Minnesota resources; requiring a toxic air contaminant strategy; amending Minnesota Statutes 1992, sections 17.59, subdivision 5; 17A.11; 18B.05, subdivision 2; 18C.131; 21.115; 21.92; 25.39, subdivision 4; 27.07, subdivision 6; 32.394, subdivision 9; 32A.05, subdivision 4; 41A.09, by adding a subdivision; 84.027, by adding a subdivision; 85.016; 85.22, subdivision 2a; 85A.02, subdivision 17; 88.79, subdivision 2; 97A.055, subdivision 1, and by adding a subdivision; 97A.065, subdivision 3; 97A.071, subdivision 2; 97A.075, subdivisions 1 and 4; 97A.441, by adding a subdivision; 97A.475, subdivision 12; 97C.355, subdivision 2; 103F.725, by adding a subdivision; 115A.96, subdivisions 3 and 4; 115B.22, by adding subdivisions; 115B.24, subdivision 6; 115B.42, subdivision 2; 115D.07, subdivision 1; 115D.10; 115D.12, subdivision 2; 116J.401; 116P.05, subdivision 1; 116P.10; 116P.11; 160.265; 297A.45, by adding a subdivision; 299K.08, by adding a subdivision; 473.351, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 85; 97A; 115A; 115B; and 115D; repealing Minnesota Statutes 1992, sections 97A.065, subdivision 3; 97A.071, subdivision 2; 97A.075, subdivisions 2, 3, and 4; 97B.715, subdivision 1; 97B.801; 97C.305; 115B.21, subdivisions 4 and 6; 115B.22, subdivisions 1, 2, 3, 4, 5, and 6.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Messrs. Morse; Merriam; Laidig; Ms. Johnson, J. B., and Mr. Lessard.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Battaglia moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1570. The motion prevailed.

Madam Speaker:

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

S. F. Nos. 429, 1221, 167, 240, 653, 672, 1368, 122, 1060, 1129 and 1161.

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. 636, 1152, 1171, 105, 639, 872, 1006, 1315 and 1496.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 429, A bill for an act relating to alcoholic beverages; reciprocity in interstate transportation of wine; changing definitions of licensed premises, restaurant, and wine; authorizing an investigation fee on denied licenses; disqualifying felons from licensing; revising authority for suspensions and civil penalties; making rule violations and false or incomplete statements in license applications misdemeanors; providing instructions to the revisor; penalties for importation of excess quantities; proof of age for purchase or consumption; opportunity for a hearing for license revocation or suspension; prohibiting certain transactions; authorizing the dispensing of intoxicating liquor at the Como Park lakeside pavilion; authorizing dispensing of liquor by an on-sale licensee at the National Sports Center in Blaine; authorizing the city of Apple Valley to issue on-sale licenses on zoological gardens property and to allow

an on-sale license to dispense liquor on county-owned property within the city; authorizing Houston county to issue an on-sale intoxicating liquor license to establishments in Crooked Creek and Brownsville townships; authorizing the town of Schroeder in Cook county to issue an off-sale license to an exclusive liquor store; authorizing an on-sale liquor license in Dalbo township of Isanti county; authorizing Stillwater to issue an additional on-sale intoxicating liquor license to a hotel in the city; authorizing Aitkin county to issue one off-sale liquor license to a premises located in Farm Island township; authorizing Pine county to issue one Sunday on-sale intoxicating liquor license to a licensed premises located in Barry township; amending Minnesota Statutes 1992, sections 297C.09; 340A.101, subdivisions 15, 25, and 29; 340A.301, subdivision 3; 340A.302, subdivision 3; 340A.308; 340A.402; 340A.415; 340A.503, subdivision 6; 340A.703; and 340A.904, subdivision 1; Laws 1983, chapter 259, section 8; Laws 1992, chapter 486, section 11; proposing coding for new law in Minnesota Statutes, chapters 297C; and 340A; repealing Minnesota Statutes 1992, section 340A.903.

The bill was read for the first time.

Jacobs moved that S. F. No. 429 and H. F. No. 825, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1221, A bill for an act relating to motor vehicles; requiring license plates to stay with motor carrier on prorated truck; changing the registration period for prorated vehicles; excepting prorated vehicles from renewal notice requirements; making owner-operator subject to suspension of plates and international fuel tax agreement license for certain delinquent filings or payments; authorizing warning lamps on solid waste collection vehicles; amending Minnesota Statutes 1992, sections 168.09, subdivisions 3 and 5; 168.12, subdivision 1; 168.187, subdivision 26; 168.31, subdivision 4a; and 169.64, by adding a subdivision.

The bill was read for the first time.

Osthoff moved that S. F. No. 1221 and H. F. No. 1001, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 167, A bill for an act relating to insurance; health; modifying eligibility for the private employers insurance program and small employer insurance coverages; amending Minnesota Statutes 1992, sections 43A.317, subdivision 5; and 62L.02, subdivision 26.

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

S. F. No. 240, A bill for an act relating to health; changing the membership requirements of the board of nursing; amending Minnesota Statutes 1992, section 148.181, subdivision 1.

The bill was read for the first time.

Simoneau moved that S. F. No. 240 and H. F. No. 1174, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 653, A bill for an act relating to town roads; permitting cartways to be established on alternative routes; amending Minnesota Statutes 1992, section 164.08, subdivision 2.

The bill was read for the first time.

Anderson, I., moved that S. F. No. 653 and H. F. No. 720, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 672, A bill for an act relating to traffic regulations; providing for the traffic offense of failure to maintain control of a vehicle; providing penalty; proposing coding for new law in Minnesota Statutes, chapter 169.

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

S. F. No. 1368, 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.

The bill was read for the first time.

Orfield moved that S. F. No. 1368 and H. F. No. 1494, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 122, A bill for an act relating to human services; requiring a minimum funding level for each grantee under the Head Start program which is no less than that of fiscal year 1993; amending Minnesota Statutes 1992, section 268.914, subdivision 1; repealing Minnesota Statutes 1992, section 268.914, subdivision 2.

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

S. F. No. 1060, A bill for an act relating to crime; sentencing; clarifying that a misdemeanor conviction in which the court stays imposition of sentence is nevertheless counted as a misdemeanor for purposes of determining the penalty for a subsequent offense; amending Minnesota Statutes 1992, section 609.13, by adding a subdivision.

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

S. F. No. 1129, A bill for an act relating to financial institutions; regulating institutions, deposits, rates and charges, enforcement provisions; modifying the definition of insurance premium finance licensee; amending Minnesota Statutes 1992, sections 45.025, by adding a subdivision; 46.044; 46.048, subdivision 1; 46.09; 47.0156; 47.096; 47.20, subdivision 4a; 47.52; 47.54, subdivision 4; 47.55, subdivision 1; 47.56; 48.04; 48.05; 48.09; 48.194; 48.24, subdivisions 1, 7, and 8; 48.61, subdivisions 2, 3, and 4; 49.35; 49.36, subdivisions 1 and 4; 51A.02, subdivision 43; 52.04, subdivision 1, and by adding a subdivision; 52.12; 53.03, subdivision 5; 53.04, by adding a subdivision; 53.09, by adding a subdivision; 56.10; 56.131, subdivision 1; 56.155, subdivision 1; 59A.06, subdivision 3; 82B.03, subdivision 2; 300.20, subdivision 2; 300.21; 336.4-104; proposing coding for new law in Minnesota Statutes, chapter 56; repealing Minnesota Statutes 1992, sections 46.048, subdivision 2; and 48.24, subdivision 4.

The bill was read for the first time.

Stanius moved that S. F. No. 1129 and H. F. No. 1096, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1161, A bill for an act relating to crime; expanding definition of domestic abuse to include terroristic threats; allowing child abuse interviews to be conducted at a designated location; amending Minnesota Statutes 1992, sections 518B.01, subdivision 2; and 626.556, subdivision 10.

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

S. F. No. 636, A bill for an act relating to pollution control; requiring a study of the feasibility of including the city of Red Wing in the state financial assistance program for combined sewer overflow.

The bill was read for the first time.

Dempsey moved that S. F. No. 636 and H. F. No. 863, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1152, A bill for an act relating to metropolitan government; setting conditions for tax equivalent payments; amending Minnesota Statutes 1992, section 473.341.

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

S. F. No. 1171, A bill for an act relating to crime; creating a commission on nonfelony enforcement to review the proportionality and enforcement of petty misdemeanor, misdemeanor, and gross misdemeanor offenses; requiring a report.

The bill was read for the first time.

Skoglund moved that S. F. No. 1171 and H. F. No. 1439, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 105, A bill for an act relating to crime; repealing authority of conference of chief judges to establish a schedule of misdemeanors to be treated as petty misdemeanors; amending Minnesota Statutes 1992, section 609.101, subdivision 4; repealing Minnesota Statutes 1992, section 609.131, subdivision 1a.

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

S. F. No. 639, A bill for an act relating to the environment; providing for the disposal of ash from incinerators operated by the Western Lake Superior Sanitary District; amending Minnesota Statutes 1992, section 458D.07, subdivision 3.

The bill was read for the first time.

Huntley moved that S. F. No. 639 and H. F. No. 805, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 872, A bill for an act relating to game and fish; abolishing the nonresident bear guide license; repealing Minnesota Statutes 1992, section 97A.475, subdivision 17.

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

S. F. No. 1006, A bill for an act relating to veterans; authorizing the veterans homes board to define residency by board rule; amending Minnesota Statutes 1992, section 198.022.

The bill was read for the first time.

Sparby moved that S. F. No. 1006 and H. F. No. 1273, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1315, A bill for an act relating to burial grounds; creating a council of traditional Indian practitioners to make recommendations regarding the management, treatment, and protection of Indian burial grounds and of human remains or artifacts contained in or removed from those grounds; proposing coding for new law in Minnesota Statutes, chapter 307.

The bill was read for the first time.

Clark moved that S. F. No. 1315 and H. F. No. 922, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1496, A bill for an act relating to health care and family services; the organization and operation of state government; appropriating money for human services, health, and other purposes with certain conditions; establishing and modifying certain programs; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 62A.045; 144.122; 144.123, subdivision 1; 144.215, subdivision 3; 144.226, subdivision 2; 144.3831, subdivision 2; 144.802, subdivision 1; 144.98, subdivision 5; 144A.071; 144A.073, subdivisions 2, 3, and by adding a subdivision; 147.01, subdivision 6; 147.02, subdivision 1; 148C.01, subdivisions 3 and 6; 148C.02; 148C.03, subdivisions 1, 2, and 3; 148C.04, subdivisions 2, 3, and 4; 148C.05, subdivision 2; 148C.06; 148C.11, subdivision 3, and by adding a

subdivision; 149.04; 157.045; 198.34; 214.04, subdivision 1; 214.06, subdivision 1, and by adding a subdivision; 245.464, subdivision 1; 245.466, subdivision 1; 245.474; 245.4873, subdivision 2; 245.652, subdivisions 1 and 4; 246.02, subdivision 2; 246.151, subdivision 1; 246.18, subdivision 4; 252.025, subdivision 4, and by adding subdivisions; 252.275, subdivision 8; 252.50, by adding a subdivision; 253.015, subdivision 1, and by adding subdivisions; 253.202; 254.04; 254.05; 254A.17, subdivision 3; 256.015, subdivision 4; 256.025, subdivisions 1, 2, 3, and 4; 256.73, subdivisions 2, 3a, 5, and 8; 256.736, subdivisions 10, 10a, 14, 16, and by adding a subdivision; 256.737, subdivisions 1, 1a, 2, and by adding subdivisions; 256.74, subdivision 1; 256.78; 256.9657, subdivisions 1, 2, 3, 4, 7, and by adding subdivisions; 256.9685, subdivision 1; 256.969, subdivisions 1, 8, 9, as amended, and 22, as amended; 256.9695, subdivision 3; 256.983, subdivision 3; 256B.042, subdivision 4; 256B.055, subdivision 1; 256B.056, subdivisions 1a and 2; 256B.0575; 256B.059, subdivisions 3 and 5; 256B.0595, subdivisions 1, 2, 3, and 4; 256B.0625, subdivisions 13, 13a, 15, 17, 25, 28, 29, and by adding subdivisions; 256B.0913, subdivision 5; 256B.0915, subdivision 3; 256B.15, subdivisions 1 and 2; 256B.19, subdivision 1b, and by adding subdivisions; 256B.37, subdivisions 3, 5, and by adding a subdivision; 256B.421, subdivision 14; 256B.431, subdivisions 2b, 2o, 13, 14, 15, 21, and by adding subdivisions; 256B.432, by adding a subdivision; 256B.48, subdivision 1; 256B.50, subdivision 1b, and by adding subdivisions; 256B.501, subdivisions 1, 3g, 3i, and by adding a subdivision; 256D.03, subdivisions 3, 4, and 8; 256D.05, by adding a subdivision; 256D.051, subdivisions 1, 1a, 2, 3, and 6; 256D.35, subdivision 3a; 256D.44, subdivisions 2 and 3; 256F.06, subdivision 2; 256I.01; 256I.02; 256I.03, subdivisions 2, 3, and by adding subdivisions; 256I.04, subdivisions 1, 2, 3, and by adding subdivisions; 256I.05, subdivisions 1, 1a, 8, and by adding a subdivision; 256I.06; 257.3573, by adding a subdivision; 257.54; 257.541; 257.55, subdivision 1; 257.57, subdivision 2; 257.73, subdivision 1; 257.74, subdivision 1; 259.431, subdivision 5; 273.1392; 273.1398, subdivision 5b; 275.07, subdivision 3; 326.44; 326.75, subdivision 4; 388.23, subdivision 1; 393.07, subdivisions 3 and 10; 518.156, subdivision 1; 518.551, subdivision 5; 518.64, subdivision 2; 609.821, subdivisions 1 and 2; 626.559, by adding a subdivision; Laws 1991, chapter 292, article 6, section 57, subdivisions 1 and 3; and Laws 1992, chapter 513, article 7, section 131; proposing coding for new law in Minnesota Statutes, chapters 136A; 245; 246; 256; 256B; 256E; 256F; 257; and 514; proposing coding for new law as Minnesota Statutes, chapters 246B; and 252B; repealing Minnesota Statutes 1992, sections 144A.071, subdivisions 4 and 5; 148B.72; 256.985; 256I.03, subdivision 4; 256I.05, subdivisions 4, 9, and 10; 256I.051; 273.1398, subdivisions 5a and 5c.

The bill was read for the first time.

Greenfield moved that S. F. No. 1496 and H. F. No. 1751, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

CONSENT CALENDAR

H. F. No. 1720, A bill for an act relating to metropolitan government; requiring at least one member of metropolitan transit commission to be disabled user of transit system; amending Minnesota Statutes 1992, section 473.404, subdivision 2.

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 122 yeas and 7 nays as follows:

Those who voted in the affirmative were:

Abrams	Carlson	Frerichs	Jaros	Koppendrayner	McCollum	Onnen
Anderson, I.	Commers	Garcia	Jefferson	Krueger	McGuire	Opatz
Anderson, R.	Cooper	Goodno	Jennings	Lasley	Milbert	Orenstein
Asch	Dauner	Greenfield	Johnson, A.	Leppik	Molnau	Orfield
Battaglia	Davids	Greiling	Johnson, R.	Lieder	Morrison	Osthoff
Bauerly	Dawkins	Gruenes	Johnson, V.	Limmer	Mosel	Ozment
Bergson	Dehler	Gutknecht	Kahn	Lindner	Munger	Pauly
Bertram	Delmont	Hasskamp	Kalis	Lourey	Murphy	Pawlenty
Bettermann	Dempsey	Haukoos	Kelley	Luther	Neary	Pelowski
Bishop	Dorn	Hausman	Kelso	Lynch	Nelson	Perlt
Blatz	Erhardt	Holsten	Kinkel	Macklin	Ness	Peterson
Brown, C.	Evans	Hugoson	Klinzing	Mahon	Olson, E.	Pugh
Brown, K.	Farrell	Jacobs	Knickerbocker	Mariani	Olson, K.	Reding

Rest	Seagren	Solberg	Tomassoni	Vellenga	Welle	Spk. Long
Rhodes	Sekhon	Sparby	Tompkins	Vickerman	Wenzel	
Rice	Simoneau	Stanis	Trimble	Wagenius	Winter	
Rodosovich	Skoglund	Steensma	Tunheim	Waltman	Wolf	
Rukavina	Smith	Swenson	Van Dellen	Wejcman	Worke	

Those who voted in the negative were:

Huntley	Krinkie	Olson, M.	Ostrom	Sviggum	Weaver	Workman
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The bill was passed and its title agreed to.

Rice was excused for the remainder of today's session.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of S. F. No. 1503 and H. F. No. 350.

S. F. No. 1503 was reported to the House.

Murphy moved to amend S. F. No. 1503, as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. APPROPRIATION SUMMARY - ALL ARTICLES

	1994	1995	TOTAL
General	\$ 330,521,000	\$ 349,018,000	\$ 679,539,000
Special Revenue	4,314,000	4,314,000	8,628,000
State Government Special Revenue	2,066,000	2,066,000	4,132,000
Workers' Compensation	1,284,000	1,294,000	2,578,000
Environmental	115,000	115,000	230,000
TOTAL	\$ 338,300,000	\$ 356,807,000	\$ 695,107,000

ARTICLE 2

Section 1. CRIMINAL JUSTICE; APPROPRIATIONS

The sums shown in the columns marked "APPROPRIATIONS" are appropriated from the general fund, or another fund named, to the agencies and for the purposes specified in this article, to be available for the fiscal years indicated for each purpose. The figures "1994" and "1995," where used in this article, mean that the appropriation or appropriations listed under them are available for the year ending June 30, 1994 or June 30, 1995, respectively.

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 221,961,000	\$ 237,771,000	\$ 459,732,000
Special Revenue	4,136,000	4,136,000	8,272,000
TOTAL	\$ 226,097,000	\$ 241,907,000	\$ 468,004,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Sec. 2. BOARD OF PEACE OFFICER STANDARDS AND
TRAINING

\$ 4,136,000

\$ 4,136,000

This appropriation is from the peace officers training account in the special revenue fund. Any funds deposited into the peace officer training account in the special revenue fund in fiscal years 1994 and 1995 in excess of \$4,136,000 must be transferred and credited to the general fund.

By February 1, 1994, the peace officer standards and training board shall report and make recommendations regarding reimbursements to local units of government for continuing education. This report shall include state and local goals for peace officer education, curriculum requirements for reimbursement, and an analysis of the current availability and quality of programs. The board shall develop a recommendation regarding a methodology for reimbursement that allocates resources equitably across the state and within a local unit of government; that reimburses for actual expenses incurred; and that ensures accountability for the use of reimbursement funds.

The board also shall make recommendations regarding the use of appropriations from penalty assessments for the improvement of law enforcement education, such as development of graduate programs, scholarships, research programs, and degree incentive programs.

Sec. 3. BOARD OF PUBLIC DEFENSE

Subdivision 1. Total Appropriation

26,058,000

26,280,000

None of this appropriation shall be used to pay for lawsuits against public agencies or public officials to change social or public policy.

The amounts that may be spent from this appropriation for each program are specified in this subdivision and the following subdivisions.

Subd. 2. State Public Defender

2,258,000

2,319,000

During the biennium, legal assistance to Minnesota prisoners shall serve the civil legal needs of persons confined to state institutions.

Subd. 3. Board of Public Defense

1,495,000

1,509,000

Subd. 4. District Public Defense

22,305,000

22,452,000

Sec. 4. CORRECTIONS

195,097,000

210,706,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The amounts that may be spent from the appropriation for each program and activity are more specifically described in the following subdivisions.

Any unencumbered balances remaining in the first year do not cancel but are available for the second year of the biennium.

For the biennium ending June 30, 1995, and notwithstanding Minnesota Statutes, section 243.51, the commissioner of corrections may enter into agreements with the appropriate officials of any state, political subdivision, or the United States, for housing prisoners in Minnesota correctional facilities. Money received under the agreements is appropriated to the commissioner for correctional purposes.

During the biennium ending June 30, 1995, whenever offenders are assigned for the purpose of work under agreement with a state department or agency, local unit of government, or other government subdivision, the state department or agency, local unit of government, or other government subdivision must certify to the appropriate bargaining agent that the work performed by inmates will not result in the displacement of currently employed workers or workers on seasonal layoff or layoff from a substantially equivalent position, including partial displacement such as reduction in hours of nonovertime work, wages, or other employment benefits.

The commissioner of corrections shall discuss with the office of tourism the feasibility of using prison inmates in the office's tourism promotion program to respond to telephone inquiries concerning Minnesota's tourism and recreational opportunities.

The commissioner of corrections shall meet with the chairs of the house judiciary committee and judiciary finance division and the senate crime prevention committee and crime prevention finance division or their designees, and with representatives of community corrections agencies in order to: (1) develop a long-range plan for adequately incarcerating convicted offenders who have failed to abide by their conditions of probation; and (2) consider whether per diem fees should be assessed to counties for the costs of confining juveniles at the Minnesota correctional facilities at Sauk Centre and Red Wing.

The representatives of community corrections agencies shall be selected as follows: two persons selected by the Minnesota association of community corrections act counties, one from a metropolitan county and one from a nonmetropolitan county; and two persons selected by the Minnesota association of county probation officers, one from a metropolitan county and one from a nonmetropolitan county.

The commissioner shall report the findings and recommendations of this group to the legislature by February 1, 1994.

Subdivision 1. Correctional Institutions

131,835,000

140,578,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The commissioner of corrections shall develop criteria and prepare guidelines for policymakers to be used by the department of corrections in future planning for (1) the capacities, needs, location, and security level of correctional facilities; (2) the proximity of correctional facilities to the origin of the inmate population; and (3) the recruitment and retention of a qualified workforce. The criteria and guidelines shall include the potential and projected availability of state-owned facilities, the potential use of vacant governmental facilities for use as state-owned or managed correctional facilities, the cost effectiveness of converting these facilities compared with new construction, and the availability of state employees from other state agencies as a potential workforce pool. The commissioner may consult with staff from the department of administration, building construction division, in the development of the guidelines. The guidelines shall be presented to the house judiciary committee, the senate crime prevention committee, and their finance divisions by February 1, 1994.

The advisory task force on the juvenile justice system is requested to assess the state's need for juvenile correctional facilities. The task force is requested to include its recommendations on this issue in the report it submits to the legislature on December 1, 1993.

Subd. 2. Community Services

47,580,000

53,948,000

Of this amount, \$500,000 is for grants to counties under Minnesota Statutes, section 169.1265, to pay the costs of developing and operating intensive probation programs for repeat DWI offenders.

This appropriation includes funding to contract with counties and other local units of government for the purpose of confining in local correctional facilities felony offenders who have less than 12 months remaining in their prison sentences to serve.

\$594,000 shall be transferred in fiscal year 1995 from this appropriation to the community corrections act for base level funding for Stearns county.

The commissioner of corrections shall consider and make recommendations to the legislature regarding the feasibility of having nonviolent state prison inmates work in community service programs.

A working group is created to study the funding and delivery of correctional services at the community level. The working group will consist of representatives from and appointed by the following agencies and organizations: the governor's office, four members of the legislature (one senator and one state representative appointed by the majority caucuses in each body; and one senator and one state representative appointed by the minority caucus in each body); the department of corrections, the Minnesota association of county probation officers, the Minnesota association of community corrections act counties, the association of Minnesota counties, the metropolitan inter-county association, and the conference of chief judges.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The working group shall study whether:

- (1) community corrections service delivery systems should be based at the county or state level;
- (2) a single funding system should be instituted for county operations;
- (3) the community corrections act funding formula should be changed; and
- (4) whether small counties under a new funding system should be required to regionalize their service delivery systems.

Subd. 3. Management Services

15,682,000

16,180,000

Of this amount, \$100,000 in fiscal year 1994 shall be allocated to funding the new International Women's Shelter in Rochester, and \$300,000 in fiscal year 1995 shall be allocated to shelters in Rochester (International Women's Shelter), suburban Ramsey/Washington counties, and Dakota county.

When awarding grants for victim's programs and services, the commissioner shall give priority to geographic areas that are unserved or underserved by programs or services.

Of this amount, \$500,000 is appropriated to the commissioner of corrections for mini-computer upgrades. Before the department may purchase the upgrades, the department must demonstrate to the information policy office that the upgrades will meet processing needs.

Sec. 5. SENTENCING GUIDELINES COMMISSION

337,000

316,000

Sec. 6. OMBUDSMAN FOR CORRECTIONS

469,000

469,000

Sec. 7. Minnesota Statutes 1992, section 43A.02, subdivision 25, is amended to read:

Subd. 25. [JUDICIAL BRANCH.] "Judicial branch" means all judges of the appellate courts, all employees of the appellate courts, including commissions, boards, and committees established by the supreme court, the board of law examiners, the law library, the office of the state public defender, district public defenders and their employees, all judges of all courts of law, district court referees, judicial officers, court reporters, law clerks, district administration employees under section 484.68, court administrator or employee of the court and guardian ad litem program employees in the eighth judicial district, and other agencies placed in the judicial branch by law. Judicial branch does not include district administration or public defenders or their employees in the second and fourth judicial districts, court administrators or their staff under chapter 485, guardians ad litem, or other employees within the court system whose salaries are paid by the county, other than employees who remain on the county payroll under section 480.181, subdivision 2.

Sec. 8. Minnesota Statutes 1992, section 43A.24, subdivision 2, is amended to read:

Subd. 2. [OTHER ELIGIBLE PERSONS.] The following persons are eligible for state paid life insurance and hospital, medical, and dental benefits as determined in applicable collective bargaining agreements or by the commissioner or by plans pursuant to section 43A.18, subdivision 6, or by the board of regents for employees of the University of Minnesota not covered by collective bargaining agreements. Coverages made available, including optional coverages, are as contained in the plan established pursuant to section 43A.18, subdivision 2.

(a) a member of the state legislature, provided that changes in benefits resulting in increased costs to the state shall not be effective until expiration of the term of the members of the existing house of representatives. An eligible member of the state legislature may decline to be enrolled for state paid coverages by filing a written waiver with the commissioner. The waiver shall not prohibit the member from enrolling the member or dependents for optional coverages, without cost to the state, as provided for in section 43A.26. A member of the state legislature who returns from a leave of absence to a position previously occupied in the civil service shall be eligible to receive the life insurance and hospital, medical, and dental benefits to which the position is entitled;

(b) a permanent employee of the legislature or a permanent employee of a permanent study or interim committee or commission or a state employee on leave of absence to work for the legislature, during a regular or special legislative session;

(c) a judge of the appellate courts or an officer or employee of these courts; a judge of the district court, a judge of county court, a judge of county municipal court, or a judge of probate court; a district court referee, judicial officer, court reporter, or law clerk; a district administrator; an employee of the office of the district administrator that is not in the second or fourth judicial district; a court administrator or employee of the court administrator in the eighth judicial district, and a guardian ad litem program administrator in the eighth judicial district;

(d) a salaried employee of the public employees retirement association;

(e) a full-time military or civilian officer or employee in the unclassified service of the department of military affairs whose salary is paid from state funds;

(f) a salaried employee of the Minnesota historical society, whether paid from state funds or otherwise, who is not a member of the governing board;

(g) an employee of the regents of the University of Minnesota;

(h) notwithstanding section 43A.27, subdivision 3, an employee of the state of Minnesota or the regents of the University of Minnesota who is at least 60 and not yet 65 years of age on July 1, 1982, who is otherwise eligible for employee and dependent insurance and benefits pursuant to section 43A.18 or other law, who has at least 20 years of service and retires, earlier than required, within 60 days of March 23, 1982; or an employee who is at least 60 and not yet 65 years of age on July 1, 1982, who has at least 20 years of state service and retires, earlier than required, from employment at Rochester state hospital after July 1, 1981; or an employee who is at least 55 and not yet 65 years of age on July 1, 1982, and is covered by the Minnesota state retirement system correctional employee retirement plan or the state patrol retirement fund, who has at least 20 years of state service and retires, earlier than required, within 60 days of March 23, 1982. For purposes of this clause, a person retires when the person terminates active employment in state or University of Minnesota service and applies for a retirement annuity. Eligibility shall cease when the retired employee attains the age of 65, or when the employee chooses not to receive the annuity that the employee has applied for. The retired employee shall be eligible for coverages to which the employee was entitled at the time of retirement, subject to any changes in coverage through collective bargaining or plans established pursuant to section 43A.18, for employees in positions equivalent to that from which retired, provided that the retired employee shall not be eligible for state-paid life insurance. Coverages shall be coordinated with relevant health insurance benefits provided through the federally sponsored Medicare program; and

(i) An employee of an agency of the state of Minnesota identified through the process provided in this paragraph who is eligible to retire prior to age 65. The commissioner and the exclusive representative of state employees shall enter into agreements under section 179A.22 to identify employees whose positions are in programs that are being permanently eliminated or reduced due to federal or state policies or practices. Failure to reach agreement identifying

these employees is not subject to impasse procedures provided in chapter 179A. The commissioner must prepare a plan identifying eligible employees not covered by a collective bargaining agreement in accordance with the process outlined in section 43A.18, subdivisions 2 and 3. For purposes of this paragraph, a person retires when the person terminates active employment in state service and applies for a retirement annuity. Eligibility ends as provided in the agreement or plan, but must cease at the end of the month in which the retired employee chooses not to receive an annuity, or the employee is eligible for employer-paid health insurance from a new employer. The retired employees shall be eligible for coverages to which they were entitled at the time of retirement, subject to any changes in coverage through collective bargaining or plans established under section 43A.18 for employees in positions equivalent to that from which they retired, provided that the retired employees shall not be eligible for state-paid life insurance; and

(i) employees of the state public defender's office, and district public defenders and their employees other than in the second and fourth judicial districts, with eligibility determined by the state board of public defense, in consultation with the commissioner of employee relations.

Sec. 9. Minnesota Statutes 1992, section 169.1265, subdivision 1, is amended to read:

Subdivision 1. [GRANT APPLICATION.] The commissioner of ~~public safety corrections~~, in cooperation with the commissioners of human services and ~~corrections public safety~~, shall administer a program to provide grants to counties to establish and operate programs of intensive probation for repeat violators of the driving while intoxicated laws. The commissioner shall adopt an application form on which a county or a group of counties may apply for a grant to establish and operate a DWI repeat offender program.

Sec. 10. [242.39] [JUVENILE PAID WORK CREW GRANT PROGRAM; VICTIM RESTITUTION.]

Subdivision 1. [GRANT PROGRAM.] A paid work crew grant program is established under the commissioner of corrections to provide and finance work crews for eligible juveniles. Juveniles eligible to participate in paid work crew programs are juveniles who have monetary restitution obligations to victims.

Subd. 2. [ADMINISTERING PROGRAM.] The department of corrections shall administer the grant program. The commissioner shall award grants to community correction agencies, other state and local agencies, and nonprofit agencies that meet the criteria developed by the commissioner relating to paid work crew programs. The criteria developed by the commissioner may include a requirement that the agency provide a match to the grant amount consisting of in-kind services, money, or both.

Subd. 3. [COOPERATION; TYPES OF PROGRAMS.] The commissioner of corrections shall work with the commissioner of natural resources, the commissioner of jobs and training, local government and nonprofit agencies, educational institutions, and the courts to design and develop suitable juvenile paid work crew programs. Programs must provide services to communities, including but not necessarily limited to, park maintenance, recycling, and other related work. Work performed by eligible juveniles must not result in the displacement of currently employed full- or part-time workers or workers on seasonal layoff or layoff from a substantially equivalent position, including partial displacement such as reduction in hours of nonovertime work, wages, or other employment benefits.

Subd. 4. [REFERRAL TO PROGRAM.] The grant program must provide that eligible juveniles may be referred to the program by a community diversion agency, a correctional or human service agency, or by a court order of monetary restitution.

Sec. 11. [244.19] [AUTOMATED PROBATION REPORTING SYSTEM PILOT PROGRAM; ST. LOUIS COUNTY.]

Subdivision 1. [GRANT AWARD.] The commissioner of corrections shall award a grant of \$100,000 to St. Louis county for the purpose of demonstrating the feasibility of a pilot automated probation reporting system.

Subd. 2. [APPLICATION STUDIES.] In developing and implementing the pilot automated probation reporting system, St. Louis county shall:

(1) measure the effectiveness and potential cost of applying the reporting system technology to the county's adult probation population;

(2) study the potential for establishing a centralized state data bank which would more rapidly and accurately measure and determine criminal histories and fingerprint data of all felony, gross misdemeanor, and misdemeanor offenders; and

(3) study the application of the reporting system technology towards the elimination of fraud and abuse in other human resource areas including the electronic benefit transfer program.

Subd. 3. [PARTICIPATION REQUIREMENTS.] St. Louis county shall provide a minimum of 1.5 full-time equivalent positions and other in-kind services necessary to operate this program.

Subd. 4. [SALE OF PROGRAM.] If St. Louis county or an individual acting on behalf of the county sells the automated probation reporting system to any person or entity, the county must forward to the commissioner of corrections the profits realized from the sale, in an amount not to exceed the grant awarded under subdivision 1. The commissioner shall forward any profits received under this subdivision to the commissioner of finance, to be credited to the general fund in the state treasury.

Subd. 5. [REPORT.] St. Louis county shall report the results of its studies and the pilot program to the commissioner of corrections and the chairs of the house judiciary finance division and the senate crime prevention finance division by July 1, 1994.

Sec. 12. Minnesota Statutes 1992, section 270B.14, is amended by adding a subdivision to read:

Subd. 12. [DISCLOSURE TO DISTRICT COURT.] (a) The commissioner may disclose return information to the district court concerning returns filed under chapter 290, as limited by paragraph (b), as necessary to verify income information in order to determine public defender eligibility.

(b) The commissioner may disclose to the district court only the name and any relevant information from the most recently filed tax returns of persons seeking representation by a public defender.

(c) Data received under this subdivision may be used for the purposes of determining public defender eligibility under section 611.17 and shall be private and for the exclusive use of the court except for any prosecution under section 609.48.

Sec. 13. Minnesota Statutes 1992, section 357.24, is amended to read:

357.24 [CRIMINAL CASES.]

Witnesses for the state in criminal cases shall receive the same fees for travel and attendance as provided in section 357.22, and judges ~~may, in their discretion, shall~~ allow like fees to witnesses attending in behalf of any defendant represented by a public defender or an attorney performing public defense work for public defense corporations under section 611.216. In addition these witnesses shall receive reasonable expenses actually incurred for meals, loss of wages and child care, not to exceed \$40 per day. When a defendant is represented by a public defender, or an attorney performing public defense work for public defense corporations under section 611.216, neither the defendant nor the public defender shall be charged for any subpoena fees or for service of subpoenas by a public official. The compensation and reimbursement shall be paid out of the county treasury.

Sec. 14. Minnesota Statutes 1992, section 611.17, is amended to read:

611.17 [FINANCIAL INQUIRY; STATEMENTS.]

(a) Each judicial district must screen requests under paragraph (b).

(b) Upon a request for the appointment of counsel, the court shall make appropriate inquiry into the financial circumstances of the applicant, who shall submit a financial statement under oath or affirmation setting forth the applicant's assets and liabilities, including the value of any real property owned by the applicant, whether homestead or otherwise, less the amount of any encumbrances on the real property, the source or sources of income, and any other information required by the court. The state public defender shall furnish appropriate forms for the financial statements. The information contained in the statement shall be confidential and for the exclusive use of the court except for any prosecution under section 609.48. A refusal to execute the financial statement or produce financial records constitutes a waiver of the right to the appointment of a public defender.

Sec. 15. Minnesota Statutes 1992, section 611.20, is amended to read:

611.20 [SUBSEQUENT ABILITY TO PAY COUNSEL.]

If at any time after the state public defender or a district public defender has been directed to act, the court having jurisdiction in the matter is satisfied that the defendant or other person is financially able to obtain counsel or to make partial payment for the representation, the court may terminate the appointment of the public defender, unless the person so represented is willing to pay therefor. If a public defender continues the representation, the court shall direct payment for such representation as the interests of justice may dictate. Any payments directed by the court shall be recorded by the court administrator, who shall transfer the payments to the ~~governmental unit responsible for the costs of the public defender state general fund.~~ The money deposited in the general fund under this section shall be retained in a separate account and is appropriated to make reimbursements to the commissioner of finance for payments made under section 611.27. The reimbursements shall be made to defray the additional costs associated with court-ordered counsel under section 611.27. Any retained amounts not used for reimbursement in a year cancel to the general fund. The judicial district may investigate the financial status of a defendant or other person for whom a public defender has been appointed and may act to collect payments directed by the court.

If at any time after appointment a public defender should have reason to believe that a defendant is financially able to obtain counsel or to make partial payment for counsel, it shall be the public defender's duty to so advise the court so that appropriate action may be taken.

Sec. 16. Minnesota Statutes 1992, section 611.25, subdivision 3, is amended to read:

Subd. 3. [DUTIES.] The state public defender shall prepare ~~an annual~~ a biennial report to the board and a report to the governor, the legislature, and the supreme court on the operation of the state public defender's office, district defender systems, and public defense corporations. The biennial report is due on or before the beginning of the legislative session following the end of the biennium. The state public defender may require the reporting of statistical data, budget information, and other cost factors by the chief district public defenders and appointed counsel systems. The state public defender shall design and conduct programs for the training of all state and district public defenders, appointed counsel, and attorneys for public defense corporations funded under section 611.26. The state public defender shall establish policies and procedures to administer the district public defender system, consistent with standards adopted by the state board of public defense.

Sec. 17. Minnesota Statutes 1992, section 611.26, subdivision 3, is amended to read:

Subd. 3. [COMPENSATION.] (a) The compensation of the chief district public defender shall be set by the board of public defense. The compensation of each assistant district public defender shall be set by the chief district public defender with the approval of the board of public defense. ~~The compensation for chief district public defenders may not exceed the prevailing compensation for county attorneys within the district, and the compensation for assistant district public defenders may not exceed the prevailing compensation for assistant county attorneys within the district.~~ To assist the board of public defense in determining ~~prevailing~~ compensation under this subdivision, counties shall provide to the board information on the compensation of county attorneys, including salaries and benefits, rent, secretarial staff, and other pertinent budget data. For purposes of this subdivision, compensation means salaries, cash payments, and employee benefits including paid time off and group insurance benefits, and other direct and indirect items of compensation including the value of office space provided by the employer.

(b) This subdivision does not limit the rights of public defenders to collectively bargain with their employers.

Sec. 18. [611.265] [TRANSITION.]

(a) District public defenders and their employees, other than in the second and fourth judicial districts, are state employees in the judicial branch, and are governed by the personnel rules adopted by the state board of public defense.

(b) A district public defender or district public defender employee who becomes a state employee under this section, and who participated in a county insurance program on the day before the effective date of this section, may elect to continue to participate in the county program according to procedures established by the board of public defense. An affected county shall bill the board of public defense for employer contributions, in a manner prescribed by the board. The county shall not charge the board any administrative fee. Notwithstanding any law to the contrary, a person who is first employed as a district public defender after the effective date of this section, shall participate in the state employee insurance program, as determined by the state board of public defense, in consultation with the commissioner of employee relations.

(c) A district public defender or district public defender employee who becomes a state employee under this section, and who participated in the public employee retirement association on the day before the effective date of this section, may elect to continue to participate in the public employee retirement association according to procedures established by the board of public defense and the association. Notwithstanding any law to the contrary, a person who is first employed as a state employee or by a district public defender after the effective date of this section must participate in the Minnesota state retirement system.

(d) A person performing district public defender work as an independent contractor is not eligible to be covered under the state group insurance plan or the public employee retirement association.

Sec. 19. Minnesota Statutes 1992, section 611.27, subdivision 4, is amended to read:

Subd. 4. [COUNTY PORTION OF COSTS.] That portion of subdivision 1 directing counties to pay the costs of public defense service shall not be in effect between July 1, 1991 1993, and July 1, 1993 1995. This subdivision only relates to costs associated with felony and gross misdemeanor public defense services in all judicial districts and to juvenile and misdemeanor public defense services in the second, third, fourth, sixth, and eighth judicial districts.

Sec. 20. Minnesota Statutes 1992, section 611.27, subdivision 13, is amended to read:

Subd. 13. [PUBLIC DEFENSE SERVICES; CORRECTIONAL FACILITY INMATES.] All billings for services rendered and ordered under subdivision 7 shall require the approval of the chief district public defender before being forwarded on a monthly basis to the state public defender. In cases where adequate representation cannot be provided by the district public defender and where counsel has been appointed under a court order, the state public defender shall forward to the commissioner of finance all billings for services rendered under the court order. The commissioner shall pay for services from county criminal justice aid retained by the commissioner of revenue for that purpose under section 477A.0121, subdivision 4, or from money retained under section 611.20.

The costs of appointed counsel and associated services in cases arising from new criminal charges brought against indigent inmates who are incarcerated in a Minnesota state correctional facility are the responsibility of the state board of public defense. In such cases the state public defender may follow the procedures outlined in this section for obtaining court-ordered counsel.

Sec. 21. Minnesota Statutes 1992, section 611.271, is amended to read:

611.271 [COPIES OF DOCUMENTS; FEES.]

The court administrators of courts, the prosecuting attorneys of counties and municipalities, and the law enforcement agencies of the state and its political subdivisions shall furnish, upon the request of the district public defender ~~or, the state public defender, or an attorney working for a public defense corporation under section 611.216,~~ copies of any documents, including police reports, in their possession at no charge to the public defender.

Sec. 22. Minnesota Statutes 1992, section 626.861, subdivision 4, is amended to read:

Subd. 4. [PEACE OFFICERS TRAINING ACCOUNT.] Receipts from penalty assessments must be credited to a peace officer training account in the special revenue fund. ~~For fiscal years 1993 and 1994, The peace officers standards and training board shall, and after fiscal year 1994 may, allocate make the allocations described in clauses (1) and (2) from appropriated funds, net of operating expenses, as follows:~~

(1) for fiscal year 1994:

(i) at least 25 percent for reimbursement to board approved skills courses; and

~~(2) (ii)~~ at least 13.5 percent for the school of law enforcement;

(2) for fiscal year 1995:

(i) at least 17 percent to the community college system for one-time start-up costs associated with the transition to an integrated academic program;

(ii) at least eight percent for reimbursement to board-approved skills courses in the technical college system; and

(iii) at least 13.5 percent for the school of law enforcement.

The balance in both years may be used to pay each local unit of government an amount in proportion to the number of licensed peace officers and constables employed, at a rate to be determined by the board. The disbursed amount must be used exclusively for reimbursement of the cost of in-service training required under this chapter and chapter 214.

Sec. 23. [SENTENCING GUIDELINES MODIFICATION; JAIL CREDIT FOR TIME SERVED UNDER HUBER LAW.]

Subdivision 1. [JAIL CREDIT FOR TIME SERVED UNDER HUBER LAW.] The sentencing guidelines commission shall consider modifying sentencing guideline III.C to provide that, upon revocation of a stayed felony sentence, time previously spent in confinement under Minnesota Statutes, section 631.425, the Huber law, as a condition of the stayed sentence shall be deducted from the executed sentence at the rate of one day for each day served.

Subd. 2. [APPLICABILITY.] If the sentencing guidelines commission adopts the modification described in subdivision 1 before August 1, 1993, the modification shall apply to persons who commit crimes on or after August 1, 1993.

Sec. 24. [TRANSFERS.]

Subdivision 1. [GENERAL PROCEDURE.] If the appropriation in this article to an agency in the executive branch is specified by program, the agency may transfer unencumbered balances among the programs specified in that section after getting the approval of the commissioner of finance. The commissioner shall not approve a transfer unless the commissioner believes that it will carry out the intent of the legislature. The transfer must be reported immediately to the committee on finance of the senate and the committee on ways and means of the house of representatives. If the appropriation in this article to an agency in the executive branch is specified by activity, the agency may transfer unencumbered balances among the activities specified in that section using the same procedure as for transfers among programs.

Subd. 2. [TRANSFER PROHIBITED.] If an amount is specified in this article for an item within an activity, that amount must not be transferred or used for any other purpose.

ARTICLE 3

Section 1. APPROPRIATIONS

The sums shown in the columns marked "APPROPRIATIONS" are appropriated from the general fund, or another fund named, to the agencies and for the purposes specified in this article, to be available for the fiscal years indicated for each purpose. The figures "1994" and "1995," where used in this article, mean that the appropriation or appropriations listed under them are available for the year ending June 30, 1994 or June 30, 1995, respectively.

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 101,913,000	\$ 104,660,000	\$ 206,573,000
Special Revenue	178,000	178,000	356,000
State Government Special Revenue	2,066,000	2,066,000	4,132,000
Environmental	115,000	115,000	230,000
TOTAL	\$ 104,272,000	\$ 107,019,000	\$ 211,291,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Sec. 2. SUPREME COURT

Subdivision 1. Total Appropriation

\$ 17,884,000

\$ 18,110,000

The amounts that may be spent from this appropriation for each program are specified in the following subdivisions.

Subd. 2. Supreme Court Operations

3,739,000

3,835,000

\$2,100 the first year and \$2,100 the second year are for a contingent account for expenses necessary for the normal operation of the court for which no other reimbursement is provided.

\$75,000 appropriated to the Supreme Court for the Advisory Task Force on the Juvenile Justice System by Laws 1992, chapter 571, article 18, section 8, shall be available until expended.

Subd. 3. State Court Administration

7,123,000

7,237,000

Subd. 4. Law Library Operations

1,638,000

1,654,000

Subd. 5. Civil Legal Services

4,507,000

4,507,000

\$4,507,000 the first year and \$4,507,000 the second year are for legal service to low-income clients and for family farm legal assistance under Minnesota Statutes, section 480.242. Any unencumbered balance remaining in the first year does not cancel but is available for the second year of the biennium. A qualified legal services program, as defined in Minnesota Statutes, section 480.24, subdivision 3, may provide legal services to persons eligible for family farm legal assistance under Minnesota Statutes, section 480.242.

Subd. 6. Family Law Legal Services

877,000

877,000

\$877,000 the first year and \$877,000 the second year are to improve the access of low-income clients to legal representation in family law matters and must be distributed under Minnesota Statutes, section 480.242, to the qualified legal services programs described in Minnesota Statutes, section 480.242, subdivision 2, paragraph (a). Any unencumbered balance remaining in the first year does not cancel and is available for the second year of the biennium.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 3. COURT OF APPEALS	5,550,000	5,700,000
Sec. 4. DISTRICT COURTS	58,590,000	60,353,000
Sec. 5. BOARD OF JUDICIAL STANDARDS	176,000	176,000
Sec. 6. TAX COURT	518,000	515,000
Sec. 7. ATTORNEY GENERAL		
Subdivision 1. Total Appropriation	21,554,000	22,165,000

Summary by Fund

General	19,195,000	19,806,000
Special Revenue	178,000	178,000
Environmental	115,000	115,000
State Government Special Revenue	2,066,000	2,066,000

The amounts that may be spent from this appropriation for each program are specified in the following subdivisions.

Subd. 2. Government Services

5,087,000	5,087,000
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Summary by Fund

General	3,021,000	3,021,000
State Government Special Revenue	2,066,000	2,066,000

\$2,066,000 the first year and \$2,066,000 the second year from the state government special revenue fund to the government services program of the attorney general, for legal services to the health licensing boards.

Subd. 3. Public and Human Resources

4,090,000	4,108,000
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Summary by Fund

General	3,912,000	3,930,000
Special Revenue	178,000	178,000

Subd. 4. Law Enforcement

4,172,000	4,193,000
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Summary by Fund

General	4,057,000	4,078,000
Environmental	115,000	115,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

\$302,000 the first year and \$302,000 the second year from the general fund to the law enforcement program of the attorney general to investigate and prosecute health care fraud.

Subd. 5. Legal Policy and Administration

2,846,000

2,846,000

Subd. 6. Business Regulation

4,310,000

4,317,000

\$15,000 the first year and \$15,000 the second year to the business regulation program of the attorney general to conduct, or contract for, data collection and analysis regarding gender equity in high school athletics.

Subd. 7. Solicitor General

2,138,000

2,138,000

Subd. 8. Base Cuts

(1,089,000)

(524,000)

Sec. 8. Minnesota Statutes 1992, section 271.07, is amended to read:

271.07 [STENOGRAPHIC REPORT; TRANSCRIPT.]

Except in the small claims division, the tax court shall provide for a verbatim stenographic report of all proceedings had before it upon appeals, as required by the laws relating to proceedings in district court. The cost of the stenographic record shall be paid by the party taking the appeal. The cost is a taxable cost under section 271.09.

Sec. 9. Minnesota Statutes 1992, section 357.021, subdivision 1a, is amended to read:

Subd. 1a. (a) Every person, including the state of Minnesota and all bodies politic and corporate, who shall transact any business in the district court, shall pay to the court administrator of said court the sundry fees prescribed in subdivision 2. Except as provided in paragraph (d), the court administrator shall transmit the fees monthly to the state treasurer for deposit in the state treasury and credit to the general fund.

(b) In a county which has a screener-collector position, fees paid by a county pursuant to this subdivision shall be transmitted monthly to the county treasurer, who shall apply the fees first to reimburse the county for the amount of the salary paid for the screener-collector position. The balance of the fees collected shall then be forwarded to the state treasurer for deposit in the state treasury and credited to the general fund. In a county in the eighth judicial district which has a screener-collector position, the fees paid by a county shall be transmitted monthly to the state treasurer for deposit in the state treasury and credited to the general fund. A screener-collector position for purposes of this paragraph is an employee whose function is to increase the collection of fines and to review the incomes of potential clients of the public defender, in order to verify eligibility for that service.

(c) No fee is required under this section from the public authority or the party the public authority represents in an action for:

(1) child support enforcement or modification, medical assistance enforcement, or establishment of parentage in the district court, or child or medical support enforcement conducted by an administrative law judge in an administrative hearing under section 518.551, subdivision 10;

- (2) civil commitment under chapter 253B;
- (3) the appointment of a public conservator or public guardian or any other action under chapters 252A and 525;
- (4) wrongfully obtaining public assistance under section 256.98 or 256D.07, or recovery of overpayments of public assistance;
- (5) court relief under chapter 260;
- (6) forfeiture of property under sections 609.531 to 609.5317;
- (7) recovery of amounts issued by political subdivisions or public institutions under sections 246.52, 252.27, 256.045, 256.25, 256.87, 256B.042, 256B.14, 256B.15, 256B.37, and 260.251, or other sections referring to other forms of public assistance; or
- (8) restitution under section 611A.04.

(d) The fees collected for child support modifications under subdivision 2, clause (13), must be transmitted to the county treasurer for deposit in the county general fund. The fees must be used by the county to pay for child support enforcement efforts by county attorneys.

Sec. 10. Minnesota Statutes 1992, section 357.021, subdivision 2, is amended to read:

Subd. 2. [FEE AMOUNTS.] The fees to be charged and collected by the court administrator shall be as follows:

(1) In every civil action or proceeding in said court, the plaintiff, petitioner, or other moving party shall pay, when the first paper is filed for that party in said action, a fee of ~~\$110~~ \$120.

The defendant or other adverse or intervening party, or any one or more of several defendants or other adverse or intervening parties appearing separately from the others, shall pay, when the first paper is filed for that party in said action, a fee of ~~\$110~~ \$120.

The party requesting a trial by jury shall pay ~~\$30~~ \$90.

The fees above stated shall be the full trial fee chargeable to said parties irrespective of whether trial be to the court alone, to the court and jury, or disposed of without trial, and shall include the entry of judgment in the action, but does not include copies or certified copies of any papers so filed or proceedings under chapter 103E, except the provisions therein as to appeals.

(2) Certified copy of any instrument from a civil or criminal proceeding, \$5, plus 25 cents per page after the first page, and \$3.50, plus 25 cents per page after the first page for an uncertified copy.

(3) Issuing a subpoena, \$3 for each name.

(4) Issuing an execution and filing the return thereof; issuing a writ of attachment, injunction, habeas corpus, mandamus, quo warranto, certiorari, or other writs not specifically mentioned, \$10.

(5) Issuing a transcript of judgment, or for filing and docketing a transcript of judgment from another court, \$7.50.

(6) Filing and entering a satisfaction of judgment, partial satisfaction, or assignment of judgment, \$5.

(7) Certificate as to existence or nonexistence of judgments docketed, \$5 for each name certified to.

(8) Filing and indexing trade name; or recording basic science certificate; or recording certificate of physicians, osteopaths, chiropractors, veterinarians, or optometrists, \$5.

(9) For the filing of each partial, final, or annual account in all trusteeships, \$10.

(10) For the deposit of a will, \$5.

(11) For recording notary commission, \$25, of which, notwithstanding subdivision 1a, paragraph (b), \$20 must be forwarded to the state treasurer to be deposited in the state treasury and credited to the general fund.

(12) When a defendant pleads guilty to or is sentenced for a petty misdemeanor other than a parking violation, the defendant shall pay a fee of \$5.

(13) Filing a motion or response to a motion for modification of child support, a fee fixed by rule or order of the supreme court.

(14) All other services required by law for which no fee is provided, such fee as compares favorably with those herein provided, or such as may be fixed by rule or order of the court.

The fees in clauses (3) and (4) need not be paid by a public authority or the party the public authority represents.

Sec. 11. Minnesota Statutes 1992, section 357.022, is amended to read:

357.022 [CONCILIATION COURT FEE.]

The court administrator in every county shall charge and collect a filing fee of ~~\$13~~ \$15 where the amount demanded is less than \$2,000 and \$25 where the amount demanded is \$2,000 or more from every plaintiff and from every defendant when the first paper for that party is filed in any conciliation court action. The court administrator shall transmit the fees monthly to the state treasurer for deposit in the state treasury and credit to the general fund.

Sec. 12. Minnesota Statutes 1992, section 357.18, subdivision 3, is amended to read:

Subd. 3. [SURCHARGE.] In addition to the fees imposed in subdivision 1, a ~~\$2~~ \$4 surcharge shall be collected: on each fee charged under subdivision 1, clauses (1) and (6), and for each abstract certificate under subdivision 1, clause (4). Forty cents of each surcharge shall be retained by the county to cover its administrative costs and ~~\$1.60~~ \$3.60 shall be paid to the state treasury and credited to the general fund.

Sec. 13. Minnesota Statutes 1992, section 484.74, subdivision 1, is amended to read:

Subdivision 1. [AUTHORIZATION.] Except for good cause shown, in litigation involving an amount in excess of ~~\$50,000~~ \$7,500 in controversy, the presiding judge ~~may~~ shall, by order, direct the parties to enter nonbinding alternative dispute resolution. Alternatives may include private trials, neutral expert fact-finding, mediation, minitrials, and other forms of alternative dispute resolution. The guidelines for the various alternatives must be established by the presiding judge and must emphasize early and inexpensive exchange of information and case evaluation in order to facilitate settlement.

Sec. 14. Minnesota Statutes 1992, section 484.76, subdivision 1, is amended to read:

Subdivision 1. [GENERAL.] The supreme court shall establish a statewide alternative dispute resolution program for the resolution of civil cases filed with the courts. The supreme court shall adopt rules governing practice, procedure, and jurisdiction for alternative dispute resolution programs established under this section. The rules shall require the use of nonbinding alternative dispute resolution processes in all civil cases, except for good cause shown by the presiding judge, and must provide an equitable means for the payment of fees and expenses for the use of alternative dispute resolution processes.

Sec. 15. [491A.03] [JUDGES; REFEREES.]

The judges of district court shall serve as judges of conciliation court. A majority of the judges of the district may appoint one or more suitable persons to act as referees in conciliation court; a majority of the judges of the district shall establish qualifications for the office, specify the duties and length of service of referees, and fix their compensation not to exceed an amount per day determined by the chief judge of the judicial district.

Sec. 16. Minnesota Statutes 1992, section 508.82, is amended to read:

508.82 [REGISTRAR'S FEES.]

The fees to be paid to the registrar shall be as follows:

(1) of the fees provided herein, five percent of the fees collected under clauses (3), (4), (10), (12), (13), (14), (16), (17), and (18), for filing or memorializing shall be paid to the state treasurer and credited to the general fund; plus a \$2 ~~\$4~~ surcharge shall be charged and collected in addition to the total fees charged for each transaction under clauses (2) to (5), (10), (12), (14), and (18), with 40 cents of this surcharge to be retained by the county to cover its administrative costs and ~~\$1.60~~ \$3.60 to be paid to the state treasury and credited to the general fund;

(2) for registering each original certificate of title, and issuing a duplicate of it, \$30;

(3) for registering each instrument transferring the fee simple title for which a new certificate of title is issued and for the issuance and registration of the new certificate of title, \$30;

(4) for the entry of each memorial on a certificate and endorsements upon duplicate certificates, \$15;

(5) for issuing each residue certificate, \$20;

(6) for exchange certificates, \$10 for each certificate canceled and \$10 for each new certificate issued;

(7) for each certificate showing condition of the register, \$10;

(8) for any certified copy of any instrument or writing on file in the registrar's office, the same fees allowed by law to county recorders for like services;

(9) for a noncertified copy of any instrument or writing on file in the office of the registrar of titles, or any specified page or part of it, an amount as determined by the county board for each page or fraction of a page specified. If computer or microfilm printers are used to reproduce the instrument or writing, a like amount per image;

(10) for filing two copies of any plat in the office of the registrar, \$30;

(11) for any other service under this chapter, such fee as the court shall determine;

(12) for issuing a duplicate certificate of title pursuant to the directive of the examiner of titles in counties in which the compensation of the examiner is paid in the same manner as the compensation of other county employees, \$50, plus \$10 to memorialize;

(13) for issuing a duplicate certificate of title pursuant to the directive of the examiner of titles in counties in which the compensation of the examiner is not paid by the county or pursuant to an order of the court, \$10;

(14) for filing a condominium plat or an amendment to it in accordance with chapter 515, \$30;

(15) for a copy of a condominium plat filed pursuant to chapters 515 and 515A, the fee shall be \$1 for each page of the condominium plat with a minimum fee of \$10;

(16) for filing a condominium declaration and plat or an amendment to it in accordance with chapter 515A, \$10 for each certificate upon which the document is registered and \$30 for the filing of the condominium plat or an amendment thereto;

(17) for the filing of a certified copy of a plat of the survey pursuant to section 508.23 or 508.671, \$10;

(18) for filing a registered land survey in triplicate in accordance with section 508.47, subdivision 4, \$30;

(19) for furnishing a certified copy of a registered land survey in accordance with section 508.47, subdivision 4, \$10.

Sec. 17. Minnesota Statutes 1992, section 508A.82, is amended to read:

508A.82 [REGISTRAR'S FEES.]

The fees to be paid to the registrar shall be as follows:

(1) of the fees provided herein, five percent of the fees collected under clauses (3), (4), (10), (12), (13), (14), (16), and (18), for filing or memorializing shall be paid to the state treasurer and credited to the general fund; plus a ~~\$2~~ \$4 surcharge shall be charged and collected in addition to the total fees charged for each transaction under clauses (2) to (5), (10), (12), (14), and (18), with 40 cents of this surcharge to be retained by the county to cover its administrative costs and ~~\$1.60~~ \$3.60 to be paid to the state treasury and credited to the general fund;

(2) for registering each original CPT, and issuing a duplicate of it, \$30;

(3) for registering each instrument transferring the fee simple title for which a new CPT is issued and for the issuance and registration of the new CPT, \$30;

(4) for the entry of each memorial on a certificate and endorsements upon duplicate CPTs, \$15;

(5) for issuing each residue CPT, \$20;

(6) for exchange CPTs, \$10 for each CPT canceled and \$10 for each new CPT issued;

(7) for each certificate showing condition of the register, \$10;

(8) for any certified copy of any instrument or writing on file in the registrar's office, the same fees allowed by law to county recorders for like services;

(9) for a noncertified copy of any instrument or writing on file in the office of the registrar of titles, or any specified page or part of it, an amount as determined by the county board for each page or fraction of a page specified. If computer or microfilm printers are used to reproduce the instrument or writing, a like amount per image;

(10) for filing two copies of any plat in the office of the registrar, \$30;

(11) for any other service under sections 508A.01 to 508A.85, the fee the court shall determine;

(12) for issuing a duplicate CPT pursuant to the directive of the examiner of titles in counties in which the compensation of the examiner is paid in the same manner as the compensation of other county employees, \$50, plus \$10 to memorialize;

(13) for issuing a duplicate CPT pursuant to the directive of the examiner of titles in counties in which the compensation of the examiner is not paid by the county or pursuant to an order of the court, \$10;

(14) for filing a condominium plat or an amendment to it in accordance with chapter 515, \$30;

(15) for a copy of a condominium plat filed pursuant to chapters 515 and 515A, the fee shall be \$1 for each page of the plat with a minimum fee of \$10;

(16) for filing a condominium declaration and condominium plat or an amendment to it in accordance with chapter 515A, \$10 for each certificate upon which the document is registered and \$30 for the filing of the condominium plat or an amendment to it;

(17) in counties in which the compensation of the examiner of titles is paid in the same manner as the compensation of other county employees, for each parcel of land contained in the application for a CPT, as the number of parcels is determined by the examiner, a fee which is reasonable and which reflects the actual cost to the county, established by the board of county commissioners of the county in which the land is located;

(18) for filing a registered land survey in triplicate in accordance with section 508A.47, subdivision 4, \$30;

(19) for furnishing a certified copy of a registered land survey in accordance with section 508A.47, subdivision 4, \$10.

Sec. 18. Minnesota Statutes 1992, section 548.23, is amended to read:

548.23 [PLEA OF CONFESSION.]

Judgment in the cases mentioned in section 548.22 may also be entered in the district court in the manner therein provided, and with like effect, upon filing with the court administrator a plea of confession signed by an attorney of such court, together with an instrument signed by the debtor authorizing such confession; but such instrument must be distinct from that containing the bond, contract, or other evidence of the demand for which judgment is confessed. Any person filing a plea of confession and an instrument under this section shall pay the same fee as provided for filing a civil action in district court; except that if the amount of the judgment confessed is not greater than the jurisdictional limit of the conciliation court, the fee shall be in the amount of the filing fee for an action in conciliation court.

Sec. 19. Minnesota Statutes 1992, section 548.30, is amended to read:

548.30 [FEES.]

Any person filing a foreign judgment shall pay to the court administrator the same fee as provided for filing a civil action in district court, except that if the amount of the judgment is not greater than the jurisdictional limit of the conciliation court, the fee shall be in the amount of the filing fee for an action in conciliation court. Fees for docketing, transcription or other enforcement proceedings shall be as provided for judgments of any district court of this state.

Sec. 20. Minnesota Statutes 1992, section 549.02, is amended to read:

549.02 [COSTS IN DISTRICT COURTS.]

Subdivision 1. [DISTRICT COURT.] In actions commenced in the district court, costs shall be allowed as follows:

To plaintiff: (1) Upon a judgment in the plaintiff's favor of \$100 or more in an action for the recovery of money only, ~~\$100~~ \$200. (2) In all other actions, including an action by a public employee for wrongfully denied or withheld employment benefits or rights, except as otherwise specially provided, ~~\$100~~ \$200.

To defendant: Upon discontinuance or dismissal or when judgment is rendered in the defendant's favor on the merits, ~~\$100~~ \$200.

To the prevailing party: \$5.50 for the cost of filing a satisfaction of the judgment.

This section does not apply to actions removed to district court from conciliation court.

Subd. 2. [ON APPEAL.] Upon a judgment on the merits on appeal to the court of appeals or supreme court, additional costs in the amount of \$300 shall be allowed to the prevailing party.

Sec. 21. Minnesota Statutes 1992, section 593.48, is amended to read:

593.48 [COMPENSATION OF JURORS AND TRAVEL REIMBURSEMENT.]

A juror shall be reimbursed for round-trip travel between the juror's residence and the place of holding court and may be reimbursed for day care expenses at a rate rates determined by the supreme court, and shall be compensated at a rate of \$15 for each day of required attendance at sessions of the court, except that a juror shall not receive compensation under this section if the juror receives full salary from the juror's employer while in attendance at sessions of the court. Except in the eighth judicial district where the state shall pay directly, the compensation and reimbursement shall be paid out of the county treasury upon receipt of authorization to pay from the jury commissioner. These jury costs shall be reimbursed monthly by the supreme court upon submission of an invoice by the county treasurer. A monthly report of payments to jurors shall be sent to the jury commissioner within two weeks of the end of the month in the form required by the jury commissioner.

Sec. 22. Minnesota Statutes 1992, section 609.101, subdivision 4, is amended to read:

Subd. 4. [MINIMUM FINES; OTHER CRIMES.] Notwithstanding any other law:

(1) when a court sentences a person convicted of a felony that is not listed in subdivision 2 or 3, it must impose a fine of not less than 20 percent of the maximum fine authorized by law nor more than the maximum fine authorized by law; and

(2) when a court sentences a person convicted of a gross misdemeanor or misdemeanor that is not listed in subdivision 2, it must impose a fine of not less than 20 percent of the maximum fine authorized by law nor more than the maximum fine authorized by law.

The court may not waive payment of the minimum fine or authorize payment of it in installments unless ~~the court makes written findings on the record that~~ the convicted person is indigent or that the fine would create undue hardship for the convicted person or that person's immediate family.

The minimum fine required by this subdivision is in addition to the surcharge or assessment required by subdivision 1 and is in addition to any term of imprisonment or restitution imposed or ordered by the court.

Sec. 23. [609.103] [PAYMENT OF FINES, ASSESSMENTS, SURCHARGES, AND OTHER FINANCIAL OBLIGATIONS OF THE DEFENDANT.]

The court may permit the defendant to pay any fine, assessment, surcharge, attorney reimbursement obligation, or restitution obligation by credit card. The discount fees assessed by the credit card company shall be borne by the county, except in the eighth judicial district where the cost shall be borne by the state.

Sec. 24. Laws 1989, chapter 335, article 3, section 44, as amended by Laws 1990, chapter 604, article 9, section 13, and Laws 1991, chapter 345, article 3, section 27, is amended to read:

Sec. 44. [APPLICATION.]

Sections 45 to 54, except the parts of section 54, that by their terms have broader application, apply only in the eighth judicial district for the period from January 1, 1990, to December 31, 1993 1999.

Those parts of section 54, having broader application, apply statewide for the period from July 1, 1989, to December 31, 1993 1999.

Sec. 25. [ATTORNEY GENERAL FUNDING OPTIONS.]

To increase the accountability of all parties and simplify practices for paying for legal services, the attorney general shall establish a task force under the legal policy and administration program to review and make recommendations to the legislature regarding funding options to pay for all legal services provided to executive branch agencies. In addition to attorney general staff, members of the task force shall include fiscal staff from the house of representatives and the senate, staff of the department of finance, and staff from small and large executive branch client agencies. The ability to pay shall not be the only criterion used to allocate legal services. The task force shall study funding options that ensure the availability of legal services from the attorney general's office essential to meet program needs of all executive branch agencies. The attorney general shall report the recommendations of the task force to the legislature by March 1, 1994.

Sec. 26. [TRANSFERS.]

Subdivision 1. [GENERAL PROCEDURE.] If the appropriation in this article to an agency in the executive branch is specified by program, the agency may transfer unencumbered balances among the programs specified in that section after getting the approval of the commissioner of finance. The commissioner shall not approve a transfer unless the commissioner believes that it will carry out the intent of the legislature. The transfer must be reported immediately to the committee on finance of the senate and the committee on ways and means of the house of representatives. If the appropriation in this article to an agency in the executive branch is specified by activity, the agency may transfer unencumbered balances among the activities specified in that section using the same procedure as for transfers among programs.

Subd. 2. [CONSTITUTIONAL OFFICERS.] A constitutional officer need not get the approval of the commissioner of finance but must notify the committee on finance of the senate and the committee on ways and means of the house of representatives before making a transfer among programs or activities.

Subd. 3. [TRANSFER PROHIBITED.] If an amount is specified in this article for an item within an activity, that amount must not be transferred or used for any other purpose.

ARTICLE 4

Section 1. APPROPRIATIONS

The sums shown in the columns marked "APPROPRIATIONS" are appropriated from the general fund, or another fund named, to the agencies and for the purposes specified in this article, to be available for the fiscal years indicated for each purpose. The figures "1994" and "1995," where used in this article, mean that the appropriation or appropriations listed under them are available for the year ending June 30, 1994 or June 30, 1995, respectively.

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 1,782,000	\$ 1,722,000	\$ 3,504,000
Workers' Compensation	1,284,000	1,294,000	2,578,000
TOTAL	\$ 3,066,000	\$ 3,016,000	\$ 6,082,000

APPROPRIATIONS Available for the Year Ending June 30

1994 1995

Sec. 2. WORKERS' COMPENSATION COURT OF APPEALS

\$ 1,284,000 \$ 1,294,000

This appropriation is from the workers' compensation special compensation fund.

Sec. 3. MEDIATION SERVICES

1,782,000 1,722,000

(a) \$222,000 in each year is for grants to area labor-management committees. The unencumbered balance remaining in the first year does not cancel but is available for the second year.

(b) \$60,000 the first year is for a grant program to support education in total quality management techniques in the small employer environment under Minnesota Statutes, section 179.02.

Sec. 4. Minnesota Statutes 1992, section 179.02, is amended by adding a subdivision to read:

Subd. 6. [TOTAL QUALITY MANAGEMENT.] The commissioner of mediation services shall contract with a specialist in total quality management education to provide classes on total quality management to small business and government employers. Four of the classes must be provided in the metropolitan area and four of the classes must be provided outside the metropolitan area. The classes shall provide at least 18 hours of training over a six-week period with attendance limited to 30 participants per class. The cost per participant shall not exceed \$500, with one-half of the cost paid by the employer. In at least four of the classes, participation is limited to:

(1) labor and management employees of a small business where a union represents employees; or

(2) public employees from a bargaining unit representing not more than 100 employees, and the supervisory employees and management of the public employer.

For purposes of this section, "small business" means a business with 100 or fewer employees.

Sec. 5. [TRANSFER.]

The responsibilities of the commissioner of administration for the office of dispute resolution are transferred under Minnesota Statutes, section 15.039, to the commissioner of mediation services.

Sec. 6. [TRANSFERS.]

Subdivision 1. [GENERAL PROCEDURE.] If the appropriation in this article to an agency in the executive branch is specified by program, the agency may transfer unencumbered balances among the programs specified in that section after getting the approval of the commissioner of finance. The commissioner shall not approve a transfer unless the commissioner believes that it will carry out the intent of the legislature. The transfer must be reported immediately to the committee on finance of the senate and the committee on ways and means of the house of representatives. If the appropriation in this article to an agency in the executive branch is specified by activity, the agency may transfer unencumbered balances among the activities specified in that section using the same procedure as for transfers among programs.

Subd. 2. [TRANSFER PROHIBITED.] If an amount is specified in this article for an item within an activity, that amount must not be transferred or used for any other purpose.

ARTICLE 5

YOUTH WORKS

APPROPRIATIONS Available for the Year Ending June 30

	1994	1995
Section 1. YOUTH WORKS	\$4,865,000	\$4,865,000

The continuation of base level funding in the next fiscal biennium for the youth works program shall be determined following an evaluation by the department of finance as to whether the program is achieving its intent.

Any unencumbered balances remaining in the first year do not cancel but are available for the second year of the biennium.

Subdivision 1. Department of Education

	4,750,000	4,750,000
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Of the appropriation, \$100,000 shall be used to establish one full-time position for capacity building, evaluation, design, and developing service learning and work-based learning. \$50,000 shall be used to establish a public private matching grant program for local organizations to provide a youth service entrepreneurship initiative contingent upon local match requirements. \$8,628,000 is for grants for the youth works program under this article. \$190,000 is to provide staff for the youth works task force.

Of the appropriation, \$532,000 is for community education aid in fiscal year 1995 according to Minnesota Statutes, section 124.2713, subdivision 5. This aid is in addition to an appropriation for community education aid in any other law.

APPROPRIATIONS
Available for the Year
Ending June 30

1994	1995
Subd. 2 Higher Education Coordinating Board	115,000
	115,000

To the higher education coordinating board for fiscal years 1994 and 1995. The appropriation shall be used to develop and implement service learning programs in the following order of priority:

- (1) programs allowing higher education institutions to create or expand community service or work-based learning activities for students attending the institutions;
- (2) programs allowing higher education institutions to modify existing and create new courses, curricula, and extracurricular activities that effectively use service learning and work-based learning methods; and
- (3) programs allowing higher education institutions to train K-12 teachers in the skills necessary to develop, supervise, and organize community service activities, consistent with the principles of service learning.

Sec. 2. [121.70] [SHORT TITLE.]

Sections 121.701 to 121.710 shall be cited as the "Minnesota youth works act."

Sec. 3. [121.701] [PURPOSE.]

The purposes of sections 121.701 to 121.710 are to:

- (1) renew the ethic of civic responsibility in Minnesota;
- (2) empower youth to improve their life opportunities through literacy, job placement, and other essential skills;
- (3) empower government to meet its responsibility to prepare young people to be contributing members of society;
- (4) help meet human, educational, environmental, and public safety needs, particularly those needs relating to poverty;
- (5) prepare a citizenry that is academically competent, ready for work, and socially responsible;
- (6) demonstrate the connection between youth and community service, community service and education, and education and meaningful opportunities in the business community;
- (7) demonstrate the connection between providing opportunities for at-risk youth and reducing crime rates and the social costs of troubled youth; and
- (8) coordinate federal and state activities that advance the purposes in this section.

Sec. 4. [121.702] [DEFINITIONS.]

Subdivision 1. [APPLICABILITY.] The definitions in this section apply to sections 121.701 to 121.710.

Subd. 2. [ELIGIBLE ORGANIZATION.] "Eligible organization" means:

- (1) a local unit of government including a city, township, county, or group of two or more contiguous counties;
- (2) an existing nonprofit organization organized under chapter 317A;
- (3) an educational institution;
- (4) a private industry council; or
- (5) a state agency.

Subd. 3. [FEDERAL LAW.] "Federal law" means Public Law Number 101-610, as amended, or any other federal law or program assisting youth community service, work-based learning, or youth transition from school to work.

Subd. 4. [MENTOR.] "Mentor" means a business person, an adult from the community, or a person who has successfully completed the youth works program who volunteers to establish a one-on-one relationship with a participant in the youth works program to encourage and guide the participant to obtain an education, participate in service and work-related activities, and effectively use postservice benefits.

Subd. 5. [PARTICIPANT.] "Participant" means an individual enrolled in a program that receives assistance under sections 121.701 to 121.710.

Subd. 6. [PLACEMENT.] "Placement" means the matching of a participant with a specific project.

Subd. 7. [PROGRAM.] "Program" means an activity carried out with assistance provided under sections 121.701 to 121.710.

Subd. 8. [PROJECT.] "Project" means an activity that results in a specific identifiable service or product that could not be done from the resources of the eligible organization and that does not duplicate the routine services or functions of the eligible organization.

Subd. 9. [YOUTH WORKS TASK FORCE.] "Youth works task force" means the task force established in section 121.703.

Sec. 5. [121.703] [YOUTH WORKS TASK FORCE.]

Subdivision 1. [CREATION.] The youth works task force is established to assist the governor and the legislature in implementing sections 121.701 to 121.710 and federal law. The terms, compensation, filling of vacancies, and removal of members are governed by section 15.059. The youth works task force may accept gifts and contributions from public and private organizations.

Subd. 2. [MEMBERSHIP.] The youth works task force consists of 16 voting members. The membership includes the commissioner or designee of the departments of education, jobs and training, and natural resources and the executive director of the higher education coordinating board, and four persons appointed by the governor from among the following agencies: departments of human services, health, corrections, agriculture, public safety, finance, office of strategic and long-range planning, Minnesota office of volunteer services, Minnesota high technology council, Minnesota housing finance agency, and Minnesota Technology, Inc. The governor shall appoint four members, one each representing a public or private sector labor union, business, students, and parents, and the remaining four members from among representatives of the following groups: educators, senior citizen organizations, local agencies working with youth service corps programs, school-based community service programs, higher education institutions, local educational agencies, volunteer public safety organizations, education partnership programs, public or nonprofit organizations experienced in youth employment and training, and volunteer administrators, or other organizations working with volunteers. The governor shall ensure that, to the extent possible, the membership of the task force is balanced according to geography, race, ethnicity, age, and gender. The speaker of the house and the majority leader of the senate shall each appoint two legislators to be nonvoting members of the task force.

Subd. 3. [DUTIES.] (a) The youth works task force shall:

(1) develop, with the assistance of the governor and affected state agencies, a comprehensive state plan to provide services under sections 121.701 to 121.710 and federal law;

(2) actively pursue public and private funding sources for services, including funding available under federal law;

(3) coordinate volunteer service learning programs within the state;

(4) develop, in cooperation with the youth apprenticeship council, volunteer service learning programs, including curriculum, materials, and methods of instruction;

(5) work collaboratively with the youth apprenticeship council, schools, public and private agencies, for-profit and nonprofit employers, and labor unions to identify mentoring and service learning opportunities, solicit and recruit participants for these programs, and disseminate information on the programs;

(6) administer the youth works grant program under sections 121.704 to 121.709, including soliciting and approving grant applications from eligible organizations, and administering individual postservice benefits;

(7) establish an evaluation plan for programs developed and services provided under sections 121.701 to 121.710; and

(8) report to the governor and legislature.

(b) Nothing in sections 121.701 to 121.710 precludes an organization from independently seeking public or private funding to accomplish purposes similar to those described in paragraph (a).

Sec. 6. [121.704] [YOUTH WORKS PROGRAM.]

The youth works program is established to fulfill the purposes of section 121.701. The youth works program shall supplement existing programs and services. The program shall not displace existing programs and services, existing funding of programs or services, or existing employment and employment opportunities. No eligible organization may terminate, layoff, or reduce the hours of work of an employee to place or hire a program participant. No eligible organization may place or hire an individual for a project if an employee is on lay-off from the same or a substantially equivalent position.

Sec. 7. [121.705] [YOUTH WORKS GRANTS.]

Subdivision 1. [APPLICATION.] An eligible organization interested in receiving a grant under sections 121.704 to 121.709 may prepare and submit to the youth works task force an application that complies with section 121.706.

Subd. 2. [GRANT AUTHORITY.] The youth works task force shall use any state appropriation and any available federal funds, including any grant received under federal law, to award grants to establish programs for youth works meeting the requirements of section 121.706. At least one grant each must be available for a metropolitan proposal, a rural proposal, and a statewide proposal. If a portion of the suburban metropolitan area is not included in the metropolitan grant proposal, the statewide grant proposal must incorporate at least one suburban metropolitan area. In awarding grants, the youth works task force may select at least one residential proposal and one nonresidential proposal, provided the proposals meet or exceed the criteria in section 121.706.

Sec. 8. [121.706] [GRANT APPLICATIONS.]

Subdivision 1. [APPLICATIONS REQUIRED.] An organization seeking federal or state grant money under sections 121.704 to 121.709 shall prepare and submit to the youth works task force an application that meets the requirements of this section. The youth works task force shall develop, and the applying organizations shall comply with, the form and manner of the application.

Subd. 2. [APPLICATION CONTENT.] An applicant on its application shall:

(1) propose a program to provide participants the opportunity to perform community service to meet specific unmet community needs, and participate in classroom, work-based, and service learning;

(2) assess the community's unmet educational, human, environmental, and public safety needs, the resources and programs available for meeting those needs, and how young people participated in assessing community needs;

(3) describe the classroom component of the program, including classroom hours per week and classroom time for participants to reflect on the program experience;

(4) describe the work to be performed, the ratio of youth participants to crew leaders and mentors, and the expectations and qualifications for crew leaders and mentors;

(5) describe local funds or resources available to meet the match requirements of section 121.709;

(6) describe any funds available for the program from sources other than the requested grant;

(7) describe any agreements with local businesses to provide participants with work-learning opportunities and mentors;

(8) describe any agreement with local post-secondary educational institutions to offer participants course credits for their community service learning experience;

(9) describe any agreement with a local high school or an alternative learning center to provide remedial education, credit for community service work and work-based learning, or graduate equivalency degrees;

(10) describe any pay for service or other program delivery mechanism that will provide reimbursement for benefits conferred or recover costs of services participants perform;

(11) describe how local resources will be used to provide support and assistance for participants to encourage them to continue with the program, fulfill the terms of the contract, and remain eligible for any postservice benefit;

(12) describe the arbitration mechanism for dispute resolution required under section 121.707, subdivision 2;

(13) describe involvement of community leaders in developing broad-based support for the program;

(14) describe the consultation and sign off process to be used with any local labor organization representing employees in the area engaged in work similar to that proposed for the program to ensure that no current employees or available employment positions will be displaced by program participants;

(15) certify to the youth works task force and to any certified bargaining representatives representing employees of the applying organization that the project will not decrease employment opportunities that would be available without the project; will not displace current employees including any partial displacement in the form of reduced hours of work other than overtime, wages, employment benefits, or regular seasonal work; will not impair existing labor agreements; and will not result in the substitution of project funding for preexisting funds or sources of funds for ongoing work;

(16) describe the length of the required service period, which may not be less than six months or more than two years, a method to incorporate a participant's readiness to advance or need for postservice financial assistance into individual service requirements, and any opportunity for participating part time or in another program;

(17) describe a program evaluation plan that contains cost effectiveness measures, measures of participant success including educational accomplishments, job placements, community contributions, and ongoing volunteer activities, outcome measures based on a preprogram and postprogram survey of community rates of arrest, incarceration, teenage pregnancy, and other indicators of youth in trouble, and a list of local resources dedicated to reducing these rates;

(18) describe a three-year financial plan for maintaining the program; and

(19) describe the role of local youth in developing all aspects of the grant proposal.

Sec. 9. [121.707] [PROGRAM PROVISIONS.]

Subdivision 1. [PARTICIPANT ELIGIBILITY.] (a) An individual is eligible to participate in full-time youth community service if the individual:

- (1) is 17 to 24 years old;
 - (2) is a citizen of the United States or lawfully admitted for permanent residency;
 - (3) is a permanent Minnesota resident as that term is used in section 256.936, subdivision 4c, paragraph (d), clause (2);
 - (4) is applying for service and has received a high school diploma or its equivalent, or agrees to attain a high school diploma or its equivalent while participating in the program; and
 - (5) agrees to act as an alumni volunteer or an alumni mentor upon successfully completing the program and postprogram education.
- (b) An individual is eligible to participate in part-time youth community service if the individual is 15 to 24 years old and meets the requirements under paragraph (a), clauses (2) to (5).

Subd. 2. [TERMS OF SERVICE.] (a) A participant shall agree to perform community service for the period required unless the participant is unable to complete the terms of service for the reason provided in paragraph (b).

An agreement to perform community service must be in the form of a written contract between the participant and the grantee organization. Terms of the contract must include a length of service between six months and two years, the participant's education goals and commitment, the anticipated date of completion, dismissal for cause, including failure to fully participate in the education component, and the exclusive right to challenge a dismissal for cause through binding arbitration. The arbitrator must be chosen jointly by the grantee organization and the participant from the community or, if agreement cannot be reached, an arbitrator must be determined from a list of arbitrators provided by the American Arbitration Association. The sole remedy available to the participant through arbitration is reinstatement to the program and eligibility for postservice benefits. The parent or guardian of a minor shall consent in writing to the contract between the participant and the grantee organization.

(b) If the grantee organization releases a participant from completing a term of service in a program receiving assistance under sections 121.704 to 121.709 for compelling personal circumstances as demonstrated by the participant, or if the program in which the participant serves does not receive continued funding for any reason, the grantee organization may provide the participant with that portion of the financial assistance described in subdivision 3 that corresponds to the quantity of the service obligation completed by the individual.

If the grantee organization terminates a participant for cause or a participant resigns without demonstrating compelling personal circumstances under this section, no postservice benefit under subdivision 3 may be paid.

(c) A participant performing part-time service under sections 121.701 to 121.710 shall serve at least two weekends each month and two weeks during the year, or at least an average of nine hours per week each year. A participant performing full-time service under sections 121.701 to 121.710 shall serve for not less than 40 hours per week.

(d) Notwithstanding any other law to the contrary, for purposes of tort liability under sections 3.732 and 3.736, while participating in a program a participant is an employee of the state.

(e) Participants performing community service in a program are not public employees for purposes of chapter 43A, 179A, 197, 353, or any other law governing hiring or discharging of public employees.

Subd. 3. [POSTSERVICE BENEFIT.] (a) Each participant shall receive a nontransferable postservice benefit upon successfully completing the program. The benefit must be \$2,000 per year of part-time service or \$5,000 per year of full-time service.

(b) In the event that a program does not receive a federal grant that provides a postservice benefit, the participants in the program shall receive a postservice benefit equal in value to one-half the amount provided under paragraph (a).

(c) Nothing in this subdivision prevents a grantee organization from using funds from nonfederal or nonstate sources to increase the value of postservice benefits above the value described in paragraph (a).

(d) The state shall provide an additional postservice benefit to any participant who successfully completes the program. The benefit must be a credit of five points to be added to the competitive open rating of a participant who obtains a passing grade on a civil service examination under chapter 43A. The benefit is available for five years after completing the community service.

Subd. 4. [USES OF POSTSERVICE BENEFITS.] (a) A postservice benefit for a participant provided under subdivision 3, paragraph (a), (b), or (c), must be available for five years after completing the program and may only be used for:

- (1) paying a student loan;
- (2) costs of attending an institution of higher education; or
- (3) expenses incurred in an apprenticeship program approved by the department of labor and industry.

Financial assistance provided under this subdivision must be in the form of vendor payments whenever possible. Any postservice benefits provided by federal funds or vouchers may be used as a downpayment on, or closing costs for, purchasing a first home.

(b) Postservice benefits are to be used to develop skills required in occupations where numbers of jobs are likely to increase. The youth works task force, in consultation with the youth apprenticeship council, shall determine how the benefits may be used in order to best prepare participants with skills that build on their service learning and equip them for meaningful employment.

Subd. 5. [LIVING ALLOWANCE.] (a) A participant in a full-time community service program shall receive a monthly stipend of \$500. An eligible organization may provide participants with additional amounts from nonfederal or nonstate sources.

(b) Nothing in this subdivision requires an existing program to decrease any stipend, salary, or living allowance provided to a participant under the program.

(c) In addition to the living allowance provided under paragraph (a), a grantee organization shall provide health and dental coverage to each participant in a full-time youth works program who does not otherwise have access to health or dental coverage. The state shall include the cost of group health and dental coverage in the grant to the eligible organization.

Subd. 6. [PROGRAM TRAINING.] (a) The youth works task force shall, within available resources, ensure an opportunity for each participant to have three weeks of training in a residential setting. If offered, each training session must:

- (1) orient each participant in the nature, philosophy, and purpose of the program;
 - (2) build an ethic of community service through general community service training; and
 - (3) provide additional training as it determines necessary.
- (b) Each grantee organization shall also train participants in skills relevant to the community service opportunity.

Subd. 7. [TRAINING AND EDUCATION REQUIREMENTS.] Each grantee organization shall assess the educational level of each entering participant. Each grantee shall work to enhance the educational skills of each participant. The youth works task force may coordinate or contract with educational institutions or other providers for educational services and evaluation. All grantees shall give priority to educating and training participants who do not have a high school diploma or its equivalent, or who cannot afford post-secondary training and education.

Sec. 10. [121.708] [PRIORITY.]

The youth works task force shall give priority to an eligible organization proposing a program that meets the goals of sections 121.704 to 121.707, and that:

- (1) involves youth in a meaningful way in all stages of the program, including assessing community needs, preparing the application, and assuming postservice leadership and mentoring responsibilities;
- (2) serves a community with significant unmet needs;
- (3) provides an approach that is most likely to reduce arrest rates, incarceration rates, teenage pregnancy, and other indicators of troubled youth;
- (4) builds linkages with existing, successful programs; and
- (5) can be operational quickly.

Sec. 11. [121.709] [MATCH REQUIREMENTS.]

A grant awarded through the youth works program must be matched at \$2 of grant funds for at least \$1 of applicant funds. Grant funds must be used for the living allowance, postservice benefits, and health and dental benefits for each program participant. Applicant funds, from sources and in a form determined by the youth works task force, must be used to pay for crew leaders, administration, supplies, materials, and transportation. Administrative expenses must not exceed seven percent of total program costs. To the extent that administrative costs are less than seven percent, an amount equal to the difference between the percent expended and seven percent shall be applied to the local match requirement in this section.

Sec. 12. [121.710] [EVALUATION AND REPORTING REQUIREMENTS.]

Subdivision 1. [GRANTEE ORGANIZATIONS.] Each grantee organization shall report to the youth works task force at the time and on the matters requested by the youth works task force.

Subd. 2. [INTERIM REPORT.] The youth works task force shall report semiannually to the legislature with interim recommendations to change the program.

Subd. 3. [FINAL REPORT.] The youth works task force shall present a final report to the legislature by January 1, 1998, summarizing grantee evaluations, reporting on individual participants and participating grantee organizations, and recommending any changes to improve or expand the program.

Sec. 13. Minnesota Statutes 1992, section 121.88, subdivision 9, is amended to read:

Subd. 9. [YOUTH SERVICE PROGRAMS.] A school board may offer, as part of a community education program with a youth development program, a youth service program for pupils to promote that provides young people with meaningful opportunities to become involved in their community, develop individual capabilities, make career connections, seek support networks and services, become active citizenship citizens, and to address community needs through youth service. The school board may award up to one credit, or the equivalent, toward graduation for a pupil who completes the youth service requirements of the district. The community education advisory council, after considering the results of the commissioner's study under section 14, subdivision 1, shall design the program in cooperation with the district planning, evaluating and reporting committee and local organizations that train volunteers or need volunteers' services. Programs must include:

- (1) preliminary training for pupil volunteers conducted, when possible, by organizations experienced in such training;
- (2) supervision of the pupil volunteers to ensure appropriate placement and adequate learning opportunity;
- (3) sufficient opportunity, in a positive setting for human development, for pupil volunteers to develop general skills in preparation for employment, to enhance self-esteem and self-worth, and to give genuine service to their community;
- (4) integration of academic learning with the service experience; and
- (5) integration of youth community service with elementary and secondary curriculum.

Youth service projects include, but are not limited to, the following:

- (1) human services for the elderly, including home care and related services;
- (2) tutoring and mentoring;
- (3) training for and providing emergency services;
- (4) services at extended day programs; and
- (5) environmental services; and

(6) service learning programs in which schools, including post-secondary schools, and employers work together with young people to provide them with meaningful opportunities for community service and with the academic and technical skills that employers require.

The commissioner shall maintain a list of acceptable projects with a description of each project. A project that is not on the list must be approved by the commissioner.

A youth service project must have a community sponsor that may be a governmental unit or nonprofit organization. To assure that pupils provide additional services, each sponsor must assure that pupil services do not displace employees or reduce the workload of any employee.

The commissioner must assist districts in planning youth service programs, implementing programs, and developing recommendations for obtaining community sponsors.

Sec. 14. [121.885] [SERVICE LEARNING AND WORK-BASED LEARNING CURRICULUM AND PROGRAMS.]

Subdivision 1. [SERVICE LEARNING AND WORK-BASED LEARNING PROGRAMS STUDY.] The youth works task force, established in section 121.703, shall assist the commissioner of education in studying how to combine community service activities and service learning with work-based learning programs.

Subd. 2. [SERVICE LEARNING PROGRAMS DEVELOPED.] The commissioner, in consultation with the task force, shall develop a service learning program curriculum that includes a policy framework and strategies for youth community service and an infrastructure for mentoring youth. The commissioner shall include in the curriculum at least the following:

(1) youth community service strategies that enable young people to make significant contributions to the welfare of their community through such organizations as schools, colleges, government agencies, and community-based organizations or through individual efforts;

(2) mentoring strategies that enable young people to be matched with caring, responsible individuals who can encourage and guide the young people in their personal growth and development;

(3) guidelines, criteria, and procedures for community service programs that incorporate the results of the study in subdivision 1; and

(4) criteria for community service activities and service learning.

Subd. 3. [STRUCTURING PROGRAMS ACCORDING TO GRADE OR EDUCATION LEVEL.] The service learning curriculum must accommodate students' grade level or the last completed grade level of the participants not currently enrolled in school. Schools must provide at least the following:

(1) for students in grades 7 to 9, an opportunity to learn about service learning activities and possible occupations;

(2) for students in grade 10, an opportunity to apply for service learning under section 121.88, subdivision 9, and youth apprenticeship programs; and

(3) for students in grades 11 and 12 and young people not currently enrolled in school, an opportunity to become involved in community service activities, participate in youth apprenticeship programs, and, depending upon the individual's demonstrated abilities, complete high school or pursue post-secondary coursework.

Subd. 5. [PROGRAMS FOLLOWING YOUTH COMMUNITY SERVICE.] (a) The youth works task force established in section 121.703, in cooperation with the commissioner and the higher education coordinating board, shall provide for those participants who successfully complete youth community service under sections 121.703 to 121.709, the following:

(1) for those who have a high school diploma or its equivalent, an opportunity to participate in a youth apprenticeship program at a community or technical college; and

(2) for those who are post-secondary students, an opportunity to participate in an educational program that supplements post-secondary courses leading to a degree or a statewide credential of academic and occupational proficiency.

(b) Participants who successfully complete a youth community service program under sections 121.704 to 121.710 are eligible to receive an education voucher as provided under section 121.707, subdivision 4. The voucher recipient may apply the voucher toward the cost of the recipient's tuition and other education-related expenses at a public post-secondary school under paragraph (a).

(c) The youth works task force, in cooperation with the state board of technical colleges, shall establish a mechanism to transfer credit earned in a youth apprenticeship program between the technical colleges and other post-secondary institutions offering applied associate degrees.

Sec. 15. Minnesota Statutes 1992, section 124.2713, subdivision 5, is amended to read:

Subd. 5. [YOUTH SERVICE REVENUE.] Youth service program revenue is available to a district that has implemented a youth development plan and a youth service program. Youth service revenue equals 75 cents for fiscal year 1992 and 85 cents for fiscal years 1993 and 1994 and \$1 for fiscal year 1995 and thereafter, times the greater of 1,335 or the population of the district.

Sec. 16. Minnesota Statutes 1992, section 124.2713, subdivision 6, is amended to read:

Subd. 6. [COMMUNITY EDUCATION LEVY.] To obtain community education revenue, a district may levy the amount raised by a tax rate of 1.07 percent for fiscal year 1992 and 1.095 percent for fiscal years 1993 and 1994 and 1.057 percent for fiscal year 1995 and thereafter, times the adjusted net tax capacity of the district. If the amount of the community education levy would exceed the community education revenue, the community education levy shall equal the community education revenue.

Sec. 17. Minnesota Statutes 1992, section 124C.46, subdivision 1, is amended to read:

Subdivision 1. [PROGRAM FOCUS.] The programs and services of a center must focus on academic and learning skills, trade and vocational skills, work-based learning opportunities, work experience, youth service to the community, and transition services.

Sec. 18. [HECB TO HELP COORDINATE YOUTH COMMUNITY SERVICE.]

Subdivision 1. [HECB DUTIES.] (a) The higher education coordinating board shall coordinate the application process for higher education grants under federal law. The board shall submit to the youth works task force under section 121.703 a proposal described in subdivision 2 for a consortium of higher education institutions to be included in the state's comprehensive service plan under section 121.703, subdivision 3.

(b) The board shall also coordinate the activities of individual Minnesota higher education institutions applying directly for federal community service grants.

Subd. 2. [COMMUNITY SERVICE PROPOSAL.] The proposal submitted by the higher education coordinating board shall develop programs that allow:

(1) higher education institutions to modify existing and create new courses, curricula, and extracurricular activities that effectively use service learning and work-based learning methods;

(2) one or more higher education institutions to conduct research to evaluate the benefits of service learning programs and to make recommendations to improve service learning programs;

(3) higher education institutions to train K-12 teachers in the skills necessary to develop, supervise, and organize community service activities, consistent with the principles of service learning; and

(4) higher education institutions to create or expand community service or work-based learning activities for students attending the institutions.

Sec. 19. [FEDERAL APPLICATION.]

The youth works task force shall prepare timely and complete applications for federal grants. At a minimum, the task force application must describe:

(1) a program designed to meet the unique needs of the state that will provide community service opportunities to youths ages 17 to 24;

(2) the amount of funds requested for the youth works program plan; and

(3) how the task force ranks applications and awards grants to Minnesota applicants under sections 6 to 11.

Sec. 20. [SEVERANCE.]

Any provision in this act that makes the state ineligible to receive a grant under Public Law Number 101-610 or other federal laws funding youth works programs is severed and has no effect.

Sec. 21. [REPEALER.]

Sections 6 to 12 are repealed June 30, 1998."

Delete the title and insert:

"A bill for an act relating to the organization and operation of state government; appropriating money for courts, the attorney general, public defense, criminal justice, corrections, and related purposes; appropriating money for youth community service and work-based learning programs; providing for the transfer of certain money in the state treasury; amending Minnesota Statutes 1992, sections 43A.02, subdivision 25; 43A.24, subdivision 2; 121.88, subdivision 9; 124.2713, subdivisions 5 and 6; 124C.46, subdivision 1; 169.1265, subdivision 1; 179.02, by adding a subdivision; 270B.14, by adding a subdivision; 271.07; 357.021, subdivisions 1a and 2; 357.022; 357.18, subdivision 3; 357.24; 484.74, subdivision 1; 484.76, subdivision 1; 508.82; 508A.82; 548.23; 548.30; 549.02; 593.48; 609.101, subdivision 4; 611.17; 611.20; 611.25, subdivision 3; 611.26, subdivision 3; 611.27, subdivisions 4 and 13; 611.271; 626.861, subdivision 4; and Laws 1989, chapter 335, article 3, section 44, as amended; proposing coding for new law in Minnesota Statutes, chapters 121; 242; 244; 609; and 611; proposing coding for new law as Minnesota Statutes, chapter 491A."

The motion prevailed and the amendment was adopted.

The Speaker called Rodosovich to the Chair.

S. F. No. 1503, A bill for an act relating to the organization and operation of state government; appropriating money for criminal justice, corrections, and related purposes; providing for the transfer of certain money in the state treasury; fixing and limiting the amount of fees, penalties, and other costs to be collected in certain cases; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 43A.02, subdivision 25; 43A.24, subdivision 2; 241.01, subdivision 5; 242.195, subdivision 1; 242.51; 401.13; 611.20; 611.216, by adding a subdivision; 611.25, subdivision 3; and 626.861, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 611; repealing Minnesota Statutes 1992, sections 241.43, subdivision 2; and 611.20, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 113 yeas and 15 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Frerichs	Koppendraye	Onnen	Van Dellen
Dauids	Haukoos	Krinkie	Osthoft	Vickerman
Dempsey	Hugoson	Olson, M.	Svigum	Workman

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

Stanisus was excused for the remainder of today's session.

H. F. No. 350 was reported to the House.

Vellenga moved to amend H. F. No. 350, the third engrossment, as follows:

Page 54, line 20, delete "all" and insert "those" and after "rules" insert "the district includes in its approved plan to implement the integrated service model"

Page 54, line 21, delete "St. Paul school"

Page 54, line 22, after the period insert "In developing and implementing the integrated service model, the district must adhere to the intent of each rule for which it seeks a waiver and the procedural and substantive protections afforded eligible and low-performing students under law. Nothing in this section shall be construed to permit the waiver of any provision required under federal law."

Page 54, line 30, after "rules" insert "and the outcomes of all state rules"

Page 54, line 36, after "federal" insert "and state"

Page 55, line 6, after "receive" insert "approval from the advisory council in paragraph (c) and the" and delete "approval of" and insert "for"

Page 55, line 29, after "district," insert "one local"

Page 55, after line 33, insert:

"(d) The district shall not seek a variance to a special education rule from the state board of education under Minnesota Statutes, section 121.11, subdivision 12, during the term of the project. This prohibition does not include any rule waived under subdivision 1."

Page 56, line 33, delete "22" and insert "21"

Page 58, line 4, delete "12" and insert "11"

Page 58, line 5, after "districts" insert "and one rural special education cooperative"

Page 58, line 15, after the period insert "Nothing in this section shall be construed to permit the waiver of any provision required under federal law."

Page 58, line 16, after the second bracket insert "(a)"

Page 58, after line 32, insert "(b) The commissioner shall make available to school districts interested in applying to participate in the project discretionary funds under Public Law Number 101-476 to allow the districts to cover the costs of convening their advisory council members under subdivision 6 to assist in developing an application under this subdivision."

Page 59, after line 12, insert:

"(d) School districts participating in the pilot projects shall not seek a variance to a special education rule from the state board of education under Minnesota Statutes, section 121.11, subdivision 12, during the term of the project. This prohibition does not include the rules listed in subdivision 3."

Page 60, line 5, after "district," insert "one local representative of advocacy organizations,"

Page 60, line 10, after the period insert "The council must approve the district's application to participate in the project before it is submitted to the local school board for approval under subdivision 2."

Page 60, line 24, after the period insert "The evaluation must include a mechanism for documenting parents' responses to the project."

The motion prevailed and the amendment was adopted.

Orenstein and Lasley moved to amend H. F. No. 350, the third engrossment, as amended, as follows:

Page 32, line 17, delete "and" and insert "(7) a discussion of whether the delivery system upon which the proposed policies are to be implemented is more appropriately defined as a prekindergarten through grade 10 system and a revised post-secondary system or the current prekindergarten through grade 12 system, including an examination of the most effective delivery of programs such as youth apprenticeship, enrollment options, technical preparation, secondary vocational programs, and area learning centers; and"

Page 32, line 18, delete "(7)" and insert "(8)"

The motion prevailed and the amendment was adopted.

Hasskamp, Kahn, McGuire, Long, Rukavina, Hausman, Orenstein, Simoneau, Vellenga, Weaver, Koppendrayner, Bauerly, Reding and Munger moved to amend H. F. No. 350, the third engrossment, as amended, as follows:

Page 197, after line 20, insert:

"Sec. 30. Minnesota Statutes 1992, section 128C.02, is amended by adding a subdivision to read:

Subd. 7. [WOMEN REFEREES.] The league shall adopt league rules and policy requiring, to the extent possible, the employment of women as referees for girls' high school activities and sports contests, from game level to tournament level."

Page 202, after line 35, insert:

"Sec. 36. [STUDY ON TRAINING OPPORTUNITIES FOR WOMEN REFEREES.]

The Minnesota state high school league shall submit a written report to the education committees of the legislature by February 15, 1994, analyzing the extent of the opportunities available for women to train and serve as referees at league-sponsored events."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Kahn, Hausman, Reding, Vellenga and Hasskamp offered an amendment to the Hasskamp et al amendment to H. F. No. 350, the third engrossment, as amended.

Abrams requested a division of the Kahn et al amendment to the Hasskamp et al amendment to H. F. No. 350, the third engrossment, as amended.

Abrams further requested that the second portion of the divided Kahn et al amendment to the Hasskamp et al amendment be voted on first.

The second portion of the Kahn et al amendment to the Hasskamp et al amendment to H. F. No. 350, the third engrossment, as amended, reads as follows:

Page 1, line 8 of the Hasskamp et al amendment, delete "girls"

A roll call was requested and properly seconded.

The question was taken on the second portion of the Kahn et al amendment to the Hasskamp et al amendment and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Bertram	Cooper	Erhardt	Gruenes	Jacobs	Kalis
Anderson, I.	Bettermann	Dauner	Evans	Gutknecht	Jaros	Kelley
Anderson, R.	Blatz	Davids	Farrell	Hasskamp	Jefferson	Kelso
Asch	Brown, C.	Dawkins	Frerichs	Haukoos	Jennings	Kinkel
Battaglia	Brown, K.	Dehler	Garcia	Hausman	Johnson, A.	Klinzing
Bauerly	Carlson	Delmont	Goodno	Holsten	Johnson, R.	Knickerbocker
Beard	Carruthers	Dempsey	Greenfield	Hugoson	Johnson, V.	Koppendrayner
Bergson	Commers	Dorn	Greiling	Huntley	Kahn	Krinkie

Krueger	Mariani	Ness	Pauly	Seagren	Tompkins	Wenzel
Lasley	McCollum	Olson, E.	Pawlenty	Sekhon	Trimble	Winter
Leppik	McGuire	Olson, K.	Pelowski	Simoneau	Tunheim	Wolf
Lieder	Milbert	Olson, M.	Perlt	Skoglund	Van Dellen	Worke
Limmer	Molnau	Onnen	Peterson	Smith	Vellenga	Workman
Lindner	Morrison	Opatz	Pugh	Solberg	Vickerman	Spk. Long
Lourey	Mosel	Orenstein	Reding	Sparby	Wagenius	
Luther	Munger	Orfield	Rest	Steensma	Waltman	
Lynch	Murphy	Osthoff	Rhodes	Svigum	Weaver	
Macklin	Neary	Ostrom	Rodosovich	Swenson	Wejcmán	
Mahon	Nelson	Ozment	Rukavina	Tomassoni	Welle	

The motion prevailed and the second portion of the Kahn et al amendment to the Hasskamp et al amendment was adopted.

The first portion of the Kahn et al amendment to the Hasskamp et al amendment to H. F. No. 350, the third engrossment, as amended, reads as follows:

Page 1, line 7 of the Hasskamp et al amendment, after the second "the" insert "equal"

A roll call was requested and properly seconded.

The question was taken on the first portion of the Kahn et al amendment to the Hasskamp et al amendment and the roll was called. There were 109 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Dawkins	Jacobs	Lasley	Murphy	Pugh	Tompkins
Anderson, R.	Delmont	Jaros	Leppik	Neary	Reding	Trimble
Asch	Dorn	Jefferson	Lieder	Nelson	Rest	Tunheim
Battaglia	Erhardt	Jennings	Limmer	Ness	Rhodes	Vellenga
Bauerly	Evans	Johnson, A.	Lourey	Olson, K.	Rodosovich	Vickerman
Beard	Farrell	Johnson, R.	Luther	Onnen	Rukavina	Wagenius
Bergson	Garcia	Johnson, V.	Lynch	Opatz	Seagren	Wejcmán
Bertram	Goodno	Kahn	Macklin	Orenstein	Sekhon	Welle
Blatz	Greenfield	Kalis	Mahon	Orfield	Simoneau	Wenzel
Brown, C.	Greiling	Kelley	Mariani	Osthoff	Skoglund	Winter
Brown, K.	Gruenes	Kelso	McCollum	Ozment	Smith	Wolf
Carlson	Gutknecht	Kinkel	McGuire	Pauly	Solberg	Worke
Carruthers	Hasskamp	Klinzing	Milbert	Pawlenty	Sparby	Spk. Long
Commers	Hausman	Knickerbocker	Morrison	Pelowski	Steensma	
Cooper	Holsten	Koppendrayner	Mosel	Perlt	Swenson	
Dauner	Huntley	Krueger	Munger	Peterson	Tomassoni	

Those who voted in the negative were:

Abrams	Dehler	Haukoos	Lindner	Olson, M.	Van Dellen	Workman
Bettermann	Dempsey	Hugoson	Molnau	Ostrom	Waltman	
Davids	Frerichs	Krinkie	Olson, E.	Svigum	Weaver	

The motion prevailed and the first portion of the Kahn et al amendment to the Hasskamp et al amendment was adopted.

The question recurred on the Hasskamp et al amendment, as amended, and the roll was called. There were 119 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bettermann	Lindner	Ostrom	Sviggum	Workman
Dauids	Olson, M.	Steensma	Van Dellen	

The motion prevailed and the amendment, as amended, was adopted.

Lynch and Kelso moved to amend H. F. No. 350, the third engrossment, as amended, as follows:

Page 182, after line 29, insert:

"Sec. 6. Minnesota Statutes 1992, section 120.064, subdivision 16, is amended to read:

Subd. 16. [LEASED SPACE.] The school may lease space from a board eligible to be a sponsor or other public or private nonprofit nonsectarian organization. If a school is unable to lease appropriate space from an eligible board or other public or private nonprofit nonsectarian organization, the school may lease space from another nonsectarian organization if the department of administration approves the lease."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Knickerbocker and Kelso moved to amend H. F. No. 350, the third engrossment, as amended, as follows:

Page 16, after line 12, insert:

"Sec. 8. Minnesota Statutes 1992, section 124A.029, subdivision 4, is amended to read:

Subd. 4. [PER PUPIL REVENUE OPTION.] A district may, by school board resolution, request that the department convert the levy authority under section 124.912, subdivisions 2 and 3, or its current referendum revenue, excluding authority based on a dollar amount, authorized before July 1, ~~1991~~ 1993, to an allowance per pupil. The district must

adopt a resolution and submit a copy of the resolution to the department by July 1, 1992 1993. The department shall convert a district's revenue for fiscal year 1994 1995 and later years as follows: the revenue allowance equals the amount determined by dividing the district's maximum revenue under section 124A.03 or 124.912, subdivisions 2 and 3, for fiscal year 1993 1994 by the district's 1992-1993 1993-1994 actual pupil units. A district's maximum revenue for all later years for which the revenue is authorized equals the revenue allowance times the district's actual pupil units for that year. If a district has referendum authority under section 124A.03 and levy authority under section 124.912, subdivisions 2 and 3, and the district requests that each be converted, the department shall convert separate revenue allowances for each. However, if a district's referendum revenue is limited to a dollar amount, the maximum revenue under section 124A.03 must not exceed that dollar amount. If the referendum authority of a district is converted according to this subdivision, the authority expires July 1, 1997 June 30, 1999, unless it is scheduled to expire sooner."

Renumber the remaining sections

The question was taken on the Knickerbocker and Kelso amendment and the roll was called.

Pursuant to rule 2.05, Pawlenty requested that he be excused from voting on the Knickerbocker and Kelso amendment to H. F. No. 350, the third engrossment, as amended. The request was granted.

There were 66 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Abrams	Davids	Haukoos	Leppik	Molnau	Rhodes	Van Dellen
Asch	Dehler	Holsten	Limmer	Morrison	Seagren	Vellenga
Bauerly	Delmont	Jacobs	Lindner	Neary	Sekhon	Weaver
Bergson	Dempsey	Johnson, A.	Luther	Ness	Simoneau	Wolf
Bertram	Erhardt	Kahn	Lynch	Olson, M.	Skoglund	Worke
Bishop	Evans	Kelley	Macklin	Onnen	Smith	Workman
Blatz	Frerichs	Kelso	Mahon	Orenstein	Solberg	
Carlson	Garcia	Knickerbocker	McCollum	Ozment	Sviggun	
Carruthers	Greiling	Koppendrayner	McGuire	Pauly	Swenson	
Commers	Gutknecht	Krinkie	Milbert	Pugh	Tompkins	

Those who voted in the negative were:

Anderson, I.	Dorn	Jefferson	Lieder	Opatz	Rodosovich	Waltman
Anderson, R.	Farrell	Jennings	Lourey	Orfield	Rukavina	Wejcman
Battaglia	Goodno	Johnson, R.	Mariani	Osthoff	Sparby	Welle
Beard	Greenfield	Johnson, V.	Mosel	Ostrom	Steensma	Wenzel
Brown, C.	Gruenes	Kalis	Munger	Pelowski	Tomassoni	Winter
Brown, K.	Hasskamp	Kinkel	Murphy	Perlt	Trimble	Spk. Long
Cooper	Hugoson	Klinzing	Nelson	Peterson	Tunheim	
Dauner	Huntley	Krueger	Olson, E.	Reding	Vickerman	
Dawkins	Jaros	Lasley	Olson, K.	Rest	Wagenius	

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

Waltman moved to amend H. F. No. 350, the third engrossment, as amended, as follows:

Page 243, after line 17, insert:

"ARTICLE 14

STATE MANDATED ACTIVITIES

Section 1. [APPROPRIATIONS FOR STATE MANDATED ACTIVITIES.]

Any state mandate to a school district must be accompanied by an appropriation to pay for the mandated activity. If money is not appropriated, a school district may choose not to participate in the mandated activity. This section is effective July 1, 1993.

A roll call was requested and properly seconded.

The question was taken on the Waltman amendment and the roll was called. There were 46 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Abrams	Cooper	Goodno	Johnson, V.	Mosel	Peterson	Van Dellen
Anderson, R.	Dauner	Gruenes	Krinkie	Nelson	Rhodes	Waltman
Asch	Davids	Gutknecht	Leppik	Ness	Smith	Worke
Bergson	Dehler	Haukoos	Limmer	Olson, E.	Steensma	Workman
Bettermann	Dempsey	Holsten	Lindner	Olson, M.	Sviggum	
Blatz	Erhardt	Hugoson	Lynch	Onnen	Swenson	
Commers	Frerichs	Jennings	Molnau	Pawlenty	Tompkins	

Those who voted in the negative were:

Anderson, I.	Dorn	Johnson, R.	Lourey	Olson, K.	Rest	Vellenga
Battaglia	Evans	Kahn	Luther	Opatz	Rodosovich	Vickerman
Bauerly	Farrell	Kalis	Macklin	Orenstein	Rukavina	Wagenius
Beard	Garcia	Kelley	Mahon	Orfield	Seagren	Weaver
Bertram	Greenfield	Kelso	Mariani	Osthoff	Sekhon	Wejcman
Bishop	Greiling	Kinkel	McCollum	Ostrom	Simoneau	Welle
Brown, C.	Hausman	Klinzing	McGuire	Ozment	Skoglund	Wenzel
Brown, K.	Huntley	Knickerbocker	Milbert	Pauly	Solberg	Winter
Carlson	Jacobs	Koppendrayner	Morrison	Pelowski	Sparby	Wolf
Carruthers	Jaros	Krueger	Munger	Perlt	Tomassoni	Spk. Long
Dawkins	Jefferson	Lasley	Murphy	Pugh	Trimble	
Delmont	Johnson, A.	Lieder	Neary	Reding	Tunheim	

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

Krinkie, Seagren and Olson, M., moved to amend H. F. No. 350, the third engrossment, as amended, as follows:

Page 155, after line 8, insert:

"Sec. 5. [ELEMENTARY PREP TIME DELAY.]

By September 1, 1993 for the 1993-1994 school year or by September 1, 1994 for the 1994-1995 school year, a school board may elect to delay the effect in its schools of Minnesota Rules, part 3500.1400, subpart 3, relating to elementary teacher preparation time, until the 1995-1996 school year."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Krinkie et al amendment and the roll was called. There were 29 yeas and 100 nays as follows:

Those who voted in the affirmative were:

Asch	Delmont	Haukoos	Lynch	Pauly	Waltman
Bettermann	Erhardt	Holsten	Mahon	Rhodes	Wolf
Blatz	Frerichs	Koppendrayer	Molnau	Seagren	Worke
Commers	Gruenes	Krinkie	Ness	Sviggum	Workman
Dehler	Gutknecht	Lindner	Olson, M.	Vickerman	

Those who voted in the negative were:

Abrams	Davids	Jaros	Leppik	Nelson	Reding	Tunheim
Anderson, I.	Dawkins	Jefferson	Lieder	Olson, E.	Rest	Van Dellen
Anderson, R.	Dempsey	Jennings	Limmer	Olson, K.	Rodosovich	Vellenga
Battaglia	Dorn	Johnson, A.	Lourey	Onnen	Rukavina	Wagenius
Bauerly	Evans	Johnson, R.	Luther	Opatz	Sekhon	Weaver
Beard	Farrell	Johnson, V.	Macklin	Orenstein	Simoneau	Wejman
Bergson	Garcia	Kahn	Mariani	Orfield	Skoglund	Welle
Bertram	Goodno	Kalis	McCollum	Osthoff	Smith	Wenzel
Bishop	Greenfield	Kelley	McGuire	Ostrom	Solberg	Winter
Brown, C.	Greiling	Kelso	Milbert	Ozment	Sparby	Spk. Long
Brown, K.	Hasskamp	Kinkel	Morrison	Pawlenty	Steensma	
Carlson	Hausman	Klinzing	Mosel	Pelowski	Swenson	
Carruthers	Hugoson	Knickerbocker	Munger	Perlt	Tomassoni	
Cooper	Huntley	Krueger	Murphy	Peterson	Tompkins	
Dauner	Jacobs	Lasley	Neary	Pugh	Trimble	

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

H. F. No. 350, A bill for an act relating to education; prekindergarten through grade 12; providing for general education; transportation; special programs; early childhood, community, and adult education; facilities; organization and cooperation; access to excellence; other education programs; miscellaneous provisions; choice programs; libraries; state agencies; and realignment of responsibilities; making conforming changes; appropriating money; amending Minnesota Statutes 1992, sections 3.873, subdivisions 4, 5, 6, 7, and 9; 120.06, subdivision 3; 120.062, subdivision 5, and by adding a subdivision; 120.0621; 120.064, subdivisions 3, 4, and 16; 120.0751, subdivisions 1, 2, 3, and 4; 120.101, subdivisions 5 and 5b; 120.102, subdivision 1; 120.17, subdivision 7a; 120.73, subdivision 1; 120.75; 121.15, subdivision 4; 121.16, subdivision 1; 121.201, subdivision 1; 121.585, subdivision 8; 121.612, subdivisions 2 and 4; 121.831; 121.88, subdivision 8; 121.882, subdivision 2b; 121.901, subdivisions 1 and 2; 121.902; 121.904, subdivisions 4a, 4e, and 14; 121.912, subdivision 6, and by adding a subdivision; 121.9121; 121.914, subdivision 3; 121.934, subdivision 1; 121.935, subdivisions 2 and 5; 121.936; 122.22, by adding a subdivision; 122.242, subdivision 9; 122.531, subdivision 4a; 122.895, subdivision 2, and by adding subdivisions; 123.34, subdivision 9; 123.35, subdivision 17; 123.351, subdivisions 6, 8, and 9; 123.3513; 123.3514, subdivisions 5, 6, 6b, 6c, and 8; 123.36, by adding a subdivision; 123.39, by adding a subdivision; 123.58, subdivisions 6, 7, 8, and 9; 123.702, subdivisions 1, 1a, 1b, 3, and 4; 123.7045; 123.71, subdivision 1; 123.932, subdivision 7; 123.935, subdivision 7; 123.947; 124.09; 124.10, subdivision 1; 124.14, subdivisions 1 and 4; 124.17, subdivisions 1, 2c, and by adding a subdivision; 124.19, subdivisions 1 and 4; 124.195, subdivisions 8 and 9; 124.223, subdivision 3; 124.225, subdivisions 1, 3a, 7b, 7d, and 7e; 124.226, subdivisions 1, 3, 9, and by adding a subdivision; 124.243, subdivisions 1, 2, 2a, 6, and 8; 124.248, subdivision 4; 124.26, subdivision 2; 124.2601, subdivisions 4 and 6; 124.261, subdivision 1; 124.2615, subdivisions 2 and 3; 124.2711, subdivision 1; 124.2714; 124.2721, subdivisions 1 and 3; 124.2725, subdivisions 2, 4, 5, 6, 10, and 13; 124.273, by adding a subdivision; 124.276, subdivision 3; 124.32, subdivision 1d; 124.322, subdivisions 2, 3, 4, and by adding a subdivision; 124.332, subdivision 2; 124.37; 124.38, by adding a subdivision; 124.431, subdivisions 1, 1a, 2, and 14; 124.48, subdivisions 1 and 3; 124.494, subdivisions 1, 2, and by adding a subdivision; 124.573, subdivision 3; 124.574, by adding a subdivision; 124.625; 124.64; 124.645, subdivisions 1 and 2; 124.69, subdivision 1; 124.73, subdivision 1; 124.79; 124.83, subdivisions 1, 2, 4, 6, and by adding a subdivision; 124.84, subdivision 3; 124.91, subdivision 3; 124.912, subdivisions 2 and 3; 124.95, subdivisions 1, 2, 2a, and 3; 124.961; 124A.03, subdivision 1c, and by adding a subdivision; 124A.22, subdivisions 2, 4, 5, 6, 8, and 9; 124A.23, subdivision 1; 124A.26, subdivision 1, and by adding a subdivision; 124A.27, subdivision 2; 124A.29, subdivision 1; 124A.70; 124A.72; 124C.08, subdivision 1; 125.05, subdivision 1a; 125.185, subdivisions 4 and 6; 125.1885, subdivision 3; 125.189; 126.151, subdivision 2; 126.22, subdivisions 2, 3, 3a, and 4; 126.239, subdivision 3; 126.267; 126.268, subdivision 2; 126.52, subdivisions 8 and 9; 126.54, subdivision 1; 126.56, subdivisions 4a and 7; 126.665; 126.67, subdivision 8; 126.70, subdivision 2a; 126A.07, subdivision 1; 127.15; 127.455; 127.46; 128A.024, subdivision 2;

128A.03, subdivision 2; 128C.02, by adding a subdivision; 129C.10, subdivision 1, and by adding a subdivision; 134.31, subdivisions 1, 2, and 5; 134.32, subdivision 8; 145A.10, subdivision 5; 256E.03, by adding subdivisions; 256E.08, subdivision 1; 256E.09, subdivision 2, and by adding a subdivision; 275.48; 473F.02, by adding a subdivision; and 475.61, subdivision 3; Laws 1991, chapters 256, article 8, section 14, as amended; 265, articles 1, section 30; and 2, section 19, subdivision 2; and Laws 1992, chapters 499, article 8, section 33; 571, article 10, section 29; proposing coding for new law in Minnesota Statutes, chapters 4; 121; 124; 124A; 124C; 125; 126; 128A; repealing Minnesota Statutes 1992, sections 120.0621, subdivision 5; 121.87; 124.197; 124.2721, subdivisions 2 and 4; 124.32, subdivision 5; 124.615; 124.62; 125.703; 126.22, subdivision 2a; 145.926; and Laws 1988, chapter 486, section 59.

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

The question was taken on the passage of the bill and the roll was called.

Pursuant to rule 2.05, Pawlenty requested that he be excused from voting on the final passage of H. F. No. 350, the third engrossment, as amended. The request was granted.

There were 118 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Erhardt	Garcia	Krinkie	Simoneau
Asch	Evans	Knickerbocker	Rhodes	Van Dellen

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

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

REPORTS OF STANDING COMMITTEES

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

H. F. No. 218, A bill for an act relating to public administration; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing a marine education center at the Minnesota zoological garden; authorizing issuance of bonds; appropriating money, with certain conditions.

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

The report was adopted.

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

H. F. No. 575, A bill for an act relating to natural resources; resolving claims raised by the Mille Lacs band of Chippewa regarding hunting, fishing, and gathering rights under treaty; authorizing sports fishing in treaty fishing zone for non-band members pursuant to band code; non-band harvest under band permit; authority to transfer land; compensation to counties; resort acquisition; condemnation authority; resolving issues through negotiated settlement; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 97A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [97A.159] [1837 TREATY AREA AGREEMENT.]

Subdivision 1. [PURPOSE.] The purpose of this section is to resolve issues in dispute between the state of Minnesota and the Mille Lacs Band of Chippewa Indians that relate to hunting, fishing, and gathering in the ceded area described in the July 29, 1837, treaty between the Chippewa and the government of the Statutes at Large, volume 7, page 536. This treaty was proclaimed by the United States on June 15, 1838. The recognition of certain rights claimed by the band under this treaty has been sought in a civil action brought in the United States District Court for the District of Minnesota, Fourth Division, entitled Mille Lacs Band of Chippewa Indians, et al. v. State of Minnesota, et al., Civ. No. 4-90-605. The state desires to settle all outstanding matters relating to this dispute under the 1837 treaty as well as all issues arising from the band's rights to fish in the waters of Mille Lacs lake under the treaty made February 22, 1855, and proclaimed by the United States on April 7, 1855, Statutes at Large, volume 10, page 1165.

Subd. 2. [DEFINITIONS.] (a) The definitions in this subdivision apply to this section.

(b) "Amended settlement agreement" means the original settlement agreement as amended in accordance with subdivision 3.

(c) "Band" means the Mille Lacs Band of Chippewa Indians.

(d) "Band conservation code" means the band conservation code as defined in the original settlement agreement.

(e) "Harvest" means harvest as defined in the original settlement agreement.

(f) "Minnesota ceded territory" means the Minnesota ceded territory as defined in the original settlement agreement.

(g) "Original settlement agreement" means the document entitled "Settlement Agreement Between the Mille Lacs Band of Chippewa Indians and the State of Minnesota Regarding Treaty Hunting, Fishing, and Gathering Rights" on file and of record in the United States District Court for the District of Minnesota, Fourth Division, in the action entitled Mille Lacs Band of Chippewa Indians, et al. v. State of Minnesota, et al., Civ. No. 4-90-605.

(h) "Treaty fishing zone" or "zone" means the treaty fishing zone in Mille Lacs lake as defined in the original settlement agreement.

Subd. 3. [AUTHORITY TO ENTER INTO AMENDED SETTLEMENT AGREEMENT.] (a) The legislature authorizes the commissioner to enter into an amended settlement agreement with the Mille Lacs Band of Chippewa Indians consisting of the provisions of the original settlement agreement, as amended in accordance with paragraph (b).

(b) The amended settlement agreement must provide that:

(1) the treaty fishing zone exists solely to delineate the area of Mille Lacs lake in which the band may harvest game fish by spearing and netting in accordance with the band conservation code and does not affect activities of nonband members in the zone;

(2) the annual band harvest of game fish by spearing and netting in the treaty fishing zone is limited to seven percent of the total annual harvest of fish by species in Mille Lacs lake;

(3) 7,500 additional acres of public land will be transferred to the United States in trust for the band, for a total of 15,000 acres;

(4) before agreeing to the substitution of other waters for those specified in part IV, section B, paragraph 4, subparagraph c, of the original settlement agreement, relating to netting and spearing of game fish by band members, the commissioner shall consult with the affected counties and with the chairs of the standing committees of the legislature having jurisdiction over natural resources; and

(5) the state and the band have until August 31, 1993, to ratify the amended settlement agreement.

Subd. 4. [NONBAND HARVEST UNDER BAND PERMIT.] In addition to existing nonband member harvest under state law, nonband members may harvest natural resources in the Minnesota ceded territory as permitted by the amended settlement agreement and the band conservation code.

Subd. 5. [COMMISSIONER'S POWERS AND DUTIES.] (a) Notwithstanding any other law to the contrary, the commissioner on behalf of the state, shall take all actions, by rule or otherwise, necessary to carry out the duties and obligations of the state arising from the amended settlement agreement whether or not specifically enumerated in this section.

(b) Powers of the commissioner granted in paragraph (a) include the following:

(1) the implementation of the exemption of members of the band from state laws relating to hunting, fishing, and the gathering of wild rice within the areas described in the amended settlement agreement, together with exemption from related possession and transportation laws, to the extent necessary to effectuate the terms of the amended settlement agreement;

(2) the establishment of policies, procedures, and rules for the enforcement by conservation officers of the band conservation code to the extent necessary to effectuate the terms of the amended settlement agreement;

(3) the conveyance of 15,000 acres of state land, including any interests in minerals owned by the state located thereon, to the band as provided in the amended settlement agreement;

(4) the condemnation of fee title, including mineral interests owned by the state, to state public lands as defined by chapter 92 for the purpose of conveying lands under the amended settlement agreement;

(5) upon request by a county, compensation of the county for the fair market value of lands or interests in land owned or managed by the county that are conveyed under clause (3); and

(6) upon request by a county, and within the limits of money appropriated for the purpose, compensation of the county for law enforcement and other costs incurred as a result of implementation of the amended settlement agreement, provided the commissioner determines the costs are reasonable.

Subd. 6. [AUTHORITY TO CONVEY CERTAIN LANDS; PAYMENTS IN LIEU OF TAXES.] (a) Notwithstanding any other law to the contrary, the commissioner may convey to the band, under subdivision 5, paragraph (b), clause (3), lands that border on public waters; lands acquired under chapter 282; lands owned in fee; lands owned in trust for local taxing districts; school trust lands; university trust lands; and game preserves, areas, and projects established under sections 84A.01, 84A.20, and 84A.31. When lands under the jurisdiction of the commissioner of revenue are selected, the commissioner of revenue shall convey title to those lands. Not more than 15 percent of the total lands transferred may be lands that are both held in trust for local taxing districts and administered by the counties.

(b) The commissioner shall continue to make payments in accordance with sections 97A.061 and 477A.11 to 477A.13, for lands conveyed under subdivision 5, paragraph (b), clause (3), at the rate for the type of land conveyed.

Subd. 7. [FUTURE APPROPRIATION NEEDS.] The commissioner shall prepare and submit to the governor for inclusion in the budget an itemization of the funds required to implement subdivision 5, paragraph (b), clauses (4) to (6).

Sec. 2. [APPROPRIATIONS.]

(a) \$8,600,000 is appropriated from the general fund to the commissioner of natural resources for payment to the Mille Lacs Band of Chippewa Indians.

(b) \$175,000 is appropriated from the general fund to the commissioner of natural resources for fiscal year 1994 and \$317,000 for fiscal year 1995 for land transfer costs under section 1. Any balance not expended in the first year does not cancel and is available for expenditure in the second year.

Sec. 3. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment. Section 2, paragraph (a), is effective 30 days after the effective date of the amended settlement agreement."

Delete the title and insert:

"A bill for an act relating to natural resources; resolving claims raised by the Mille Lacs Band of Chippewa Indians regarding hunting, fishing, and gathering rights under treaty; nonband harvest under band permit; authority to transfer land; compensation to counties; condemnation authority; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 97A."

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

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 1178, A bill for an act relating to health; implementing recommendations of the Minnesota health care commission; defining and regulating integrated service networks; requiring regulation of all health care services not provided through integrated service networks; establishing data reporting and collection requirements; establishing other cost containment measures; providing for voluntary commitments by health plans and providers to limit the rate of growth in total revenues; permitting expedited rulemaking; requiring certain studies; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 43A.317, subdivision 5; 60A.02, subdivision 1a; 62A.021, subdivision 1; 62A.65; 62E.02, subdivision 23; 62E.10, subdivisions 1 and 3; 62E.11, subdivision 12; 62J.03, subdivisions 6, 8, and by adding a subdivision; 62J.04, subdivisions 1, 2, 3, 4, 5, 7, and by adding a subdivision; 62J.05, subdivision 2, and by adding a subdivision; 62J.09, subdivisions 2, 5, 8, and by adding subdivisions; 62J.15, subdivision 1; 62J.17, subdivision 2, and by adding subdivisions; 62J.23, by adding a subdivision; 62J.30, subdivisions 1, 6, 7, and 8; 62J.32, subdivision 4; 62J.33; 62J.34, subdivision 2; 62L.02, subdivisions 16, 19, 26, and 27; 62L.03, subdivisions 3 and 4; 62L.04, subdivision 1; 62L.05, subdivisions 2, 3, 4, and 6; 62L.08, subdivision 4; 62L.09, subdivision 1; 136A.1355, subdivisions 1, 3, 4, and by adding a subdivision; 136A.1356, subdivisions 2, 4, and 5; 136A.1357; 137.38, subdivisions 2, 3, and 4; 137.39, subdivisions 2 and 3; 137.40, subdivision 3; 144.147, subdivision 4; 144.1484, subdivisions 1 and 2; 144.335, by adding a subdivision; 151.47, subdivision 1; 214.16, subdivision 3; 256.9351, subdivision 3; 256.9352, subdivision 3; 256.9353; 256.9354, subdivisions 1, 4, and 5; 256.9356, subdivisions 1 and 2; 256.9357, subdivision 1; 256.9657, subdivision 3, and by adding a subdivision; 256B.04, subdivision 1; 256B.057, subdivisions 1, 2, and 2a; 256B.0625, subdivision 13; 256D.03, subdivision 3; 295.50, subdivisions 3, 4, 7, 14, and by adding subdivisions; 295.51, subdivision 1; 295.52, by adding subdivisions; 295.53, subdivisions 1, 3, and by adding a subdivision; 295.54; 295.55, subdivision 4; 295.57; 295.58; 295.59; Laws 1990, chapter 591, article 4, section 9; proposing coding for new law in Minnesota Statutes, chapters 16B; 43A; 62A; 62J; 136A; 144; 151; 256; and 295; proposing coding for new law as Minnesota Statutes, chapters 62N; and 62O; repealing Minnesota Statutes 1992, sections 62J.15, subdivision 2; 62J.17, subdivisions 4, 5, and 6; 62J.29; 62L.09, subdivision 2; 295.50, subdivision 10; and 295.51, subdivision 2; Laws 1992, chapter 549, article 9, section 19, subdivision 2.

Reported the same back with the following amendments:

Page 8, line 32, after "Any" insert "nonprofit"

Page 8, line 36, after "separate" insert "nonprofit"

Page 9, line 1, delete "302A," and delete "or 319A,"

Page 124, after line 32, insert:

"By February 1, 1994, the department of human services and the department of health shall develop a plan to adjust benefit levels, eligibility guidelines, or other steps necessary to ensure that expenditures for the MinnesotaCare program are contained within the two percent provider tax and the one percent HMO gross premiums tax for the 1996-1997 biennium. Notwithstanding any law to the contrary, no further enrollment in MinnesotaCare, and no additional hiring of staff for the departments shall take place after June 1, 1994, unless a plan to balance the MinnesotaCare budget for the 1996-1997 biennium has been passed by the 1994 legislature."

Page 166, after line 31, insert:

"Section 1. Minnesota Statutes 1992, section 270B.01, subdivision 8, is amended to read:

Subd. 8. [MINNESOTA TAX LAWS.] For purposes of this chapter only, "Minnesota tax laws" means the taxes administered by or paid to the commissioner under chapters 289A, 290, 290A, 291, and 297A and sections 295.50 to 295.59, and includes any laws for the assessment, collection, and enforcement of those taxes."

Page 171, line 23, after "plan" insert "and enrollee deductibles, coinsurance, and copayments"

Page 176, line 5, delete "1; 3; 4" and insert "2; 4; 5" and delete "6; 8; 9; 10; 12; 13;" and insert "7; 9; 10; 11; 13; 14;"

Page 176, line 6, delete "15; 17; and 18" and insert "16; 18; and 19"

Page 176, line 9, delete "4" and insert "5" and delete "7; 11; and 15" and insert "8; 12; and 16"

Page 176, line 11, delete "2, 5, 19, 20, and 21" and insert "1, 3, 6, 20, 21, and 22"

Page 176, lines 13 and 15, delete "14" and insert "15"

Page 176, line 17, delete "16" and insert "17"

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 8, after "providing for" insert "classification of certain tax data;"

Page 1, delete line 9

Page 1, line 10, delete everything before "permitting"

Page 1, line 41, after the semicolon insert "270B.01, subdivision 8;"

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 1366, A bill for an act relating to transportation; authorizing road authorities to develop, finance, design, construct, improve, rehabilitate, own, and operate toll facilities and to enter into agreements with private operators for the construction, maintenance, and operation of toll facilities; providing for duties of county highway engineer; amending Minnesota Statutes 1992, section 163.07, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 160.

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

The report was adopted.

Rest from the Committee on Taxes to which was referred:

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

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 80A.12, is amended by adding a subdivision to read:

Subd. 12. [PROHIBITION; NONRECOURSE LOANS.] No part of the offering proceeds resulting from the sale of bonds or similar interest-bearing securities issued by the United States, any state, any political subdivision of any state, or any corporate or other instrumentality of one or more of those entities may be loaned to a person on a nonrecourse basis. This prohibition does not apply to bonds or similar interest-bearing securities:

(1) exempt from registration under section 80A.15;

(2) rated in one of the top four letter rating categories by Fitch Investors Service, Inc., Standard and Poor's Corporation, or Moody's Investor Services, Inc.; or

(3) issued to provide housing facilities with respect to which low income tax credits are to be obtained.

Sec. 2. Minnesota Statutes 1992, section 275.065, subdivision 7, is amended to read:

Subd. 7. [CERTIFICATION OF COMPLIANCE.] At the time the taxing authority certifies its tax levy under section 275.07, it shall certify to the commissioner of revenue its compliance with this section. The certification must contain the information required by the commissioner of revenue to determine compliance with this section. If the commissioner determines that the taxing authority has failed to substantially comply with the requirements of this section, the commissioner of revenue shall notify the county auditor. The decision of the commissioner is final. When fixing rates under section 275.08 for a taxing authority that has not complied with this section, the county auditor must use the taxing authority's previous year's levy, plus any additional amounts necessary to pay principal and interest on general obligation bonds of the taxing authority for which its taxing powers have been pledged if the bonds were issued before 1989.

Sec. 3. Minnesota Statutes 1992, section 287.04, is amended to read:

287.04 [MORTGAGES EXEMPTED.]

Subdivision 1. [GENERALLY.] A decree of marriage dissolution or an instrument made pursuant to it or a mortgage given to correct a misdescription of the mortgaged property, or to include additional security for the same indebtedness on which a mortgage registration tax has been paid, shall are not be subject to the tax imposed by this chapter except as provided in section 287.05, subdivision 2, paragraph (b).

Subd. 2. [MORTGAGES ON PUBLIC PROPERTY.] No tax is imposed upon the principal amount of bonds or other obligations issued by the St. Paul port authority under its common revenue bond fund if each of the following conditions are met.

(a) The bonds or other obligations are secured by a mortgage on property, title to which is held by the political subdivision.

(b) The mortgage is recorded or registered after the date of enactment.

(c) The bonds or other obligations are either (i) outstanding on the date of enactment or (ii) issued in exchange for or to otherwise refund bonds or other obligations the original series of which were issued before the date of enactment.

Sec. 4. Minnesota Statutes 1992, section 447.45, subdivision 2, is amended to read:

Subd. 2. [POWERS OVER SPECIAL FACILITIES.] With respect to facilities for the care, treatment, and training of persons with mental retardation or related conditions, and facilities attached or related to a nursing home providing supportive services to elderly persons who are not yet in need of nursing home care, including congregate housing, adult day care and respite care services, a county or city may exercise the powers in sections 447.45 to 447.50 as if these facilities were hospital or nursing home facilities within the meaning of sections 447.45 to 447.50. "County or city" includes cities of the first class and counties containing them. "Related conditions" is defined in section 252.27, subdivision 1a.

Sec. 5. Minnesota Statutes 1992, section 465.71, is amended to read:

465.71 [INSTALLMENT AND LEASE PURCHASES; CITIES; COUNTIES; SCHOOL DISTRICTS.]

A home rule charter city, statutory city, county, town, or school district may purchase personal property under an installment contract, or lease real or personal property with an option to purchase under a lease purchase agreement, by which contract or agreement title is retained by the seller or vendor or assigned to a third party as security for the purchase price, including interest, if any, but such purchases are subject to statutory and charter provisions applicable to the purchase of real or personal property. For purposes of the bid requirements contained in section 471.345, "the amount of the contract" shall include the total of all lease payments for the entire term of the lease under a lease-purchase agreement. The obligation created by a lease purchase agreement shall not be included in the calculation of net debt for purposes of section 475.53, and shall not constitute debt under any other statutory provision. No election shall be required in connection with the execution of a lease purchase agreement authorized by this section. The city, county, town, or school district must have the right to terminate a lease purchase agreement at the end of any fiscal year during its term. Property acquired and used by a home rule charter, statutory city, county, town, or school district under a lease purchase agreement or installment contract, whether or not title is retained by the lessor or vendor, is exempt from taxation as long as and to the extent that the property is devoted to a public use and is not subleased to any private individual, association, or corporation in connection with a business operated for profit.

Sec. 6. Minnesota Statutes 1992, section 475.67, subdivision 3, is amended to read:

Subd. 3. (a) Any or all obligations and interest thereon may be refunded if and when and to the extent that for any reason the taxes or special assessments, revenues, or other funds appropriated for their payment are not sufficient to pay all principal and interest due or about to become due thereon.

(b) Any or all obligations of one or more issues regardless of their source of payment and interest thereon may be refunded before their due dates, if:

(1) consistent with covenants made with the holders thereof; and

(2) determined by the governing body to be necessary or desirable:

(i) for the reduction of debt service cost to the municipality; or

(ii) for the extension or adjustment of the maturities in relation to the resources available for their payment; or

(iii) for the issuance of obligations bearing a fixed rate of interest in the case of obligations bearing interest at a rate varying periodically; or

(iv) in the case of obligations payable solely from a special fund, for the more advantageous sale of additional obligations payable from the same fund or to relieve the municipality of restrictions imposed by covenants made with the holders of the obligations to be refunded.

(c) The amount of interest which may be refunded from the proceeds of the refunding obligations shall not exceed the amount of proceeds estimated to be required in excess of the principal amount of refunded obligations to retire the refunded obligations in accordance with subdivision 6. ~~In no event shall the aggregate principal amount of the refunding obligations exceed by more than ten percent the aggregate principal amount of the obligations to be refunded.~~

(d) No general obligations, for which the full faith and credit of the issuer is pledged, shall be issued to refund special obligations previously issued for any purpose, payable solely from a special fund, unless the issuance is authorized by the election, hearing, petition, resolution, or other procedure that would have been required as a condition precedent to the original issuance of general obligations for the same purpose.

Sec. 7. Minnesota Statutes 1992, section 475.67, subdivision 13, is amended to read:

Subd. 13. Crossover refunding obligations may be issued by a municipality without regard to the limitations in subdivisions 4 to 10. The proceeds of crossover refunding obligations, less any proceeds applied to payment of the costs of their issuance, shall be deposited in a debt service fund irrevocably appropriated to the payment of principal of and interest on the refunding obligations until the date the proceeds are applied to payment of the obligations to be refunded. The debt service fund shall be maintained as an escrow account with a suitable financial institution within or without the state and amounts in it shall be invested in securities described in subdivision 8 or in an investment contract or similar agreement with a bank or insurance company meeting the requirements of section 475.66, subdivision 3, clause (f). Excess proceeds, if any, of the tax levy pursuant to section 475.61, subdivision 1, made with respect to the obligations to be refunded, and any other available amounts, may be deposited in the escrow account. In the resolution authorizing the issuance of crossover refunding obligations, the governing body may pledge to their payment any source of payment of the obligations to be refunded. The resolution may provide that the refunding obligations are payable solely from the escrow account prior to the date scheduled for payment of the obligations to be refunded and that the obligations to be refunded shall not be discharged if the amounts on deposit in the escrow account on that date are insufficient. ~~Subdivisions 11 and 12 shall not apply to any crossover refunding obligations, or the obligations to be refunded. Subdivision 12 applies to crossover refunding obligations, but the present value of debt service on the refunding and refunded obligations shall be determined as of the date the proceeds are applied to payment of the obligations to be refunded.~~ Subject to section 475.61, subdivision 3, in the case of general obligation bonds, taxes shall be levied pursuant to section 475.61 and appropriated to the debt service fund in the amounts needed, together with estimated investment income of the debt service fund and any other revenues available upon discharge of the obligations refunded, to pay when due the principal of and interest on the refunding obligations. The levy so imposed may be reduced by earnings to be received from investments on hand in the debt service fund to the extent the applicable recording officer certifies to the county auditor that the earnings are expected to be received in amounts and at such times as to be sufficient, together with the remaining levy, to satisfy the purpose of the levy requirements under section 475.61.

Sec. 8. Minnesota Statutes 1992, section 501B.25, is amended to read:

501B.25 [APPLICATION.]

Sections 501B.16 to 501B.23 do not apply to trusts in the nature of mortgages or to trusts commonly known as voting trusts. Sections 501B.16 to 501B.23 apply, however, unless otherwise provided in the trust instrument, to trusts established in connection with bonds issued under chapter 474 469, and, at the sole election of the issuer of bonds issued under chapter 469, without a trust indenture, to the pledges and other bond covenants made by the issuer in one or more resolutions with respect to the bonds. If the issuer so elects to apply sections 501B.16 to 501B.23, for such purposes only, the pledges and other bond covenants shall be deemed the "trust," the resolution or resolutions shall be deemed the "trust instrument," and the issuer shall be deemed the "trustee" notwithstanding the absence of any fiduciary responsibility owed by the "issuer" toward the bondholders. Nothing in this section shall preclude the issuer from seeking approval under sections 501B.16 to 501B.23 of the creation of any express trust under a trust indenture and the appointment of a trustee thereunder to act as a fiduciary for the benefit of the bondholders. As used in sections 501B.16 to 501B.23, "person" includes an artificial as well as a natural person, and "beneficiary" includes a bondholder.

Sec. 9. [REPEALER.]

Minnesota Rules, part 2875.3532, is repealed.

Sec. 10. [EFFECTIVE DATE.]

Sections 1 to 9 are effective the day following final enactment, provided that section 5 applies to all lease purchase agreements and installment contracts executed before, on, or after the effective date.

Delete the title and insert:

"A bill for an act relating to taxation; providing conditions and requirements for the issuance of public debt and for the financial obligations of authorities; providing an exemption from the mortgage registration tax; providing a property tax exemption for certain property devoted to public use; amending Minnesota Statutes 1992, sections 80A.12, by adding a subdivision; 275.065, subdivision 7; 287.04; 447.45, subdivision 2; 465.71; 475.67, subdivisions 3 and 13; and 501B.25; repealing Minnesota Rules, part 2875.3532."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1741, A bill for an act relating to the organization and operation of state government; appropriating money for community development, certain agencies of state government, and crime prevention, with certain conditions; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; eliminating or transferring certain agency powers and duties; requiring studies and reports; amending Minnesota Statutes 1992, sections 3.30, subdivision 2; 10A.21, subdivision 1; 10A.322, subdivision 4, and by adding a subdivision; 15.50, subdivision 2; 16A.128, subdivision 2; 16A.28, by adding a subdivision; 16A.72; 82.21, by adding a subdivision; 168.345, by adding a subdivision; 171.12, by adding a subdivision; 216A.05, by adding a subdivision; 216B.62, subdivision 3; 216C.09; 237.295, subdivision 2, and by adding a subdivision; 239.011, subdivision 2; 239.10; 239.80, subdivisions 1 and 2; 241.021, subdivision 1; 298.2211, subdivision 3; 298.2213, subdivision 4; 298.223, subdivision 2; 298.28, subdivision 7; 298.296, subdivision 1; 299C.10; 345.41; 345.42, subdivisions 2 and 3; 359.01, subdivision 3; 359.02; 386.61, by adding a subdivision; 386.65; 386.66; 386.67; 386.68; 386.69; Laws 1991, chapter 345, article 1, section 23; proposing coding for new law in Minnesota Statutes, chapters 138A; 216A; 239; 299C; 386; repealing Minnesota Statutes 1992, sections 10A.21, subdivisions 2 and 3; 138.97; 216C.261; 216C.315; 216C.33; 239.52; 239.78; 386.61, subdivision 3; 386.63; 386.64; and 386.70.

Reported the same back with the following amendments:

Page 4, line 29, before "The" insert "Except for temporary employees in the weights and measures division,"

Page 5, line 33, after "department" insert "of public service during fiscal year 1993"

Page 7, line 49, delete "and"

Page 7, line 50, after "resources" insert "; and (5) any alternative energy activities assigned to the department of public service by legislation enacted in 1993"

Page 28, line 8, delete "662,000" and insert "756,000"

Page 28, line 10, delete "4,012,000" and insert "3,918,000"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 218, 1366, 1524 and 1741 were read for the second time.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Anderson, I., for the Committee on Rules and Legislative Administration, offered the following report and moved its adoption:

Resolved, that Rule 5.08 of the Permanent Rules of the House of Representatives for the 78th Session be amended to read as follows:

5.08 FINANCE AND REVENUE BILLS. Any bill, whether originating in the House or Senate which may involve directly and specifically affects any present or future financial obligation on the part of the State or which directly and specifically affects state revenues, after being reported to the House, shall be referred, or re-referred to the appropriate finance committee, standing committee with a finance division for consideration by the finance division, or the Committee on Taxes, for action. Once action has been taken by that committee, the bill shall be thereafter re-referred to the Committee on Ways and Means. A bill, other than a major revenue or finance bill referred to in Rule 5.12, which carries an appropriation shall include an appropriation section. This rule does not apply to a bill recommended for passage by the Committee on Capital Investment under Rule 5.09.

The motion prevailed and the report amending the Permanent Rules of the House for the 78th Session was adopted.

Johnson, R., was excused for the remainder of today's session.

SPECIAL ORDERS

H. F. No. 287 was reported to the House.

Wagenius moved that H. F. No. 287 be continued on Special Orders. The motion prevailed.

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

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Bertram	Cooper	Evans	Gutknecht	Jaros	Kelso
Anderson, I.	Bettermann	Dauner	Farrell	Hasskamp	Jefferson	Kinkel
Anderson, R.	Bishop	Davids	Frerichs	Haukoos	Jennings	Klinzing
Asch	Blatz	Dehler	Garcia	Hausman	Johnson, A.	Knickerbocker
Battaglia	Brown, K.	Delmont	Goodno	Holsten	Johnson, V.	Koppendrayner
Bauerly	Carlson	Dempsey	Greenfield	Hugoson	Kahn	Krinkie
Beard	Carruthers	Dorn	Greiling	Huntley	Kalis	Krueger
Bergson	Commers	Erhardt	Gruenes	Jacobs	Kelley	Lasley

Leppik	McGuire	Olson, E.	Pawlenty	Seagren	Tomassoni	Wejcman
Lieder	Milbert	Olson, M.	Pelowski	Sekhon	Tompkins	Welle
Limmer	Molnau	Ornen	Perlt	Simoneau	Trimble	Wenzel
Lindner	Morrison	Opatz	Peterson	Skoglund	Tunheim	Winter
Lourey	Mosel	Orenstein	Pugh	Smith	Van Dellen	Wolf
Luther	Munger	Orfield	Reding	Solberg	Vellenga	Worke
Lynch	Murphy	Osthoff	Rest	Sparby	Vickerman	Workman
Mahon	Neary	Ostrom	Rhodes	Steensma	Wagenius	Spk. Long
Mariani	Nelson	Ozment	Rodosovich	Sviggum	Waltman	
McCollum	Ness	Pauly	Rukavina	Swenson	Weaver	

The bill was passed and its title agreed to.

Rukavina was excused for the remainder of today's session.

H. F. No. 947 was reported to the House.

Bertram moved to amend H. F. No. 947, as follows:

Page 1, after line 18, insert:

"Sec. 2. [SALE OF TAX-FORFEITED LAND; STEARNS COUNTY.]

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Stearns county may sell tax-forfeited land bordering public water that is described in paragraph (c) under the remaining provisions of Minnesota Statutes, chapter 282.

(b) The conveyance must be in a form approved by the attorney general.

(c) The land that may be sold is located in Stearns county and is described as Lots 15 and 16, Block 1, Jody Estates Addition to Wakefield Township.

(d) The county has determined that the county's land management interests would best be served if the land is returned to private ownership."

Page 1, line 19, delete "2" and insert "3"

Page 1, line 20, delete "Section 1 is" and insert "Sections 1 and 2 are"

Amend the title as follows:

Page 1, line 3, delete "land that borders" and insert "lands that border"

Page 1, line 4, delete "county" and insert "and Stearns counties"

The motion prevailed and the amendment was adopted.

H. F. No. 947, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited lands that border public water in Sherburne and Stearns counties.

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

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 969 was reported to the House.

Pauly moved to amend H. F. No. 969, the first engrossment, as follows:

Page 17, delete lines 20 and 21

Page 17, line 22, delete everything before "shall" and insert:

"Subd. 3. [CLASS I, CLASS II, AND TEMPERATURE-CONTROLLED COMMODITIES CARRIERS; HOUSEHOLD GOODS MOVERS.] A class I carrier, class II carrier, household goods mover, and a holder of a temperature-controlled commodities permit"

Page 17, line 23, before the period insert "under a certificate or permit"

Page 17, line 32, before the semicolon insert ", if applicable to the rating of the freight or if the carrier's operating authority includes a package or article restriction, unless the shipment is transported by a household goods mover"

Page 17, line 35, before the semicolon insert "or if the carrier's operating authority includes a weight restriction"

Page 18, line 2, delete everything after "service"

Page 18, line 3, delete everything before the semicolon

Page 18, delete lines 4 to 7 and insert:

"(9) terminal through which the shipment moved, if any; and

(10) if the shipment is transported by a class I carrier, route of movement and name of each carrier participating in the transportation."

Page 18, line 8, delete "SHIPPING"

Page 18, line 16, delete "COMMODITY SHIPPING" and insert "COMMODITIES"

Page 18, line 17, delete "RECORD" and insert "CARRIER"

Page 18, line 23, delete "SHIPPING RECORD" and insert "CARRIER"

Page 19, line 2, delete everything after "service"

Page 19, line 3, delete everything before the period

Page 19, after line 16, insert:

"Subd. 7. [CONTRACT CARRIER.] A contract carrier shall keep a record of each shipment transported. A record may consist of one or more documents, including a bill of lading, freight bill, manifest, delivery receipt, or other document. If it consists of more than one document, the documents constituting a shipment record must be available for inspection together. A record must show the:

(1) names of the consignor and consignee;

(2) date of shipment;

(3) origin and destination points;

(4) description of freight;

(5) weight, volume, or measurement of the freight, if applicable to the rating of the freight or if the contract carrier's operating authority includes a weight restriction;

(6) exact rate or rates assessed; and

(7) total charges due, including the nature and amount of any charges for special service.

Subd. 8. [LOCAL CARTAGE CARRIER.] A local cartage carrier shall keep a record of each shipment transported. A record may consist of one or more documents, including a bill of lading, freight bill, manifest, delivery receipt, or other document. If it consists of more than one document, the documents constituting a shipment record must be available for inspection together. A record must show the:

(1) date of shipment;

(2) origin and destination points; and

(3) terminal through which the shipment moved, if any."

Page 19, line 17, delete "7" and insert "9" and delete "RECORD"

Page 19, line 20, delete "transportation" and insert "each charter"

Page 19, line 27, delete "charter" and insert "the"

Page 20, line 4, delete "or special passenger"

Page 20, line 6, delete "8" and insert "10"

Page 20, lines 7 and 10, delete "7" and insert "9"

The motion prevailed and the amendment was adopted.

Johnson, V., moved to amend H. F. No. 969, the first engrossment, as amended, as follows:

Page 2, after line 4, insert a section to read:

"Sec. 3. Minnesota Statutes 1992, section 169.781, subdivision 3, is amended to read:

Subd. 3. [WHO MAY INSPECT.] (a) An inspection required by this section may be performed only by:

(1) an employee of the department of public safety or transportation who has been certified by the commissioner after having received training provided by the state patrol; or

(2) another person who has been certified by the commissioner after having received training provided by the state patrol or other training approved by the commissioner.

(b) A person who is not an employee of the department of public safety or transportation may be certified by the commissioner if the person is: (1) an owner, or employee of the owner, of one or more commercial motor vehicles that are power units; (2) a dealer licensed under section 168.27 and engaged in the business of buying and selling commercial motor vehicles, or an employee of the dealer; or (3) engaged primarily in the business of repairing and servicing commercial motor vehicles. Certification of persons described in clauses (1) to (3) is effective for two years from the date of certification. The commissioner may require biennial retraining of persons holding a certificate under this paragraph as a condition of renewal of the certificate. The commissioner may charge a fee of not more than \$10 for each certificate issued and renewed. A certified person described in clauses (1) to (3) may charge a fee of not more than \$50 for each inspection of a vehicle not owned by the person or the person's employer.

(c) Except as otherwise provided in subdivision 5, the standards adopted by the commissioner for commercial motor vehicle inspections under sections 169.781 to 169.783 shall be the standards prescribed in Code of Federal Regulations, title 49, section 396.17, and in chapter III, subchapter B, appendix G. The commissioner may classify types of vehicles for inspection purposes and may issue separate classes of inspector certificates for each class.

The commissioner shall issue separate categories of inspector certificates based on the following classifications:

(1) a class of certificate that authorizes the certificate holder to inspect commercial motor vehicles without regard to ownership or lease; and

(2) a class of certificate that authorizes the certificate holder to inspect only commercial motor vehicles the certificate holder owns or leases.

The commissioner shall issue a certificate described in clause (1) only to a person described in paragraph (b), clause (2) or (3).

(d) The commissioner, after notice and an opportunity for a hearing, may suspend a certificate issued under paragraph (b) for failure to meet annual certification requirements prescribed by the commissioner or failure to inspect commercial motor vehicles in accordance with inspection procedures established by the state patrol. The commissioner shall revoke a certificate issued under paragraph (b) if the commissioner determines after notice and an opportunity for a hearing that the certified person issued an inspection decal for a commercial motor vehicle when the person knew or reasonably should have known that the vehicle was in such a state of repair that it would have been declared out of service if inspected by an employee of the state patrol. Suspension and revocation of certificates under this subdivision are not subject to sections 14.57 to 14.69."

Renumber the remaining sections

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 969, A bill for an act relating to transportation; adopting federal motor carrier safety regulations; allowing small motor carriers to file abbreviated annual reports; providing for registration of interstate motor carriers; defining terms; allowing 45-foot buses to be operated in the state; exempting drivers of lightweight vehicles from driver qualification rules; requiring information on shipping documents and other motor carrier records; making technical changes; imposing penalties; amending Minnesota Statutes 1992, sections 168.011, subdivision 36; 168.1281, subdivision 3; 169.781, subdivision 3; 169.81, subdivision 2; 221.011, by adding subdivisions; 221.031, subdivisions 1, 2, 2a, 2b, 3, 3a, 3b, 3c, 5, and 6; 221.0313, subdivision 1; 221.033, subdivisions 2 and 2a; 221.035, subdivision 2; 221.036, subdivisions 1 and 3; 221.172; 221.81, subdivision 3e; proposing coding for new law in Minnesota Statutes, chapter 221; repealing Laws 1992, chapters 568, section 1; and 578, section 15.

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Huntley

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

H. F. No. 1272 was reported to the House.

Jefferson moved that H. F. No. 1272 be continued on Special Orders. The motion prevailed.

S. F. No. 270, A bill for an act relating to elections; changing certain margins requiring automatic recounts; amending Minnesota Statutes 1992, section 204C.35, 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 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1450 was reported to the House.

Anderson, I., moved to amend H. F. No. 1450, the first engrossment, as follows:

Page 2, line 16, after the period insert "The commissioner shall, in cooperation with Minnesota department of transportation, propose a plan to increase the number of trees planted along the right-of-way of state trunk highways."

Page 2, line 16, after "shall" insert "also"

The motion prevailed and the amendment was adopted.

H. F. No. 1450, A bill for an act relating to game and fish; authorizing expenditure of RIM funds for restoration of fish and wildlife habitat; directing a report on plantings of native trees and shrubs; amending Minnesota Statutes 1992, section 84.95, subdivision 2.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Brown, C.	Dorn	Haukoos	Kelley	Lindner	Mosel
Anderson, I.	Brown, K.	Erhardt	Hausman	Kelso	Lourey	Munger
Anderson, R.	Carlson	Evans	Holsten	Kinkel	Luther	Murphy
Asch	Carruthers	Farrell	Huntley	Klinzing	Lynch	Neary
Battaglia	Commers	Frerichs	Jacobs	Knickerbocker	Macklin	Nelson
Bauerly	Cooper	Garcia	Jaros	Koppendrayner	Mahon	Ness
Beard	Dauner	Goodno	Jefferson	Krinkie	Mariani	Olson, E.
Bergson	Davids	Greenfield	Jennings	Krueger	McCollum	Olson, M.
Bertram	Dawkins	Greiling	Johnson, A.	Lasley	McGuire	Onnen
Bettermann	Dehler	Gruenes	Johnson, V.	Leppik	Milbert	Opatz
Bishop	Delmont	Gutknecht	Kahn	Lieder	Molnau	Orenstein
Blatz	Dempsey	Hasskamp	Kalis	Limmer	Morrison	Orfield

Osthoff	Perlt	Rodosovich	Solberg	Tompkins	Wagenius	Wolf
Ostrom	Peterson	Seagren	Sparby	Trimble	Waltman	Worke
Ozment	Pugh	Sekhon	Steensma	Tunheim	Weaver	Workman
Pauly	Reding	Simoneau	Sviggum	Van Dellen	Wejcman	Spk. Long
Pawlenty	Rest	Skoglund	Swenson	Vellenga	Wenzel	
Pelowski	Rhodes	Smith	Tomassoni	Vickerman	Winter	

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

S. F. No. 431 was reported to the House.

Bishop, Krueger, Osthoff and Kahn moved to amend S. F. No. 431, as follows:

Page 3, delete lines 7 to 14, and insert:

"(d) All contracts for the purchase of optical imaging systems used pursuant to this chapter shall contain terms that insure continued retrievability of the optically stored images and conform to any guidelines that may be established by the information policy office of the department of administration for perpetuation of access to stored data."

The motion prevailed and the amendment was adopted.

S. F. No. 431, A bill for an act relating to public administration; providing that government records may be stored on optical imaging systems and retained in that format only; amending Minnesota Statutes 1992, sections 15.17, subdivision 1; and 138.17, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 483, A bill for an act relating to game and fish; allowing all big game to be taken under a crossbow permit for hunters with disabilities; amending Minnesota Statutes 1992, section 97B.106.

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 568, A bill for an act relating to insurance; nonprofit health service plan corporations; regulating investments; amending Minnesota Statutes 1992, section 62C.10.

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brown, K. Farrell

The bill was passed and its title agreed to.

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

GENERAL ORDERS

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1735:

Rest; Olson, E.; Anderson, I.; Wagenius and Long.

MOTIONS AND RESOLUTIONS

Perlt moved that H. F. No. 1603 be returned to its author. The motion prevailed.

Greenfield moved that S. F. No. 782 be recalled from the Committee on Health and Human Services and together with H. F. No. 1073, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:30 p.m., Monday, April 26, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:30 p.m., Monday, April 26, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives