

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

FORTY-FOURTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, APRIL 27, 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 the Reverend Dane Werley Compton, Trinity Lutheran Church, Missouri Synod, Evansville, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Jefferson was excused until 2:00 p.m. Pauly was excused until 2:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Dempsey 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. 397 and H. F. No. 1272, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Jefferson moved that S. F. No. 397 be substituted for H. F. No. 1272 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 692 and H. F. No. 826, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Simoneau moved that S. F. No. 692 be substituted for H. F. No. 826 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 739 and H. F. No. 867, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Cooper moved that the rules be so far suspended that S. F. No. 739 be substituted for H. F. No. 867 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 918 and H. F. No. 1514, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Pugh moved that S. F. No. 918 be substituted for H. F. No. 1514 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 948 and H. F. No. 640, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Huntley moved that the rules be so far suspended that S. F. No. 948 be substituted for H. F. No. 640 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1602 and H. F. No. 695, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ozment moved that the rules be so far suspended that S. F. No. 1602 be substituted for H. F. No. 695 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1613 and H. F. No. 1741, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Rice moved that the rules be so far suspended that S. F. No. 1613 be substituted for H. F. No. 1741 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1620 and H. F. No. 1750, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Krueger moved that the rules be so far suspended that S. F. No. 1620 be substituted for H. F. No. 1750 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

April 23, 1993

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

Dear Speaker Long:

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

H. F. No. 566, relating to telecommunications; extending authority of public utilities commission to approve incentive regulation plans for certain telephone companies.

H. F. No. 976, relating to counties; authorizing a county to transfer funds to and enter into contracts with community action agencies.

H. F. No. 421, relating to state parks; authorizing an addition to Charles A. Lindbergh state park.

H. F. No. 86, relating to state government; extending expiration date of governor's residence council; providing for four additional public members.

H. F. No. 1100, relating to insurance; regulating the health coverage reinsurance association.

Warmest regards,

ARNE H. CARLSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

April 23, 1993

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

Dear Speaker Long:

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

H. F. No. 381, relating to education; revising the mailing requirement for notices of referendum revenue authorization elections.

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

Warmest regards,

ARNE H. CARLSON
Governor

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

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

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

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 1993</i>	<i>Date Filed 1993</i>
	566	41	11:40 a.m. April 23	April 23
	976	42	11:42 a.m. April 23	April 23
	421	43	11:45 a.m. April 23	April 23
	381	44	9:58 a.m. April 23	April 23
	1527	45	10:02 a.m. April 23	April 23
	86	46	11:47 a.m. April 23	April 23
	1100	47	11:47 a.m. April 23	April 23

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

April 26, 1993

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

Dear Speaker Long:

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

H. F. No. 654, relating to commerce; regulating corporate registrations and administrative dissolutions; regulating limited partnership registrations; regulating trademarks; regulating various lien filings; making various housekeeping changes relating to the powers and duties of the secretary of state; regulating legal newspapers.

H. F. No. 295, relating to utilities; authorizing utilities to make automatic annual rate adjustments for costs of conservation improvements.

H. F. No. 226, relating to health; clarifying the meaning of comprehensive health maintenance services.

Warmest regards,

ARNE H. CARLSON
Governor

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

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1993	Date Filed 1993
	654	48	2:58 p.m. April 26	April 26
	295	49	2:58 p.m. April 26	April 26
	226	50	3:00 p.m. April 26	April 26
5		51	3:02 p.m. April 26	April 26
394		52	3:05 p.m. April 26	April 26
582		53	3:08 p.m. April 26	April 26

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

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

H. F. No. 10, A bill for an act relating to education; establishing a youth apprenticeship program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 126.

Reported the same back with the following amendments:

Page 5, line 29, delete "four" and insert "three"

Page 5, line 30, delete the first "five" and insert "three" and delete the second "five" and insert "two"

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. 673, A bill for an act relating to agriculture; regulating activities relating to restricted species; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 84.

Reported the same back with the following amendments:

Page 2, line 35, delete "June" and insert "September"

With the recommendation that when so amended the bill pass.

The report was adopted.

Carlson from the Committee on Education to which was referred:

House Concurrent Resolution No. 2, A house concurrent resolution providing for a joint convention of the Senate and the House of Representatives to elect members of the Board of Regents of the University of Minnesota.

Reported the same back with the recommendation that the house concurrent resolution be adopted.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 10 and 673 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 397, 692, 739, 918, 948, 1602 and 1613 were read for the second time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Rice moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1613 be given its third reading and be placed upon its final passage. The motion prevailed.

Rice moved that the Rules of the House be so far suspended that S. F. No. 1613 be given its third reading and be placed upon its final passage. The motion prevailed.

Rice moved to amend S. F. No. 1613, as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. [APPROPRIATION SUMMARY - ALL ARTICLES.]

	1993	1994	1995	TOTAL
General	\$671,000	\$ 98,138,000	\$ 97,172,000	\$ 195,981,000
Environmental		264,000	264,000	528,000
Trunk Highway		974,000	975,000	1,949,000
Workers' Comp.		21,976,000	15,663,000	37,639,000
Special Revenue Fund		787,000	788,000	1,575,000
TOTAL	671,000	122,139,000	114,862,000	237,672,000

ARTICLE 2

Section 1. [COMMUNITY DEVELOPMENT; 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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

SUMMARY BY FUND

	1993	1994	1995	TOTAL
General	\$ 41,000	\$ 25,657,000	\$ 25,189,000	\$ 50,887,000
Workers' Comp.		21,976,000	15,663,000	37,639,000
TOTAL	41,000	47,633,000	40,852,000	88,526,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

Sec. 2. LABOR AND INDUSTRY

Subdivision 1. Total Appropriation	26,024,000	19,710,000
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APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Summary by Fund

General	4,048,000	4,047,000
Workers' Compensation	21,976,000	15,663,000

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

Subd. 2. Workers' Compensation Regulation and Enforcement

Summary by Fund

General	100,000	100,000
Workers' Comp.	14,861,000	9,310,000

\$5,000,000 the first year from the special compensation fund is for the Daedalus imaging systems project. This appropriation must not be allotted until the commissioner certifies that all information policy office requirements for this project have been met or will be met. This appropriation is available for either year of the biennium.

\$100,000 in the first year and \$100,000 in the second year are for grants to the Vinland Center for rehabilitation service.

Fee receipts collected as a result of providing direct computer access to public workers' compensation data on file with the commissioner must be credited to the general fund.

Subd. 3. Workplace Services

5,455,000	4,744,000
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Summary by Fund

General	2,704,000	2,703,000
Workers' Comp.	2,751,000	2,041,000

\$710,000 the first year from the special compensation fund is for litigation of a case for alleged violations of occupational safety and health act (OSHA) ergonomic standards. This appropriation is available for either year of the biennium.

\$444,000 the first year and \$444,000 the second year from the special compensation fund are for the OSHA industrial hygiene activity which is transferred from the department of health.

Subd. 4. General Support

5,608,000	5,556,000
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Summary by Fund

General	1,244,000	1,244,000
Workers' Compensation	4,364,000	4,312,000

\$204,000 the first year and \$204,000 the second year are for labor education and advancement program grants.

APPROPRIATIONS
Available for the Year
Ending June 30

1994	1995
3,371,000	3,071,000

Sec. 3. PUBLIC UTILITIES COMMISSION

Notwithstanding Minnesota Statutes, section 216B.243, subdivision 6, for any certificate of need application for expansion of the storage capacity for spent nuclear fuel rods, the commission and department shall assess actual amounts billed by the office of administrative hearings and up to \$300,000 of reasonable costs of the commission and department pursuant to Minnesota Statutes, section 216B.62, subdivision 6, during the biennium, subject to the limitations of Minnesota Statutes, section 216B.62, subdivision 2.

\$282,000 the first year and \$35,000 the second year are for an electronic storage and retrieval system. This appropriation must not be allotted until the chair of the commission certifies that all information policy office requirements for this project have been met or will be met. Any unencumbered balance remaining in the first year does not cancel but is available for the second year.

\$30,000 the first year is for transfer to the extended area service balloting account in the special revenue fund.

\$41,000 of this appropriation is added to the appropriation in Laws 1991, chapter 233, section 10, and is for extended area service balloting costs.

Sec. 4. PUBLIC SERVICE

Subdivision 1. Total Appropriation

8,972,000	8,832,000
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The amounts that may be spent from this appropriation for each program are specified in the following subdivisions.

Except for temporary employees in the weights and measures division, the department may employ no more than eight persons in the unclassified service during the biennium. For the biennium, the department shall not employ persons in the classified service who were employed in the unclassified service at the department during fiscal year 1993.

Subd. 2. Telecommunications

730,000	752,000
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Subd. 3. Weights and Measures

2,948,000	2,845,000
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Subd. 4. Information and Operations Management

1,422,000	1,322,000
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\$84,000 the first year is for an electronic imaging system. This appropriation must not be allotted until the commissioner certifies that all of the information policy office requirements for this project have been met or will be met. Any unencumbered balance remaining in the first year does not cancel but is available for the second year.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Subd. 5. Energy

3,872,000

3,913,000

\$588,000 the first year and \$588,000 the second year are for transfer to the energy and conservation account established in Minnesota Statutes, section 216B.241, subdivision 2a, for programs administered by the commissioner of jobs and training to improve the energy efficiency of residential oil-fired heating plants in low-income households, and when necessary, to provide weatherization services to the homes.

\$220,000 the first year and \$220,000 the second year are for transfer to the energy and conservation account established by Minnesota Statutes, section 216B.241, subdivision 2a, for programs administered by the commissioner of jobs and training to improve the energy efficiency of residential liquified petroleum gas heating equipment in low-income households, and, when necessary, to provide weatherization services to the homes.

Of this appropriation, \$284,000 in the first year and \$326,000 in the second year are for alternative energy engineering activities. In employing persons to perform these activities, the department shall first offer any positions to persons previously employed by the department of public service during fiscal year 1993 in that capacity. No part of this appropriation may be used for outside consulting.

Subd. 6. Rental Energy Loan and Rebate Program Appropriation

All money, including interest and loan repayments, remaining from the Exxon Oil overcharge money appropriated to the commissioner of public service by Laws 1988, chapter 686, article 1, section 38, that was allocated to the Minnesota housing finance agency is reappropriated to the commissioner for the purposes of this subdivision and is available until spent.

\$1,600,000 is for a contract with an appropriate nonprofit organization, without public bidding, to provide revolving loan funds for a rental energy loan program in metropolitan counties as defined in Minnesota Statutes, section 473.121, subdivision 4. The program is to be marketed and delivered in coordination with other energy services.

The balance is for any purpose consistent with the state energy conservation program.

Sec. 5. MINNESOTA TECHNOLOGY, INCORPORATED

7,982,000

7,984,000

\$5,195,000 the first year and \$5,197,000 the second year are for transfer from the general fund to the Minnesota Technology, Inc. fund.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

\$494,000 the first year and \$494,000 the second year are for grants to Minnesota Project Innovation.

\$947,000 the first year and \$947,000 the second year are for grants to Minnesota Project Outreach.

\$71,000 the first year and \$71,000 the second year are for grants to Minnesota Inventors Congress.

\$1,022,000 the first year and \$1,022,000 the second year are for grants to Natural Resources Research Institute.

\$88,000 the first year and \$88,000 the second year are for grants to Minnesota Council for Quality.

\$50,000 the first year and \$50,000 the second year are for grants to Minnesota High Tech Corridor Corporation.

\$75,000 the first year and \$75,000 the second year are for grants to Cold Weather Resource Center.

\$80,000 of this appropriation is for establishment and implementation of a health career youth apprenticeship program for at-risk youth. This appropriation is available until June 30, 1995.

Sec. 6. MINNESOTA WORLD TRADE CENTER
CORPORATION

200,000

200,000

This appropriation is to pay building operation costs of the Minnesota World Trade Center Corporation. No portion of these funds may be used for Minnesota World Trade Center Corporation salaries or other personnel costs.

Sec. 7. COUNCIL ON BLACK MINNESOTANS

201,000

200,000

Of this appropriation, \$6,000 the first year and \$5,000 the second year are for transfer to the Ombudsperson for families.

Sec. 8. COUNCIL ON AFFAIRS OF SPANISH-SPEAKING
PEOPLE

224,000

223,000

During the biennium ending June 30, 1995, council publications may contain advertising. Receipts from advertising are appropriated to the council for purposes of council publications.

For the biennium ending June 30, 1995, the council shall report to the legislature on the revenues and expenditures from advertising by February 15 each year.

Of this appropriation, \$6,000 the first year and \$5,000 the second year are for transfer to the Ombudsperson for families.

By November 15, 1993, the council shall submit a financially related audit to the legislature for the most recent two years and a study of the internal control structure performed by an independent accountant licensed by the state of Minnesota.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 9. COUNCIL ON ASIAN- PACIFIC MINNESOTANS	176,000	175,000

Of this appropriation, \$6,000 the first year and \$5,000 the second year are for transfer to the Ombudsperson for families.

Sec. 10. INDIAN AFFAIRS COUNCIL	483,000	457,000
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For the biennium ending June 30, 1995, federal money received for the Indian affairs council is appropriated to the council and added to this appropriation.

Of this appropriation, \$6,000 the first year and \$5,000 the second year are for transfer to the Ombudsperson for families.

Of this appropriation, \$25,000 in the first year is for planning the development of culturally appropriate legal services to indigent clients or tribal representatives who reside in Hennepin county and are involved in a case governed by the Indian Child Welfare Act, United States Code, title 25, section 1901, et seq., or the Minnesota Indian family preservation act, Minnesota Statutes 1992, sections 257.35 to 257.3579. This appropriation is available until expended.

Sec. 11. [RESPONSIBILITIES TRANSFERRED.]

The following responsibilities, as defined in Minnesota Statutes, section 15.039, of the department of public service for the following activities are transferred to the public utilities commission: (1) alternative energy engineering; (2) alternative energy economic analysis; (3) organization of a Minnesota biomass center; (4) design of a comprehensive program for the development of indigenous energy resources; and (5) any alternative energy activities assigned to the department of public service by legislation enacted in 1993. Transfers of responsibilities, functions, appropriations, and personnel under this section are governed by Minnesota Statutes, section 15.039.

Sec. 12. Laws 1991, chapter 345, article 1, section 23, subdivision 2, is amended to read:

Subd. 2. Community Development

19,491,000	18,905,000
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The department of trade and economic development shall examine the community resources program, evaluate the effectiveness of the program, and make recommendations to the appropriate committees of the legislature for necessary improvements. The department shall also study possible expansion of the community resources program into inner-ring suburbs adjoining cities of the first class, and report to the appropriate committees of the legislature by January 1, 1992.

\$377,000 the first year and \$377,000 the second year are for regional planning grants to regional development commissions organized under Minnesota Statutes, sections 462.381 to 462.396.

Until June 30, 1993, for state and federal grants distributed by state agencies to regions of the state not having a regional development commission, the state agency administering the grant program may assess the program for administrative costs incurred by the agency that normally are incurred by the commission.

\$5,517,000 the first year and \$5,517,000 the second year are for economic recovery grants, of which up to \$500,000 may be used to implement the capital access program.

\$5,904,000 the first year and \$5,904,000 the second year are for the targeted neighborhoods revitalization and financing program.

Upon approval by the commissioner of a revitalization program the commissioner shall, within 30 days, pay to the city the amount of state money identified as necessary to implement the revitalization program or program modification.

\$2,791,000 the first year and \$2,791,000 the second year are for payment of a grant to the metropolitan council for metropolitan area regional parks maintenance and operation.

The metropolitan parks and open space commission shall consider the development of a trail that would link the St. Paul waterfront with the Munger trail via Swede Hollow and the abandoned railroad bed running north through St. Paul's East Side. The commission may meet with interested people and representatives of affected groups and shall report back to the senate finance and house appropriations committees by January 1, 1992.

\$2,006,000 the first year and \$2,006,000 the second year are for grants to pay principal and interest due on bonds issued by the city of Minneapolis for the Great River Road Project, the city of St. Paul for the Como Park conservatory, suburban Hennepin regional park district for land acquisition and development, and Washington county for land acquisition and development. These amounts shall be continued in the base and adjusted only for the normal reduction in principal and interest payments.

\$59,000 the first year and \$59,000 the second year are for a grant to the Minnesota High Tech Corridor. The department shall report its progress to the legislature by January 1, 1992.

\$218,000 the first year and \$217,000 the second year are for the small cities federal match.

\$75,000 is for a grant to Itasca county to plan and do other preliminary work for construction of the Itasca Center.

The city of Duluth will not become eligible to receive any funding from the urban revitalization action program until the city formally relinquishes its entitlement status under the federal Community Development Block Grant Program to St. Louis county.

St. Louis county must ensure that the city of Duluth will continue to receive that level of federal Community Development Block Grant Program funding that it would have received if it had remained an entitlement community.

\$98,000 the first year and \$98,000 the second year are for Quality Council grants.

\$500,000 the first year is for transfer to the World Trade Center Corporation to establish an annual medical exposition, trade fair, and health care congress to commence in either 1993 or 1994. ~~This event will be coordinated and held in conjunction with the World Health Organization's annual international conference on children's health care to commence in Minnesota in 1993.~~ The purpose of the appropriation includes the establishment of a support system to assist businesses in promoting Minnesota's medical and health care industries through an annual exposition and trade fair. This appropriation must be used in cooperation with the department of trade and economic development. This appropriation is available only to the extent the World Trade Center Corporation is able to secure an equal amount from nonstate sources to cover the costs of conducting the event. The corporation shall report the results of its efforts to the legislature by June 30, 1993.

Up to \$780,000 may be used to purchase or lease modular furniture and telecommunications associated with the agency's move.

\$250,000 the first year and \$250,000 the second year are for transfer to the commissioner of jobs and training for a wage subsidy program to alleviate summer youth unemployment under new Minnesota Statutes, section 268.552. No more than five percent of this appropriation may be used for administration.

Sec. 13. Minnesota Statutes 1992, section 3.30, subdivision 2, is amended to read:

Subd. 2. [MEMBERS; DUTIES.] The majority leader of the senate or a designee, the chair of the senate committee on finance, and the chair of the senate division of finance responsible for overseeing the items being considered by the commission, the speaker of the house of representatives or a designee, the chair of the house ways and means committee ~~on appropriations~~, and the chair of the finance division of the house ~~appropriations~~ committee responsible for overseeing the items being considered by the commissioner constitute the legislative advisory commission. The division chair of the finance committee in the senate and the division chair of the ~~appropriations~~ appropriate committee in the house shall rotate according to the items being considered by the commission. If any of the members elect not to serve on the commission, the house of which they are members, if in session, shall select some other member for the vacancy. If the legislature is not in session, vacancies in the house membership of the commission shall be filled by the last speaker of the house or, if the speaker is not available, by the last chair of the house rules committee, and by the last senate committee on committees or other appointing authority designated by the senate rules in case of a senate vacancy. The commissioner of finance shall be secretary of the commission and keep a permanent record and minutes of its proceedings, which are public records. The commissioner of finance shall transmit, under section 3.195, a report to the next legislature of all actions of the commission. Members shall receive traveling and subsistence expenses incurred attending meetings of the commission. The commission shall meet from time to time upon the call of the governor or upon the call of the secretary at the request of two or more of its members. A recommendation of the commission must be made at a meeting of the commission unless a written recommendation is signed by all the members entitled to vote on the item, ~~except that a recommendation under section 298.2213, subdivision 4, or 298.296, subdivision 1, need only be signed by a majority of the members entitled to vote on the item.~~

Sec. 14. Minnesota Statutes 1992, section 216A.05, is amended by adding a subdivision to read:

Subd. 7. [ALTERNATIVE ENERGY PROGRAM.] The commission shall design a comprehensive program for the development of indigenous energy resources. The program shall include, but not be limited to, providing technical, informational, educational, and financial services and materials to persons, businesses, municipalities, and organizations involved in the development of solar, wind, hydropower, peat, fiber fuels, biomass, and other alternative energy resources.

Sec. 15. [216A.051] [ALTERNATIVE ENERGY ENGINEERING ACTIVITY.]

Subdivision 1. [CREATION, GOALS.] To further the development of indigenous energy resources and energy conservation, the commission shall establish an alternative energy engineering activity. The activity shall facilitate

the development of specific projects in the public and private sectors and provide a broad range of information, education, and engineering assistance services necessary to accelerate energy conservation and alternative energy development in the state.

Subd. 2. [DUTIES.] The alternative energy engineering activity shall:

- (1) provide on-site technical assistance for alternative energy and conservation projects;
- (2) develop information materials and educational programs to meet the needs of engineers, technicians, developers, and others in the alternative energy field;
- (3) conduct feasibility studies when the results of the studies would be of benefit to others working in the same area;
- (4) facilitate development of energy projects through assistance in finding financing, meeting regulatory requirements, gaining public and private support, limited technical consultation, and similar forms of assistance; and
- (5) work with and use the services of Minnesota design professionals.

Sec. 16. [216A.052] [ALTERNATIVE ENERGY ECONOMIC ANALYSIS.]

The commission shall carry out the following energy economic analysis duties:

- (1) provide continued analysis of alternative energy issues for certificates of need and legislative requests;
- (2) provide alternative energy information to consumers and business;
- (3) assist in the maintenance and improvement of alternative energy input-output multipliers and market penetration models; and
- (4) provide analysis of alternative energy data.

Sec. 17. [216A.053] [MINNESOTA BIOMASS CENTER.]

Subdivision 1. [CREATION, PURPOSE.] The commission, in consultation with the commissioner of agriculture, may organize a Minnesota biomass center, or may continue the work of a Minnesota biomass center organized by another agency.

The center shall be the focus of biomass energy activities for the state. To the maximum extent possible, the center shall coordinate its activities and the use of its staff and facilities with those of other entities involved in biomass energy projects.

Subd. 2. [DUTIES.] The center shall:

- (1) Coordinate existing education and training programs for biomass energy production and use within the state and develop new programs where necessary. Educational programs shall cover all types of biomass energy production use, including but not limited to production from grain, biowaste, and cellulosic materials;
- (2) Serve as a central information resource in conjunction with existing agencies and academic institutions in order to provide information to the public on the production and use of biomass energy. The center shall obtain and analyze available information on biomass energy topics and prepare it for distribution to ensure that the public receives the most accurate and up-to-date information available;
- (3) Participate in necessary research projects to assist in technological advancement in areas of biomass energy production, distribution, and use. The center shall also study the environmental and safety aspects of biomass energy use;
- (4) Support and coordinate financing activities for biomass energy production, including providing technical assistance and manuals to individuals and groups seeking private, local, state or federal funding. The center shall be responsible for evaluating projects for any state assistance that may become available;

(5) Develop consumer information and protection programs for all aspects of biomass energy production and use;

(6) Investigate marketing and distribution needs within the state;

(7) Review state and federal laws and regulations affecting biomass energy production and use, and evaluate regulatory incentives in order to provide the legislature with legislative proposals for the encouragement of biomass energy production and use within the state.

Sec. 18. Minnesota Statutes 1992, section 216B.62, subdivision 3, is amended to read:

Subd. 3. [ASSESSING ALL PUBLIC UTILITIES.] (a) The department and commission shall quarterly, at least 30 days before the start of each quarter, estimate the total of their expenditures in the performance of their duties relating to (1) public utilities under section 216A.085, and sections 216A.05 to 216A.053, 216A.085, and 216B.01 to 216B.67, other than amounts chargeable to public utilities under subdivision 2 or 6 and (2) energy division activities under chapter 216C that are funded from the general fund, except petroleum inspection, testing, and supply monitoring activities.

(b) The remainder amounts calculated in paragraph (a), other than the amounts chargeable to public utilities under subdivision 2 or 6, shall be assessed by the commission and department to the several public utilities in proportion to their respective gross operating revenues from retail sales of gas or electric service within the state during the last calendar year. The assessment shall be paid into the state treasury within 30 days after the bill has been mailed to the several public utilities, which shall constitute notice of the assessment and demand of payment thereof. The total amount which may be assessed to the public utilities, under authority of this subdivision, shall not exceed one-eighth one-fourth of one percent of the total gross operating revenues of the public utilities during the calendar year from retail sales of gas or electric service within the state. The assessment for the third quarter of each fiscal year shall be adjusted to compensate for the amount by which actual expenditures by the commission and department for the preceding fiscal year were more or less than the estimated expenditures previously assessed.

Sec. 19. Minnesota Statutes 1992, section 216C.09, is amended to read:

216C.09 [DUTIES.]

The commissioner shall:

(a) manage the department as the central repository within the state government for the collection of data on energy;

(b) prepare and adopt an emergency allocation plan specifying actions to be taken in the event of an impending serious shortage of energy, or a threat to public health, safety, or welfare;

(c) undertake a continuing assessment of trends in the consumption of all forms of energy and analyze the social, economic, and environmental consequences of these trends;

(d) carry out energy conservation measures as specified by the legislature and recommend to the governor and the legislature additional energy policies and conservation measures as required to meet the objectives of sections 216C.05 to 216C.30;

(e) collect and analyze data relating to present and future demands and resources for all sources of energy;

(f) evaluate policies governing the establishment of rates and prices for energy as related to energy conservation, and other goals and policies of sections 216C.05 to 216C.30, and make recommendations for changes in energy pricing policies and rate schedules;

(g) study the impact and relationship of the state energy policies to international, national, and regional energy policies;

(h) design and implement a state program for the conservation of energy; this program shall include but not be limited to, general commercial, industrial, and residential, and transportation areas; such program shall also provide for the evaluation of energy systems as they relate to lighting, heating, refrigeration, air conditioning, building design and operation, and appliance manufacturing and operation;

(i) inform and educate the public about the sources and uses of energy and the ways in which persons can conserve energy;

(j) dispense funds made available for the purpose of research studies and projects of professional and civic orientation, which are related to either energy conservation, resource recovery, or the development of alternative energy technologies which conserve nonrenewable energy resources while creating minimum environmental impact;

(k) charge other governmental departments and agencies involved in energy related activities with specific information gathering goals and require that those goals be met;

~~(l) design a comprehensive program for the development of indigenous energy resources. The program shall include, but not be limited to, providing technical, informational, educational, and financial services and materials to persons, businesses, municipalities, and organizations involved in the development of solar, wind, hydropower, peat, fiber fuels, biomass, and other alternative energy resources. The program shall be evaluated by the alternative energy technical activity; and~~

~~(m)~~ dispense loans, grants, or other financial aid from money received from litigation or settlement of alleged violations of federal petroleum pricing regulations made available to the department for that purpose. The commissioner shall adopt rules under chapter 14 for this purpose. Money dispersed under this clause must not include money received as a result of the settlement of the parties and order of the United States District Court for the District of Kansas in the case of In Re Department of Energy Stripper Well Exemption Litigation, 578 F. Supp. 586 (D.Kan. 1983) and all money received after August 1, 1988, by the governor, the commissioner of finance, or any other state agency resulting from overcharges by oil companies in violation of federal law.

Further, the commissioner may participate fully in hearings before the public utilities commission on matters pertaining to rate design, cost allocation, efficient resource utilization, utility conservation investments, small power production, cogeneration, and other rate issues. The commissioner shall support the policies stated in section 216C.05 and shall prepare and defend testimony proposed to encourage energy conservation improvements as defined in section 216B.241.

Sec. 20. Minnesota Statutes 1992, section 237.295, subdivision 2, is amended to read:

Subd. 2. [ASSESSMENT OF COSTS.] The department and commission shall quarterly, at least 30 days before the start of each quarter, estimate the total of their expenditures in the performance of their duties relating to telephone companies, other than amounts chargeable to telephone companies under subdivision 1 ~~or~~ 5, or 6. The remainder must be assessed by the department to the telephone companies operating in this state in proportion to their respective gross jurisdictional operating revenues during the last calendar year. The assessment must be paid into the state treasury within 30 days after the bill has been mailed to the telephone companies. The bill constitutes notice of the assessment and demand of payment. The total amount that may be assessed to the telephone companies under this subdivision may not exceed one-eighth of one percent of the total gross jurisdictional operating revenues during the calendar year. The assessment for the third quarter of each fiscal year must be adjusted to compensate for the amount by which actual expenditures by the commission and department for the preceding fiscal year were more or less than the estimated expenditures previously assessed. A telephone company with gross jurisdictional operating revenues of less than \$5,000 is exempt from assessments under this subdivision.

Sec. 21. Minnesota Statutes 1992, section 237.295, is amended by adding a subdivision to read:

Subd. 6. [EXTENDED AREA SERVICE BALLOTING ACCOUNT; APPROPRIATION.] The extended area service balloting account is created as a separate account in the special revenue fund in the state treasury. The commission shall render separate bills to telephone companies for balloting costs incurred by the commission under section 237.161. The bill constitutes notice of the assessment and demand of payment. The amount of a bill assessed by the commission under this subdivision must be paid by the telephone company into the state treasury within 30 days from the date of assessment. Money received under this subdivision must be credited to the extended area service balloting account and is appropriated to the commission.

Sec. 22. Minnesota Statutes 1992, section 239.011, subdivision 2, is amended to read:

Subd. 2. [DUTIES AND POWERS.] To carry out the responsibilities in section 239.01 and subdivision 1, the director:

(1) shall take charge of, keep, and maintain in good order the standard of weights and measures of the state and keep a seal so formed as to impress, when appropriate, the letters "MINN" and the date of sealing upon the weights and measures that are sealed;

(2) has general supervision of the weights, measures, and weighing and measuring devices offered for sale, sold, or in use in the state;

(3) shall maintain traceability of the state standards to the national standards of the National Institute of Standards and Technology;

(4) shall enforce this chapter;

(5) shall grant variances from department rules, within the limits set by rule, when appropriate to maintain good commercial practices or when enforcement of the rules would cause undue hardship;

(6) shall conduct investigations to ensure compliance with this chapter;

(7) may delegate to division personnel the responsibilities, duties, and powers contained in this section;

(8) shall test annually, and approve when found to be correct, the standards of weights and measures used by the division, by a town, statutory or home rule charter city, or county within the state, or by a person using standards to repair, adjust, or calibrate commercial weights and measures;

(9) shall inspect and test weights and measures kept, offered, or exposed for sale;

(10) shall inspect and test, to ascertain if they are correct, weights and measures commercially used to:

(i) determine the weight, measure, or count of commodities or things sold, offered, or exposed for sale, on the basis of weight, measure, or count; and

(ii) compute the basic charge or payment for services rendered on the basis of weight, measure, or count;

(11) shall approve for use and mark weights and measures that are found to be correct;

(12) shall reject, and mark as rejected, weights and measures that are found to be incorrect and may seize them if those weights and measures:

(i) are not corrected within the time specified by the director;

(ii) are used or disposed of in a manner not specifically authorized by the director; or

(iii) are found to be both incorrect and not capable of being made correct, in which case the director shall condemn those weights and measures;

(13) shall weigh, measure, or inspect packaged commodities kept, offered, or exposed for sale, sold, or in the process of delivery, to determine whether they contain the amount represented and whether they are kept, offered, or exposed for sale in accordance with this chapter and department rules. In carrying out this section, the director must employ recognized sampling procedures, such as those contained in National Institute of Standards and Technology Handbook 133, "Checking the Net Contents of Packaged Goods";

(14) shall prescribe the appropriate term or unit of weight or measure to be used for a specific commodity when an existing term or declaration of quantity does not facilitate value comparisons by consumers, or creates an opportunity for consumer confusion;

(15) shall allow reasonable variations from the stated quantity of contents, including variations caused by loss or gain of moisture during the course of good distribution practice or by unavoidable deviations in good manufacturing practice, only after the commodity has entered commerce within the state;

(16) shall inspect and test petroleum products in accordance with this chapter and chapter 296;

(17) shall distribute and post notices for used motor oil and lead acid battery recycling in accordance with sections 239.54, 325E.11, and 325E.115; ~~and~~

(18) shall collect inspection fees in accordance with sections 239.10, ~~239.52, and 239.78.~~ and 239.101; and

(19) shall provide metrological services and support to businesses and individuals in the United States who wish to market products and services in the member nations of the European Economic Community, and other nations outside of the United States by:

(i) meeting, to the extent practicable, the measurement quality assurance standards described in the International Standards Organization ISO 9000, Guide 25;

(ii) maintaining, to the extent practicable, certification of the metrology laboratory by a governing body appointed by the European Economic Community; and

(iii) providing calibration and consultation services to metrology laboratories in government and private industry in the United States.

Sec. 23. Minnesota Statutes 1992, section 239.10, is amended to read:

239.10 [ANNUAL INSPECTION; FEE.]

The department shall charge a fee to the owner for the costs of the regular inspection of scales, weights, measures, and weighing or measuring devices. The cost of any other inspection must be paid by the owner if the inspection is performed at the owner's request or if the inspection is made at the request of some other person and the scale, weight, measure, or weighing or measuring device is found to be incorrect. The department may fix the fees and expenses for regular inspections and special services by rule pursuant to section 16A.128, except that no additional fee may be charged for retail petroleum pumps, petroleum vehicle meters, and petroleum bulk meters that dispense petroleum products for which the petroleum inspection fee required by section 239.78 is collected. Money collected by the department for its regular inspections, special services, fees, and penalties must be paid into the state treasury and credited to the state general fund. The director shall inspect all weights and measures annually, or as often as deemed possible within budget and staff limitations.

Sec. 24. [239.101] [INSPECTION FEES.]

Subdivision 1. [FEE SETTING AND COST RECOVERY.] The department shall recover the amount appropriated to the weights and measures program through revenue from two separate fee systems under subdivisions 2 and 3, and according to the fee-setting and cost-recovery requirements in subdivisions 4, 5, and 6.

Subd. 2. [WEIGHTS AND MEASURES FEES.] The director shall charge a fee to the owner for inspecting and testing weights and measures, providing metrology services and consultation, and providing petroleum quality assurance tests at the request of a licensed distributor. Money collected by the director must be paid into the state treasury and credited to the state general fund.

Subd. 3. [PETROLEUM INSPECTION FEE.] A person who owns petroleum products held in storage at a pipeline terminal, river terminal, or refinery shall pay a petroleum inspection fee of 85 cents for every 1,000 gallons sold or withdrawn from the terminal or refinery storage. The commissioner of revenue shall collect the fee. The revenue from the fee must first be applied to cover the amounts appropriated for petroleum product quality inspection expenses, for the inspection and testing of petroleum product measuring equipment, and for petroleum supply monitoring under chapter 216C.

The commissioner of revenue shall credit a person for inspection fees previously paid in error or for any material exported or sold for export from the state upon filing of a report as prescribed by the commissioner of revenue. The commissioner of revenue may collect the inspection fee along with any taxes due under chapter 296.

Subd. 4. [SETTING WEIGHTS AND MEASURES FEES.] The department shall review its schedule of fees every six months. After receiving approval from the commissioner of finance, the commissioner shall set the schedule of fees to ensure that the fees charged are sufficient to recover all costs connected with the inspections and services specified in subdivision 2. The schedule of fees is not subject to chapter 14, except the commissioner may utilize the procedures of section 14.38, subdivision 7. In the alternative, when the fees are adjusted, the commissioner shall

publish a notice in the State Register at least 30 days before implementing the adjusted fee schedule. The notice must include the previous fee schedule, the adjusted fee schedule, and an explanation of the cost basis for adjusting the fees.

Subd. 5. [SETTING PETROLEUM INSPECTION FEE.] The legislature shall set the petroleum inspection fee in subdivision 3. When the department estimates that inspection costs will exceed the revenue from the fee, the commissioner shall prepare a request to increase the fee.

Subd. 6. [COST RECOVERY REQUIREMENTS.] Indirect costs specified in section 16A.126 and department overhead costs and the cost of inspection activities and services not specified in subdivisions 2 and 3 must be equitably apportioned and included in the costs to be recovered by the fees.

Sec. 25. Minnesota Statutes 1992, section 239.80, subdivision 1, is amended to read:

Subdivision 1. [VIOLATIONS; ACTIONS OF DEPARTMENT.] The director, or any delegated employee shall use the methods in section 239.75 to enforce sections 239.10; 239.101, subdivision 3; 239.761, 239.78_{1/2}; 239.79_{1/2}; 239.791_{1/2}; and 239.792.

Sec. 26. Minnesota Statutes 1992, section 239.80, subdivision 2, is amended to read:

Subd. 2. [PENALTY.] A person who fails to comply with any provision of section 239.10; 239.101, subdivision 3; 239.761, 239.78_{1/2}; 239.79_{1/2}; 239.791_{1/2}; or 239.792_{1/2} is guilty of a misdemeanor.

Sec. 27. Minnesota Statutes 1992, section 298.2211, subdivision 3, is amended to read:

Subd. 3. [PROJECT APPROVAL.] All projects authorized by this section shall be submitted by the commissioner to the iron range resources and rehabilitation board, which shall recommend approval or disapproval or modification of the projects. ~~Each project shall then be submitted to the legislative advisory committee for any review and comment the committee deems appropriate.~~ Prior to the commencement of a project involving the exercise by the commissioner of any authority of sections 469.174 to 469.179, the governing body of each municipality in which any part of the project is located and the county board of any county containing portions of the project not located in an incorporated area shall by majority vote approve or disapprove the project. Any project, as so approved by the board and the applicable governing bodies, if any, together with ~~any comment provided by the legislative advisory committee,~~ detailed information concerning the project, its costs, the sources of its funding, and the amount of any bonded indebtedness to be incurred in connection with the project, shall be transmitted to the governor, who shall approve, disapprove, or return the proposal for additional consideration within 30 days of receipt. No project authorized under this section shall be undertaken, and no obligations shall be issued and no tax increments shall be expended for a project authorized under this section until the project has been approved by the governor.

Sec. 28. Minnesota Statutes 1992, section 298.2213, subdivision 4, is amended to read:

Subd. 4. [PROJECT APPROVAL.] The board shall by August 1, 1987, and each year thereafter prepare a list of projects to be funded from the money appropriated in this section with necessary supporting information including descriptions of the projects, plans, and cost estimates. A project must not be approved by the board unless it finds that:

- (1) the project will materially assist, directly or indirectly, the creation of additional long-term employment opportunities;
- (2) the prospective benefits of the expenditure exceed the anticipated costs; and
- (3) in the case of assistance to private enterprise, the project will serve a sound business purpose.

To be proposed by the board, a project must be approved by at least eight iron range resources and rehabilitation board members and the commissioner of iron range resources and rehabilitation. The list of projects must be submitted to the ~~legislative advisory commission for its review. The list with the recommendation of the legislative advisory commission must be submitted to the governor, who shall, by November 15 of each year, approve, disapprove, or return for further consideration, each project.~~ The money for a project may be spent only upon approval of the project by the governor. The board may submit supplemental projects for approval at any time. ~~Supplemental projects must be submitted to the members of the legislative advisory commission for their review and~~

~~recommendations of further review. If a recommendation is not provided within ten days, no further review by the legislative advisory commission is required, and the governor shall approve or disapprove each project or return it for further consideration. If the recommendation by a member is for further review, the governor shall submit the request to the legislative advisory commission for its review and recommendation. Failure or refusal of the commission to make a recommendation promptly is a negative recommendation.~~

Sec. 29. Minnesota Statutes 1992, section 298.223, subdivision 2, is amended to read:

Subd. 2. [ADMINISTRATION.] The taconite environmental protection fund shall be administered by the commissioner of the iron range resources and rehabilitation board. The commissioner shall by September 1 of each year prepare a list of projects to be funded from the taconite environmental protection fund, with such supporting information including description of the projects, plans, and cost estimates as may be necessary. Upon recommendation of the iron range resources and rehabilitation board, this list shall be submitted to the legislative advisory commission for its review. ~~This list with the recommendation of the legislative advisory commission shall then be transmitted to the governor by November 1 of each year. By December 1 of each year, the governor shall approve or disapprove, or return for further consideration, each project. Funds for a project may be expended only upon approval of the project by the governor. The commissioner may submit supplemental projects for approval at any time. Supplemental projects approved by the board must be submitted to the members of the legislative advisory commission for their review and recommendations of further review. If a recommendation is not provided within ten days, no further review by the legislative advisory commission is required, and the governor shall approve or disapprove each project or return it for further consideration. If the recommendation by any member is for further review the governor shall submit the request to the legislative advisory commission for its review and recommendation. Failure or refusal of the commission to make a recommendation promptly is a negative recommendation.~~

Sec. 30. Minnesota Statutes 1992, section 298.28, subdivision 7, is amended to read:

Subd. 7. [IRON RANGE RESOURCES AND REHABILITATION BOARD.] Three cents per taxable ton shall be paid to the iron range resources and rehabilitation board for the purposes of section 298.22. The amount determined in this subdivision shall be increased in 1981 and subsequent years prior to 1988 in the same proportion as the increase in the steel mill products index as provided in section 298.24, subdivision 1, and shall be increased in 1989, 1990, and 1991 according to the increase in the implicit price deflator as provided in section 298.24, subdivision 1. In 1992 and 1993, the amount distributed per ton shall be the same as the amount distributed per ton in 1991. In 1994, the amount distributed shall be the distribution per ton for 1991 increased in the same proportion as the increase between the fourth quarter of 1988 and the fourth quarter of 1992 in the implicit price deflator as defined in section 298.24, subdivision 1. That amount shall be increased in 1995 and subsequent years in the same proportion as the increase in the implicit price deflator as provided in section 298.24, subdivision 1. The amount distributed in 1988 shall be increased according to the increase that would have occurred in the rate of tax under section 298.24 if the rate had been adjusted according to the implicit price deflator for 1987 production. The amount distributed pursuant to this subdivision shall be expended within or for the benefit of a tax relief area defined in section 273.134. No part of the fund provided in this subdivision may be used to provide loans for the operation of private business unless the loan is approved by the governor ~~and the legislative advisory commission.~~

Sec. 31. Minnesota Statutes 1992, section 298.296, subdivision 1, is amended to read:

Subdivision 1. [PROJECT APPROVAL.] The board shall by August 1 of each year prepare a list of projects to be funded from the northeast Minnesota economic protection trust with necessary supporting information including description of the projects, plans, and cost estimates. These projects shall be consistent with the priorities established in section 298.292 and shall not be approved by the board unless it finds that:

- (a) the project will materially assist, directly or indirectly, the creation of additional long-term employment opportunities;
- (b) the prospective benefits of the expenditure exceed the anticipated costs; and
- (c) in the case of assistance to private enterprise, the project will serve a sound business purpose.

To be proposed by the board, a project must be approved by at least eight iron range resources and rehabilitation board members and the commissioner of iron range resources and rehabilitation. The list of projects shall be submitted to the legislative advisory commission for its review. ~~The list with the recommendation of the legislative~~

~~advisory commission shall be submitted to the governor, who shall, by November 15 of each year, approve or disapprove, or return for further consideration, each project. The money for a project may be expended only upon approval of the project by the governor. The board may submit supplemental projects for approval at any time. Supplemental projects must be submitted to the members of the legislative advisory commission for their review and recommendations of further review. If a recommendation is not provided within ten days, no further review by the legislative advisory commission is required, and the governor shall approve or disapprove each project or return it for further consideration. If the recommendation by any member is for further review the governor shall submit the request to the legislative advisory commission for its review and recommendation. Failure or refusal of the commission to make a recommendation promptly is a negative recommendation.~~

Sec. 32. [REPEALER.]

Minnesota Statutes, sections 216C.261; 216C.315; 216C.33; 239.52 and 239.78; are repealed.

ARTICLE 3

Section 1. [STATE GOVERNMENT 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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

SUMMARY BY FUND

	1993	1994	1995	TOTAL
General	\$.....	\$ 44,246,000	\$ 44,039,000	\$ 88,285,000
Environmental		224,000	224,000	448,000
Special Revenue		327,000	328,000	655,000
TOTAL		44,797,000	44,591,000	89,388,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

Sec. 2. SECRETARY OF STATE

Subdivision 1. Total Appropriation	5,048,000	5,057,000
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The amounts that may be spent from this appropriation for each activity are specified in the following subdivisions.

Subd. 2. Administration

756,000	756,000
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Subd. 3. Operations

3,918,000	3,842,000
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Subd. 4. Election Administration

375,000	460,000
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APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 3. ETHICAL PRACTICES BOARD	399,000	399,000

Of this appropriation, \$150,000 for the biennium is to meet current statutory requirements and is only available if funds for the same purpose are not appropriated in House File No. 163 or if House File No. 163 is not enacted.

Sec. 4. COMMERCE

Subdivision 1. Total Appropriation	14,418,000	14,438,000
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Summary by Fund

General	13,867,000	13,886,000
Environmental	224,000	224,000
Special Revenue	327,000	328,000

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

Subd. 2. Financial Examinations

5,954,000	6,089,000
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Subd. 3. Registration and Analysis

2,661,000	2,523,000
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Subd. 4. Petroleum Tank Release Cleanup Board

224,000	224,000
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This appropriation is from the petroleum tank release cleanup account in the environmental fund for administration.

Subd. 5. Administrative Services

2,139,000	2,173,000
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Subd. 6. Enforcement and Licensing

3,440,000	3,429,000
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Summary by Fund

General	3,113,000	3,101,000
Special Revenue	327,000	328,000

\$327,000 the first year and \$328,000 the second year are from the real estate education, research, and recovery account in the special revenue fund for the purpose of Minnesota Statutes, section 82.34, subdivision 6. If the appropriation from the special revenue fund for either year is insufficient, the appropriation for the other year is available for it.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 5. NON-HEALTH-RELATED BOARDS		
Subdivision 1. Total for this section	1,247,000	1,232,000
Subd. 2. Board of Accountancy	466,000	474,000
Subd. 3. Board of Architecture, Engineering, Land Surveying, Landscape Architecture, and Interior Design	591,000	568,000
Subd. 4. Board of Barber Examiners	126,000	126,000
Subd. 5. Board of Boxing	64,000	64,000
Sec. 6. MINNESOTA HISTORICAL SOCIETY		
Subdivision 1. Total Appropriation	18,339,000	18,169,000
The amounts that may be spent from this appropriation for each program are specified in the following subdivisions.		
The Minnesota historical society is eligible for a salary supplement in the same manner as state agencies. The commissioner of finance will determine the amount of the salary supplement based on available appropriations. Employees of the Minnesota historical society will be paid in accordance with the appropriate pay plan.		
Subd. 2. Public Programs and Operations	11,203,000	11,203,000
Subd. 3. Statewide Outreach	722,000	682,000
\$40,000 is for grant-in-aid purposes of the St. Anthony Falls Heritage Board in accordance with Minnesota Statutes, section 138.763. Grants may be made for public improvements to assist and provide information to the public and construct historic markers and monuments. The matching requirements for the grants may be established by the St. Anthony Falls Heritage Board.		
Subd. 4. Repair and Replacement	450,000	450,000
Subd. 5. Physical Plant	5,574,000	5,583,000
Subd. 6. Fiscal Agent	390,000	251,000
(a) Sibley House Association		
	88,000	88,000

This appropriation is available for operation and maintenance of the Sibley house and related buildings on the Old Mendota state historic site owned by the Sibley house association.

Notwithstanding any other law, the Sibley house association may purchase fire, wind, hail, and vandalism insurance, and insurance coverage for fine art objects from this appropriation.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

(b) Minnesota International Center

48,000

47,000

(c) Minnesota Military Museum

29,000

(d) Minnesota Air National Guard Museum

19,000

(e) Institute for Learning and Teaching

66,000

66,000

This appropriation is for Project 120.

(f) Moose Lake Fire and Heritage Museum

25,000

This appropriation is for a grant to the Carlton county historical society to be used by the Onanegozie resource conservation and development council for the development of the Moose Lake Fire and Heritage Museum. This appropriation may not be spent unless it is matched by an equal amount from local sources. The legislature intends that no further direct appropriation will be made for this purpose.

(g) Nurse Statue

65,000

This appropriation is for a grant to the Marine Corps Coordinating Council for the nurse statue to be located in the atrium of the Veterans Affairs Medical Center in Minneapolis. This appropriation is available until June 30, 1995.

(h) Farmamerica

50,000

50,000

(i) Balances Forward

Any unencumbered balance remaining in this subdivision the first year does not cancel but is available for the second year of the biennium.

Sec. 7. MINNESOTA HUMANITIES COMMISSION

242,000

242,000

Any unencumbered balance remaining in the first year does not cancel but is available for the second year of the biennium.

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

Sec. 8. BOARD OF THE ARTS

Subdivision 1. Total Appropriation	4,760,000	4,749,000
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Any unencumbered balance remaining in this section the first year does not cancel but is available for the second year of the biennium.

Subd. 2. Operations and Services	711,000	699,000
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Subd. 3. Grants Program	2,636,000	2,636,000
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Subd. 4. Regional Arts Councils	1,413,000	1,413,000
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Sec. 9. MINNESOTA MUNICIPAL BOARD	319,000	280,000
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Any unencumbered balance remaining in the first year does not cancel but is available for the second year.

Sec. 10. UNIFORM LAWS COMMISSION	25,000	25,000
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Sec. 11. [LABOR INTERPRETIVE CENTER; INITIAL BOARD OF DIRECTORS.]

Of the initial appointments to the labor interpretive center board, two members appointed by the governor and the member appointed by the mayor of St. Paul must have two-year initial terms. The initial board of directors must be appointed no later than August 1, 1993.

Sec. 12. [LABOR INTERPRETIVE CENTER; TRANSFER OF APPROPRIATIONS.]

Subdivision 1. [UNENCUMBERED BALANCE.] The unencumbered balance of the appropriation for the labor interpretive center project transferred to the capitol area architectural and planning board in Laws 1991, chapter 345, is transferred to the labor interpretive center account.

Subd. 2. [PROJECT AUTHORIZED BY 1990 LEGISLATURE.] The appropriation in Laws 1990, chapter 610, article 1, section 16, subdivision 4, is transferred to the labor interpretive center account.

Sec. 13. Minnesota Statutes 1992, section 10A.21, subdivision 1, is amended to read:

Subdivision 1. All reports or statements that must be filed with the board by the principal campaign committee of legislative candidates and statements of economic interest filed by candidates for and members of the legislature shall be duplicated and filed by the board with the auditor of each county in which the legislative district lies within 72 hours of the date the report or statement is required to be filed or, if the report or statement is delinquent, within 72 hours of the time the report is actually filed provided to the appropriate county auditor upon request.

Sec. 14. Minnesota Statutes 1992, section 10A.322, subdivision 4, is amended to read:

Subd. 4. [REFUND RECEIPT FORMS; PENALTY.] The board shall make available at cost to a political party on request and to any candidate for whom an agreement under this section is effective, a supply of official refund receipt forms that state in boldface type that (1) a contributor who is given a receipt form is eligible to claim a refund as provided in section 290.06, subdivision 23, and (2) if the contribution is to a candidate, that the candidate has signed an agreement to limit campaign expenditures as provided in this section. The forms must provide duplicate copies of the receipt to be attached to the contributor's claim. A candidate who does not sign an agreement under this section and who willfully issues an official refund receipt form or a facsimile of one to any of the candidate's contributors is guilty of a misdemeanor.

Sec. 15. Minnesota Statutes 1992, section 10A.322, is amended by adding a subdivision to read:

Subd. 5. [MONEY TO OPERATING ACCOUNT.] All money paid pursuant to this section must be deposited into the board's operating account.

Sec. 16. Minnesota Statutes 1992, section 15.50, subdivision 2, is amended to read:

Subd. 2. [CAPITOL AREA PLAN.] (a) The board shall prepare, prescribe, and from time to time amend a comprehensive use plan for the capitol area, ~~herein~~ called the area in this subdivision, which ~~shall initially consist~~ consists of that portion of the city of Saint Paul comprehended within the following boundaries: Beginning at the point of intersection of the centerline of the Arch-Pennsylvania freeway and the centerline of Marion Street, thence southerly along the centerline of Marion Street extended to a point 50 feet south of the south line of Concordia Avenue, thence southeasterly along a line extending 50 feet from the south line of Concordia Avenue to a point 125 feet from the west line of John Ireland Boulevard, thence southwesterly along a line extending 125 feet from the west line of John Ireland Boulevard to the south line of Dayton Avenue, thence northeasterly from the south line of Dayton Avenue to the west line of John Ireland Boulevard, thence northeasterly to the centerline of the intersection of Old Kellogg Boulevard and Summit Avenue, thence northeasterly along the centerline of Summit Avenue to the ~~south line of the right-of-way of the Fifth Street ramp, thence southeasterly along the right-of-way of the Fifth Street ramp to the center line of the new West Kellogg Boulevard, thence southerly along the east line of the new West Kellogg Boulevard, to the center line of West Seventh Street, thence northeasterly along the center line of West Seventh Street to the center line of the Fifth Street ramp, thence northwesterly along the center line of the Fifth Street ramp to the east line of the right-of-way of Interstate Highway 35-E, thence northeasterly along the east line of the right-of-way of Interstate Highway 35-E to the south line of the right-of-way of Interstate Highway 94, thence easterly along the south line of the right-of-way of Interstate Highway 94 to the west line of St. Peter Street, thence southerly to the south line of Eleventh Street, thence easterly along the south line of Eleventh Street to the west line of Cedar Street, thence southeasterly along the west line of Cedar Street to the centerline of Tenth Street, thence northeasterly along the centerline of Tenth Street to the centerline of Minnesota Street, thence northwesterly along the centerline of Minnesota Street to the centerline of Eleventh Street, thence northeasterly along the centerline of Eleventh Street to the centerline of Jackson Street, thence northwesterly along the centerline of Jackson Street to the centerline of the Arch-Pennsylvania freeway extended, thence westerly along the centerline of the Arch-Pennsylvania freeway extended and Marion Street to the point of origin.~~ If construction of the labor interpretive center does not commence prior to December 31, 1996, at the site recommended by the board, the boundaries of the capitol area revert to their configuration as of 1992. Pursuant to Under the comprehensive plan, or any a portion thereof of it, the board may regulate, by means of zoning rules adopted pursuant to under the administrative procedure act, the kind, character, height, and location, of buildings and other structures constructed or used, the size of yards and open spaces, the percentage of lots that may be occupied, and the uses of land, buildings and other structures, within the area. To protect and enhance the dignity, beauty, and architectural integrity of the capitol area, the board is further empowered to include in its zoning rules design review procedures and standards with respect to any proposed construction activities in the capitol area significantly affecting the dignity, beauty, and architectural integrity of the area. No person shall may undertake these construction activities as defined in the board's rules in the capitol area without first submitting construction plans to the board, obtaining a zoning permit from the board, and receiving a written certification from the board specifying that the person has complied with all design review procedures and standards. Violation of the zoning rules is a misdemeanor. The board may, at its option, proceed to abate any violation by injunction. The board and the city of St. Paul shall cooperate in assuring that the area adjacent to the capitol area is developed in a manner that is in keeping with the purpose of the board and the provisions of the comprehensive plan.

(b) The commissioner of administration shall act as a consultant to the board with regard to the physical structural needs of the state. The commissioner shall make studies and report the results to the board when ~~they request it~~ requests reports for their its planning purpose.

(c) No public building, street, parking lot, or monument, or other construction ~~shall may~~ be built or altered on any public lands within the area unless the plans for the ~~same conforms project conform~~ to the comprehensive use plan as specified in clause (d) and to the requirement for competitive plans as specified in clause (e). No alteration substantially changing the external appearance of any existing public building approved in the comprehensive plan or the exterior or interior design of any proposed new public building the plans for which were secured by competition under clause (e), may be made without the prior consent of the board. The commissioner of administration shall consult with the board regarding internal changes having the effect of substantially altering the architecture of the interior of any proposed building.

(d) The comprehensive plan ~~shall~~ must show the existing land uses and recommend future uses including: areas for public taking and use; zoning for private land and criteria for development of public land, including building areas and open spaces; vehicular and pedestrian circulation; utilities systems; vehicular storage; elements of landscape architecture. No substantial alteration or improvement ~~shall~~ may be made to public lands or buildings in the area save with the written approval of the board.

(e) The board shall secure by competitions, plans for any new public building. Plans for any comprehensive plan, landscaping scheme, street plan, or property acquisition, ~~which that~~ may be proposed, or for any proposed alteration of any existing public building, landscaping scheme or street plan may be secured by a similar competition. Such A competition ~~shall~~ must be conducted under rules prescribed by the board and may be of any type which meets the competition standards of the American Institute of Architects. Designs selected ~~shall~~ become the property of the state of Minnesota, and the board may award one or more premiums in each such competition and may pay ~~such the~~ costs and fees ~~as that~~ may be required for ~~the its~~ conduct thereof. At the option of the board, plans for projects estimated to cost less than \$1,000,000 may be approved without competition provided ~~such the~~ plans have been considered by the advisory committee described in ~~elause~~ paragraph (f). Plans for projects estimated to cost less than \$400,000 and for construction of streets need not be considered by the advisory committee if in conformity with the comprehensive plan.

(f) The board ~~shall~~ may not adopt any plan under ~~elause~~ paragraph (e) unless it first receives the comments and criticism of an advisory committee of three persons, each of whom is either an architect or a planner, who have been selected and appointed as follows: one by the board of the arts, one by the board, and one by the Minnesota Society of the American Institute of Architects. Members of the committee ~~shall~~ may not be contestants under clause (e). The comments and criticism ~~shall~~ must be a matter of public information. The committee shall advise the board on all architectural and planning matters. For that purpose,

(1) the committee ~~shall~~ must be kept currently informed concerning, and have access to, all data, including all plans, studies, reports and proposals, relating to the area as the ~~same~~ data are developed or in the process of preparation, whether by the commissioner of administration, the commissioner of trade and economic development, the metropolitan council, the city of Saint Paul, or by any architect, planner, agency or organization, public or private, retained by the board or not retained and engaged in any work or planning relating to the area, and a copy of any ~~such~~ data prepared by any public employee or agency ~~shall~~ must be filed with the board promptly upon completion,

(2) The board may employ ~~such~~ stenographic or technical help ~~as that~~ may be reasonable to assist the committee to perform its duties,

(3) When so directed by the board, the committee may serve as, and any member or members ~~thereof of the~~ committee may serve on, the jury or as professional advisor for any architectural competition. The board shall select the architectural advisor and jurors for any competition with the advice of the committee; ~~and~~.

(4) The city of Saint Paul shall advise the board.

(g) The comprehensive plan for the area ~~shall~~ must be developed and maintained in close cooperation with the commissioner of trade and economic development ~~and~~, the planning department and the council for the city of Saint Paul, and the board of the arts, and no ~~such~~ plan or amendment ~~thereof shall of a plan may~~ be effective without 90 days' notice to the planning department of the city of Saint Paul and the board of the arts.

(h) The board and the commissioner of administration, jointly, shall prepare, prescribe, and from time to time revise standards and policies governing the repair, alteration, furnishing, appearance, and cleanliness of the public and ceremonial areas of the state capitol building. ~~Pursuant to this power,~~ The board shall consult with and receive advice from the director of the Minnesota state historical society regarding the historic fidelity of plans for the capitol building. The standards and policies developed ~~as herein provided shall be~~ under this paragraph are binding upon the commissioner of administration. The provisions of sections 14.02, 14.04 to 14.36, 14.38, and 14.44 to 14.45 ~~shall~~ do not apply to this clause.

(i) The board in consultation with the commissioner of administration shall prepare and submit to the legislature and the governor no later than October 1 of each even-numbered year a report on the status of implementation of the comprehensive plan together with a program for capital improvements and site development, and the commissioner of administration shall provide the necessary cost estimates for the program.

(j) The state shall, by the attorney general upon the recommendation of the board and within appropriations available for that purpose, acquire by gift, purchase, or eminent domain proceedings any real property situated in the area described in this section, and it ~~shall~~ may also have the power to acquire an interest less than a fee simple interest in the property, if it finds that ~~it the property~~ is needed for future expansion or beautification of the area.

(k) The board is the successor of the state veterans' service building commission, and as such may adopt rules and may reenact the rules adopted by its predecessor under Laws 1945, chapter 315, and ~~acts amendatory thereof~~ amendments to it.

(l) The board shall meet at the call of the chair and at such other times as it may prescribe.

(m) The commissioner of administration shall assign quarters in the state veterans service building to (1) the department of veterans affairs, of which ~~such a part as that~~ the commissioner of administration and commissioner of veterans affairs may mutually determine ~~shall~~ must be on the first floor above the ground, and (2) the American Legion, Veterans of Foreign Wars, Disabled American Veterans, Military Order of the Purple Heart, United Spanish War Veterans, and Veterans of World War I, and their auxiliaries, incorporated, or when incorporated, under the laws of the state, and (3) as space becomes available, to ~~such~~ other state departments and agencies as the commissioner may deem desirable.

Sec. 17. Minnesota Statutes 1992, section 16A.128, subdivision 2, is amended to read:

Subd. 2. [NO RULEMAKING.] The kinds of fees that need not be fixed by rule unless specifically required by law are:

- (1) fees based on actual direct costs of a service;
- (2) one-time fees;
- (3) fees that produce insignificant revenues;
- (4) fees billed within or between state agencies;
- (5) fees exempt from commissioner approval; ~~or~~
- (6) fees for admissions to or use of facilities operated by the iron range resources and rehabilitation board, if the fees are set according to prevailing market conditions to recover operating costs; or
- (7) fees established by the Minnesota historical society.

Sec. 18. Minnesota Statutes 1992, section 16A.28, is amended by adding a subdivision to read:

Subd. 6. [EXCEPTIONS.] Except as provided by law, an appropriation made to the Minnesota historical society, if not spent during the first year, may be spent during the second year of a biennium. An unexpended balance remaining at the end of a biennium lapses and shall be returned to the fund from which appropriated. An appropriation made to the society for all or part of a biennium may be spent in either year of the biennium.

Sec. 19. Minnesota Statutes 1992, section 16A.72, is amended to read:

16A.72 [INCOME CREDITED TO GENERAL FUND; EXCEPTIONS.]

All income, including fees or receipts of any nature, shall be credited to the general fund, except:

- (1) federal aid;
- (2) contributions, or reimbursements received for any account of any division or department for which an appropriation is made by law;
- (3) income to the University of Minnesota;
- (4) income to revolving funds now established in institutions under the control of the commissioners of corrections or human services;

(5) investment earnings resulting from the master lease program, except that the amount credited to another fund or account may not exceed the amount of the additional expense incurred by that fund or account through participation in the master lease program;

(6) receipts from the operation of patients' and inmates' stores and vending machines, which shall be deposited in the social welfare fund in each institution for the benefit of the patients and inmates;

(7) money received in payment for services of inmate labor employed in the industries carried on in the state correctional facilities which receipts shall be credited to the current expense fund of those facilities;

(8) as provided in sections 16B.57 and 85.22; or

(9) income to the Minnesota historical society; or

(10) as otherwise provided by law.

Sec. 20. Minnesota Statutes 1992, section 82.21, is amended by adding a subdivision to read:

Subd. 2a. [BROKER PAYMENT CONSOLIDATION.] For all license renewal fees, recovery fund renewal fees, and recovery fund assessments pursuant to this section and section 82.34, the broker must remit the fees or assessments for the company, broker, and all salespersons licensed to the broker, in the form of a single check.

Sec. 21. [138A.01] [LABOR INTERPRETIVE CENTER; BOARD OF DIRECTORS.]

Subdivision 1. [ESTABLISHMENT.] The labor interpretive center is a public corporation of the state and is not subject to the laws governing a state agency except as provided in this chapter.

Subd. 2. [PURPOSE.] The purpose of the labor interpretive center is to celebrate the contribution of working people to the past, present, and future of Minnesota; to spur an interest among the people of Minnesota in their own family and community traditions of work; to help young people discover their work skills and opportunities for a productive working life; and to advance the teaching of work and labor studies in schools and colleges.

Subd. 3. [BOARD OF DIRECTORS.] The center is governed by a board of ten directors. The membership terms, compensation, removal, and filling of vacancies of members of the board are as provided in section 15.0575. Membership of the board consists of:

(1) three directors appointed by the governor;

(2) one director appointed by the mayor of St. Paul, subject to the approval of the city council;

(3) three directors appointed by the speaker of the house of representatives; and

(4) three directors appointed by the subcommittee on committees of the senate committee on rules and administration.

Directors must be representatives of labor, business, state and local government, local education authorities, and arts groups.

The board shall select a chair of the board from its members, and any other officers of the board deemed necessary. No more than five of the members may be of one gender.

Subd. 4. [LOCATION.] The center must be located in the capital area of St. Paul as defined in section 15.50, subdivision 2, at the site recommended by the capitol area architectural and planning board.

Subd. 5. [MEETINGS OF THE BOARD.] The board shall meet at least twice a year and may hold additional meetings upon giving notice. Board meetings are subject to section 471.705.

Subd. 6. [CONFLICT OF INTEREST.] A director, employee, or officer of the center may not participate in or vote on a decision of the board relating to a matter in which the director has either a direct or indirect financial interest or a conflict of interest as described in section 10A.07.

Subd. 7. [TORT CLAIMS.] The center is a state agency for purposes of section 3.736.

Sec. 22. [138A.02] [CENTER PERSONNEL.]

Subdivision 1. [GENERALLY.] The board shall appoint an executive director of the center to serve in the unclassified service. The executive director must be chosen on the basis of training, experience, and knowledge in the areas of labor history and the changing world of work. The center shall employ staff, consultants, and other parties necessary to carry out the mission of the center.

Subd. 2. [STATUS OF EMPLOYEES.] Employees of the center are executive branch state employees.

Sec. 23. [138A.03] [POWERS; DUTIES; BOARD; CENTER.]

Subdivision 1. [GENERAL POWERS.] The board has the powers necessary for the care, management, and direction of the center. The powers include: (1) overseeing the planning and construction of the center as funds are available; (2) leasing a temporary facility for the center during development of its organization and program; and (3) establishing advisory groups as needed to advise the board on program, policy, and related issues.

Subd. 2. [DUTIES.] The center is a state agency for purposes of the following accounting and budgeting requirements:

(1) financial reports and other requirements under section 16A.06;

(2) the state budget system under sections 16A.095, 16A.10, and 16A.11;

(3) the state allotment and encumbrance, and accounting systems under sections 16A.14, subdivisions 2, 3, 4, and 5; and 16A.15, subdivisions 2 and 3; and

(4) indirect costs under section 16A.127.

Subd. 3. [PROGRAM.] The board shall appoint a program advisory group to oversee the development of the center's programming. It must consist of representatives of cultural and educational organizations, labor education specialists, and curriculum supervisors in local schools. The program of the center may be implemented through exhibits, performances, seminars, films and multimedia presentations, participatory programs for all ages, and a resource center for teachers. Collaborative program development is encouraged with technical colleges, the Minnesota historical society, and other cultural institutions.

Subd. 4. [BOARD OF GOVERNORS.] The board may establish a board of governors to incorporate as a nonprofit organization to receive donations for the center and to serve as honorary advisors to the board of directors.

Sec. 24. [138A.04] [LABOR INTERPRETIVE CENTER ACCOUNT.]

The Minnesota labor interpretive center account is an account in the special revenue fund. Funds in the account not needed for the immediate purposes of the center may be invested by the state board of investment in any way authorized by section 11A.24. Funds in the account are appropriated to the center to be used as provided in this chapter.

Sec. 25. [138A.05] [AUDITS.]

The center is subject to the auditing requirements of sections 3.971 and 3.972.

Sec. 26. [138A.06] [ANNUAL REPORTS.]

The board shall submit annual reports to the legislature on the planning, development, and activities of the center. The board shall supply more frequent reports if requested.

Sec. 27. Minnesota Statutes 1992, section 345.41, is amended to read:

345.41 [REPORT OF ABANDONED PROPERTY.]

(a) Every person holding funds or other property, tangible or intangible, presumed abandoned under sections 345.31 to 345.60 shall report annually to the commissioner with respect to the property as hereinafter provided.

(b) The report shall be verified and shall include:

(1) except with respect to traveler's checks and money orders, the name, if known, and last known address, if any, of each person appearing from the records of the holder to be the owner of any property of the value of ~~\$25~~ \$100 or more presumed abandoned under sections 345.31 to 345.60;

(2) in case of unclaimed funds of life insurance corporations, the full name of the policyholder, insured or annuitant and that person's last known address according to the life insurance corporation's records;

(3) the nature and identifying number, if any, or description of the property and the amount appearing from the records to be due, except that items of value under ~~\$25~~ \$100 each may be reported in aggregate;

(4) the date when the property became payable, demandable or returnable, and the date of the last transaction with the owner with respect to the property; and

(5) other information which the commissioner prescribes by rule as necessary for the administration of sections 345.31 to 345.60.

(c) If the person holding property presumed abandoned is a successor to other persons who previously held the property for the owner, or if the holder has changed a name while holding the property, the holder shall file with the report all prior known names and addresses of each holder of the property.

(d) The report shall be filed before November 1 of each year as of June 30 next preceding, but the report of life insurance corporations shall be filed before October 1 of each year as of December 31 next preceding. The commissioner may postpone the reporting date upon written request by any person required to file a report.

(e) If the holder of property presumed abandoned under sections 345.31 to 345.60 knows the whereabouts of the owner and if the owner's claim has not been barred by the statute of limitations, the holder shall, before filing the annual report, inform the owner of the steps necessary to prevent abandonment from being presumed.

(f) Verification, if made by a partnership, shall be executed by a partner; if made by an unincorporated association or private corporation, by an officer, and if made by a public corporation, by its chief fiscal officer.

(g) Holders of property described in section 345.32 shall not impose any charges against property which is described in section 345.32, clause (a), (b) or (c).

(h) Any person who has possession of property which the person has reason to believe will be reportable in the future as unclaimed property may, with the permission of the commissioner, report and deliver such property prior to the date required for reporting in accordance with this section.

Sec. 28. Minnesota Statutes 1992, section 345.42, subdivision 2, is amended to read:

Subd. 2. [NOTICE PUBLISHED, CONTENTS.] The published notice shall be entitled "notice of names of persons appearing to be owners of abandoned property," and shall contain:

(a) the names in alphabetical order and last known addresses, if any, of persons listed in the report and entitled to notice within the county as hereinbefore specified;

(b) a statement that information concerning the amount or description of the property and the name and address of the holder may be obtained by any persons possessing an interest in the property by addressing an inquiry to the commissioner; and

(c) a statement that if proof of claim is not presented by the owner to the holder and if the owner's right to receive the property is not established to the holder's satisfaction within 65 days from the date of the second published notice, the abandoned property will be placed not later than 85 days after such publication date in the custody of the commissioner to whom all further claims must thereafter be directed.

The commissioner is not required to publish in such notice any item of less than ~~\$25~~ \$100 unless the commissioner deems such publication to be in the public interest.

Sec. 29. Minnesota Statutes 1992, section 345.42, subdivision 3, is amended to read:

Subd. 3. [NOTICE MAILED, CONTENTS.] On or before April 1 of each year, the commissioner may mail a notice to each person having an address listed therein who appears to be entitled to property of the value of \$25 \$100 or more presumed abandoned under sections 345.31 to 345.60. Said notice shall contain:

(a) a statement that, according to a report filed with the commissioner, property is being held to which the addressee appears entitled;

(b) the name and address of the person holding the property and any necessary information regarding changes of name and address of the holder; and

(c) a statement that, if satisfactory proof of claim is not presented by the owner to the holder by the date specified in the published notice, the property will be placed in the custody of the commissioner to whom all further claims must be directed.

Sec. 30. Minnesota Statutes 1992, section 359.01, subdivision 3, is amended to read:

Subd. 3. [FEES.] The fee for each commission shall not exceed \$40. All fees shall be retained by the commissioner and shall be nonreturnable except that an overpayment of any fee shall be the subject of a refund upon proper application.

Sec. 31. Minnesota Statutes 1992, section 359.02, is amended to read:

359.02 [TERM, BOND, OATH, REAPPOINTMENT.]

~~A notary commissioned under section 359.01 holds office for six years, unless sooner removed by the governor or the district court. Before entering upon the duties of office, a newly commissioned notary shall file the notary's oath of office with the secretary of state. Within 30 days before the expiration of the commission a notary may be reappointed for a new term to commence and to be designated in the new commission as beginning upon the day immediately following the date of the expiration. The reappointment takes effect and is valid although the appointing governor may not be in the office of governor on the effective day.~~

Subdivision 1. [EXPIRATION IN 1995.] Notary commissions issued before January 3, 1995, expire on January 31, 1995.

Subd. 2. [SIX-YEAR LICENSING PERIOD.] Notary commissions issued after January 31, 1995, expire at the end of the licensing period that will end every sixth year following January 31, 1995.

Subd. 3. [PARTIAL LICENSING PERIODS.] Notary commissions issued during a licensing period expire at the end of that period as set forth in this section.

Sec. 32. Minnesota Statutes 1992, section 386.61, is amended by adding a subdivision to read:

Subd. 4. "Commissioner" means the commissioner of commerce.

Sec. 33. Minnesota Statutes 1992, section 386.65, is amended to read:

386.65 [EXAMINATION OF APPLICANTS FOR LICENSE.]

Subdivision 1. Applications for a license shall be made to the ~~board~~ commissioner and shall be upon a form to be prepared by the ~~board~~ commissioner and contain such information as may be required by it. Upon receiving such application, the ~~board~~ commissioner shall fix a time and place for the examination of such applicant. Notice of such examination shall be given to the applicant by certified mail, who shall thereon take the examination pursuant to such notice. The examination shall be conducted by the ~~board~~ commissioner under such rules as the ~~board~~ commissioner may prescribe, and such rules shall prescribe that the applicant must show qualification by experience, education or training to qualify as being capable of performing the duties of an abstracter whose work will be for the use and protection of the public. If application is made by a firm or corporation, one of the members or managing officials thereof shall take such examination. If the applicant successfully passes the examination and complies with all the

provisions of sections 386.61 to 386.76, the ~~board~~ commissioner shall ~~cause its executive secretary to~~ issue a license to the applicant.

Sec. 34. Minnesota Statutes 1992, section 386.66, is amended to read:

386.66 [BOND OR ABTRACTER'S LIABILITY INSURANCE POLICY.]

Before a license shall be issued, the applicant shall file with the ~~board~~ commissioner a bond or abstractor's liability insurance policy to be approved by the ~~chair or executive secretary~~ commissioner, running to the state of Minnesota in the penal sum of at least \$100,000 conditioned for the payment by such abstractor of any damages that may be sustained by or accrue to any person by reason of or on account of any error, deficiency or mistake arising wrongfully or negligently in any abstract, or continuation thereof, or in any certificate showing ownership of, or interest in, or liens upon any lands in the state of Minnesota, whether registered or not, made by and issued by such abstractor, provided however, that the aggregate liability of the surety to all persons under such bond shall in no event exceed the amount of such bond. In any county having more than 200,000 inhabitants the bond or insurance policy required herein shall be in the penal sum of at least \$250,000. Applicants having cash or securities or deposit with the state of Minnesota in an amount equal to the said bond or insurance policy shall be exempt from furnishing the bond or an insurance policy herein required but shall be liable to the same extent as if a bond or insurance policy has been given and filed. The bond or insurance policy required hereunder shall be written by some surety or other company authorized to do business in this state issuing bonds or abstractor's liability insurance policies and shall be issued for a period of one or more years, and renewed for one or more years at the date of expiration as principal continues in business. The aggregate liability of such surety on such bond or insurance policy for all damages shall, in no event, exceed the sum of said bond or insurance policy.

Sec. 35. Minnesota Statutes 1992, section 386.67, is amended to read:

386.67 [LICENSED ABTRACTER, SEAL.]

A licensed abstractor furnishing abstracts of title to real property under the provisions hereof shall provide a seal, which seal shall show the name of such licensed abstractor, and shall file with the ~~executive secretary of the board~~ commissioner an impression of or copy made by such seal and the signatures of persons authorized to sign certificates on abstracts and continuations of abstracts and certificates showing ownership of, or interest in, or liens upon any lands in the state of Minnesota, whether registered or not, issued by such licensed abstractor.

Sec. 36. Minnesota Statutes 1992, section 386.68, is amended to read:

386.68 [FEES.]

~~For The services specified in sections 386.61 to 386.76 following fees shall be set by the board must be paid to the commissioner:~~ an examination fee of \$25; an initial licensing fee of \$50; and a license renewal fee of \$40.

Sec. 37. Minnesota Statutes 1992, section 386.69, is amended to read:

386.69 [LICENSES.]

Licenses issued by ~~said board~~ the commissioner under the provisions hereof shall recite that such bond or insurance policy has been duly filed and approved, and the license shall authorize the official, person, firm or corporation named in it to engage in and carry on the business of an abstractor of real estate titles in the county in which said official, person, firm or corporation is authorized to make abstracts. The license shall be issued for a period as determined by the ~~board~~ commissioner, and shall thereafter be renewed upon conditions prescribed by the ~~board~~ commissioner.

Sec. 38. [386.705] [ADMINISTRATIVE ACTIONS AND PENALTIES.]

An abstractor licensed under sections 386.61 to 386.76 is subject to the penalties imposed pursuant to section 45.027. The commissioner has all the powers provided in section 45.027 and shall proceed in the manner provided by that section in actions against abstractors.

Sec. 39. [386.706] [RULES.]

The commissioner may adopt rules necessary for the administration of sections 386.61 to 386.76.

Sec. 40. [TRANSFER OF POWERS.]

The powers and duties of the board of abstracters under Minnesota Statutes, sections 386.61 to 386.76 are transferred to the commissioner of commerce. Minnesota Statutes, section 15.039, subdivisions 1 to 6, apply to this transfer.

Sec. 41. [REVISOR INSTRUCTION.]

The revisor shall change the terms "board," "executive secretary," "board of abstracters," or similar terms to "commissioner," "commissioner of commerce," or similar terms wherever they appear in Minnesota Statutes and Minnesota Rules.

Sec. 42. [REPEALER.]

Minnesota Statutes 1992, sections 10A.21, subdivisions 2 and 3; 138.97; 386.61, subdivision 3; 386.63; 386.64; and 386.70, are repealed.

ARTICLE 4

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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

Section 1. AGRICULTURAL UTILIZATION RESEARCH
INSTITUTE

3,908,000	3,880,000
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\$3,880,000 the first year and \$3,880,000 the second year is appropriated directly to the agricultural utilization research institute to recognize its autonomy as an independent entity.

\$28,000 the first year is appropriated from the general fund for a grant to the southwest regional development commission to pay for the planning and final system design for connecting four rural water systems to the federal Lewis and Clark Rural Water System. Any funds not spent in the first year may be spent in the second year.

ARTICLE 5

Section 1. [CRIME PREVENTION 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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

SUMMARY BY FUND

	1993	1994	1995	TOTAL
General	\$630,000	\$ 24,327,000	\$ 24,064,000	\$ 49,021,000
Special Revenue		460,000	460,000	920,000
Trunk Highway		974,000	975,000	1,949,000
Environmental		40,000	40,000	80,000
TOTAL	630,000	25,801,000	25,539,000	51,970,000

 APPROPRIATIONS
 Available for the Year
 Ending June 30

1994	1995
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Sec. 2. PUBLIC SAFETY

Subdivision 1. Total Appropriation	25,734,000	25,472,000
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Summary by Fund

General	24,260,000	23,997,000
Special	460,000	460,000
Environmental	40,000	40,000
Trunk Highway	974,000	975,000

Subd. 2. Emergency Management

2,005,000	1,941,000
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Summary by Fund

General	1,965,000	1,901,000
Environmental	40,000	40,000

Subd. 3. Criminal Apprehension

14,647,000	14,461,000
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Summary by Fund

General	13,213,000	13,026,000
Special Revenue	460,000	460,000
Trunk Highway	974,000	975,000

\$200,000 the first year and \$200,000 the second year are for use by the bureau of criminal apprehension for the purpose of investigating cross-jurisdictional criminal activity. Any unencumbered balance remaining in the first year does not cancel but is available for the second year of the biennium.

\$366,000 the first year and \$366,000 the second year from the bureau of criminal apprehension account in the special revenue fund are for laboratory activities.

\$94,000 the first year and \$94,000 the second year from the bureau of criminal apprehension account in the special revenue fund are for

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

grants to local officials for the cooperative investigation of cross-jurisdictional criminal activity. Any unencumbered balance remaining in the first year does not cancel but is available for the second year.

\$25,000 in fiscal year 1994 and \$25,000 in fiscal year 1995 are appropriated from the general fund to the commissioner of public safety to reimburse local correctional agencies for costs incurred to comply with section 6.

Of this appropriation, \$110,000 in fiscal year 1994 and \$100,500 in fiscal year 1995 are for the implementation of the seven-day fingerprint identification service.

Of this appropriation, \$174,600 in fiscal year 1994 and \$152,100 in fiscal year 1995 are for the costs of addressing workload increases in maintaining the BCA's computerized criminal history data system.

Of this appropriation, \$129,200 in fiscal year 1994 and \$99,120 in fiscal year 1995 are for the costs of addressing workload increases in maintaining the criminal justice data communications network.

Of this appropriation, \$125,000 is for the development of a community data model for state, county, and local criminal justice information systems.

\$50,000 in fiscal year 1994 and \$47,200 in fiscal year 1995 are appropriated from the general fund for transfer to the supreme court for the costs of addressing workload increases in maintaining the supreme court information system.

Subd. 4. Fire Marshal

2,495,000	2,481,000
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Subd. 5. Capitol Security

1,420,000	1,420,000
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Subd. 6. Liquor Control

636,000	636,000
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Subd. 7. Gambling Enforcement

1,131,000	1,133,000
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Subd. 8. Drug Policy and Violence Prevention

1,494,000	1,494,000
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Subd. 9. Crime Victims Services

1,835,000	1,835,000
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APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Notwithstanding any other law to the contrary, the crime victims reparations board shall, to the extent possible, distribute the appropriation in equal monthly increments. In no case shall the total awards exceed the appropriation made in this subdivision.

Subd. 10. Crime Victims Ombudsman

71,000

71,000

Subd. 11. Deficiency Appropriation

\$630,000 is appropriated from the general fund to the commissioner of public safety for fiscal year 1993. Of this appropriation, \$545,000 is to match federal funds, for tornado damage in Southwestern Minnesota as provided by Presidential Disaster Declaration DSR946, awarded on June 22, 1992, and \$85,000 is to match federal funds for winter storm damage as provided by Presidential Disaster Declaration DSR929, awarded December 26, 1991.

Sec. 3. PRIVATE DETECTIVE AND PROTECTIVE AGENT
SERVICES BOARD

67,000

67,000

Sec. 4. Minnesota Statutes 1992, section 168.345, is amended by adding a subdivision to read:

Subd. 3. [REQUESTS FOR INFORMATION; SURCHARGE ON FEE.] The commissioner shall impose a surcharge of 25 cents on each fee charged by the commissioner under section 13.03, subdivision 3, for copies or electronic transmittal of public information concerning motor vehicle registrations. The commissioner shall forward the surcharges collected under this subdivision to the commissioner of finance on a monthly basis. Upon receipt, the commissioner of finance shall credit the surcharges to the general fund.

Sec. 5. Minnesota Statutes 1992, section 171.12, is amended by adding a subdivision to read:

Subd. 8. [REQUESTS FOR INFORMATION; SURCHARGE ON FEE.] The commissioner shall impose a surcharge of 25 cents on each fee charged by the commissioner under section 13.03, subdivision 3, for copies or electronic transmittal of public information concerning driver's license and Minnesota identification card applicants. The commissioner shall forward the surcharges collected under this subdivision to the commissioner of finance on a monthly basis. Upon receipt, the commissioner of finance shall credit the surcharges to the general fund.

Sec. 6. Minnesota Statutes 1992, section 241.021, subdivision 1, is amended to read:

Subdivision 1. [SUPERVISION OVER CORRECTIONAL INSTITUTIONS.] (1) The commissioner of corrections shall inspect and license all correctional facilities throughout the state, whether public or private, established and operated for the detention and confinement of persons detained or confined therein according to law except to the extent that they are inspected or licensed by other state regulating agencies. The commissioner shall promulgate pursuant to chapter 14, rules establishing minimum standards for these facilities with respect to their management, operation, physical condition, and the security, safety, health, treatment, and discipline of persons detained or confined therein. Commencing September 1, 1980, no individual, corporation, partnership, voluntary association, or other private organization legally responsible for the operation of a correctional facility may operate the facility unless licensed by the commissioner of corrections. The commissioner shall annually review the correctional facilities described in this subdivision, except as otherwise provided herein, to determine compliance with the minimum standards established pursuant to this subdivision. The commissioner shall grant a license to any facility found to conform to minimum standards or to any facility which, in the commissioner's judgment, is making satisfactory progress toward substantial conformity and the interests and well-being of the persons detained or confined therein are protected. The commissioner shall have access to the buildings, grounds, books, records, staff, and to persons detained or confined in these facilities. The commissioner may require the officers in charge of these facilities to furnish all information

and statistics the commissioner deems necessary, at a time and place designated by the commissioner. The commissioner may require that any or all such information be provided through the department of corrections detention information system.

(2) Any state agency which regulates, inspects, or licenses certain aspects of correctional facilities shall, insofar as is possible, ensure that the minimum standards it requires are substantially the same as those required by other state agencies which regulate, inspect, or license the same aspects of similar types of correctional facilities, although at different correctional facilities.

(3) Nothing in this section shall be construed to limit the commissioner of corrections' authority to promulgate rules establishing standards of eligibility for counties to receive funds under sections 401.01 to 401.16, or to require counties to comply with operating standards the commissioner establishes as a condition precedent for counties to receive that funding.

(4) When the commissioner finds that any facility described in clause (1), except foster care facilities for delinquent children and youth as provided in subdivision 2, does not substantially conform to the minimum standards established by the commissioner and is not making satisfactory progress toward substantial conformance, the commissioner shall promptly notify the chief executive officer and the governing board of the facility of the deficiencies and order that they be remedied within a reasonable period of time. The commissioner may by written order restrict the use of any facility which does not substantially conform to minimum standards to prohibit the detention of any person therein for more than 72 hours at one time. When, after due notice and hearing, the commissioner finds that any facility described in this subdivision, except county jails and lockups as provided in sections 641.26, 642.10, and 642.11, does not conform to minimum standards, or is not making satisfactory progress toward substantial compliance therewith, the commissioner may issue an order revoking the license of that facility. After revocation of its license, that facility shall not be used until its license is renewed. When the commissioner is satisfied that satisfactory progress towards substantial compliance with minimum standard is being made, the commissioner may, at the request of the appropriate officials of the affected facility supported by a written schedule for compliance, grant an extension of time for a period not to exceed one year.

(5) As used in this subdivision, "correctional facility" means any facility, including a group home, having a residential component, the primary purpose of which is to serve persons placed therein by a court, court services department, parole authority, or other correctional agency having dispositional power over persons charged with, convicted, or adjudicated to be guilty or delinquent.

Sec. 7. Minnesota Statutes 1992, section 299C.10, is amended to read:

299C.10 [IDENTIFICATION DATA.]

Subdivision 1. [LAW ENFORCEMENT DUTY.] It is hereby made the duty of the sheriffs of the respective counties and of the police officers in cities of the first, second, and third classes, under the direction of the chiefs of police in such cities, to take or cause to be taken immediately finger and thumb prints, photographs, and such other identification data as may be requested or required by the superintendent of the bureau; of all persons arrested for a felony, gross misdemeanor, or all juveniles committing felonies as distinguished from those committed by adult offenders, of all persons reasonably believed by the arresting officer to be fugitives from justice, of all persons in whose possession, when arrested, are found concealed firearms or other dangerous weapons, burglar tools or outfits, high-power explosives, or articles, machines, or appliances usable for an unlawful purpose and reasonably believed by the arresting officer to be intended for such purposes, and within 24 hours thereafter to forward such fingerprint records and other identification data on such forms and in such manner as may be prescribed by the superintendent of the bureau of criminal apprehension.

Subd. 2. [LAW ENFORCEMENT EDUCATION.] The sheriffs and police officers who take finger and thumb prints must obtain training in the proper methods of taking and transmitting finger prints under this section consistent with bureau requirements.

Subd. 3. [BUREAU DUTY.] The bureau must enter in the criminal records system finger and thumb prints within five working days after they are received under this section.

Sec. 8. [299C.65] [CRIMINAL AND JUVENILE JUSTICE INFORMATION POLICY GROUP.]

Subdivision 1. [ESTABLISHING GROUP.] The criminal and juvenile information policy group consists of the chair of the sentencing guidelines commission, the commissioner of corrections, the commissioner of public safety, and the state court administrator.

The policy group shall study and make recommendations to the governor, the supreme court, and the legislature on:

(1) a framework for integrated criminal justice information systems, including the development and maintenance of a community data model for state, county, and local criminal justice information;

(2) the responsibilities of each entity within the criminal and juvenile justice systems concerning the collection, maintenance, dissemination, and sharing of criminal justice information with one another;

(3) actions necessary to ensure that information maintained in the criminal justice information systems is accurate and up-to-date;

(4) the development of an information system containing criminal justice information on felony-level juvenile offenders that is part of the integrated criminal justice information system framework;

(5) the development of an information system containing criminal justice information on misdemeanor arrests, prosecutions, and convictions that is part of the integrated criminal justice information system framework;

(6) comprehensive training programs and requirements for all individuals in criminal justice agencies to ensure the quality and accuracy of information in those systems;

(7) continuing education requirements for individuals in criminal justice agencies who are responsible for the collection, maintenance, dissemination, and sharing of criminal justice data;

(8) a periodic audit process to ensure the quality and accuracy of information contained in the criminal justice information systems;

(9) the equipment, training, and funding needs of the state and local agencies that participate in the criminal justice information systems;

(10) the impact of integrated criminal justice information systems on individual privacy rights; and

(11) the impact of proposed legislation on the criminal justice system, including any fiscal impact, need for training, changes in information systems, and changes in processes.

Subd. 2. [REPORT.] The policy group shall file an annual report with the governor, supreme court, and legislature by December 1 of each even-numbered year.

The report must make recommendations concerning any legislative changes or appropriations that are needed to ensure that the criminal justice information systems operate accurately and efficiently. To assist them in developing their recommendations, the chair, the commissioners, and the administrator shall appoint a task force consisting of the members of the criminal and juvenile justice information policy group or their designees and the following additional members:

(1) the director of the office of strategic and long-range planning;

(2) two sheriffs recommended by the Minnesota sheriffs association;

(3) two police chiefs recommended by the Minnesota chiefs of police association;

(4) two county attorneys recommended by the Minnesota county attorneys association;

(5) two city attorneys recommended by the Minnesota league of cities;

- (6) two public defenders appointed by the board of public defense;
- (7) two district judges appointed by the conference of chief judges, one of whom is currently assigned to the juvenile court;
- (8) two community corrections administrators recommended by the Minnesota association of counties, one of whom represents a community corrections act county;
- (9) two probation officers;
- (10) two public members, one of whom has been a victim of crime;
- (11) two court administrators;
- (12) two members of the house of representatives appointed by the speaker of the house; and
- (13) two members of the senate appointed by the majority leader.

Subd. 3. [CONTINUING EDUCATION PROGRAM.] The criminal and juvenile information policy group shall explore the feasibility of developing and implementing a continuing education program for state, county, and local criminal justice information agencies. The policy group shall consult with representatives of public and private post-secondary institutions in determining the most effective manner in which the training shall be provided. The policy group shall include recommendations in the 1994 report to the legislature.

Subd. 4. [CRIMINAL CODE NUMBERING SCHEME.] The policy group shall study and make recommendations on a structured numbering scheme for the criminal code to facilitate identification of the offense and the elements of the crime and shall include recommendations in the 1994 report to the legislature."

Delete the title and insert:

"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."

The motion prevailed and the amendment was adopted.

Frerichs moved to amend S. F. No. 1613, as amended, as follows:

Delete article 1, sections 11, 14, 15, 16, 17, and 19

Page 27, line 18, delete everything after "sections"

Renumber the remaining sections

A roll call was requested and properly seconded.

The question was taken on the Frerichs amendment and the roll was called. There were 47 yeas and 75 nays as follows:

Those who voted in the affirmative were:

Abrams	Dempsey	Holsten	Krueger	Ness	Smith	Waltman
Bettermann	Erhardt	Hugoson	Leppik	Olson, M.	Stanis	Weaver
Bishop	Frerichs	Jennings	Lindner	Onnen	Sviggum	Wolf
Blatz	Girard	Johnson, V.	Lynch	Ozment	Swenson	Worke
Commers	Goodno	Knickerbocker	Macklin	Pawlenty	Tompkins	Workman
Dauids	Gutknecht	Koppendraye	Molnau	Rhodes	Van Dellen	
Dehler	Haukoos	Krinkie	Morrison	Seagren	Vickerman	

Those who voted in the negative were:

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

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

Frerichs moved to amend S. F. No. 1613, as amended, as follows:

Page 14, delete section 18 and renumber the remaining sections

A roll call was requested and properly seconded.

The question was taken on the Frerichs amendment and the roll was called. There were 51 yeas and 73 nays as follows:

Those who voted in the affirmative were:

Abrams	Dempsey	Holsten	Limmer	Onnen	Sviggum	Wolf
Bertram	Erhardt	Hugoson	Lindner	Ozment	Swenson	Worke
Bettermann	Frerichs	Jennings	Lynch	Pawlenty	Tompkins	Workman
Blatz	Girard	Johnson, V.	Macklin	Peterson	Van Dellen	
Commers	Goodno	Knickerbocker	Molnau	Rhodes	Vickerman	
Dauner	Gruenes	Koppendraye	Morrison	Seagren	Waltman	
Dauids	Gutknecht	Krinkie	Ness	Smith	Weaver	
Dehler	Haukoos	Leppik	Olson, M.	Stanis	Wenzel	

Those who voted in the negative were:

Anderson, I.	Bergson	Dawkins	Greenfield	Johnson, R.	Krueger	McCollum
Anderson, R.	Brown, K.	Delmont	Greiling	Kalis	Lasley	McGuire
Asch	Carlson	Dorn	Huntley	Kelley	Lieder	Milbert
Battaglia	Carruthers	Evans	Jacobs	Kelso	Lourey	Mosel
Bauerly	Clark	Farrell	Jaros	Kinkel	Mahon	Munger
Beard	Cooper	Garcia	Johnson, A.	Klinzing	Mariani	Murphy

Neary	Orenstein	Perlt	Rukavina	Solberg	Tunheim	Spk. Long
Nelson	Orfield	Pugh	Sarna	Sparby	Vellenga	
Olson, E.	Osthoff	Reding	Sekhon	Steensma	Wagenius	
Olson, K.	Ostrom	Rice	Simoneau	Tomassoni	Wejcman	
Opatz	Pelowski	Rodosovich	Skoglund	Trimble	Winter	

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

Frerichs moved to amend S. F. No. 1613, as amended, as follows:

Page 4, delete lines 29 to 38

A roll call was requested and properly seconded.

The question was taken on the Frerichs amendment and the roll was called. There were 47 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Abrams	Erhardt	Holsten	Leppik	Ness	Smith	Waltman
Bettermann	Frerichs	Hugoson	Limmer	Olson, M.	Stanis	Weaver
Blatz	Girard	Jennings	Lindner	Onnen	Sviggum	Wolf
Commers	Goodno	Johnson, V.	Lynch	Ozment	Swenson	Worke
Davids	Gruenes	Knickerbocker	Macklin	Pawlenty	Tompkins	Workman
Dehler	Gutknecht	Koppendrayner	Molnau	Rhodes	Van Dellen	
Dempsey	Haukoos	Krinkie	Morrison	Seagren	Vickerman	

Those who voted in the negative were:

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

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

Frerichs moved to amend S. F. No. 1613, as amended, as follows:

Page 5, line 30, delete everything after the period

Page 5, delete lines 31 to 38

A roll call was requested and properly seconded.

The question was taken on the Frerichs amendment and the roll was called. There were 45 yeas and 84 nays as follows:

Those who voted in the affirmative were:

Abrams	Dempsey	Haukoos	Leppik	Olson, M.	Smith	Wolf
Bettermann	Erhardt	Holsten	Lindner	Onnen	Stanius	Worke
Blatz	Frerichs	Hugoson	Lynch	Ozment	Sviggum	Workman
Commers	Girard	Johnson, V.	Macklin	Pawlenty	Swenson	
Dauner	Goodno	Knickerbocker	Molnau	Peterson	Van Dellen	
Davids	Gruenes	Koppendrayner	Morrison	Rhodes	Vickerman	
Dehler	Gutknecht	Krinkie	Ness	Seagren	Weaver	

Those who voted in the negative were:

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

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

Sviggum moved to amend S. F. No. 1613, as amended, as follows:

Page 6, delete section 6 and renumber the remaining sections

Adjust fund totals accordingly

A roll call was requested and properly seconded.

The question was taken on the Sviggum amendment and the roll was called. There were 47 yeas and 83 nays as follows:

Those who voted in the affirmative were:

Abrams	Dehler	Haukoos	Leppik	Ness	Smith	Waltman
Bergson	Dempsey	Holsten	Limner	Olson, M.	Stanius	Weaver
Bettermann	Erhardt	Hugoson	Lindner	Onnen	Sviggum	Wolf
Bishop	Girard	Johnson, V.	Lynch	Ozment	Swenson	Worke
Blatz	Goodno	Knickerbocker	Macklin	Pawlenty	Tompkins	Workman
Commers	Gruenes	Koppendrayner	Molnau	Rhodes	Van Dellen	
Davids	Gutknecht	Krinkie	Morrison	Seagren	Vickerman	

Those who voted in the negative were:

Anderson, I.	Bauerly	Brown, K.	Cooper	Dorn	Garcia	Hausman
Anderson, R.	Beard	Carlson	Dauner	Evans	Greenfield	Huntley
Asch	Bertram	Carruthers	Dawkins	Farrell	Greiling	Jacobs
Battaglia	Brown, C.	Clark	Delmont	Frerichs	Hasskamp	Jaros

Jefferson	Kinkel	Mariani	Nelson	Pugh	Simoneau	Vellenga
Jennings	Klinzing	McCollum	Olson, E.	Reding	Skoglund	Wagenius
Johnson, A.	Krueger	McGuire	Olson, K.	Rest	Solberg	Wejzman
Johnson, R.	Lasley	Milbert	Opatz	Rice	Sparby	Welle
Kahn	Lieder	Mosel	Orenstein	Rodosovich	Steensma	Wenzel
Kalis	Lourey	Munger	Ostrom	Rukavina	Tomassoni	Winter
Kelley	Luther	Murphy	Perlt	Sarna	Trimble	Spk. Long
Kelso	Mahon	Neary	Peterson	Sekhon	Tunheim	

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

Ness was excused between the hours of 2:55 p.m. and 3:10 p.m.

Sviggum and Swenson moved to amend S. F. No. 1613, as amended, as follows:

Page 6, line 51, delete "SPANISH-SPEAKING" and insert "MEXICANO/CHICANO AND LATINO"

Page 8, after line 3, insert:

"Sec. 12. [REVISOR'S INSTRUCTION.]

The revisor of statutes is directed to change the terms "council on affairs of Spanish-speaking people" or "Spanish-speaking person" to the "council on affairs of Mexicano/Chicano and Latino people" or "Mexicano/Chicano or Latino person," respectively, where found in Minnesota Statutes, section 3.9223 and elsewhere in statutes."

Page 11, after line 19, insert:

"Sec. 15. Minnesota Statutes 1992, section 3.9223, is amended by adding a subdivision to read:

Subd. 8. [OFFICIAL NAME.] In all written or oral reports, publications, documents, and statements, the state government and its political subdivisions, agencies, and officials shall use the term "Mexicano/Chicano and Latino people" as defined in subdivision 9 to refer to the people covered by that definition.

Sec. 16. Minnesota Statutes 1992, section 3.9223, is amended by adding a subdivision to read:

Subd. 9. [MEXICANO/CHICANO AND LATINO PEOPLE.] The term "Mexicano/Chicano people" means people who are of Mexican origin and born in the United States or Mexico. "Latino people" means people of Latin origin and born in the United States or one of the Latin countries of Central or South America, Puerto Rico, Cuba or the Dominican Republic."

Page 27, line 18, after "sections" insert "3.9223, subdivision 2;"

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 Sviggum and Swenson amendment and the roll was called. There were 31 yeas and 97 nays as follows:

Those who voted in the affirmative were:

Abrams	Dehler	Frerichs	Hugoson	Limmer	Molnau	Pauly
Commers	Dempsey	Girard	Johnson, V.	Lindner	Olson, M.	Pawlenty
Davids	Erhardt	Gutknecht	Knickerbocker	Lynch	Ornen	Rhodes

Smith	Svigum	Van Dellen	Weaver	Worke
Stanius	Swenson	Vickerman	Wolf	Workman

Those who voted in the negative were:

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

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

S. F. No. 1613, A bill for an act relating to the organization and operation of state government; appropriating money for the departments of labor and industry, public service, jobs and training, housing finance, and other purposes with certain conditions; establishing and modifying certain programs; providing penalties; amending Minnesota Statutes 1992, sections 16B.06, subdivision 2a; 116J.617; 116J.982; 179.02, by adding a subdivision; 239.011, subdivision 2; 239.10; 239.791, subdivisions 6 and 8; 268.022, subdivision 2; 268.975, subdivisions 3, 4, 6, 7, 8, and by adding subdivisions; 268.976, subdivision 2; 268.978, subdivision 1; 268.98; and 462A.21, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 116J; 116M; 239; 268; and 462A; repealing Minnesota Statutes 1992, sections 116J.982, subdivisions 6a, 8, and 9; 239.05, subdivision 2c; 239.52; 239.78; 268.977; and 268.978, 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 92 yeas and 39 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Dehler	Goodno	Holsten	Krinkie	Macklin	Ozment
Bettermann	Erhardt	Gruenes	Hugoson	Limmer	Molnau	Pauly
Blatz	Frerichs	Gutknecht	Knickerbocker	Lindner	Olson, M.	Pawlenty
Commers	Girard	Haukoos	Koppendraye	Lynch	Onnen	Seagren

Smith
StaniusSwiggum
SwensonTompkins
Van DellenWaltman
WeaverWolf
Worke

Workman

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

SECOND READING OF SENATE BILLS, Continued

S. F. No. 1620 was read for the second time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Krueger moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1620 be given its third reading and be placed upon its final passage. The motion prevailed.

Krueger moved that the Rules of the House be so far suspended that S. F. No. 1620 be given its third reading and be placed upon its final passage. The motion prevailed.

Krueger moved to amend S. F. No. 1620, as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. [APPROPRIATION SUMMARY - ALL ARTICLES.]

	1993	1994	1995	TOTAL
General	\$500,000	\$ 249,520,000	\$ 239,865,000	\$ 489,385,000
Environmental		301,000	301,000	602,000
Highway User		1,794,000	1,794,000	3,588,000
Local Government				
Trust		430,000	430,000	860,000
State Government				
Special Revenue		250,000	250,000	500,000
Special Revenue		8,703,000	8,781,000	17,484,000
Trunk Highway		2,499,000	2,499,000	4,998,000
Workers' Compensation		3,897,000	3,902,000	7,799,000
Game and Fish		140,000	140,000	280,000
Minnesota Resources		500,000	-0-	500,000
TOTAL		268,034,000	257,962,000	525,996,000

ARTICLE 2

Section 1. [STATE GOVERNMENT; 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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 196,890,000	\$ 197,784,000	\$ 394,674,000
Environmental	91,000	91,000	182,000
Highway User	1,794,000	1,794,000	3,588,000
State Government Special Revenue	250,000	250,000	500,000
Special Revenue	8,703,000	8,781,000	17,484,000
Trunk Highway	1,832,000	1,832,000	3,664,000
Workers' Compensation	3,897,000	3,902,000	7,799,000
Local Government Trust	430,000	430,000	860,000
Game and Fish	140,000	140,000	280,000
TOTAL	214,027,000	215,004,000	429,031,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994	1995
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Sec. 2. LEGISLATURE

Subdivision 1. Total Appropriation	45,593,000	48,527,000
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Summary by Fund

General	45,561,000	48,495,000
Trunk Highway	32,000	32,000

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

Subd. 2. Senate	14,236,000	15,287,000
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During the biennium ending June 30, 1995, the senate must share its television production facilities with the house of representatives.

Subd. 3. House of Representatives	20,500,000	21,904,000
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Funds previously appropriated to the house of representatives and carried forward into the biennium beginning July 1, 1993, may be used only as provided in this section. The first \$400,000 of any carry-forward must be placed in a special account that may be used only for special sessions, interim activity, or other public hearing or outreach purposes and related activities. Any additional funds may be used only for technology or telecommunication system improvements and related activities. Before spending funds for these improvements, the house must receive recommendations from the state government finance division of the governmental operations and gaming committee and establish reporting criteria for implementation progress.

Subd. 4. Legislative Coordinating Commission	6,861,000	7,342,000
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Summary by Fund

General	6,804,000	7,285,000
Trunk Highway	32,000	32,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

(a) Legislative Reference Library

1994	1995
903,000	874,000

(b) Revisor of Statutes

4,044,000	4,463,000
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(c) Great Lakes Commission

40,000	40,000
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(d) Legislative Commission on the Economic Status of Women

180,000	175,000
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(e) Legislative Commission on Employee Relations

106,000	104,000
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(f) Legislative Commission on Pensions and Retirement

504,000	524,000
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(g) Legislative Commission on Planning and Fiscal Policy

57,000	56,000
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The second 50 percent of the appropriation to the department of finance for the statewide systems project is available only if the commissioner of finance seeks and receives a recommendation from the legislative commission on planning and fiscal policy on the degree to which the project will improve legislative access to information on the systems. Failure of the commission to make a recommendation within 30 days of the commissioner's request shall be considered a positive recommendation. The commissioner shall seek a recommendation no later than October 1, 1993.

The legislative commission on planning and fiscal policy shall appoint a working group to work with the department of finance to facilitate improved legislative access to executive branch budgeting and accounting information that is public data.

(h) Legislative Commission to Review Administrative Rules

136,000	134,000
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(i) Legislative Commission on Waste Management

179,000	177,000
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(j) Legislative Water Commission

99,000	99,000
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APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The legislative water commission shall report to the legislature by March 1, 1994, on water supply constraints in the area to be served by the Lewis and Clark Rural Water System.

(k) Mississippi River Parkway Commission

32,000

32,000

This appropriation is from the trunk highway fund.

(l) Legislative Coordinating Commission -
General Support

273,000

267,000

(m) Legislative Coordinating Commission -
Nongeneral Support

438,000

501,000

\$86,000 the first year and \$86,000 the second year are appropriated to fund joint house of representatives and senate subcommittee or task force projects. Projects funded from this appropriation must involve both the house and senate, be temporary in nature, and focus on key policy issues facing the legislature. The legislative coordinating commission shall develop a project selection process for this appropriation.

\$70,300 the first year and \$71,800 the second year are reserved for unanticipated costs of agencies in this subdivision and subdivision 5. The legislative coordinating commission may transfer necessary amounts from this appropriation to the appropriations of the agencies concerned, and the amounts transferred are appropriated to those agencies to be spent by them. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

\$95,100 the first year and \$98,500 the second year are for the state contribution to the National Conference of State Legislatures.

\$82,800 the first year and \$86,800 the second year are for the state contribution to the Council of State Governments.

The legislative coordinating commission shall make a general reduction of \$283,000 in either year of the biennium from the legislative commissions. None of the reduction may be taken from the legislative auditor, the legislative audit commission, or the legislative commission on employee relations.

Subd. 5. Legislative Audit Commission

4,021,000

4,019,000

The amounts that may be spent from this appropriation for each activity are as follows:

(a) Legislative Audit Commission

15,000

15,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

(b) Legislative Auditor

4,006,000 4,004,000

\$175,000 the first year and \$175,000 the second year is for review of agency performance reports.

Subd. 6. In recognition of efforts to restrain public expenditures, the legislature will continue, for a third year, to freeze the salaries of legislators and constitutional officers. The salary increases for legislators and constitutional officers recommended in 1989 by the compensation council to take effect January 6, 1992, must not take effect until January 1, 1994. The percentage increase that shall take effect at that time is one-half the percentage increase recommended by the compensation council in 1989.

Sec. 3. STATE TREASURER 2,382,000 2,383,000

\$1,135,000 each year is for the treasurer to pay for banking services by fees rather than by compensating balances.

Sec. 4. INVESTMENT BOARD 2,013,000 2,031,000

\$50,000 each year is for costs related to administration of deferred compensation programs.

Any unencumbered balance remaining in the first year does not cancel but is available for the second year of the biennium.

Sec. 5. ADMINISTRATIVE HEARINGS 3,797,000 3,802,000

This appropriation is from the workers' compensation special compensation fund for considering workers' compensation claims.

\$100,000 each year is for an internship program in which students at Minnesota law schools will serve as law clerks for judges in the workers' compensation division.

\$180,000 each year is for additional clerical support for workers' compensation judges.

Sec. 6. ADMINISTRATION

Subdivision 1. Total Appropriation 28,316,000 28,324,000

Summary by Fund

General	19,613,000	19,543,000
Special Revenue	8,703,000	8,781,000

Subd. 2. Operations Management

4,823,000 4,645,000

Before purchasing and implementing electronic data interchange technology in the procurement process, the department must:

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

(1) plan a reengineering of the process and develop a plan for implementing the reengineering; (2) develop policies and procedures on trading partner agreements for the project; (3) complete a life cycle analysis; and (4) develop a technology implementation plan. All plans and policies in this paragraph must be approved by the information policy office before hardware or software for the project is purchased.

The department shall assure that the EDI project is coordinated with the statewide systems project. The department shall involve affected state agencies and others in project planning and implementation.

Amounts appropriated for the EDI initiative may be spent in either year of the biennium.

The department of administration may use up to \$150,000 of the appropriation for agency relocation, consolidation, and colocation in Laws 1991, chapter 345, article 1, section 17, subdivision 4, to pay the department's portion of the settlement in Sylvester Brothers v. Burlington Northern, et. al., for clean-up of the East Bethel landfill.

The department of human services shall transfer \$33,000 each year to the department of administration to expand bulk purchasing of medical supplies for the medical assistance program.

Subd. 3. Intertechnologies Group

Summary by Fund

General	1,077,000	873,000
Special Revenue	4,160,000	4,160,000

The appropriation from the special revenue fund each year of \$4,160,000 is for recurring costs of 911 emergency telephone service.

\$2,000,000 must be transferred from the intertechnology revolving fund to the general fund.

A general reduction of \$250,000 each year must be made in the telecommunications office.

Notwithstanding any other law to the contrary, the commissioner of administration may, with the approval of the commissioner of finance, make loans from an internal service or enterprise fund to another internal service or enterprise fund.

Subd. 4. Facilities Management

8,700,000	8,860,000
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\$4,485,000 the first year and \$4,484,000 the second year are for office space costs of the legislature and veterans organizations, for ceremonial space, and for statutorily free space.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The department of administration shall deposit a check from the Johns Manville Trust in the amount of \$302,749 in the asbestos abatement account in the state building fund.

Subd. 5. Administrative Management

Summary by Fund

General	4,478,000	4,556,000
Special Revenue	62,000	62,000

\$2,000 the first year and \$2,000 the second year are for the state employees' band.

A biennial appropriation of \$124,000 to the commissioner of administration shall be used for processing and oversight of grants and allocations in the oil overcharge program. This appropriation is from oil overcharge money, as defined in Minnesota Statutes, section 4.071, in the special revenue fund.

\$1,271,000 the first year and \$1,272,000 the second year are for matching grants for public television. \$600,000 the first year and \$600,000 the second year are for public television equipment needs. Equipment grant allocations shall be made after considering the recommendations of the Minnesota public television association. Special emphasis shall be given by public television grant recipients for children's programming such as the Sesame Street pre-school educational program and extending Mr. Rogers Neighborhood to child care.

\$300,000 the first year and \$300,000 the second year are for operational grants to public educational radio stations, which must be allocated after considering the recommendations of the Association of Minnesota Public Educational Radio Stations under Minnesota Statutes, section 129D.14.

\$331,000 the first year and \$331,000 the second year are for equipment grants to public radio stations. These grants must be allocated after considering the recommendations of the Association of Minnesota Public Educational Radio Stations and Minnesota Public Radio, Inc.

If an appropriation for either year for grants to public television or radio stations is not sufficient, the appropriation for the other year is available for it.

\$80,000 each year is for transfer to the bureau of mediation services for the office of dispute resolution.

Subd. 6. Management Analysis

535,000	609,000
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Subd. 7. General Reduction

(100,000)	(100,000)
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This reduction may be taken in either year of the biennium.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 7. INFORMATION POLICY OFFICE	1,861,000	1,888,000

\$181,000 the first year and \$185,000 the second year must be subtracted from the amount that would otherwise be payable to local government aid under Minnesota Statutes, chapter 477A, in order to fund the local government records program and the intergovernmental information systems activity.

\$115,000 the first year and \$90,000 the second year are for giving opinions under Minnesota Statutes, section 13.072.

Sec. 8. CAPITOL AREA ARCHITECTURAL AND PLANNING BOARD

	251,000	252,000
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Any unencumbered balance of the appropriation for the first year does not cancel and is available for use in the second year.

Sec. 9. FINANCE

Subdivision 1. Total Appropriation

	24,187,000	19,607,000
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Summary by Fund

General	24,082,000	19,502,000
Local Government		
Trust	105,000	105,000

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

Subd. 2. Economic Analysis

289,000	300,000
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Subd. 3. Accounting Services

19,018,000	15,711,000
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\$10,300,000 the first year and \$7,700,000 the second year are for the statewide systems project. If the appropriation for the statewide systems project in either year is insufficient, the appropriation for the other year is available.

\$285,000 is for transfer by August 1, 1993, to the legislative commission on planning and fiscal policy for the purpose of improving legislative access to executive branch budgeting and accounting information. None of the other money appropriated in this section for the statewide systems project may be spent until the transfer to the legislative commission on planning and fiscal policy has occurred.

The budgeting and accounting portions of the statewide systems project must be designed so that all public data in these systems are available to the legislature at the time the data are available to executive branch agencies.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The commissioner of finance, in consultation with affected agencies, shall re-engineer work processes in preparation for the new state accounting, purchasing, and personnel systems.

The commissioner shall develop a joint work plan with the department of administration to implement electronic data interchange. The commissioner shall prepare plans for migrating to open systems, and shall develop plans for an automated interface with the local government financial system. The commissioner must submit these plans to the information policy office for review and approval.

\$4,640,000 in the first year and \$3,869,000 in the second year are for implementation of the accounts receivable project. Within these amounts, the commissioner of finance is authorized to transfer funds to the department of human services, revenue, and office of the attorney general for the purposes of the project. Any encumbered balances remaining in the first year from this appropriation shall not cancel, but shall be available for the second year of the biennium.

Subd. 4. Budget Analysis and Operations

	2,134,000	2,192,000
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Summary by Fund

General	2,029,000	2,087,000
Local Government		
Trust	105,000	105,000

By October 1, 1994, the commissioner of finance shall coordinate the preparation of a report which identifies the estimated direct and indirect budget savings anticipated from the enacted funding of investment initiatives within the fiscal year 1994-1995 budget. The report shall identify current and estimated future funding requirements as well as direct and indirect benefits by year covering the current and two future biennia. The commissioner shall subsequently report to the legislative commission on planning and fiscal policy by November 1 of each year documented costs and savings compared to original estimates. Each agency shall retain responsibility for monitoring and documenting savings. If actual savings and benefits vary from original estimates, the report must include agency plans to ensure ongoing savings.

Subd. 5. Cash and Debt Management

	1,544,000	126,000
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\$1,422,000 the first year is for grants to the cities of Minneapolis and St. Paul for debt service payments due on bonds issued for metropolitan area parks.

Subd. 6. Management and Administrative Services

	1,302,000	1,378,000
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APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

Subd. 7. General Reduction

(100,000) (100,000)

This reduction may be taken in either year of the biennium.

Sec. 10. EMPLOYEE RELATIONS

Subdivision 1. Total Appropriation

6,593,000 6,578,000

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

Subd. 2. Human Resources Management

6,439,000 6,426,000

\$375,000 the first year and \$370,000 the second year is to begin implementation of the human resource management project recommendations regarding performance management system training, retraining project grants, centralized recruitment and redeployment, communications, and policy development.

Seventy percent of the amount used each year to fund grants to the government training service must be subtracted from the amount that would otherwise be payable to local government aid under Minnesota Statutes, chapter 477A.

State agencies must demonstrate that they cannot use available staff before hiring outside consultants or services. Where outside consultants and services are necessary, agencies are encouraged to negotiate contracts that will involve permanent staff so as to upgrade and maximize training of state personnel. Money spent on outside consultants must be reported on a biennial basis to the senate finance and house of representatives ways and means committees.

In order to maximize the delivery of services to the public, if layoffs of state employees as defined in Minnesota Statutes, chapter 43A, are necessary, the agency shall make every effort to reduce at least the same percentage of management and supervisory personnel as line and support personnel for the biennium ending June 30, 1995.

Subd. 3. Employee Insurance

Summary by Fund

General 204,000 204,000

\$1,520,000 the first year and \$1,408,000 the second year from the general fund are for workers' compensation reinsurance premiums and the right to know contracts administered through the employee insurance division.

Any refund to the state from the workers' compensation reinsurance association before July 1, 1995, is to be deposited in a separate

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

account in the general fund. The account is to be credited with interest earnings, and any balance in the account is appropriated to the commissioner of employee relations for payment of premiums for coverage through the workers' compensation reinsurance association. Any balance in the account at the end of a fiscal year does not cancel, but is available in the following year.

\$100,000 each year is for a health promotion and disease prevention grant program for state agencies. A state agency may apply to the commissioner of employee relations for a grant of up to \$25,000. In evaluating grant applications, the commissioner shall give highest priority to proposals that will maximize health care cost savings, maximize increased productivity, and minimize workers compensation claims.

Each agency that receives a grant under this section must establish a committee that includes affected employees. The committee must assist the agency in planning, implementing, and evaluating the programs implemented with grant funds.

The commissioner of employee relations must report to the legislature by January 15, 1996. The report must evaluate the results of the grant program, including the effect of the program on health care costs, workers' compensation claims, and productivity.

Subd. 4. General Reduction

(50,000)

(50,000)

This reduction may be taken in either year of the biennium.

Sec. 11. BENEFITS SUPPLEMENT

Subdivision 1. Appropriations

In order to pay potential increases in employee paid insurance benefits during the biennium, the following amounts are appropriated.

Summary by Fund

General	3,750,000	3,750,000
Game and Fish	140,000	140,000
Trunk Highway	1,000,000	1,000,000

In addition to the amounts appropriated above, the amounts necessary to pay potential increases in employer paid insurance benefits during the biennium are appropriated from the other various funds in the state treasury from which salaries are paid, subject to a limit on the total amount for these funds of \$1,110,000 for each year of the biennium. The appropriations are made to the commissioner of finance for the years ending June 30, 1994 and June 30, 1995, to be distributed proportionally to departments according to employer paid insurance benefits costs for the year ending June 30, 1993. In the case that salaries are paid from one fund, but that

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

fund is reimbursed by another fund, the amounts necessary to make those reimbursements are also appropriated.

Subd. 2. Increases Covered

The state paid insurance benefit increases covered by this section are those paid to classified and unclassified employees and officers in the executive, judicial, and legislative branches of state government, and to employees of the Minnesota historical society, state university system, and community college system who are paid from the state appropriations. The increases must be authorized by current law, be authorized by appropriate resolution for employees of the legislature, or result from collective bargaining agreements and changes in employer paid insurance benefits associated with those agreements which are given interim approval by the legislative commission on employee relations under Minnesota Statutes, sections 3.855 and 43A.18 or 179A.22, subdivision 4.

By January 1, 1994, the commissioner of employee relations must assess any increases covered by this section and certify the amount necessary for each agency. During the biennium, the commissioner of finance shall transfer the necessary amounts to the proper accounts and shall promptly notify the house of representatives ways and means committee and the senate finance committee of the amount transferred to each appropriation account. Any appropriation balance remaining the first year shall not cancel, but shall be available the second year.

Sec. 12. REVENUE

Subdivision 1. Total Appropriation

63,984,000

64,394,000

Summary by Fund

General	61,899,000	62,309,000
Environmental	91,000	91,000
Highway User	1,669,000	1,669,000
Local Government		
Trust	325,000	325,000

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

Subd. 2. Income Tax System

31,242,000

31,677,000

\$3,975,000 each year is to improve direct services to taxpayers, expand individual and small business audit and nonfiler detection, and to provide ongoing development and support for new return filing and payment technologies.

Subd. 3. Withholding Tax System

4,656,000

4,644,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Subd. 4. Sales and Use Tax System

22,133,000	22,105,000
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Summary by Fund

General	20,073,000	20,045,000
Environmental	91,000	91,000
Highway User	1,669,000	1,669,000
Local Government		
Trust	300,000	300,000

Subd. 5. Property Tax System

6,053,000	6,068,000
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Summary by Fund

General	6,028,000	6,043,000
Local Government		
Trust	25,000	25,000

\$55,000 the first year and \$55,000 the second year must be subtracted from the total taconite production tax revenues distributed to local units of government. These amounts shall be credited to the general fund and appropriated to the department of revenue for the costs and expenses incurred by the department in collecting and distributing taconite production tax revenues.

\$100,000 each year is subtracted from the property tax system.

Subd. 6. General Reduction

(100,000)	(100,000)
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This reduction may be taken in either year of the biennium.

Subd. 7. Reporting

The commissioner shall report quarterly to the chairs of the senate finance and tax committees and house of representatives ways and means and tax committees and to the commissioner of finance on all funds expended and corresponding revenues received in the audit and collection divisions.

Sec. 13. AMATEUR SPORTS COMMISSION

451,000

451,000

\$15,000 each year is available for promotion of women's sports.

Sec. 14. MILITARY AFFAIRS

Subdivision 1. Total Appropriation

9,237,000

9,238,000

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

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Subd. 2. Enlistment Incentives

2,339,000

2,339,000

\$1,530,750 the first year and \$1,604,250 the second year are for the tuition reimbursement program.

This paragraph applies to a member of the Minnesota national guard killed after January 1, 1993 and before May 1, 1993 in the line of state active service or federally funded state active service as defined in Minnesota Statutes, section 190.05, subdivision 5b. The post-secondary tuition reimbursement program under Minnesota Statutes, section 192.501, subdivision 2, applies to the surviving spouse and any surviving dependents, who are 23 years or younger, of the member.

\$484,250 the first year and \$410,750 the second year are for the reenlistment bonus program.

Obligations for the reenlistment bonus program, suspended on December 31, 1991, shall be paid from the amounts available within the entire enlistment incentives program.

If appropriations for either year of the biennium are insufficient, the appropriation from the other year is available. The appropriations for enlistment incentives are available until expended.

Subd. 3. Maintenance of Training Facilities

5,361,000

5,362,000

The appropriation for planning and remodeling grants for 12 armories scheduled to be sold or disposed of pursuant to Laws 1992, chapter 511, article 2, section 50, is available until expended.

Subd. 4. General Support

1,537,000

1,537,000

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Sec. 15. VETERANS OF FOREIGN WARS

31,000

31,000

For carrying out the provisions of Laws 1945, chapter 455.

Sec. 16. MILITARY ORDER OF THE PURPLE HEART

10,000

10,000

Sec. 17. DISABLED AMERICAN VETERANS

12,000

12,000

For carrying out the provisions of Laws 1941, chapter 425.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 18. GENERAL CONTINGENT ACCOUNTS	870,000	870,000

The appropriations in this section must be spent with the approval of the governor after consultation with the legislative advisory commission under Minnesota Statutes, section 3.30.

If an appropriation in this section for either year is insufficient, the appropriation for the other year is available for it.

Summary by Fund

General	195,000	195,000
State Government		
Special Revenue	250,000	250,000
Workers'		
Compensation	100,000	100,000
Trunk Highway	200,000	200,000
Highway User Tax		
Distribution	125,000	125,000

Sec. 19. TORT CLAIMS	903,000	903,000
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Summary by Fund

General	303,000	303,000
Trunk Highway	600,000	600,000

To be spent by the commissioner of finance.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Sec. 20. MINNESOTA STATE RETIREMENT SYSTEM	2,200,000	2,200,000
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The amounts estimated to be needed for each program are as follows:

(a) Legislators

	2,000,000	2,000,000
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Under Minnesota Statutes, sections 3A.03, subdivision 2; 3A.04, subdivisions 3 and 4; and 3A.11.

(b) Constitutional Officers

	200,000	200,000
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Under Minnesota Statutes, sections 352C.031, subdivision 5; 352C.04, subdivision 3; and 352C.09, subdivision 2.

If an appropriation in this section for either year is insufficient, the appropriation for the other year is available for it.

Sec. 21. MINNEAPOLIS EMPLOYEES RETIREMENT FUND	11,005,000	11,005,000
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\$10,455,000 the first year and \$10,455,000 the second year are to the commissioner of finance for payment to the Minneapolis employees

APPROPRIATIONS

Available for the Year

Ending June 30

1994

1995

retirement fund under Minnesota Statutes, section 422A.101, subdivision 3. Payment must be made in four equal installments, March 15, July 15, September 15, and November 15, each year.

\$550,000 the first year and \$550,000 the second year are to the commissioner of finance for payment to the Minneapolis employees retirement fund for the supplemental benefit for pre-1973 retirees under Minnesota Statutes, section 356.865.

Sec. 22. POLICE AND FIRE AMORTIZATION AID

3,956,000

6,056,000

\$2,925,444 the first year and \$5,055,000 the second year are to the commissioner of revenue for state aid to amortize the unfunded liability of local police and salaried firefighters' relief associations, under Minnesota Statutes, section 423A.02.

Pursuant to Laws 1989, chapter 319, article 19, section 7, subdivision 4, the amortization and supplemental state aid otherwise payable to the city of Minneapolis must be reduced by \$2,129,556 in fiscal year 1994.

\$1,000,000 the first year and \$1,000,000 the second year are to the commissioner of revenue for supplemental state aid to amortize the unfunded liability of local police and salaried firefighters relief associations under Minnesota Statutes, section 423A.02, subdivision 1a.

Sec. 23. [BASE CUT TRANSFERS.]

For any agency assigned base cuts in this act, the proportion of agency base cuts for pass-through grants compared to total agency base cuts may not exceed the proportion of dollars appropriated for pass-through grants in the agency compared to total dollars appropriated to that agency.

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. [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 under subdivision 1.

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.

Sec. 25. [3.196] [AUDITS.]

The state auditor shall audit the expenses of the legislature for fiscal year 1993 and from the completion of the last audit. The state auditor shall audit the expenses of the legislature after the close of each fiscal biennium thereafter.

Sec. 26. Minnesota Statutes 1992, section 3.971, is amended by adding a subdivision to read:

Subd. 3. The legislative auditor, on a biennial schedule, shall review agency performance reports to review and comment on the appropriateness, validity, and reliability of the outcome measures and data collection efforts. The legislative auditor shall report the findings to agencies, the governor, the speaker of the house of representatives, and the president of the senate.

Sec. 27. Minnesota Statutes 1992, section 3A.02, is amendment by adding a subdivision to read:

Subd. 5. [OPTIONAL ANNUITIES.] (a) The board of directors shall establish an optional retirement annuity in the form of a joint and survivor annuity and an optional retirement annuity in the form of a period certain and life thereafter. These optional annuities are to be available only to legislators who elect to receive retirement annuities under section 356.30 and who do not meet the legislative length of service requirements under section 3A.02, subdivision 1, paragraph (a), clause (1). Except as provided in paragraph (b), these optional annuity forms must be actuarially equivalent to the normal annuity computed under section 3A.02, without the automatic survivor coverage under section 3A.04.

(b) If a retired legislator selects the joint and survivor annuity option under paragraph (a), the retired legislator must receive a normal single-life annuity if the designated optional annuity beneficiary dies before the retired legislator and no reduction may be made in the annuity to provide for restoration of the normal single-life annuity in the event of the death of the designated optional annuity beneficiary.

(c) For legislators who meet the legislative length of service requirements under section 3A.02, subdivision 1, paragraph (a), clause (1), the board of directors shall establish an optional retirement annuity in the form of a 100 percent joint and survivor annuity and an optional annuity in the form of an annuity payable for a period certain and for life thereafter. The annuity form must be actuarially equivalent to the normal annuity including, but not in addition to, the value of any benefit payable as provided in section 3A.04.

Sec. 28. [11A.075] [DISCLOSURE OF EXPENSE REIMBURSEMENT.]

(a) A member or employee of the state board must annually disclose expenses paid for or reimbursed by: (1) each investment advisor, consultant, or outside money manager under contract to the state board; (2) each investment advisor, consultant, or outside money manager that has bid on a contract offered by the state board during that year; and (3) each business, including officers or employees of the business, in which the state board has invested money under the board's control during the annual reporting period. The disclosure requirement of this paragraph does not apply to expenses or reimbursements from an investment advisor, consultant, money manager or business if the board member or employee received less than \$50 during the annual reporting period from that person or entity.

(b) For purposes of this section, expenses include payments or reimbursements for meals, entertainment, transportation, lodging, and seminars.

(c) The disclosure required by this section must be filed with the ethical practices board by April 15 each year. Each disclosure report must cover the previous calendar year. The statement must be on a form provided by the ethical practices board. An individual who fails to file the form required by this section or who files false information, is subject to penalties specified in sections 10A.09 and 10A.10.

Sec. 29. Minnesota Statutes 1992, section 13.02, is amended by adding a subdivision to read:

Subd. 1a. [CHIEF INFORMATION OFFICER.] "Chief information officer" means the chief information officer of the office of information policy.

Sec. 30. Minnesota Statutes 1992, section 13.05, subdivision 2, is amended to read:

Subd. 2. [COPIES TO COMMISSIONER CHIEF INFORMATION OFFICER.] The ~~commissioner~~ chief information officer may require responsible authorities to submit copies of the public document required in subdivision 1, and may request additional information relevant to data collection practices, policies and procedures.

Sec. 31. Minnesota Statutes 1992, section 13.06, subdivision 1, is amended to read:

Subdivision 1. [APPLICATION TO COMMISSIONER CHIEF INFORMATION OFFICER.] Notwithstanding the provisions of section 13.03, the responsible authority of a state agency, political subdivision, or statewide system may apply to the commissioner chief information officer for permission to classify data or types of data on individuals as private or confidential, or data not on individuals as nonpublic or protected nonpublic, for its own use and for the use of other similar agencies, political subdivisions, or statewide systems on a temporary basis until a proposed statute can be acted upon by the legislature. The application for temporary classification is public.

Upon the filing of an application for temporary classification, the data which is the subject of the application shall be deemed to be classified as set forth in the application for a period of 45 days, or until the application is disapproved, rejected, or granted by the commissioner chief information officer, whichever is earlier.

If the commissioner chief information officer determines that an application has been submitted for purposes not consistent with this section, the commissioner chief information officer may immediately reject the application, give notice of that rejection to the applicant, and return the application. When the applicant receives the notice of rejection from the commissioner chief information officer, the data which was the subject of the application shall have the classification it had before the application was submitted to the commissioner chief information officer.

Sec. 32. Minnesota Statutes 1992, section 13.06, subdivision 4, is amended to read:

Subd. 4. [PROCEDURE WHEN CLASSIFICATION AFFECTS OTHERS.] If the commissioner chief information officer determines that an application for temporary classification involves data which would reasonably be classified in the same manner by all agencies, political subdivisions, or statewide systems similar to the one which made the application, the commissioner chief information officer may approve or disapprove the classification for data of the kind which is the subject of the application for the use of all agencies, political subdivisions, or statewide systems similar to the applicant. On deeming this approach advisable, the commissioner chief information officer shall provide notice of the proposed action by publication in the state register and by notification to the intergovernmental information systems advisory council, within ten days of receiving the application. Within 30 days after publication in the state register and notification to the council, an affected agency, political subdivision, the public, or statewide system may submit comments on the commissioner's chief information officer's proposal. The commissioner chief information officer shall consider any comments received when granting or denying a classification for data of the kind which is the subject of the application, for the use of all agencies, political subdivisions, or statewide systems similar to the applicant. Within 45 days after the close of the period for submitting comment, the commissioner chief information officer shall grant or disapprove the application. Applications processed under this subdivision shall be either approved or disapproved by the commissioner chief information officer within 90 days of the receipt of the application. For purposes of subdivision 1, the data which is the subject of the classification shall be deemed to be classified as set forth in the application for a period of 90 days, or until the application is disapproved or granted by the commissioner chief information officer, whichever is earlier. If requested in the application, or determined to be necessary by the commissioner chief information officer, the data in the application shall be so classified for all agencies, political subdivisions, or statewide systems similar to the applicant until the application is disapproved or granted by the commissioner chief information officer, whichever is earlier. Proceedings after the grant or disapproval shall be governed by the provisions of subdivision 5.

Sec. 33. Minnesota Statutes 1992, section 13.06, subdivision 5, is amended to read:

Subd. 5. [DETERMINATION.] The commissioner chief information officer shall either grant or disapprove the application for temporary classification within 45 days after it is filed. On disapproving an application, the commissioner chief information officer shall set forth in detail reasons for the disapproval, and shall include a statement of belief as to what classification is appropriate for the data which is the subject of the application. Twenty days after the date of the commissioner's chief information officer's disapproval of an application, the data which is the subject of the application shall become public data, unless the responsible authority submits an amended application for temporary classification which requests the classification deemed appropriate by the commissioner chief information officer in the statement of disapproval or which sets forth additional information relating to the original proposed classification. Upon the filing of an amended application, the data which is the subject of the amended application shall be deemed to be classified as set forth in the amended application for a period of 20 days or until the amended application is granted or disapproved by the commissioner chief information officer, whichever is earlier. The commissioner chief information officer shall either grant or disapprove the amended application within 20 days after it is filed. Five working days after the date of the commissioner's chief information officer's disapproval

of the amended application, the data which is the subject of the application shall become public data. No more than one amended application may be submitted for any single file or system.

If the ~~commissioner~~ chief information officer grants an application for temporary classification, it shall become effective immediately, and the complete record relating to the application shall be submitted to the attorney general, who shall review the classification as to form and legality. Within 25 days, the attorney general shall approve the classification, disapprove a classification as confidential but approve a classification as private, or disapprove the classification. If the attorney general disapproves a classification, the data which is the subject of the classification shall become public data five working days after the date of the attorney general's disapproval.

Sec. 34. Minnesota Statutes 1992, section 13.06, subdivision 6, is amended to read:

Subd. 6. [EXPIRATION OF TEMPORARY CLASSIFICATION.] A temporary classification granted under this section shall expire ten days after the end of the second complete regular legislative session that follows the ~~commissioner's~~ chief information officer's granting of the temporary classification.

Sec. 35. Minnesota Statutes 1992, section 13.06, subdivision 7, is amended to read:

Subd. 7. [LEGISLATIVE CONSIDERATION OF TEMPORARY CLASSIFICATIONS.] On or before January 15 of each year, the ~~commissioner~~ chief information officer shall submit all temporary classifications in effect on January 1 in bill form to the legislature.

Sec. 36. Minnesota Statutes 1992, section 13.07, is amended to read:

13.07 [DUTIES OF THE ~~COMMISSIONER~~ CHIEF INFORMATION OFFICER.]

The ~~commissioner~~ chief information officer shall with the advice of the intergovernmental information ~~services~~ systems advisory council promulgate rules, in accordance with the rulemaking procedures in the administrative procedures act which shall apply to state agencies, statewide systems and political subdivisions to implement the enforcement and administration of this chapter. The rules shall not affect section 13.04, relating to rights of subjects of data. Prior to the adoption of rules authorized by this section the ~~commissioner~~ chief information officer shall give notice to all state agencies and political subdivisions in the same manner and in addition to other parties as required by section 14.06 of the date and place of hearing, enclosing a copy of the rules to be adopted.

Sec. 37. [13.072] [OPINIONS BY THE CHIEF INFORMATION OFFICER.]

Subdivision 1. [OPINION; WHEN REQUIRED.] (a) Upon request of a state agency, statewide system, or political subdivision, the chief information officer may give a written opinion on any question relating to public access to government data, rights of subjects of data, or classification of data under this chapter or other Minnesota statutes governing government data practices. Upon request of any person who disagrees with a determination regarding data practices made by a state agency, statewide system, or political subdivision, the chief information officer may give a written opinion regarding the person's rights as a subject of government data or right to have access to government data. If the chief information officer determines that no opinion will be issued, the chief information officer shall give the state agency, statewide system, political subdivision, or person requesting the opinion notice of the decision not to issue the opinion within five days of receipt of the request. If this notice is not given, the chief information officer shall issue an opinion within 20 days of receipt of the request. For good cause and upon written notice to the person requesting the opinion, the chief information officer may extend this deadline for one additional 30-day period. The notice must state the reason for extending the deadline. The state agency, statewide system, or political subdivision must be provided a reasonable opportunity to explain the reasons for its decision regarding the data. The chief information officer or the state agency, statewide system, or political subdivision may choose to give notice to the subject of the data concerning the dispute regarding the data.

(b) This section does not apply to a question involving the exercise of a discretionary power specifically granted by statute to a responsible authority to withhold or grant access to government data in a manner different than the data's general statutory classification.

(c) A written opinion issued by the attorney general shall take precedence over an opinion issued by the chief information officer under this section.

Subd. 2. [EFFECT.] Opinions issued by the chief information officer under this section are not binding on the state agency, statewide system, or political subdivision whose data is the subject of the opinion. The chief information officer shall arrange for public dissemination of opinions issued under this section. This section does not preclude a person from bringing any other action under this chapter or other law in addition to or instead of requesting a written opinion. A state agency, statewide system, political subdivision, or person that acts in conformity with a written opinion of the chief information officer is not liable for compensatory or exemplary damages or awards of attorneys fees in actions under section 13.08 or for a penalty under section 13.09.

Subd. 3. [FEE.] A state agency, statewide system, or political subdivision that requests an opinion must pay a fee of \$200 for each request.

Sec. 38. [15.083] [LIMITS ON BONUS PAYMENTS.]

Notwithstanding any law to the contrary, an employee of a public corporation or nonprofit corporation created by law may not receive bonus payments in any year that exceed ten percent of the employee's base salary for that year. For purposes of this section, bonus payments include any combination of merit pay, achievement awards, or any other cash payments in addition to base salary, other than severance pay or overtime or holiday pay. Groups covered by this section include, but are not limited to, the Workers' Compensation Reinsurance Association, the Minnesota Insurance Guaranty Association, the Fair plan, the Joint Underwriters Association, the Minnesota Joint Underwriters Association, the Life and Health Guaranty Association, the Minnesota Comprehensive Health Association, the Minnesota State High School League, Minnesota Technology, Inc., agricultural utilization research institution, Minnesota project outreach corporation, State Fund Mutual Insurance Company, the World Trade Center Corporation, and the State Agricultural Society.

Sec. 39. Minnesota Statutes 1992, section 15.17, subdivision 1, is amended to read:

Subdivision 1. [MUST BE KEPT.] All officers and agencies of the state, counties, cities, towns, school districts, municipal subdivisions or corporations, or other public authorities or political entities within the state, hereinafter "public officer," shall make and preserve all records necessary to a full and accurate knowledge of their official activities. All government records shall be made on a physical medium of a quality to insure permanent records. Every public officer is empowered to reproduce records if the records are not deemed to be of permanent or archival value by the ~~commissioner of administration~~ chief information officer of the information policy office and the records disposition panel under section 138.17. The public officer is empowered to reproduce these records by any photographic, photostatic, microphotographic, optical disk imaging system, microfilming, or other reproduction method that clearly and accurately reproduces the records. If a record is deemed to be of permanent or archival value, any reproduction of the record must meet archival standards specified by the Minnesota historical society. Each public officer may order that those photographs, photostats, microphotographs, microfilms, optical disk images, or other reproductions, be substituted for the originals of them. The public officer may direct the destruction or sale for salvage or other disposition of the originals from which they were made, in accordance with the disposition requirements of section 138.17. Photographs, photostats, microphotographs, microfilms, optical disk images, or other reproductions are for all purposes deemed the original recording of the papers, books, documents, and records reproduced when so ordered by any public officer and are admissible as evidence in all courts and proceedings of every kind. A facsimile or exemplified or certified copy of a photograph, photostat, microphotograph, microfilm, optical disk image, or other reproduction, or an enlargement or reduction of it, has the same effect and weight as evidence as would a certified or exemplified copy of the original.

Sec. 40. Minnesota Statutes 1992, section 15.171, is amended to read:

15.171 [OFFICIAL RECORDS; COMPILATION, MAINTENANCE AND STORAGE OF INFORMATION.]

Notwithstanding any other law, any public officer who has jurisdiction over a collection of official records may select and use, subject to the approval of the ~~commissioner of administration~~ chief information officer of the information policy office, alternative methods for the compilation, maintenance and storage of the information contained in those records, subject to the following conditions:

- (1) The methods selected must provide for access to the information contained in the records by those authorized by law to have access to that information; and
- (2) The methods selected must provide for the preservation of the information contained in the records to the extent specified by law.

Sec. 41. Minnesota Statutes 1992, section 15.172, is amended to read:

15.172 [APPROVAL OF ALTERNATE METHOD.]

At least 90 days prior to the date upon which it is proposed to put into effect an alternate method of compilation, maintenance, and storage of records, the public official shall submit a description of the proposed method and the reasons for adopting it to the ~~commissioner of administration~~ chief information officer of the information policy office. On finding that the proposed method complies with the conditions specified in section 15.171, the ~~commissioner of administration~~ chief information officer shall approve its use; on finding otherwise, the ~~commissioner of administration~~ chief information officer shall disapprove its use. A failure of the ~~commissioner of administration~~ chief information officer to act before the date upon which the public official proposes to put the alternative method into effect shall be deemed a disapproval of that method.

Sec. 42. Minnesota Statutes 1992, section 15.173, is amended to read:

15.173 [NOTICE OF ALTERNATIVE METHOD.]

The ~~commissioner of administration~~ chief information officer of the information policy office, on approving an alternate method of compilation, maintenance and storage, shall maintain a written notice of that approval, the date of taking effect of the alternate method, a description of the method and the reasons for its adoption in the ~~commissioner's chief information officer's office~~ as a public record. In the case of a record having less than statewide significance, the public official having jurisdiction over the records shall file a written notice containing the same information as the notice maintained by the ~~commissioner of administration~~ chief information officer with the county auditor, clerk or other similar recording officer of the affected governmental subdivision and such notices shall also be maintained as public records.

Sec. 43. Minnesota Statutes 1992, section 15.174, is amended to read:

15.174 [RECORDS NOW IN USE.]

Notwithstanding section 15.171, any public official using an alternate method of compilation, maintenance and storage of a record on August 1, 1974, may continue to use that alternate method unless and until that method is expressly disapproved by the ~~commissioner of administration~~ chief information officer of the information policy office. Such an official shall file a description of the method and the reasons for its use on or before August 1, 1974. Failure of the ~~commissioner of administration~~ chief information officer to approve or disapprove such a method within 90 days shall be deemed an approval. Notice of such methods shall be filed as required in section 15.173.

Sec. 44. [15.90] [PURPOSE.]

The purposes of sections 15.90 to 15.93 are:

- (1) to generate information so that the legislature can determine the extent to which state programs are successful;
- (2) to develop clear goals and priorities for state programs;
- (3) to strengthen accountability to Minnesotans by providing a record of state government's performance in providing effective and efficient services; and
- (4) to create appropriate incentives and systems that will allow and encourage the best work by state employees.

Sec. 45. [15.91] [PERFORMANCE REPORTING FOR AGENCIES OF STATE GOVERNMENT.]

Subdivision 1. [DEFINITION.] For purposes of sections 15.90 to 15.93, "agency" means a department or agency, as designated in section 15.01.

Subd. 2. [PERFORMANCE REPORTS.] (a) Each agency shall develop a performance report for its operations. The report shall include each of the following items or an explanation of why an item does not apply to the agency:

- (1) a statement of the mission, goals, and objectives of the agency including those set forth in statute;

- (2) measures of the output and outcome of the agency in terms of indicators to be developed under this section;
- (3) identification of priority and other service populations, or other service measures, under current law and how those populations are expected to change within the period of the report;
- (4) plans for how outcome information can be used as an incentive for improving state programs and program outcomes; and
- (5) other information that may be required.

The goals required under clause (1): (i) must be simple declarative statements of intent; (ii) should carry benchmarks for accomplishment; and (iii) should be specific enough so citizens can measure progress year to year.

(b) Each agency shall issue a draft report by November 1, 1993, a final report by September 1, 1994, and annual updated reports no later than September 1 of each year beginning in 1995. A report must cover a period of six years from the date that it is required to be issued.

(c) Each agency shall send a copy of each report issued to the governor, the speaker of the house of representatives, the president of the senate, the legislative commission on planning and fiscal policy, the legislative auditor, the commissioner of finance, and two copies to the legislative reference library.

(d) State agency reports shall be compiled as required in this paragraph.

(1) The commissioner of finance, in consultation with the commissioner of administration, the legislative commission on planning and fiscal policy, and the finance committees and divisions of the house of representatives and senate, shall:

- (1) develop forms and instructions for the use of the agencies in the preparation of their reports;
- (2) work with individual agencies to determine acceptable measures of workload, output, and outcome for use in reports;
- (3) work together to develop goals and outcomes for state government with broad participation of citizens, elected officials, state employees and managers, and consumer and advocacy groups. They shall forward copies to agencies for use in developing agency reports; and
- (4) request any needed additional information concerning any agency report submitted.

Each agency shall include citizens, consumer and advocacy groups, worker participation committees, managers, elected officials, and contractors in its planning.

The legislative commission on planning and fiscal policy may hold hearings on any matter required by this section.

Sec. 46. [15.92] [TIMETABLES.]

Agencies shall develop and present to the legislature for approval the following information by the dates specified below:

November 1, 1993: drafts of performance reports;

September 1, 1994: final performance reports, outcome measures, funding requests for information systems, and requests for statutory flexibility needed to reach outcome goals;

January 1, 1997: goals and outcome measures in the biennial budget;

January 1, 1998: incentive programs.

Agencies may present final performance reports to the legislature before the timetable outlines. The commissioner of finance shall encourage agencies that have already completed performance reports to present final performance reports to the legislature by November 1, 1993.

Sec. 47. [15.93] [WORKER PARTICIPATION COMMITTEES.]

(a) In the development of outcome measures and incentive programs, each agency shall create a committee including representatives of employees and employers. The committee must be given adequate time to perform the functions prescribed in paragraph (b). Each exclusive representative of employees shall select a committee member from each of its bargaining units in each affected agency. The head of each agency shall select an employee member from each unit of employees not represented by an exclusive representative. The agency head shall also appoint one or more committee members to represent the agency. The number of members appointed by the agency head, however, may not exceed the total number of members representing bargaining units.

(b) A committee established under paragraph (a) shall:

(1) identify other employer and employee issues related to improving the delivery of the agency's program and services;

(2) identify barriers to the effective and efficient delivery of services;

(3) guide the development of the agency's outcome measures and incentive programs; and

(4) meet as desired for the purpose of developing solutions to problems shared by employees and employer within the agency.

Sec. 48. [15B.01] [OFFICE OF INFORMATION POLICY CREATED.]

The information policy office is created as an independent office in the executive branch. The governor shall appoint a chief information officer to direct the office. The appointment is subject to the advice and consent of the senate. The chief information officer must be free of any political or economic association that would impair the officer's ability to function in a fair and objective manner. The officer serves in the unclassified service for a term ending on June 30 of the sixth calendar year after appointment. The officer may not be removed from office during this term except for cause. The chief information officer has all powers granted under sections 15.06, subdivision 6, and 15.061.

Sec. 49. [15B.02] [DEFINITION.]

For purposes of this chapter, "chief information officer" means the chief information officer of the office of information policy, unless the context clearly indicates otherwise.

Sec. 50. [TRANSFER.]

The transfers of powers and duties in sections 29 to 36, 40 to 43, 78, and 80 to 83 from the commissioner of administration to the information policy office are subject to section 15.039. The person serving as assistant commissioner of administration for the information policy office on January 1, 1993, becomes the chief information officer, for a term ending June 30, 1995.

Sec. 51. Minnesota Statutes 1992, section 16A.011, subdivision 5, is amended to read:

Subd. 5. [APPROPRIATIONS WAYS AND MEANS COMMITTEE.] "Appropriations Ways and means committee" means the appropriations chief fiscal committee of the house of representatives.

Sec. 52. Minnesota Statutes 1992, section 16A.011, subdivision 6, is amended to read:

Subd. 6. [BIENNIUM.] "Biennium" means a period of two consecutive fiscal years beginning in an odd-numbered calendar year and ending in the next odd-numbered calendar year. On July 1, 1984, the current biennium is the 1983-1985 biennium.

Sec. 53. Minnesota Statutes 1992, section 16A.011, subdivision 14, is amended to read:

Subd. 14. [FISCAL YEAR.] "Fiscal year" means the period beginning at midnight between June 30 and July 1 and ending 12 months later. On July 1, 1984, the current fiscal year is 1985.

Sec. 54. Minnesota Statutes 1992, section 16A.04, subdivision 1, is amended to read:

Subdivision 1. [TO PREPARE, CONSULT, SUPERVISE.] The commissioner shall prepare the biennial budget with ~~four-year~~ projections of revenues and expenditures for both the biennial budget period and the biennium following the biennial budget period. The governor shall supervise the preparation unless there is a governor-elect, who then shall provide the supervision.

Sec. 55. Minnesota Statutes 1992, section 16A.055, subdivision 1, is amended to read:

Subdivision 1. [LIST.] The commissioner shall:

- (1) receive and record all money paid into the state treasury and safely keep it until lawfully paid out;
- (2) manage the state's financial affairs;
- (3) keep the state's general account books according to generally accepted government accounting principles;
- (4) keep expenditure and revenue accounts according to generally accepted government accounting principles;
- (5) develop, provide instructions for, prescribe, and manage a state uniform accounting system;
- (6) provide to the state the expertise to ensure that all state funds are accounted for under generally accepted government accounting principles; and
- (7) coordinate the development of, and ~~develop~~ maintain standards for, internal auditing in state agencies and, in cooperation with the commissioner of administration, report to the legislature and the governor by December 31, ~~1990~~ of even-numbered years, on progress made.

Sec. 56. Minnesota Statutes 1992, section 16A.06, subdivision 4, is amended to read:

Subd. 4. [~~OBJECTIVES REPORTING AGENCY PERFORMANCE.~~] ~~The commissioner from time to time shall require each executive agency to write objectives on the department's form for its authorized activities and functions. The objectives must be specific as to amount and time so that their performance can be measured. The objectives must cover the current and the next biennium. Executive agencies shall prepare performance-based budget plans according to schedules, forms, and standards as established by the commissioner. The commissioner may also require other periodic reports of agency performance.~~

Sec. 57. Minnesota Statutes 1992, section 16A.065, is amended to read:

16A.065 [PREPAY SOFTWARE, SUBSCRIPTIONS, UNITED STATES DOCUMENTS.]

~~Despite~~ Notwithstanding section 16A.41, subdivision 1, the commissioner may allow an agency to make advance deposits or payments for software or software maintenance services for state-owned or leased electronic data processing equipment, for sole source maintenance agreements where it is not ~~cost-effective~~ cost-effective to pay in arrears, for exhibit booth space rental when required by the renter to guarantee the availability of space, for registration fees where advance payment is required or advance payment discount is provided, and for newspaper, magazine, and other subscription fees customarily paid for in advance. The commissioner may also allow advance deposits by any department with the Library of Congress and federal Supervisor of Documents for items to be purchased from those federal agencies.

Sec. 58. Minnesota Statutes 1992, section 16A.10, subdivision 1, is amended to read:

Subdivision 1. [~~BY MAY 1 AND SEPTEMBER 1 BUDGET FORMAT.~~] In each even-numbered calendar year the commissioner shall prepare the budget forms and instructions for all agencies, subject to the approval of the governor. The commissioner shall consult with request and receive advisory recommendations from the chairs of the senate finance committee and house of representatives appropriations ways and means committee, as well as their respective division chairs, before adopting a format for the biennial budget document. By May 1 June 15, the commissioner shall send the proposed budget forms to the appropriations and finance committees. The committees have until June 15 to give the commissioner their advisory recommendations on possible improvements. By September 1, the commissioner shall send each agency enough forms to make its budget estimates. To facilitate this consultation, the

commissioner shall establish a working group consisting of executive branch staff and designees of the chairs of the senate finance and house of representatives ways and means committees. The commissioner must involve this group in all stages of development of budget forms and instructions. The forms budget format must show actual expenditures and receipts for the two most recent fiscal years, estimated expenditures and receipts for the current fiscal year, and estimates for each fiscal year of the next biennium, and an estimated appropriation balance at the end of the current fiscal year. Estimated expenditures must be classified by funds and character of expenditures and may be subclassified by programs and activities. Agency revenue estimates must show how the estimates were made and what factors were used. Receipts must be classified by funds, programs, and activities. Expenditure and revenue estimates must be based on the law in existence at the time the estimates are prepared.

Sec. 59. Minnesota Statutes 1992, section 16A.10, subdivision 2, is amended to read:

Subd. 2. [BY OCTOBER 15 AND NOVEMBER 30.] By October 15 of each even-numbered year, an agency must file the following with the commissioner:

- (1) its budget and departmental earnings estimates for the most recent and current fiscal years;
- (2) its upcoming biennial budget and departmental earnings estimates;
- (3) a comprehensive and integrated statement of agency missions and outcome and performance measures; and
- (4) a concise explanation of any requests for increased appropriations, expansion planned changes in the level of services, or new activities;
- (3) a statement of work done during the current biennium and proposed for the next biennium; and
- (4) a list of each employee's name, title, and salary.

The commissioner shall prepare and file the budget estimates for an agency failing to file them. By November 15 30, the commissioner shall send the final budget format, departmental earnings report, agency budget plans or requests for the next biennium, and copies of the filed material to the appropriations ways and means and finance committees, except that the commissioner shall not be required to transmit information that identifies the governor's budget recommendations. At this time, a list of each employee's name, title, and salary must be available to the legislature, either on paper or through electronic retrieval.

Sec. 60. Minnesota Statutes 1992, section 16A.105, is amended to read:

16A.105 [DEBT CAPACITY FORECAST.]

By ~~January 14~~ December 1 of each ~~odd-numbered~~ even-numbered year the governor shall submit to the legislature a debt capacity forecast. The debt capacity forecast must include statements of the indebtedness of the state for bonds, notes, and other forms of long-term indebtedness that are not accounted for in proprietary or fiduciary funds, including general obligation bonds, moral obligation bonds, revenue bonds, loans, grants payable, and capital leases. The forecast must show the actual amount of the debt service for at least the past two completed fiscal years, and the estimated amount for the current fiscal year and the next six fiscal years, the debt authorized and unissued, the condition of the sinking funds, and the borrowing capacity for the next six fiscal years.

Sec. 61. Minnesota Statutes 1992, section 16A.11, subdivision 1, is amended to read:

Subdivision 1. [WHEN.] The governor shall submit a three-part budget to the legislature. Parts one and two, the budget message and detailed operating budget, must be submitted by the fourth ~~Monday~~ Tuesday in January in each odd-numbered year. Part three, the detailed recommendations as to capital expenditure, ~~need not be~~ must be submitted ~~until June 15~~ as follows: agency capital budget requests by June 15 of each odd-numbered year; preliminary governor's recommendations by September 1 of each odd-numbered year; and final recommendations by February 1 of each even-numbered year. In a year following the election of a new governor, all portions of the budget shall be submitted to the legislature on or before the fourth Tuesday in February.

Sec. 62. Minnesota Statutes 1992, section 16A.11, subdivision 3, is amended to read:

Subd. 3. [PART TWO: DETAILED BUDGET.] Part two of the budget, the detailed budget estimates both of expenditures and revenues, shall contain any statements on the financial plan which the governor believes desirable or which may be required by the legislature. Part of the budget must be prepared using performance-based budgeting concepts. In this subdivision, "performance-based budgeting" means a budget system that identifies agency outcomes and results and provides comprehensive information regarding actual and proposed changes in funding and outcomes. The detailed estimates shall include the budget request plan of each agency arranged in tabular form so it may readily be compared with the governor's budget for each agency. They shall also include, as part of each agency's organization chart, a summary of the personnel employed by the agency, showing the complement approved by the legislature full-time equivalent positions for the current biennium, additional complement positions authorized through the governor or the commissioner, positions transferred into or out of the agency, additional part-time and seasonal positions and the number of full-time equivalent employees of all kinds employed by the agency on June 30 of the last complete fiscal year. The summary of the number of employees must list employees by employment status, including but not limited to full-time unlimited, part-time unlimited, full-time or part-time seasonal, intermittent, full-time or part-time temporary, full-time or part-time emergency, and other. The summary of personnel shall also be shown for each functional division of the agency, and for each fund and type of appropriation.

Any increase in complement with the exception of federal positions, approved by the commissioner of finance as temporary positions, shall be reflected in the governor's budget recommendations to the legislature as change request items. These positions are not permanent positions until the legislature has approved the change request items.

Sec. 63. [16A.122] [WORK FORCE PLANNING AND REPORTING.]

Subdivision 1. [AGENCY AUTHORIZED WORK FORCE.] Within any limits imposed by law, state agencies may establish full-time, part-time, or seasonal positions as necessary to carry out assigned responsibilities and missions except that actual levels of employment are limited by availability of appropriated funding for salaries and benefits.

Subd. 2. [TRANSFERS FROM GRANTS PROHIBITED.] Unless otherwise provided by law, an agency must not use grant or flow-through funds for salaries or other operating purposes.

Subd. 3. [WORK FORCE REPORTING.] The commissioner shall prepare quarterly work force reports as required for accurate reporting of state employment levels, whether for internal analysis or for nationwide comparisons of public employment levels. The reports shall express total employment in terms of full-time equivalent positions; shall indicate changes from previous reporting periods; and shall take into account all positions, including full-time, part-time, temporary, and other employees. In this subdivision, a full-time equivalent position means 2,080 working hours per year; except that the number of work hours may vary, depending upon the exact number of working days in any given year. Independent contractors are not to be included within the definition of a full-time equivalent position.

Subd. 4. [BUDGET REPORTING.] For purposes of budgetary reporting, position counts must be expressed as full-time equivalents as stipulated in subdivision 3. Estimated positions must be based on actual funding in the year indicated. The biennial budget document submitted to the legislature by the governor shall indicate full-time equivalent base level positions, the number of projected positions, and the number of positions for each of the two years before the base year. The governor's budget recommendations shall clearly specify any proposed changes in full-time equivalent positions. All fiscal notes and any other budgetary items submitted to the legislature shall specify relevant changes, both in full-time equivalent positions and accompanying changes in salary dollars.

Sec. 64. Minnesota Statutes 1992, section 16A.128, as amended by Laws 1993, chapter 4, section 9, is amended to read:

16A.128 [FEE SETTING DEPARTMENTAL EARNINGS.]

Subdivision 1. [POLICY DEFINITIONS.] Agency fees and fee adjustments shall not exceed amounts established by statute. Where amounts are not established by statute, fees shall be established or adjusted as provided in this section.

The legislature, in setting or adjusting fees, or taking actions affecting the setting or adjusting of fees, should attempt to ensure that (1) agency fees and fee adjustments include only those service-related costs that provide a primary benefit to the individual fee payer and (2) service-related costs that benefit the general community are borne

by the agency. In this section, "departmental earnings" means any charge for goods and services and any regulatory, licensure, or other similar charges levied by any state agency and paid by individuals, businesses, or other nonstate entities. This definition does not include general taxes collected by a state agency or charges for services provided by one state agency to another state agency.

Subd. 2. [POLICY.] To the extent not set by law, specific charges falling within definitions stipulated in subdivision 1 shall be set in the manner prescribed in this subdivision provided that:

(1) agencies, when setting, adjusting, or authorizing any charge for goods or services that are of direct, immediate, and primary benefit to an individual, business, or other nonstate entity, shall set such charges at a level that neither significantly over recovers nor under recovers costs, including overhead costs, involved in providing such services; or

(2) agencies, when setting, adjusting, or establishing regulatory, licensure, or other charges that are levied, in whole or in part, in the public interest shall recover, but are not limited to, the costs involved in performance and administration of the functions involved.

Subd. 1a 3. [APPROVAL DUTIES OF COMMISSIONER OF FINANCE.] Fees for accounts for which appropriations are made may not be established or adjusted without the approval of the commissioner. If the fee or fee adjustment is required by law to be fixed by rule, the commissioner's approval must be in the statement of need and reasonableness. These fees must be reviewed each fiscal year. Unless the commissioner determines that the fee must be lower, fees must be set or fee adjustments must be made so the total fees nearly equal the sum of the appropriation for the accounts plus the agency's general support costs, statewide indirect costs, and attorney general costs attributable to the fee function. The commissioner of finance shall classify, monitor, analyze, and report all departmental earnings that fall within the definition established in subdivision 1. Specifically, the commissioner shall:

(1) establish and maintain a classification system that clearly defines and distinguishes categories and types of departmental earnings and takes into account the purpose of the various earnings types and the extent to which various earnings types serve a public or private interest;

(2) prepare a biennial report that documents collection costs, purposes, and yields of all departmental earnings, the report to be submitted to the legislature on or before November 30 of each even-numbered year and to include estimated data for the year in which the report is prepared, actual data for the two years immediately before, and estimates for the two years immediately following; and

(3) prepare and maintain a detailed directory of all departmental earnings.

Subd. 2 4. [NO RULEMAKING.] The kinds of fees that need not be fixed by rule unless specifically required by law are (a) Unless otherwise exempted or unless specifically set by law, all charges for goods and services, licenses, and regulation must be established or adjusted as provided in chapter 14; except that agencies may establish or adjust individual charges when:

(1) fees based on actual direct costs of a service charges for goods and services are provided for the direct and primary use of a private individual, business, or other similar entity;

(2) one-time fees charges are nonrecurring;

(3) fees that charges would produce insignificant revenues;

(4) fees charges are billed within or between state agencies; or

(5) fees exempt from commissioner approval; or

(6) fees for charges are for admissions to or for use of public facilities operated by the iron range resources and rehabilitation board state, including the Minnesota historical society, if the fees charges are set according to prevailing market conditions to recover operating costs.

(b) In addition to the exemptions in paragraph (a), agencies may adjust charges, with approval of the commissioner of finance, if the proposed adjustments are within consumer price level (CPI) ranges stipulated by the commissioner of finance, if the adjustments do not change the type or purpose of the item being adjusted.

(c) Any departmental earnings changes or adjustments authorized by the commissioner of finance must be reported to the chairs of the senate committee on finance and the house of representatives ways and means committee before August 1 of each year.

Subd. 2a 5. [PROCEDURE.] ~~Other fees not fixed by law must be fixed by rule according to chapter 14. Before an agency submits notice to the State Register of intent to adopt rules that establish or adjust fees, the agency must send a copy of the notice and the proposed rules to the chairs of the house ways and means committee and senate finance committee. The commissioner of finance must review and comment on all departmental charges submitted for approval under chapter 14. The commissioner's comments and recommendations must be included in the statement of need and reasonableness and must address any fiscal and policy concerns raised during the review process.~~

Sec. 65. Minnesota Statutes 1992, section 16A.129, is amended by adding a subdivision to read:

Subd. 3. [CASH ADVANCES.] When the operations of any nongeneral fund account would be impeded by projected cash deficiencies resulting from delays in the receipt of grants, dedicated income, or other similar receivables, and when the deficiencies would be corrected within the budget period involved, the commissioner of finance may transfer general fund cash reserves into the accounts as necessary to meet cash demands. The cash flow transfers must be returned to the general fund as soon as sufficient cash balances are available in the account to which the transfer was made. Any interest earned on general fund cash flow transfers accrues to the general fund and not to the accounts or funds to which the transfer was made.

Sec. 66. Minnesota Statutes 1992, section 16A.15, subdivision 1, is amended to read:

Subdivision 1. [REDUCTION.] (a) If the commissioner determines that probable receipts for the general fund will be less than anticipated, and that the amount available for the remainder of the biennium will be less than needed, the commissioner shall, with the approval of the governor, and after consulting the legislative advisory commission, reduce the amount in the budget reserve and cash flow reserve account ~~established in subdivision 6~~ as needed to balance expenditures with revenue.

(b) An additional deficit shall, with the approval of the governor, and after consulting the legislative advisory commission, be made up by reducing unexpended allotments of any prior appropriation or transfer. Notwithstanding any other law to the contrary, the commissioner is empowered to defer or suspend prior statutorily created obligations which would prevent effecting such reductions.

(c) If the commissioner determines that probable receipts for any other fund, appropriation, or item will be less than anticipated, and that the amount available for the remainder of the term of the appropriation or for any allotment period will be less than needed, the commissioner shall notify the agency concerned and then reduce the amount allotted or to be allotted so as to prevent a deficit.

(d) In reducing allotments, the commissioner may consider other sources of revenue available to recipients of state appropriations and may apply allotment reductions based on all sources of revenue available.

(e) In like manner, the commissioner shall reduce allotments to an agency by the amount of any saving that can be made over previous spending plans through a reduction in prices or other cause.

Sec. 67. Minnesota Statutes 1992, section 16A.15, subdivision 5, is amended to read:

Subd. 5. [NOTICE TO COMMITTEES.] The commissioner shall notify the committees on finance and taxes and tax laws of the senate and the committees on appropriations ways and means and taxes of the house of representatives of a reduction in an allotment under ~~subdivision 1~~ this section. The notice must be in writing and delivered within 15 days of the commissioner's act. The notice must specify:

- (1) the amount of the reduction in the allotment;
- (2) the agency and programs affected;
- (3) the amount of any payment withheld; and
- (4) any additional information the commissioner determines is appropriate.

Sec. 68. Minnesota Statutes 1992, section 16A.15, subdivision 6, is amended to read:

Subd. 6. [BUDGET RESERVE AND CASH FLOW RESERVE ACCOUNT ESTABLISHED.] A budget reserve and cash flow reserve account is created in the general fund in the state treasury. The commissioner of finance shall, ~~as authorized from time to time by law,~~ restrict part or all of the budgetary balance before reserves in the general fund for use as may be necessary to fund the budget reserve and cash flow reserve account. ~~The commissioner of finance shall transfer from the budget and cash flow reserve account the amount necessary to bring the total amount, including any existing balance in the account on July 1, 1992, to \$240,000,000. The amounts restricted shall remain in the account until drawn down under subdivision 1 or increased under section 16A.1541.~~

Sec. 69. Minnesota Statutes 1992, section 16A.17, subdivision 3, is amended to read:

Subd. 3. [EQUAL PAYMENTS.] The commissioner may adjust the salary of an employee to provide equal payments through the year and to make use of modern accounting in preparing the payroll. With the exception of years with additional work days, adjusted salaries must be based on a year of ~~2088~~ 2,080 working hours. Fractions may be dropped or added in order to permit equal payments even if the salary is then slightly changed.

Sec. 70. Minnesota Statutes 1992, section 16A.28, is amended to read:

16A.28 [TREATMENT OF UNUSED APPROPRIATIONS.]

Subdivision 1. [CARRYFORWARD.] Agencies may carry forward unexpended and unencumbered nongrant operating balances from the first year of a biennium into the second year of the biennium or from the second year of a biennium into the first year of the next biennium. All money carried forward from the second year of one biennium to the first year of the next biennium lapses at the end of the first year of the next biennium if it is unencumbered and unexpended.

Subd. 2. [USE OF CARRYFORWARD.] No money shall be carried forward without the approval of the commissioner of finance. All money carried forward from the second year of a biennium into the first year of the next biennium must be used for investments that enhance the efficiency or improve the effectiveness of the program. The commissioner of finance shall set standards for expenditures of money carried forward including those which ensure that money carried forward is used for nonrecurring expenses. Agencies shall report annually to the commissioner of finance and the ways and means and finance committees on any expenditures of carryforward money during that fiscal year.

Subd. 3. [LAPSE.] Except as specifically provided for in appropriation acts, a part of an appropriation subject to this section Any portion of any appropriation not carried forward and remaining unexpended and unencumbered at the close of a fiscal year lapses. The commissioner shall see that the remainder is returned to the fund from which it was originally appropriated. Any appropriation amounts not carried forward and remaining unexpended and unencumbered at the close of a biennium lapse to the fund from which the appropriation was made.

Subd. 2 4. [REINSTATEMENT; FINAL LAPSE.] The commissioner may reinstate a lapsed appropriation within three months of the lapse. A reinstated appropriation lapses again no later than three months after it first lapsed. A payment under a reinstated appropriation may be made only under section 16A.15, subdivision 3.

Subd. 3 5. [PERMANENT IMPROVEMENTS.] An appropriation for permanent improvements, including the acquisition of real property does not lapse until the purposes of the appropriation are determined by the commissioner, after consultation with the affected agencies, to be accomplished or abandoned.

Subd. 4 6. [CANCELED SEPTEMBER 1.] On September 1 all allotments and encumbrances for the last fiscal year shall be canceled unless an agency head certifies to the commissioner that there is an encumbrance for services rendered or goods ordered in the last fiscal year, or certifies that funding will be carried forward under subdivision 1. The commissioner may: reinstate the part of the cancellation needed to meet the certified encumbrance or charge the certified encumbrance against the current year's appropriation.

Subd. 5 7. [EXCEPTIONS.] Except as otherwise expressly provided by law, subdivisions 1 to 4 6 apply to every appropriation of a stated sum for a specified purpose or purposes heretofore or hereafter made, but do not, unless expressly provided by law, apply to any fund or balance of a fund derived wholly or partly from special taxes, fees, earnings, fines, federal grants, or other sources that are by law appropriated for special purposes by standing, continuing, or revolving appropriations.

Subd. 8. [EXPIRATION.] Subdivisions 1 and 2 expire June 30, 1996. The commissioner of finance must report to the legislature on the use of carryforward under subdivisions 1 and 2, by January 31, 1997.

Sec. 71. Minnesota Statutes 1992, section 16A.281, is amended to read:

16A.281 [APPROPRIATIONS TO LEGISLATURE EXEMPT.]

Except as provided in this section, section 16A.28 does not apply applies to appropriations made to the legislature, the senate, the house of representatives or its committees or commissions. An appropriation made to the legislature, the senate, the house of representatives, or a legislative commission or committee other than a standing committee, if not spent during the first year, may be spent during the second year of a biennium. An unexpended balance not carried forward and remaining unexpended and unencumbered at the end of a biennium lapses and shall be returned to the fund from which appropriated. Funds may be carried forward into the next biennium only as follows: (1) money may be carried forward and placed in a special account to be used only for nonrecurring expenditures on investments that enhance efficiency or improve effectiveness; and (2) up to \$400,000 for the house of representatives and up to \$300,000 for the senate may be carried forward and placed in a special account that may be used only to pay expenses associated with special sessions, interim activities, public hearings, or other public outreach efforts and related activities. The standards and approval of the commissioner of finance under section 16A.28, subdivision 1, do not apply to the legislature. All money carried forward from the second year of one biennium to the first year of the next biennium lapses at the end of the first year of the next biennium if it is unencumbered and unexpended. An appropriation made to the legislature, the senate, the house of representatives, or a standing committee for all or part of a biennium may be spent in either year of the biennium or the year before or after the biennium.

Sec. 72. [16A.285] [ALLOWED APPROPRIATION TRANSFERS.]

An agency may transfer state agency operational money between programs within the same fund if: (1) the agency first notifies the commissioner as to the type and intent of the transfer; and (2) the transfer is consistent with legislative intent.

The commissioner shall report the transfers to the chairs of the senate finance and house of representatives ways and means committees.

Sec. 73. Minnesota Statutes 1992, section 16A.30, is amended to read:

16A.30 [APPLICATIONS FOR NONSTATE FUNDS.]

Subdivision 1. [DEFINITION.] In this section, "agency" does not include the Minnesota historical society, the University of Minnesota, the state university system, the community college system, and the technical college system.

Subd. 2. [ON ORIGINAL APPLICATION; RULES AND APPROVAL.] An executive agency may not apply for nonstate money without getting the approval of the commissioner on first submitting the original of the application for approval by the commissioner. The commissioner may make prescribe rules and directives as necessary to carry out this section.

Subd. 2 3. [HISTORICAL SOCIETY COMMISSIONER'S APPROVAL.] Subdivision 1 does not apply to the Minnesota historical society. An agency must not allot or spend any federal grant, contract, or award without legislative review or, when the legislature is not in session, without the specific approval of the commissioner. Requests for legislative approval are to be included as part of a biennial or supplemental budget submission and requests for department of finance approval are to be submitted in a format prescribed by the commissioner. Any federal grant, contract, or award approved by the commissioner when the legislature is not in session must be reported to the senate finance and the house of representatives ways and means committees at the beginning of the next legislative session.

Subd. 4. [EMPLOYEES.] Executive agencies may increase budgeted full-time equivalent employees as necessary to carry out this section.

Subd. 5. [INCOME CONTRACTS.] This section does not pertain to income contracts negotiated between the federal government, if the state is acting as a vendor as otherwise authorized by law.

Sec. 74. Minnesota Statutes 1992, section 16A.58, is amended to read:

16A.58 [COMMISSIONER CUSTODIAN OF PAYMENT DOCUMENTS.]

The commissioner or the head of a state agency designated by the commissioner is the custodian of original documents on which money has been or may be paid out of or received in the state treasury.

Sec. 75. Minnesota Statutes 1992, section 16A.69, subdivision 2, is amended to read:

Subd. 2. [TRANSFER BETWEEN ACCOUNTS.] Upon the awarding of final contracts for the completion of a project for construction or other permanent improvement, or upon the abandonment of the project, the agency to whom the appropriation was made may transfer the unencumbered balance in the project account to another project enumerated in the same section of that appropriation act. The transfer must be made only to cover bids for the other project that were higher than was estimated when the appropriation for the other project was made and not to cover an expansion of the other project. The money transferred under this section is appropriated for the purposes for which transferred. For transfers by the state board of technical colleges, the total cost of both projects and the required local share for both projects are adjusted accordingly. The agency proposing a transfer shall report to the chair of the senate finance committee and the chair of the house appropriations of representatives ways and means committee before the transfer is made under this subdivision.

Sec. 76. Minnesota Statutes 1992, section 16A.72, is amended to read:

16A.72 [INCOME CREDITED TO GENERAL FUND; EXCEPTIONS.]

All income, including fees or receipts of any nature, shall be credited to the general fund, except:

- (1) federal aid;
- (2) contributions, or reimbursements received for any account of any division or department for which an appropriation is made by law;
- (3) income to the University of Minnesota;
- (4) income to revolving funds now established in institutions under the control of the commissioners of corrections or human services;
- (5) investment earnings resulting from the master lease program, except that the amount credited to another fund or account may not exceed the amount of the additional expense incurred by that fund or account through participation in the master lease program;
- (6) receipts from the operation of patients' and inmates' stores and vending machines, which shall be deposited in the social welfare fund in each institution for the benefit of the patients and inmates;
- (7) money received in payment for services of inmate labor employed in the industries carried on in the state correctional facilities which receipts shall be credited to the current expense fund of those facilities;
- (8) as provided in sections 16B.57 and 85.22; ~~or~~
- (9) as otherwise provided by law; and
- (10) income to the Minnesota historical society.

Sec. 77. [16A.86] [INTERGOVERNMENTAL AGREEMENTS.]

Subdivision 1. [AGREEMENTS FOR EFFICIENCY.] The commissioner of any state agency may enter into an agreement with any other governmental entity for the purpose of research or experimentation or the sharing of facilities, equipment, information, staff, or programs, if the agreements can reasonably be expected to promote efficiencies in provision of public services, encourage innovation, or otherwise benefit the citizens of Minnesota.

Subd. 2. [SPECIAL REVENUE FUND; APPROPRIATION.] In addition to any money otherwise appropriated by law, the commissioner of any state agency may accept and spend money received under any agreement entered into under subdivision 1. The money must be deposited in the special revenue fund of the state and is appropriated to the commissioner of the respective state agency for the purposes set forth in the agreement.

Subd. 3. [REPORTS TO COMMISSIONER; LEGISLATURE.] A report of the nature and purpose of, and the amount of funding received under, each agreement negotiated under subdivision 1 made to the commissioner of finance at the end of each fiscal year, and agreements involving receipts in excess of \$100,000 in any fiscal year must also be reported to the chairs of the senate finance and house of representatives ways and means committees. The commissioner shall prescribe the format of the reports.

Sec. 78. Minnesota Statutes 1992, section 16B.04, subdivision 2, is amended to read:

Subd. 2. [POWERS AND DUTIES, GENERAL.] Subject to other provisions of this chapter, the commissioner is authorized to:

- (1) supervise, control, review, and approve all state contracts and purchasing;
- (2) provide agencies with supplies and equipment and operate all central store or supply rooms serving more than one agency;
- (3) ~~approve all computer plans and contracts, and~~ oversee the state's selection and operation of the department's data processing ~~system~~ systems, subject to policy and standards established by the information policy office;
- (4) investigate and study the management and organization of agencies, and reorganize them when necessary to ensure their effective and efficient operation;
- (5) manage and control state property, real and personal;
- (6) maintain and operate all state buildings including the state capitol building and grounds;
- (7) supervise, control, review, and approve all capital improvements to state buildings and the capitol building and grounds;
- (8) provide central duplicating, printing, and mail facilities;
- (9) oversee publication of official documents and provide for their sale;
- (10) manage and operate parking facilities for state employees and a central motor pool for travel on state business;
- (11) establish and administer a state building code; ~~and~~
- (12) provide rental space within the capitol complex for a private day care center for children of state employees. The commissioner shall contract for services as provided in this chapter. ~~The commissioner shall report back to the legislature by October 1, 1984, with the recommendation to implement the private day care operation; and~~
- (13) administer the operation of the state information systems under control of the commissioner.

Sec. 79. Minnesota Statutes 1992, section 16B.24, subdivision 9, is amended to read:

Subd. 9. [SMOKING IN STATE BUILDINGS.] (a) To protect the public health, comfort, and environment and to protect the nonsmoker's right to a smoke-free environment, smoking in all buildings managed or leased by the commissioner under subdivisions 1 and 6 is prohibited ~~except where smoking areas have been designated under a policy adopted in accordance with paragraph (b).~~

~~(b) Except as provided in paragraph (c), each state agency shall adopt a smoking policy for the space it occupies. Before placing a policy in effect, the agency shall submit the policy and a plan for implementing it to the commissioner of employee relations. The policy must:~~

- (1) ~~prohibit smoking entirely; or~~

(2) permit smoking only in designated areas, providing that existing physical barriers and ventilation systems can be used to prevent the presence of smoke in adjacent nonsmoking areas.

(c) An agency need not adopt a new policy governing an area in which smoking is prohibited under a policy in effect on January 1, 1989.

No employee complaining of a ~~smoke-induced discomfort~~ violation of this subdivision to a lessor, lessee, manager, or supervisor may be subjected to any disciplinary action as a result of making the complaint.

Sec. 80. Minnesota Statutes 1992, section 16B.40, is amended to read:

16B.40 [ADMINISTRATION OF STATE COMPUTER FACILITIES.]

Subdivision 1. [DEFINITIONS.] For the purposes of sections 16B.40 to 16B.45, the following terms have the meanings given them.

(a) "Computer activity" means the development or acquisition of a data processing device or system.

(b) "Data processing device or system" means any equipment or computer programs, including computer hardware, firmware, software, and communication protocol, used in connection with the processing of information via electronic data processing means, and includes data communication devices used in connection with computer facilities for the transmission of data.

Subd. 2. [COMMISSIONER'S CHIEF INFORMATION OFFICER'S RESPONSIBILITY.] The ~~commissioner~~ chief information officer is charged with integrating ~~and operating~~ the state's computer facilities to serve the needs of the state government. Except as otherwise provided by law, all plans and programs for systems and procedures analysis, information systems, and related computer efforts of agencies must be submitted to the ~~commissioner~~ chief information officer prior to implementation for review and approval, modification, or rejection. The ~~commissioner~~ chief information officer, after consulting the intergovernmental information systems advisory council, shall:

(1) design and maintain a ~~master plan~~ state information architecture for information systems in the state and its political subdivisions and shall report on the plan to the governor and legislature at the beginning of each regular session; and

(2) establish standards for information systems;

(3) ~~maintain a library of systems and programs developed by the state and its political subdivisions for use by agencies of government; and~~

(4) ~~administer the communications for the state information system.~~

Subd. 3. [EVALUATION PROCEDURE.] The ~~commissioner~~ chief information officer shall establish and, as necessary, update and modify procedures to evaluate computer activities proposed by state agencies. The evaluation must include the necessity, design and plan for development, ability to meet user requirements, feasibility, and flexibility, of the proposed data processing device or system, its relationship to other state data processing devices or systems, and its costs and benefits when considered by itself and when compared with alternative solutions.

Subd. 4. [EVALUATION AND APPROVAL REQUIREMENTS.] A state agency may not undertake a computer activity until the activity has been evaluated according to the procedures developed under subdivision 3 and the ~~commissioners of administration~~ chief information officer and the ~~commissioner of~~ commissioner of finance have given written approval of the proposed activity. If a proposed computer activity is not approved, the commissioner of finance shall cancel the unencumbered balance of any appropriation allotted for the activity. The ~~commissioners of administration~~ chief information officer and the ~~commissioner of~~ commissioner of finance may delegate their respective approval powers regarding computer activities to the head of another agency including the agency seeking approval if delegation is deemed appropriate.

Subd. 5. [REPORT TO LEGISLATURE.] If a proposed computer activity is approved, the ~~commissioners of administration~~ chief information officer and the ~~commissioner of~~ commissioner of finance shall submit to the legislature a concise narrative explanation of the computer activity and a request for any additional appropriation necessary to complete the activity.

Subd. 6. [SYSTEM DEVELOPMENT METHODOLOGY.] The ~~commissioner~~ chief information officer shall establish and, as necessary, update and modify a standards and guidelines for a system development methodology for the development of approved data processing systems by state agencies. The development methodology shall be used to define the design, programming, and implementation of approved data processing systems. The development methodology shall also enable and require a data processing system to be defined in terms of its data computer programs, input requirements, output formats, administrative procedures, and processing frequencies.

Subd. 7. [SYSTEM DEVELOPMENT METHODOLOGY REQUIREMENTS.] A state agency may not develop, improve, or modify a data processing system using any methodology other than that established by the ~~commissioner~~ chief information officer.

Subd. 8. [DATA SECURITY SYSTEMS.] In consultation with the attorney general and appropriate agency heads, the ~~commissioner~~ chief information officer shall develop data security policies, guidelines, and standards, and. The ~~commissioner of administration~~ shall install, and administer state data security systems on the state's centralized computer facility consistent with state law to assure the integrity of computer based and all other data and to assure confidentiality of the data, consistent with the public's right to know. Each department or agency head is responsible for the security of the department's or agency's data.

Subd. 9. [JOINT ACTIONS.] The ~~commissioner~~ chief information officer may, within available funding, join with the federal government, other states, local governments, and organizations representing those groups either jointly or severally in the development and implementation of systems analysis, information services, and computerization projects.

Sec. 81. Minnesota Statutes 1992, section 16B.41, as amended by Laws 1993, chapter 4, section 12, is amended to read:

16B.41 [STATE INFORMATION SYSTEMS MANAGEMENT POLICY OFFICE.]

Subdivision 1. [ESTABLISHMENT AND PURPOSE.] ~~An office of information systems management is created. The information policy office shall develop and establish a policy and standards for state agencies to follow for the development, purchase, and training for information systems. The purpose of the office is to develop, promote, and coordinate a state technology, architecture, standards and guidelines, information needs analysis techniques, contracts for the purchase of equipment and services, and training of state agency personnel on these issues.~~

Subd. 2. [RESPONSIBILITIES.] The office has the following duties:

(a) The office must develop and establish a state information architecture to ensure that further state agency development and purchase of information systems equipment and software is directed in such a manner that individual agency information systems complement and do not needlessly duplicate or needlessly conflict with the systems of other agencies. In those instances where state agencies have need for the same or similar computer data, the ~~commissioner~~ chief information officer shall ensure that the most efficient and cost-effective method of producing and storing data for or sharing data between those agencies is used. The development of this information architecture must include the establishment of standards and guidelines to be followed by state agencies. ~~The commissioner of administration must establish interim standards and guidelines by August 1, 1987. The office must establish permanent standards and guidelines by July 1, 1988.~~ On January 1, 1988, and every six months thereafter, any state agency that has purchased information systems equipment or software in the past six months, or that is contemplating purchasing this equipment or software in the next six months, must report to the office and to the chairs of the house ways and means committee and the senate finance committee on how the purchases or proposed purchases comply with the applicable standards and guidelines.

(b) The office shall assist state agencies in the planning and management of information systems so that an individual information system reflects and supports the state agency's and the state's mission, requirements, and functions.

(c) The office must review and approve all agency requests for legislative appropriations for the development or purchase of information systems equipment or software. Requests may not be included in the governor's budget submitted to the legislature, unless the office has approved the request.

(d) Each biennium the office must ~~rank in order of priority~~ rate agency requests for new appropriations for development or purchase of information systems equipment or software based on established information

management criteria. The office must submit this ranking rating to the legislature at the same time, or no later than 14 days after, the governor submits the budget message to the legislature. The governor must provide information necessary to rate agency requests to the office.

(e) The office must define, review, and approve major purchases of information systems equipment to (1) ensure that the equipment follows the standards and guidelines of the state information architecture; (2) ensure that the equipment is consistent with the information management principles adopted by the information policy council; (3) evaluate whether or not the agency's proposed purchase reflects a cost-effective policy regarding volume purchasing; and (4) ensure the equipment is consistent with other systems in other state agencies so that data can be shared among agencies, unless the office determines that the agency purchasing the equipment has special needs justifying the inconsistency. The commissioner of finance may not allot funds appropriated for major purchases of information systems equipment until the office reviews and approves the proposed purchase. A public institution of higher education must not purchase interconnective computer technology without the prior approval of the office.

(f) The office shall review the operation of information systems by state agencies and provide advice and assistance so that these systems are operated efficiently and continually meet the standards and guidelines established by the office. These standards and guidelines shall emphasize uniformity that encourages information interchange, open systems environments, and portability of information whenever practicable and consistent with an agency's authority and the Minnesota government data practices act. The office, in consultation with the intergovernmental information systems advisory council and the legislative reference library, shall adopt specific standards and guidelines to be met by each state agency within a time period fixed by the office in regard to the following:

(1) establishment of methodologies and systems directed at reducing and ultimately eliminating redundant storage of data and encouraging greater use of central databases;

(2) establishment of data retention schedules, disaster recovery plans and systems, security systems, and procedural safeguards concerning privacy of data;

(3) establishment of pricing policies and incentives that encourage electronic transfer of information in electronic forms, while giving due consideration to the value and cost of providing the information in those forms. These pricing policies may include preferential prices for information requested by a public entity for a public purpose; and

(4) establishment of information sales systems that utilize licensing and royalty agreements to the greatest extent possible, together with procedures for agency denial of requests for licenses or royalty agreements by commercial users or resellers of the information. Section 3.751 does not apply to these licensing and royalty agreements and the agreements must include provisions that section 3.751 does not apply and that the state is immune from liability under the agreement.

If an agency needs additional funds to comply with the requirements of this paragraph, the agency must first obtain approval of the proposal by the office as required by paragraph (c) before submitting it to the legislature.

(g) The office must conduct a comprehensive review at least every three years of the information systems investments that have been made by state agencies and higher education institutions. The review must include recommendations on any information systems applications that could be provided in a more cost beneficial manner by an outside source. The office must report the results of its review to the legislature and the governor.

(h) The office shall recommend to the legislature any statutory changes that are necessary or desirable to accomplish the duties described in this subdivision.

(i) The office must report to the legislature by January 15 each year on progress in implementing paragraph (f), clauses (1) to (4).

~~Subd. 3. [STAFF.] The office shall function as a division of the department of administration. The commissioner of administration shall appoint an interim office director and other interim staff and provide the necessary administrative support to the office. The employees and director shall serve in the unclassified service through June 30, 1988. On July 1, 1988, the employee positions established by this section, except the position of director, shall be placed in the classified service. The position of director shall remain in the unclassified service.~~

~~Subd. 4. [ADVISORY TASK FORCE.] The commissioner must appoint a state information systems advisory task force to help develop and coordinate a state information architecture that is consistent with the information~~

management direction developed by the information policy council, and make recommendations to the commissioner concerning the progress, direction, and needs of the state's information systems. The task force must include representatives of state agencies, the supreme court, higher education systems, librarians, local government, and private industry. The task force must also have two members of the house of representatives appointed by the speaker of the house and two members of the senate appointed by the senate committee on committees. No more than one member from the house of representatives and one from the senate shall be chosen from the same political party. The terms, compensation, and removal of nonlegislative members are as provided in section 15.059, but the task force does not expire until June 30, 1993.

Subd. 5. [COMPUTER IMPACT STATEMENT.] When a statutory change affects reporting and data collection requirements for local units of government, the state agency most responsible for the data collected and reported by the local units of government must file a computer impact statement with the office within 60 days of the final enactment of the statutory change. The statement must indicate the anticipated data processing costs associated with the change.

Sec. 82. Minnesota Statutes 1992, section 16B.43, is amended to read:

16B.43 [EDUCATION MANAGEMENT INFORMATION SYSTEMS.]

Subdivision 1. [APPLICATION.] The authority of the ~~commissioner~~ chief information officer under sections 16B.40 to 16B.42, 16B.41, 16B.44, and 16B.45 ~~does not apply~~ applies to ESV-IS, ~~but applies~~ and to SDE-IS and computer-related services provided to the department of education by the department of administration's information services bureau. For purposes of this section, "ESV-IS" and "SDE-IS" have the meanings given them in section 121.93.

Subd. 2. [FURNISHING STAFF AND ASSISTANCE.] To the extent permitted by available resources, the ~~commissioner~~ chief information officer may furnish staff and other assistance to the department, the state board, the ESV computer council, and the Minnesota educational computing consortium in conjunction with their performance of the duties imposed by sections 121.931 to 121.937.

Sec. 83. Minnesota Statutes 1992, section 16B.44, is amended to read:

16B.44 [MODIFICATION OF OPERATING AND MANAGEMENT PROCEDURES.]

When improved program effectiveness, better use of services, and greater efficiency and economy in state government can be demonstrated, the ~~commissioner~~ chief information officer with the approval of the governor may require a state agency to adjust its operating and management procedures to take advantage of improved systems, procedures, and methods resulting from systems analysis and information science technology.

Sec. 84. Minnesota Statutes 1992, section 43A.045, is amended to read:

43A.045 [RESTRUCTURING.]

(a) It is the policy of the state of Minnesota that any restructuring of executive branch agencies ~~be accomplished while ensuring~~ must include efforts to ensure that fair and equitable arrangements are carried out to protect the interests of executive branch employees; and ~~while facilitating~~ to provide the best possible service to the public. The commissioner shall make an effort to train and retrain existing employees for a changing work environment. Where restructuring may involve a loss of existing positions and employment, the commissioner shall assist affected employees in finding suitable employment.

For (b) Options available to employees whose positions will be eliminated by implementation of a restructuring plan, options presented to employees must include but not be limited to, at a minimum, job and training opportunities necessary to qualify for another job in the same, an equal, or a lower classification within their current department or a similar job in another state agency.

(c) Implementation of this section, as well as procedures for notifying employees affected by restructuring plans, must be negotiated into collective bargaining agreements under chapter 179A. Nothing in this section shall be construed as diminishing any rights defined in collective bargaining agreements under this chapter or chapter 179A.

Sec. 85. Minnesota Statutes 1992, section 116.03, subdivision 3, is amended to read:

Subd. 3. The commissioner of the pollution control agency is the state agent to apply for, receive, and disburse federal funds made available to the state by federal law or rules and regulations promulgated thereunder for any purpose related to the powers and duties of the pollution control agency or the commissioner. The commissioner shall comply with any and all requirements of such federal law or such rules and regulations promulgated thereunder to facilitate application for, receipt, and disbursement of such funds. All such moneys received by the commissioner shall be deposited in the state treasury and are hereby annually appropriated to the commissioner for the purposes for which they are received. None of such moneys in the state treasury shall cancel and they shall be available for expenditure in accordance with the requirements of federal law.

~~The provisions of section 3.3005 shall not apply to money available under the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980, United States Code, title 42, sections 9601 to 9657, for which a state match is not required or for which a state match is available under the Environmental Response and Liability Act or from a political subdivision. The receipt of the money shall be reported to the legislative advisory commission.~~

Sec. 86. Minnesota Statutes 1992, section 240A.02, subdivision 1, is amended to read:

Subdivision 1. [MEMBERSHIP; COMPENSATION; CHAIR.] (a) The Minnesota amateur sports commission consists of nine 12 voting members, four of whom must be experienced in promoting amateur sports. Nine of the voting members shall be appointed by the governor to three-year terms. Two legislators, one from each house appointed according to its rules, shall be nonvoting members. Compensation and removal of members and the filling of membership vacancies are as provided in section 15.0575. A member may be reappointed. The governor shall appoint the chair of the commission after consideration of the commission's recommendation.

(b) The governor, speaker of the house of representatives, and senate majority leader shall each appoint one additional voting member to the commission to a two-year term. The purpose of adding three members to the commission is to ensure gender balance in commission membership. Compensation, removal, and filling of vacancies of members appointed under this paragraph are as provided in section 15.0575. A member appointed under this paragraph may be reappointed.

Sec. 87. Minnesota Statutes 1992, section 240A.03, is amended by adding a subdivision to read:

Subd. 15. [ADVERTISING.] The commission may accept paid advertising in its publications. Funds received from advertising are annually appropriated to the commission for its publications. The commission must annually report the amount of funds received under this subdivision to the chair of the house of representatives ways and means and senate finance committees.

Sec. 88. Minnesota Statutes 1992, section 270.063, is amended to read:

270.063 [COLLECTION OF DELINQUENT TAXES; COSTS.]

Subdivision 1. [DELINQUENT STATE TAX LIABILITIES.] For the purpose of collecting delinquent state tax liabilities, there is appropriated to the commissioner of revenue an amount representing the cost of collection by contract with collection agencies, revenue departments of other states, or attorneys to enable the commissioner to reimburse these agencies, departments, or attorneys for this service, or provide for the operating costs of collection activities and the collection division of the department of revenue. The commissioner shall report quarterly on the status of this program to the chair of the house tax and appropriation committees and senate tax and finance committees.

Notwithstanding section 16A.15, subdivision 3, the commissioner of revenue may authorize the prepayment of sheriff's fees, attorney fees, fees charged by revenue departments of other states, or court costs to be incurred in connection with the collection of delinquent tax liabilities owed to the commissioner of revenue.

Subd. 2. [DETERMINING TAX LIABILITIES; COSTS.] For the purpose of auditing and determining state tax liabilities, there is appropriated to the commissioner of revenue an amount representing the cost of compliance-related activities to provide for the operating costs of compliance-related activities in the audit division of the department of revenue. Compliance-related activities must include business tax audit and collection of past due obligations. The commissioner shall report quarterly on the status of this program to the chairs of the house of representatives tax and

ways and means committees and senate tax and finance committees. The amount of the open appropriation under this subdivision may not exceed \$2,400,000 in fiscal year 1994 and \$2,859,000 in fiscal year 1995.

Sec. 89. Minnesota Statutes 1992, section 309.501, is amended to read:

309.501 [REGISTERED COMBINED CHARITABLE ORGANIZATIONS.]

Subdivision 1. [DEFINITIONS.] (a) As used in this section, the following terms have the meanings given them.

(b) "Registered combined charitable organization" means ~~an~~ a federated funding organization:

(1) which is tax exempt under section 501(c)3 of the Internal Revenue Code of 1986, as amended through December 31, 1990 1992 (hereinafter "Internal Revenue Code"), and to which contributions are deductible under section 170 of the Internal Revenue Code;

(2) which exists for purposes other than solely fundraising;

(3) which secures funds for distribution to ten 14 or more charitable affiliated agencies in a single, annual consolidated effort;

(3) (4) which is governed by a local, independent, voluntary board of directors which represents the broad interests of the public and 90 percent of the directors of the governing board live or work in the community or surrounding area;

(4) (5) which distributes at least 70 percent of its total campaign income and revenue to its affiliated agencies and to the designated agencies it supports and expends no more than 30 percent of its total income and revenue for management and general costs and fund raising costs;

(5) (6) which distributes at least 70 percent of its total campaign income and revenue to affiliated agencies and designated agencies that are incorporated or headquartered in the community and surrounding area in which the state employee combined charitable campaign takes place;

(7) and each designated or affiliated agency supported by the recipient institution devotes substantially all of its activities directly to providing health, welfare, social, or other human services to individuals;

(6) (8) and each designated or affiliated agency supported by the recipient institution with funds contributed by state employees through the combined charitable campaign provides all or substantially all of its health, welfare, social, or other human services, in the community and surrounding area in which the recipient institution's fund-drive state employee combined charitable campaign takes place;

(7) (9) and each charitable agency is affiliated with no more than one registered combined charitable organization within the registered combined charitable organization's service area in the state's employee combined charitable campaign; and

(10) which has been registered with the commissioner of commerce employee relations in accordance with this section.

(c) "Affiliated agency" means a charitable agency that is represented by a federation and has an ongoing relationship with that federation which involves a review and monitoring process to insure financial, managerial, and programmatic responsibility.

(d) "Charitable agency" means a governmental agency or an organization (1) which is tax exempt under section 501(c)3 of the Internal Revenue Code; (2) to which contributions are deductible under section 170 of the Internal Revenue Code; and (3) which is in compliance with the provisions of this chapter.

(e) "State employees combined charitable campaign" means the annual state coordinated campaign whereby a state employee may designate that the employee's contribution to a registered combined charitable organization may be deducted from the pay of the employee for each pay period.

Subd. 2. [DESIGNATED CONTRIBUTIONS.] A registered combined charitable organization may offer a state officer or employee the option of designating in writing that the amount deducted in section 16A.134, be designated to any charitable agency, whether or not the charitable agency receives funds from the single, annual consolidated effort. A registered combined charitable organization which offers this option shall provide a list of charitable agencies receiving funds and the amount each charitable agency receives in the annual report required pursuant to section 309.53.

Subd. 3. [REGISTRATION.] ~~An~~ (a) In order to participate in the state employee combined charitable campaign, a federated funding organization may shall apply to the commissioner of commerce employee relations as a registered combined charitable organization on or before June 1, 1993, and in 1994 and thereafter on or before March 1 in order to be eligible to participate in the campaign for that year.

~~An~~ (b) A federated funding organization which applies to the commissioner of employee relations shall provide the commissioner with all information the commissioner deems necessary to identify the charitable and tax exempt status of the organization and its compliance with the provisions of this chapter including, but not limited to the following:

(1) a copy of the organization's most recently filed annual report required by section 309.53, which shall also be filed with the attorney general;

(2) assurance of tax exempt status for the federated funding organization and each of the charitable agencies identified by the federated funding organization as an affiliated agency;

(3) assurance of proper registration with the attorney general of Minnesota to solicit contributions in the state of Minnesota for the federated funding organization and each of the charitable agencies identified by the federated funding organization as an affiliated agency. A copy of the registration letter must be available upon request;

(4) an affidavit signed by a duly constituted officer of the federated funding organization attesting to the fact that the federated funding organization and its affiliated agencies are in compliance with each of the provisions of this section;

(5) a list of the board of directors for the federated funding organization which identifies the address for each director; and

(6) a fee of \$100.

(c) A registered combined charitable organization shall disclose in its solicitation and its annual report filed under section 309.53:

(a) (1) gross dollars received in contributions in the prior year;

(b) (2) names of, business addresses, and amount of money distributed to each affiliated charitable agency by the registered combined charitable organization;

(c) (3) percentage of gross dollars contributed which was directly received by the charitable agencies; and

(d) (4) projected percentage of the contribution to be received by the charitable agencies in the year for which the solicitation is being made.

If participating charitable agencies are required to pay any fees to the combined charitable organization, it shall also be disclosed in the solicitation and annual report. In the annual report the combined charitable organization shall include a list of charitable agencies to which donors specifically designated funds, and the amount designated to each agency. Notwithstanding section 309.53, subdivision 1a, each charitable agency shall file the report required in section 309.53. The commissioner shall consult with the attorney general to determine if the combined charitable organization and its charitable agencies are in compliance with this chapter.

(d) The commissioner shall register or not register the application of an organization within 60 days. No organization may apply to the commissioner more than once in a 12-month period calendar year. An organization whose application is denied has ten calendar days after receiving notice of the denial to appeal the decision or file an amended application correcting the deficiency. The commissioner shall register or not register the organization

within ten calendar days of the submission of the appeal. If the organization fails to correct the deficiency and registration is denied a second time, the organization may appeal within five calendar days after being notified by the commissioner or the commissioner's designee that the deficiency has not been cured and the organization is not registered. A hearing shall be scheduled by the commissioner of employee relations and shall be held within 15 calendar days after receiving notice of the appeal. The provisions of chapter 14 do not apply to the hearing. The hearing shall be conducted in a manner considered appropriate by the commissioner. The commissioner's determination following the hearing shall be made within five calendar days after the hearing has been completed. Registered combined charitable organizations shall file the report required in section 309.53. The commissioner shall notify the commissioner of finance in writing of the decision to register an organization under this section by July 15.

(e) An organization whose application as a registered combined charitable organization is denied shall not be eligible to participate in the state employee combined charitable campaign for that year. Only organizations that are approved may participate in the state employee combined charitable campaign for the year of approval and only contributions authorized during the campaign may be deducted from an employee's pay pursuant to section 16A.134.

Subd. 4. [COMPLIANCE WAIVER.] This subdivision applies only to the 1993 state employee combined charitable organization fund drive. A registered combined charitable organization that participated in the 1992 state employee's combined charitable organization's fund drive but that would not be qualified to participate in future fund drives because it will not satisfy the standards of this section, may certify to the commissioner of employee relations those provisions of subdivision 1 that it fails to meet and the extent of the inability to meet the specified standards, and may request a waiver of compliance. The commissioner shall issue a waiver to the registered combined charitable organization unless the provisions of subdivision 1 that the registered combined charitable organization fails to meet is subdivision 1, paragraph (b), clause (1) or (5).

To be entitled to a waiver, an organization must apply to the commissioner by the registration dates specified in subdivision 3.

Sec. 90. Minnesota Statutes 1992, section 352.96, subdivision 3, is amended to read:

Subd. 3. [EXECUTIVE DIRECTOR TO ADMINISTER SECTION.] This section must be administered by the executive director of the system under subdivision 4. Fiduciary activities of the deferred compensation plan must be undertaken in a manner consistent with chapter 356A. If the state board of investment so elects, it may solicit bids for options under subdivision 2, clauses (2) and (3). The state board of investment may retain consulting services to assist it in soliciting and evaluating bids and in the periodic review of companies offering options under subdivision 2, clause (3). The periodic review must occur at least every two years. The state board of investment may annually establish a budget for its costs in the soliciting, evaluating, and periodic review processes. The state board of investment may charge a proportional share of all costs related to the periodic review to each company currently under contract and may charge a proportional share of all costs related to soliciting and evaluating bids to each company selected by the state board. All contracts must be approved before execution by the state board of investment. Contracts must provide that all options in subdivision 2 must: be presented in an unbiased manner and in a manner that conforms to rules adopted by the executive director, be reported on a periodic basis to all employees participating in the deferred compensation program, and not be the subject of unreasonable solicitation of state employees to participate in the program. The contract may not call for any person to jeopardize the tax-deferred status of money invested by state employees under this section. All costs or fees in relation to the options provided under subdivision 2, clause (3), must be paid by the underwriting companies ultimately selected by the state board of investment.

Sec. 91. Minnesota Statutes 1992, section 354B.05, is amended to read:

354B.05 [ADMINISTRATION.]

Subdivision 1. [GOVERNING BOARDS.] The state university board shall administer the plan for persons in covered employment under section 354B.01, subdivisions 2, 4, and 5. The community college board shall administer the plan for persons in covered employment under section 354B.01, subdivision 3.

Subd. 2. [PURCHASE OF CONTRACTS.] The state university board and the community college board shall arrange for the purchase of annuity contracts, fixed, variable, or a combination of fixed and variable, or custodial accounts from financial institutions selected by the state board of investment under subdivision 3, to provide retirement and death benefits to members of the plan. The contracts or accounts must be purchased with contributions under section 354B.04 or money or assets otherwise provided by law or by authority of the state

university board or community college board and acceptable by the financial institutions from which the contracts or accounts are purchased.

Subd. 3. [SELECTION OF FINANCIAL INSTITUTIONS.] The supplemental investment fund administered by the state board of investment is one of the investment options for the plan. The state university board and the community college board ~~shall of investment may select no more than two other financial institutions to provide annuity contracts or custodial accounts products. Each board may at its discretion change a selection of an institution. Investment programs offered by the institutions must meet the requirements of section 401(a) or 403(b) of the Internal Revenue Code of 1986, as amended.~~ In making their selections, the boards board shall consider at least these criteria:

(1) the experience and ability of the financial institution to provide retirement and death benefits suited to the needs of the covered employees;

(2) the relationship of the benefits to their cost; and

(3) the financial strength and stability of the institution.

The state board of investment must periodically review at least every three years each financial institution selected by the state board of investment. The state board of investment may retain consulting services to assist in the periodic review, may establish a budget for its costs in the periodic review process, and may charge a proportional share of those costs to each financial institution selected by the state board of investment. All contracts must be approved by the state board of investment before execution by the state university board and the community college board. The state board of investment shall also establish policies and procedures under section 11A.04, clause (2), to carry out this subdivision.

The chancellor of the state university system and the chancellor of the state community college system shall redeem all shares in the accounts of the Minnesota supplemental investment fund held on behalf of personnel in the supplemental plan who elect an investment option other than the supplemental investment fund, except that shares in the fixed interest account must not be redeemed until the expiration dates for the guaranteed investment contracts. The chancellors shall transfer the cash realized to the financial institutions selected by the state university board and the community college board under section 354B.05.

Subd. 4. [BENEFITS OWNED BY MEMBERS.] The retirement ~~and death~~ benefits provided by the annuity contracts or custodial accounts are owned by the trust and must be paid in accordance with the provisions of the plan document.

Sec. 92. [REVIEW BY STATE BOARD OF INVESTMENT.]

The state board of investment shall be responsible for periodic review of each financial institution under the provisions of section .. (354B.05) as of the effective date of this article. Initial reviews must be with those financial institutions under contract with the state university board and community college board on the effective date of this section. As provided in section .. (354B.05) the state board of investment may retain consulting services, establish a budget for its costs, and charge a proportional share of those costs to those financial institutions, and have all reimbursements collected appropriated to it.

Sec. 93. Minnesota Statutes 1992, section 356.24, subdivision 1, is amended to read:

Subdivision 1. [RESTRICTION; EXCEPTIONS.] (a) It is unlawful for a school district or other governmental subdivision or state agency to levy taxes for, or contribute public funds to a supplemental pension or deferred compensation plan that is established, maintained, and operated in addition to a primary pension program for the benefit of the governmental subdivision employees other than:

(1) to a supplemental pension plan that was established, maintained, and operated before May 6, 1971;

(2) to a plan that provides solely for group health, hospital, disability, or death benefits, to the individual retirement account plan established by sections 354B.01 to 354B.04;

(3) to a plan that provides solely for severance pay under section 465.72 to a retiring or terminating employee;

(4) for employees other than personnel employed by the state university board or the community college board and covered by section 354B.07, subdivision 1, to:

(i) the state of Minnesota deferred compensation plan under section 352.96; or

(ii) payment of the applicable portion of the premium on a tax sheltered annuity contract qualified under section 403(b) of the federal Internal Revenue Code, purchased from a qualified insurance company; if provided for in a personnel policy or in the collective bargaining agreement of the public employer with the exclusive representative of public employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,000 a year per employee; or

(5) for personnel employed by the state university board or the community college board and covered by section 354B.07, subdivision 1, to the supplemental retirement plan under sections 354B.07 to 354B.09, if provided for in a personnel policy or in the collective bargaining agreement of the public employer with the exclusive representative of the covered employees in an appropriate unit, in an amount matching employee contributions on a dollar for dollar basis, but not to exceed an employer contribution of \$2,000 a year for each employee.

(b) A qualified insurance company is a company that:

(1) meets the definition in section 60A.02, subdivision 4;

(2) is licensed to engage in life insurance or annuity business in the state;

(3) is determined by the commissioner of commerce to have a rating within the top two rating categories by a recognized national rating agency or organization that regularly rates insurance companies; and

(4) is determined by the state board of investment to be among the ten applicant insurance companies with competitive options and investment returns on annuity products. The state board of investment determination must be made on or before January 1, 1993, and must be reviewed periodically. The state board of investment ~~shall~~ may retain actuarial services to assist it in this determination and in its periodic review. The state board of investment ~~shall may~~ annually establish a budget for its costs in the any determination process and shall and periodic review processes. The state board of investment may charge a proportional share of that budget all costs related to the periodic review to those companies currently under contract and may charge a proportional share of all costs related to soliciting and evaluating bids in a determination process to each insurance company selected by the state board of investment. All contracts must be approved before execution by the state board of investment. The state board of investment shall establish policies and procedures under section 11A.04, clause (2), to carry out this paragraph.

(c) A personnel policy for unrepresented employees or a collective bargaining agreement may establish limits on the number of vendors under paragraph (b), clause (4), that it will utilize and conditions under which the vendors may contact employees both during working hours and after working hours.

Sec. 94. [EARLY RETIREMENT INCENTIVES.]

Subdivision 1. [EMPLOYER PARTICIPATION.] The early retirement incentives provided in this section may be offered to eligible employees by any public employer, as defined in Minnesota Statutes, section 179A.03, subdivision 15. The incentives must be offered by a state agency or state appointing authority that without the incentives would incur layoffs after May 17, 1993.

Subd. 2. [ELIGIBILITY.] A person employed by a public employer offering the incentive is eligible to receive the incentive if the person:

(1) has at least 25 years of combined service credit in any Minnesota public pension plans governed by Minnesota Statutes, section 356.30, subdivision 3, or for purposes of the incentive in subdivision 3, paragraph (b) only, is at least 65 years old and has at least one year of combined service credit in these pension plans;

(2) upon retirement is immediately eligible for a retirement annuity from a defined benefit plan, if the person is a member of a defined benefit plan;

(3) is at least 55 years of age; and

(4) retires on or after May 17, 1993, and before September 30, 1993.

Subd. 3. [INCENTIVE.] (a) A person may not choose both the incentive in paragraph (b) and the incentive in paragraph (c). An employer that is required to or chooses to offer the incentive must offer each employee eligible for both incentives a choice between the incentive in paragraph (b) or the incentive in paragraph (c).

(b) For a person covered by a retirement plan established in Minnesota Statutes, sections 352.115, 352.116, or 353.29 and 353.30, or chapter 422A, who selects the incentive under this paragraph, the multiplier percentage used to calculate the retirement annuity must be increased by .25 for each year of allowable service credit up to 30 years. For a teacher, as defined in Minnesota Statutes, section 354.05, subdivision 2, or 354A.011, subdivision 27, the multiplier percentage used to calculate the retirement annuity must be increased by .10 for each year of allowable service credit up to 30 years.

(c) For a person who selects the incentive under this paragraph, the employer must pay for hospital, medical, and dental insurance, under conditions and limitations specified in this section. A person is eligible for this employer-paid insurance only if the person:

(1) is eligible for employer-paid insurance under a collective bargaining agreement or personnel plan in effect on the day before the effective date of this section;

(2) has at least as many months of service with the current employer as the number of months younger than age 65 the person is at the time of retirement; and

(3) is less than age 65.

(d) An employer that offers incentives under this section may not exclude eligible employees.

Subd. 4. [LIMITS ON REHIRING.] During the biennium ending June 30, 1995:

(1) an executive branch state agency may not hire a replacement for a person who retires under this subdivision except for (i) correctional guards and persons who provide direct patient care in state institutions; (ii) other positions listed in a position-specific executive order issued by the governor; or (iii) in the case of the state universities and community colleges, after review by the presidents, the governing boards decide on a case-by-case basis which positions must be replaced to provide for continuity of service on the campuses; and

(2) another public employer may not hire a replacement for a person who retires under this subdivision, except under position-specific action of the governing body.

Subd. 5. [CONDITIONS.] For purposes of this section, a person retires when the person terminates active employment and applies for retirement benefits. An employee who retires under this section using the rule of 90 must not be included in the calculations required by Minnesota Statutes, section 356.85.

Subd. 6. [CONDITIONS; INSURANCE COVERAGE.] A retired employee is eligible for single and dependent insurance coverages and employer payments to which the person was entitled immediately before retirement, subject to any changes in coverage and employer and employee payments through collective bargaining or personnel plans, for employees in positions equivalent to the position from which the employee retired. The retired employee is not eligible for employer-paid life insurance. Eligibility ceases when the retired employee attains the age of 65, or when the person chooses not to receive the retirement benefits for which the person has applied, or when the person is eligible for employer-paid health insurance from a new employer. Coverages must be coordinated with relevant health insurance benefits provided through the federally sponsored Medicare program.

Subd. 7. [APPLICATION OF OTHER LAWS.] Unilateral implementation of this section by a public employer is not an unfair labor practice for purposes of Minnesota Statutes, chapter 179A. The requirement in this section for an employer to pay health insurance costs for certain retired employees is not subject to the limits in Minnesota Statutes, section 179A.20, subdivision 2a.

Sec. 95. [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. 96. [SEVERABILITY.]

The provisions of this article are severable. If any provision is found to be unconstitutional, the remaining provisions shall remain valid, unless a court determines that the remaining valid provisions, standing alone, are incapable of being executed in accordance with legislative intent.

Sec. 97. [REPEALER.]

(a) Minnesota Statutes 1992, section 309.502, is repealed.

(b) Minnesota Statutes 1992, sections 3.3005; 13.02, subdivision 2; 16A.095, subdivision 3; 16A.123; 16A.1281; 16A.35; 16A.45, subdivisions 2 and 3; 16A.80; 16B.41, subdivisions 3 and 4; and 290A.24, are repealed.

(c) Minnesota Statutes 1992, section 13.072, is repealed effective August 1, 1995.

Sec. 98. [REVISOR INSTRUCTIONS.]

Subdivision 1. [OFFICE OF INFORMATION POLICY.] In the next edition of Minnesota Statutes, the revisor shall recodify Minnesota Statutes, sections 16B.40; 16B.41; 16B.43; and 16B.44, so that these sections are in the same chapter of Minnesota Statutes as section 48, creating the information policy office.

Subd. 2. [ACCOUNTING SYSTEM.] In the next edition of Minnesota Statutes, the revisor of statutes shall renumber sections 16A.15, subdivision 1, to 16A.152, subdivision 3; 16A.15, subdivision 5, to 16A.152, subdivision 4; 16A.15, subdivision 6, to 16A.152, subdivision 1; 16A.15, subdivision 7, to 16A.152, subdivision 5; 16A.1541 to 16A.152, subdivision 2. The revisor shall also conform cross-references to the renumbered provisions.

Sec. 99. [EFFECTIVE DATES.]

(a) Section 38 is effective the day following final enactment. Section 38 does not apply if prohibited by contract, but the appointing authority must amend the contract as soon as possible to comply with section 38.

(b) Sections 89 and 97, paragraph (a), are effective on the day following final enactment.

(c) Sections 90 and 93 are effective on the day following final enactment.

(d) Sections 91 and 92 are effective on the day following final enactment.

(e) Section 94 is effective the day following final enactment.

(f) Section 71 is effective June 30, 1995, and applies to appropriations to the legislature, the senate, the house of representatives, or a legislative commission or committee that are unexpended and unencumbered on June 30, 1995.

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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

SUMMARY BY FUND

	1993	1994	1995	TOTAL
General	\$500,000	\$ 50,530,000	\$ 40,140,000	\$ 90,677,000
Environmental		210,000	210,000	420,000
Minnesota Resources		500,000	-0-	500,000
Trunk Highway		667,000	667,000	1,334,000
TOTAL		51,907,000	41,024,000	92,931,000

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Sec. 2. TRADE AND ECONOMIC DEVELOPMENT

Subdivision 1. Total Appropriation

38,053,000

26,687,000

Summary by Fund

General	500,000	36,676,000	25,810,000
Environmental		210,000	210,000
Minnesota Resources	500,000		-0-
Trunk Highway		667,000	667,000

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

Subd. 2. Community Development

21,813,000

12,092,000

Summary by Fund

General	21,313,000	12,092,000
Minnesota Resources	500,000	-0-

\$6,000,000 the first year is for transfer to the regional revolving loan fund accounts in the special revenue fund, for the challenge grant program to regional organizations under Minnesota Statutes, section 116N.08.

\$3,700,000 the first year is for the urban challenge grant program under Minnesota Statutes, sections 116M.14 to 116M.18.

\$5,517,000 the first year and \$5,517,000 the second year are for economic recovery grants.

\$226,000 the first year and \$226,000 the second year are for the small cities federal match.

\$1,000,000 the first year is for transfer to the tourism loan account in the special revenue fund, for the tourism loan program under Minnesota Statutes, section 116J.617.

Subd. 3. Minnesota Trade Office

2,026,000

2,040,000

\$105,000 the first year and \$105,000 the second year are for the international information network.

Subd. 4. Tourism

7,371,000

6,792,000

Summary by Fund

General	6,704,000	6,125,000
Trunk Highway	667,000	667,000

APPROPRIATIONS
Available for the Year
Ending June 30
1994 1995

To develop maximum private sector involvement in tourism, \$2,000,000 the first year and \$2,000,000 the second year of the amounts appropriated for marketing activities are contingent upon receipt of an equal contribution of nonstate sources that have been certified by the commissioner. Up to one-half of the match may be given in in-kind contributions. This appropriation may not be expended until the money is matched.

In order to maximize marketing grant benefits, the commissioner must give priority for joint venture marketing grants to organizations with year-round sustained tourism activities. For programs and projects submitted, the commissioner must give priority to those that encompass two or more areas or that attract nonresident travelers to the state.

\$250,000 is for tourism promotion and marketing.

\$214,000 the first year and \$200,000 the second year are for the Minnesota film board. This appropriation is available only upon receipt by the board of \$1 in matching contributions of money or in-kind from nonstate sources for every \$3 provided by this appropriation.

\$30,000 in fiscal year 1994 is for the international ringette tournament to be held in South St. Paul and Rosemount in 1994.

Up to \$300,000 the first year is for promoting the women's final four basketball tournament to be held in 1995. This appropriation must be matched by nonstate sources on a one-to-one basis.

\$24,500 each year is for the Lake Superior Center Authority.

Of the amount appropriated for the joint venture program, up to \$30,000 the first year and up to \$30,000 the second year are available to the Minnesota Indian tourism association. This appropriation must be matched by nonstate sources on a one-to-one basis.

The commissioner may use grant dollars or the value of in-kind services to provide the state contribution for the joint venture grant program.

The office of tourism shall: (1) analyze what travel offices of the 50 states and selected foreign governments are doing to promote tourism, including but not limited to organizational structure, funding sources, and marketing programs; and (2) rank Minnesota's position among the states and countries studied.

The office, in consultation with representatives of Minnesota's tourism industry, shall report to the legislature and the governor by January 1, 1994. The report must recommend options for improving the state's competitive position in the industry. The recommendations should deal with assignment of responsibility within state government, funding options for the office of tourism, changes in state law that would enhance tourism, and the creation of a statewide tourism policy.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

The commissioner of revenue may disclose the name, address, and phone number of a travel or tourism related business that is authorized to collect sales and use tax to the office of tourism within the department of trade and economic development to be used only within the office of tourism for purposes of contacting travel or tourism related businesses.

If an appropriation for either year for grants is not sufficient, the appropriation for the other year is available for it.

Any unexpended funds from general fund appropriations made under this subdivision shall not cancel but be placed in a special advertising account for use by the office of tourism to purchase additional media.

Subd. 5. Business Development and Analysis

	5,182,000	4,089,000
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Summary by Fund

General	4,972,000	3,879,000
Environmental	210,000	210,000

\$200,000 the first year and \$200,000 the second year are for grants to Advantage Minnesota, Inc.

The funds are available only if matched on at least a one-to-one basis from other sources. The commissioner may release the funds only upon:

(1) certification that matching funds from each participating organization are available; and

(2) review and approval by the commissioner of the proposed operations plan of Advantage Minnesota, Inc., for the biennium.

\$450,000 the first year and \$450,000 the second year are for the state's match for the federal small business development center network. If funding in one year is insufficient, the other year's appropriation is available.

\$190,000 the first year and \$190,000 the second year are for WomenVenture, Inc.

\$65,000 the first year and \$65,000 the second year are for Metropolitan Economic Development Associations, Inc.

\$150,000 each year is for the affirmative enterprise program under Minnesota Statutes, section 116J.874.

\$500,000 in fiscal year 1993 is for job skills partnership grants.

\$1,088,000 the first year is for job skills partnership grants. The commissioners of jobs and training and trade and economic

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

development, the governor's job training council, and the Minnesota job skills partnership board shall study how to best structure and provide job skills partnership services and report to the legislature the findings and a recommendation by February 1, 1994.

\$50,000 in fiscal year 1994 and \$50,000 in fiscal year 1995 are for a grant to the North Metro Business Retention and Development Commission for the second and third stages of the multicomunity business retention and market expansion pilot project. This appropriation is available only upon demonstration of a dollar-for-dollar cash match from the commission. The commission shall share all results and written reports with the department of trade and economic development.

Subd. 6. Administration

1,761,000

1,774,000

Subd. 7. General Reduction

(100,000)

(100,000)

This reduction may be taken in either year of the biennium.

Sec. 3. GOVERNOR AND LIEUTENANT GOVERNOR

3,195,000

3,196,000

This appropriation is to fund the offices of the governor and lieutenant governor.

\$16,000 the first year and \$16,000 the second year are for personal expenses connected with the office of the governor.

\$1,000 the first year and \$1,000 the second year are for personal expenses connected with the office of the lieutenant governor.

\$95,000 the first year and \$95,000 the second year are for membership dues of the National Governors Association.

\$20,000 the first year is for the Council of Great Lakes Governors.

During the biennium any seminars or training sessions regarding federal issues for federal budgeting that are conducted by the Washington office shall be made available to legislators and legislative staff. The Washington office shall notify the ways and means committee of the house and the finance committee of the senate regarding the timing of such seminars.

On August 15 of each year, the commissioner of finance shall report to the chairs of the jobs, energy, and community development finance division of the senate and the state government division of the house of representatives those personnel costs incurred by the office of the governor and the lieutenant governor that were supported by appropriations to other agencies during the previous fiscal year. The office of the governor shall inform the chairs of the divisions before initiating any interagency agreements.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 4. OFFICE OF STRATEGIC AND LONG-RANGE PLANNING	3,435,000	3,702,000

\$803,000 the first year and \$1,072,000 the second year are for the land management information center.

Sec. 5. STATE AUDITOR	7,224,000	7,439,000
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\$77,000 the first year and \$77,000 the second year are for an account the auditor may bill for costs associated with conducting single audits of federal funds. During the biennium, this account may be used only when no other billing mechanism is feasible.

The total amount accumulated during the biennium ending June 30, 1993 for potential back pay of salary and benefit for an employee of the state auditor who was discharged from employment on April 15, 1991, but who is contesting the discharge, shall be carried forward by the office of the state auditor for use in the biennium ending June 30, 1995.

\$45,000 each year is for annual compliance audits for Hennepin county.

Sec. 6. [BASE CUT TRANSFERS.]

For any agency assigned base cuts in this act, the proportion of agency base cuts for pass-through grants compared to total agency base cuts may not exceed the proportion of dollars appropriated for pass-through grants in the agency compared to total dollars appropriated to that agency.

Sec. 7. [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 under subdivision 1.

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.

Sec. 8. Minnesota Statutes 1992, section 16B.92, is amended to read:

16B.92 [LAND MANAGEMENT INFORMATION CENTER.]

Subdivision 1. [PURPOSE.] The purpose of the land management information center is to foster integration of environmental information and provide services in computer mapping and graphics, environmental analysis, and small systems development. The ~~commissioner~~ director, through the center, shall periodically study land use and natural resources on the basis of county, regional, and other political subdivisions.

Subd. 1a. [STATEWIDE NITRATE DATA BASE.] The ~~commissioner~~ director, through the center, shall maintain a statewide nitrate data base containing the data described in section 103A.403.

Subd. 2. [FEES.] The ~~commissioner~~ director shall set fees under section 16A.128, subdivision 2, reflecting the actual costs of providing the center's information products and services to clients. Fees collected must be deposited in the state treasury and credited to the land management information center revolving account. Money in the account is appropriated to the ~~commissioner~~ director for operation of the land management information system, including the cost of services, supplies, materials, labor, and equipment, as well as the portion of the general support costs and statewide indirect costs of the ~~department~~ office that is attributable to the land management information system. The ~~commissioner~~ director may require a state agency to make an advance payment to the revolving fund sufficient to cover the agency's estimated obligation for a period of 60 days or more. If the revolving fund is abolished or liquidated, the total net profit from operations must be distributed to the funds from which purchases were made. The amount to be distributed to each fund must bear to the net profit the same ratio as the total purchases from each fund bear to the total purchases from all the funds during a period of time that fairly reflects the amount of net profit each fund is entitled to receive under this distribution.

Sec. 9. [TRANSFER OF LAND MANAGEMENT INFORMATION CENTER.]

Subdivision 1. [TRANSFER.] The land management information center is transferred from the department of administration to the office of strategic and long-range planning, under Minnesota Statutes, section 15.039.

Subd. 2. [REVISOR INSTRUCTION.] In the next edition of Minnesota Statutes, the revisor of statutes shall codify Minnesota Statutes, section 16B.92 in chapter 4A.

Sec. 10. Minnesota Statutes 1992, section 116J.617, subdivision 2, is amended to read:

Subd. 2. [ELIGIBLE BORROWER.] To receive a loan under this section, the borrower must be a sole proprietorship, partnership, ~~or corporation, or other person~~ engaged in a tourism-related business or other entity that is defined by the standard industrial classification codes of 7011 and 7033 as set out in the Code of Federal Regulations, title 13, section 121.2. An eligible borrower under this section must maintain the business or other entity as a tourism-related entity as defined by this subdivision during the term of the loan. An eligible borrower may not receive a loan under this section if the borrower has received a tourism-related loan made by the state ~~or participated in by the state~~ in the past ~~three years~~ 36 months.

Sec. 11. Minnesota Statutes 1992, section 116J.617, subdivision 3, is amended to read:

Subd. 3. [ELIGIBLE LOAN.] The maximum loan made or participated in under this section may not be for more than 50 percent of the total cost of the project. Loan proceeds may be used for the following purposes: acquisition of an existing business, building construction and improvement, land, site improvement, equipment, other construction costs, and engineering costs. Project-related expenditures made more than 30 days before an application may not be financed by a loan made or participated in under this section.

Sec. 12. Minnesota Statutes 1992, section 116J.617, is amended by adding a subdivision to read:

Subd. 6. [INVESTMENT INTEREST.] All interest and profits accruing from the investment of money from the tourism loan account are credited to the account, and any loss incurred in the principal of the investments of the account are borne by the account.

Sec. 13. [116J.874] [AFFIRMATIVE ENTERPRISE PROGRAM.]

Subdivision 1. [DEFINITIONS.] (a) The definitions in this subdivision apply to this section.

(b) "Business entity" means a sole proprietorship, partnership, limited liability company, or corporation.

(c) "Disabled person" means a person with a disability as defined under section 363.01, subdivision 13.

(d) "Full-time employee" means an employee who is employed for at least 35 hours per week.

Subd. 2. [ESTABLISHMENT.] The commissioner of trade and economic development shall establish the affirmative enterprise program for the purpose of encouraging the full-time employment of disabled persons in areas of economic

need. The commissioner shall determine areas of economic need based on present and past levels of unemployment and population loss, and present and past reductions in industrial and business activity.

Subd. 3. [ELIGIBILITY.] A business entity is eligible for an affirmative enterprise grant if it meets the following criteria:

(1) except in the case of a business entity with fewer than ten employees, it employs at least 25 percent of its full-time employees from persons who are not disabled;

(2) it employs at least 50 percent of its full-time employees from disabled persons;

(3) it maintains an integrated work force of nondisabled and disabled persons at the highest possible level;

(4) every full-time employee has an employee status with all accompanying rights and responsibilities;

(5) the following benefits are provided to each full-time employee:

(i) paid vacation;

(ii) paid holidays;

(iii) paid sick leave;

(iv) a personalized career plan;

(v) retirement with employer participation; and

(vi) a copayment health insurance plan;

(6) a full-time employee selected by all employees of the business entity meets with the business entity's management at least once a month;

(7) each full-time employee is informed of other less restrictive employment when it becomes available;

(8) all full-time employees are required to participate in at least two evaluations per year with accompanying wage adjustments; and

(9) profit sharing based on the business entity's performance is provided to all full-time employees.

Subd. 4. [GRANTS.] Affirmative enterprise grants must be used by the business to provide training and support services to disabled persons in conjunction with economic development.

Subd. 5. [PREFERENCE.] Preference for grant awards must be given to a business entity that: (1) offers ownership options or individual personal improvement plans with employer-sponsored training, has a long-term business plan, and is working collaboratively with the local economic development authority or organization; or (2) has a higher percentage of disabled employees than another eligible entity.

Subd. 6. [EXPIRATION.] This section expires July 1, 1995. By January 1, 1995, the management analysis division of the department of administration shall evaluate the program and if warranted based on outcomes recommend to the legislature a funding source for this program and a state agency to administer the program.

Sec. 14. [116M.14] [DEFINITIONS.]

Subdivision 1. [TERMS.] For the purposes of this chapter, the following terms have the meaning given them.

Subd. 2. [BOARD.] "Board" means the urban initiative board.

Subd. 3. [COMMISSIONER.] "Commissioner" means the commissioner of trade and economic development.

Subd. 4. [LOW-INCOME AREA.] "Low-income area" means Minneapolis, St. Paul, and inner ring suburbs that had an adjusted median household income below \$31,000 as reported in the 1990 census.

Subd. 5. [METROPOLITAN AREA.] "Metropolitan area" has the meaning given it in section 473.121, subdivision 2.

Subd. 6. [MINORITY BUSINESS ENTERPRISE.] "Minority business enterprise" means a business that is majority owned and operated by persons belonging to a racial minority.

Sec. 15. [116M.15] [URBAN INITIATIVE BOARD.]

Subdivision 1. [CREATION; MEMBERSHIP.] The urban initiative board is created and consists of the commissioners of trade and economic development and jobs and training, the chair of the metropolitan council, and eight members from the general public appointed by the governor. Six of the public members must be representatives from minority business enterprises. No more than four of the public members may be of one gender. All public members must be experienced in business or economic development.

Subd. 2. [MEMBERSHIP TERMS.] The membership terms, compensation, removal, and filling of vacancies of public members of the board are as provided in section 15.0575.

Subd. 3. [CHAIR; OTHER OFFICERS.] The commissioner of trade and economic development shall serve as chair of the board. The board may elect other officers as necessary from its members.

Subd. 4. [STAFF.] The commissioner of trade and economic development shall provide staff, consultant support, materials, and administrative services necessary for the board's activities. The services must include personnel, budget, payroll, and contract administration.

Sec. 16. [116M.16] [POWERS.]

Subdivision 1. [CONTRACTS.] The board may enter into contracts and grant agreements necessary to carry out its responsibilities.

Subd. 2. [GIFTS; GRANTS; APPROPRIATION.] The board may apply for, accept, and disburse gifts, grants, loans, or other property from the United States, the state, private foundations, or any other source. It may enter into an agreement required for the gifts, grants, or loans and may hold, use, and dispose of its assets in accordance with the terms of the gift, grant, loan, or agreement. Money received by the board under this subdivision must be deposited in a separate account in the state treasury. The amount deposited is appropriated to the board to carry out its duties.

Sec. 17. [116M.17] [DUTIES.]

Subdivision 1. [GENERAL DUTIES.] The board shall investigate and evaluate methods to enhance urban development, particularly methods relating to economic diversification through minority business enterprises and job creation for minority and other persons in low-income areas. The enterprises shall include, but are not limited to, technologically innovative industries, value-added manufacturing, and information industries.

Subd. 2. [TECHNICAL ASSISTANCE.] The board through the department, shall provide technical assistance and development information services to state agencies, regional agencies, special districts, local governments, and the public, with special emphasis on minority communities.

Subd. 3. [BUDGET.] The board shall adopt an annual budget and work program and a biennial budget.

Subd. 4. [REPORTS.] The board shall submit an annual report to the legislature of an accounting of loans made under section 5, including information on loans to minority business enterprises, the impact on low-income areas, and recommendations concerning minority business development and jobs for persons in low-income areas.

Sec. 18. [116M.18] [URBAN CHALLENGE GRANTS PROGRAM.]

Subdivision 1. [ELIGIBILITY RULES.] The board shall make urban challenge grants for use in low-income areas to nonprofit corporations to encourage private investment, to provide jobs for minority persons and others in

low-income areas, to create and strengthen minority business enterprises, and to promote economic development in a low-income area. The board shall adopt rules to establish criteria for determining loan eligibility.

Subd. 2. [CHALLENGE GRANT ELIGIBILITY; NONPROFIT CORPORATION.] The board may enter into agreements with nonprofit corporations to fund loans the nonprofit corporation makes in low-income areas under subdivision 4. A corporation must demonstrate that:

(1) its board of directors includes citizens experienced in development, minority business enterprises, and creating jobs in low-income areas;

(2) it has the technical skills to analyze projects;

(3) it is familiar with other available public and private funding sources and economic development programs;

(4) it can initiate and implement economic development projects;

(5) it can establish and administer a revolving loan account; and

(6) it can work with job referral networks which assist minority and other persons in low-income areas.

Subd. 3. [REVOLVING LOAN FUND.] The board shall establish a revolving loan fund to make grants to nonprofit corporations for the purpose of making loans to new and expanding businesses in a low-income area to promote minority business enterprises and job creation for minority and other persons in low-income areas. Eligible business enterprises include, but are not limited to, technologically innovative industries, value-added manufacturing, and information industries. Loan applications given preliminary approval by the nonprofit corporation must be forwarded to the board for approval. The commissioner must give final approval for each loan made by the nonprofit corporation. The amount of a grant may not exceed 50 percent of each loan. The amount of nonstate money must equal at least 50 percent for each loan.

Subd. 4. [BUSINESS LOAN CRITERIA.] (a) The criteria in this subdivision apply to loans made under the urban challenge grant program.

(b) Loans must be made to businesses that are not likely to undertake a project for which loans are sought without assistance from the urban challenge grant program.

(c) A loan must be used for a project designed to benefit persons in low-income areas through the creation of job opportunities for them. Among loan applicants, priority must be given, on the basis of the number of permanent jobs created or retained by the project and the proportion of nonpublic money leveraged by the loan. Priority must also be given for loans to the lowest income areas.

(d) The minimum loan is \$5,000 and the maximum is \$150,000.

(e) With the approval of the commissioner, a loan may be used to provide up to 50 percent of the private investment required to qualify for a grant from the economic recovery account.

(f) A loan must be matched by at least an equal amount of new private investment.

(g) A loan may not be used for a retail development project.

(h) The business must agree to work with job referral networks that focus on minority applicants from low-income areas.

Subd. 5. [REVOLVING FUND ADMINISTRATION; RULES.] (a) The board shall establish a minimum interest rate for loans to ensure that necessary loan administration costs are covered.

(b) Loan repayment amounts equal to one-half of the principal and interest must be deposited in a revolving fund created by the board for challenge grants. The remaining amount of the loan repayment may be deposited in a revolving loan fund created by the nonprofit corporation originating the loan being repaid for further distribution, consistent with the loan criteria specified in subdivision 4.

(c) Administrative expenses of the board may be paid out of the interest earned on loans.

Subd. 6. [RULES.] The board shall adopt rules to implement this section.

Subd. 7. [COOPERATION.] A nonprofit corporation that receives an urban challenge grant shall cooperate with other organizations, including but not limited to, community development corporations, community action agencies, and the Minnesota small business development centers.

Subd. 8. [REPORTING REQUIREMENTS.] A corporation that receives a challenge grant shall:

(1) submit an annual report to the board by September 30 of each year that includes a description of projects supported by the urban challenge grant program, an account of loans made during the calendar year, the program's impact on minority business enterprises and job creation for minority persons and persons in low-income areas, the source and amount of money collected and distributed by the urban challenge grant program, the program's assets and liabilities, and an explanation of administrative expenses; and

(2) provide for an independent annual audit to be performed in accordance with generally accepted accounting practices and auditing standards and submit a copy of each annual audit report to the board.

Sec. 19. [SEVERABILITY.]

The provisions of this article are severable. If any provision is found to be unconstitutional, the remaining provisions shall remain valid, unless a court determines that the remaining valid provisions, standing alone, are incapable of being executed in accordance with legislative intent.

Sec. 20. [EFFECTIVE DATES.]

(a) Sections 10 to 12 are effective July 1, 1993.

(b) The fiscal year 1993 appropriation for the job skills partnership act in section 2, subdivision 5, is effective the day following final enactment.

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 "1993," "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, 1993, June 30, 1994, or June 30, 1995, respectively.

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 2,100,000	\$ 1,934,000	\$ 4,034,000

APPROPRIATIONS Available for the Year Ending June 30	
1994	1995
1,734,000	1,734,000

Sec. 2. GAMBLING CONTROL BOARD

1,734,000

1,734,000

Subdivision 1. Compliance Review Activities

Of the total amount spent each year for compliance review activities, at least 25 percent must be spent only for education and outreach. For purposes of this item "education and outreach" means

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

compliance review activities that are not of a type that can result in the imposition by the board of a penalty against the organization being reviewed.

Subd. 2. General Reduction

(50,000)

(50,000)

This reduction may be taken in either year of the biennium.

Sec. 3. RACING COMMISSION

366,000

200,000

These appropriations may be spent in either year of the biennium.

Sec. 4. STATE LOTTERY BOARD

The director of the state lottery shall reimburse the general fund \$150,000 the first year and \$150,000 the second year for lottery-related costs incurred by the department of public safety, and reimburse the general fund \$300,000 the first year and \$300,000 the second year for costs incurred by the department of human services.

In addition, the director of the state lottery shall reimburse the general fund \$235,000 in fiscal year 1994 and \$240,000 in fiscal year 1995 from the lottery operations account from amounts currently budgeted for operating costs for additional costs incurred by the department of human services. \$235,000 in fiscal year 1994 and \$240,000 in fiscal year 1995 is appropriated to the commissioner of human services and shall be used for compulsive gambling hotline services, outpatient treatment services, felony screening, and compulsive gambling youth education.

The commissioner of human services shall seek voluntary contributions from each Indian gambling casino. Any contributions received are appropriated to the commissioner of human services for the compulsive gambling treatment program under Minnesota Statutes, section 245.98.

Twenty percent of the proceeds of any tax imposed on illegal sports betting are appropriated to the commissioner of public safety for grants to cities to reduce property tax expenditures for gambling enforcement.

Sec. 5. Minnesota Statutes 1992, section 349A.02, subdivision 1, is amended to read:

Subdivision 1. [DIRECTOR.] A state lottery is established under the supervision and control of the director of the state lottery appointed by the governor with the advice and consent of the senate. The governor shall appoint the first director from a list of at least three persons recommended to the governor by the ~~governor's commission on the lottery which was appointed by the governor on December 8, 1988~~ board. The director must be qualified by experience and training to supervise the lottery. The director serves in the unclassified service. Notwithstanding any other law to the contrary, the salary rate authorized for the director shall be an amount equal to 80 percent of the salary paid to the governor.

Sec. 6. Minnesota Statutes 1992, section 349A.03, subdivision 2, is amended to read:

Subd. 2. [BOARD DUTIES.] The board has the following duties:

- (1) to advise the director on all aspects of the lottery;
- (2) to review and comment on rules and game procedures adopted by the director;
- (3) review and comment on lottery procurement contracts;
- (4) review and comment on agreements between the director and one or more other lotteries relating to a joint lottery; and
- (5) to review and comment on advertising promulgated by the director at least quarterly to ensure that all advertising is consistent with the dignity of the state and with section 349A.09; ~~and~~
- ~~(6) to approve additional compensation for the director under subdivision 3.~~

Sec. 7. [SEVERABILITY.]

The provisions of this article are severable. If any provision is found to be unconstitutional, the remaining provisions shall remain valid, unless a court determines that the remaining valid provisions, standing alone, are incapable of being executed in accordance with legislative intent.

Sec. 8. [REPEALER.]

Minnesota Statutes 1992, section 349A.03, subdivision 3, is repealed."

Delete the title and insert:

"A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative and administrative expenses of state government; 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; transferring certain duties and functions; amending Minnesota Statutes 1992, sections 3.971, by adding a subdivision; 3A.02, by adding a subdivision; 13.02, by adding a subdivision; 13.05, subdivision 2; 13.06, subdivisions 1, 4, 5, 6, and 7; 13.07; 15.17, subdivision 1; 15.171; 15.172; 15.173; 15.174; 16A.011, subdivisions 5, 6, and 14; 16A.04, subdivision 1; 16A.055, subdivision 1; 16A.06, subdivision 4; 16A.065; 16A.10, subdivisions 1 and 2; 16A.105; 16A.11, subdivisions 1 and 3; 16A.128, as amended; 16A.129, by adding a subdivision; 16A.15, subdivisions 1, 5, and 6; 16A.17, subdivision 3; 16A.28; 16A.281; 16A.30; 16A.58; 16A.69, subdivision 2; 16A.72; 16B.04, subdivision 2; 16B.24, subdivision 9; 16B.40; 16B.41, as amended; 16B.43; 16B.44; 16B.92; 43A.045; 116.03, subdivision 3; 116J.617, subdivisions 2, 3, and by adding a subdivision; 240A.02, subdivision 1; 240A.03, by adding a subdivision; 270.063; 309.501; 349A.02, subdivision 1; 349A.03, subdivision 2; 352.96, subdivision 3; 354B.05; and 356.24, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 3; 11A; 13; 15; 15B; 16A; 116J; and 116M; repealing Minnesota Statutes 1992, sections 3.3005; 13.02, subdivision 2; 13.072; 16A.095, subdivision 3; 16A.123; 16A.1281; 16A.35; 16A.45, subdivisions 2 and 3; 16A.80; 16B.41, subdivisions 3 and 4; 290A.24; 309.502; and 349A.03, subdivision 3."

The motion prevailed and the amendment was adopted.

The Speaker called Rodosovich to the Chair.

Johnson, R., moved to amend S. F. No. 1620, as amended, as follows:

Page 75, line 14, after the period insert:

"The incentives in this section do not apply to a teacher, as defined in Minnesota Statutes, section 354.05, subdivision 2, or 354A.011, subdivision 27, employed by a local school board."

Page 76, line 5, delete everything after the period.

Page 76, delete lines 6 to 9

The motion prevailed and the amendment was adopted.

Morrison; Garcia; Reding; Lasley; Leppik; Johnson, A.; Wejcman; Simoneau; Murphy; Bettermann and Macklin moved to amend S. F. No. 1620, as amended, as follows:

Page 3, after line 37, insert:

"\$1,000 of the amount appropriated for fiscal year 1994 must be used to install shelves and hooks in public restrooms in the state office building."

The motion prevailed and the amendment was adopted.

Rukavina moved to amend S. F. No. 1620, as amended, as follows:

Page 9, after line 11, insert:

"All grants made by the System of Technology to Achieve Results (STAR) shall distribute grants in a manner to ensure that grants are awarded throughout the state."

The motion prevailed and the amendment was adopted.

Skoglund, Lynch, Blatz, Kahn, Simoneau and Krueger moved to amend S. F. No. 1620, as amended, as follows:

Page 12, after line 29, insert:

"The commissioner shall seek to enhance the availability of the job-sharing program under Minnesota Statutes, sections 43A.40 to 43A.46 to the extent that: (1) additional employees wish to participate in the program; and (2) use of the program is consistent with effective management of state agencies."

The motion prevailed and the amendment was adopted.

Orenstein moved to amend S. F. No. 1620, as amended, as follows:

Page 6, line 5, delete everything after "Subd. 6."

Page 6, delete lines 6 to 9

Page 6, line 10, delete "officers."

Page 6, line 15, delete "1994" and insert "1995"

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

The Speaker resumed the Chair.

MOTION FOR RECONSIDERATION

Anderson, I., moved that the vote whereby the Orenstein amendment to S. F. No. 1620, as amended, which was not adopted earlier today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Anderson, I., motion and the roll was called. There were 104 yeas and 26 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Delmont	Holsten	Krinkie	Morrison	Perlt	Tompkins
Bauerly	Dempsey	Hugoson	Krueger	Mosel	Peterson	Trimble
Beard	Dorn	Huntley	Leppik	Murphy	Pugh	Van Dellen
Bergson	Evans	Jaros	Lieder	Neary	Reding	Vellenga
Bertram	Farrell	Jefferson	Limmer	Nelson	Rest	Vickerman
Bettermann	Frerichs	Jennings	Lindner	Olson, E.	Rhodes	Wagenius
Blatz	Garcia	Johnson, A.	Lourey	Onnen	Rodosovich	Waltman
Brown, K.	Girard	Johnson, R.	Luther	Opatz	Sarna	Weaver
Carruthers	Goodno	Johnson, V.	Lynch	Orenstein	Seagren	Wenzel
Clark	Greenfield	Kahn	Macklin	Orfield	Sekhon	Winter
Commers	Greiling	Kalis	Mahon	Ostrom	Smith	Wolf
Cooper	Gruenes	Kelley	Mariani	Ozment	Stanius	Worke
Dauner	Gutknecht	Kelso	McGuire	Pauly	Steensma	Workman
Dawkins	Hasskamp	Klinzing	Milbert	Pawlenty	Sviggum	Spk. Long
Dehler	Haukoos	Koppendrayer	Molnau	Pelowski	Swenson	

Those who voted in the negative were:

Abrams	Bishop	Hausman	Lasley	Osthoff	Solberg	Wejcman
Anderson, R.	Carlson	Jacobs	McCollum	Rukavina	Sparby	Welle
Asch	Davids	Kinkel	Olson, K.	Simoneau	Tomassoni	
Battaglia	Erhardt	Knickerbocker	Olson, M.	Skoglund	Tunheim	

The motion prevailed.

The Orenstein amendment to S. F. No. 1620, as amended, was again reported to the House as follows:

Page 6, line 5, delete everything after "Subd. 6."

Page 6, delete lines 6 to 9

Page 6, line 10, delete "officers."

Page 6, line 15, delete "1994" and insert "1995"

The motion prevailed and the amendment was adopted.

The Speaker called Bauerly to the Chair.

S. F. No. 1620, A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government; 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 8.15; 15.38, by adding a subdivision; 15.50, by adding a subdivision; 15A.083, by adding a subdivision; 196.051, subdivision 3; 196.054, subdivision 2; 198.16; 270.063; 303.13, subdivision 1; 303.21, subdivision 3; 322A.16; 333.20, subdivision 4; 333.22, subdivision 1; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-413; 336A.04, subdivision 3; 336A.09, subdivision 2; 349A.10, subdivision 5; 357.021, subdivisions 1a and 2; 357.022; 357.08; 357.18, subdivision 3; 386.61, by adding a subdivision; 386.65; 386.66; 386.67; 386.68; 386.69; 508.82; 508A.82; and 593.48; Laws 1989, chapter 335, article 3, section 44, as amended; proposing coding for new law in Minnesota Statutes, chapters 129D; 386; and 609; repealing Minnesota Statutes 1992, sections 386.61, subdivision 3; 386.63; 386.64; and 386.70.

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 114 yeas and 18 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brown, C.	Erhardt	Holsten	Olson, K.	Pauly	Swenson
Dehler	Gruenes	Macklin	Olson, M.	Stanis	Vickerman
Dempsey	Gutknecht	Morrison	Onnen	Svigum	Workman

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

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Tunheim; Peterson; Olson, K.; Kahn and Winter introduced:

H. A. No. 15, A proposal to study Genetic Engineering Regulations.

The advisory was referred to the Committee on Environment and Natural Resources.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

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

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

H. F. No. 783, A bill for an act relating to the city of Albert Lea; actuarial assumptions for the Albert Lea fire department relief association.

H. F. No. 1474, A bill for an act relating to county records; providing for the use of certain fees; amending Minnesota Statutes 1992, section 357.18, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

H. F. No. 237, A bill for an act relating to counties; providing procedures for the combination of the offices of auditor and treasurer; amending Minnesota Statutes 1992, section 375A.10, subdivision 5.

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

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

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. 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 Senate has appointed as such committee:

Mr. Pogemiller; Mses. Krentz and Pappas; Messrs. Beckman and Janezich.

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. 57, A bill for an act relating to traffic regulations; making technical corrections; clarifying situations when certain school bus signals should not be used; providing evidentiary presumption regarding school buses; clarifying definition of special transportation as not including transportation of children by school bus; limiting weight of vehicles that may be towed by holder of class B driver's license; providing for revocation of school bus driver endorsement; amending Minnesota Statutes 1992, sections 169.443, subdivision 3; 169.444, subdivision 7; 171.01, subdivision 24; 171.02, subdivision 2; and 171.17, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Murphy moved that the House concur in the Senate amendments to H. F. No. 57 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 57, A bill for an act relating to traffic regulations; making technical corrections; clarifying situations when certain school bus signals should not be used; providing evidentiary presumption regarding school buses; clarifying definition of special transportation as not including transportation of children by school bus; limiting weight of vehicles that may be towed by holder of class B driver's license; providing for revocation of school bus driver

endorsement; amending Minnesota Statutes 1992, sections 169.443, subdivision 3; 169.444, subdivision 7; 171.01, subdivision 24; 171.02, subdivision 2; and 171.17, subdivision 1.

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

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

Those who voted in the affirmative were:

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

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. 592, A bill for an act relating to creditors' remedies; limiting the value of the homestead exemption; providing for the exemption of homestead insurance proceeds; amending Minnesota Statutes 1992, sections 510.01; 510.02; 510.07; 510.08; and 550.175, subdivisions 3 and 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Pugh moved that the House concur in the Senate amendments to H. F. No. 592 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 592, A bill for an act relating to creditors' remedies; limiting the value of the homestead exemption; providing for the exemption of homestead insurance proceeds; increasing the exemption for motor vehicles modified to accommodate a disability; amending Minnesota Statutes 1992, sections 510.01; 510.02; 510.07; 510.08; 550.175, subdivisions 3 and 4; and 550.37, subdivision 12a.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 576, A bill for an act relating to state government; providing for appointments to advisory task forces, councils, and committees, administrative boards, and agencies; clarifying reporting requirements and term limits; amending Minnesota Statutes 1992, sections 15.014, subdivision 2; 15.0575, subdivision 2; 15.059, subdivision 2; 15.0597, subdivisions 2, 4, 5, and 7; and 214.09, subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Greiling moved that the House concur in the Senate amendments to H. F. No. 576 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 576, A bill for an act relating to state government; providing for appointments to advisory task forces, councils, and committees, administrative boards, and agencies; clarifying reporting requirements and term limits; amending Minnesota Statutes 1992, sections 15.0575, subdivision 2; 15.059, subdivision 2; 15.0597, subdivisions 2, 4, and 7; and 214.09, subdivision 2.

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

The question was taken on the repassage of the bill and the roll was called. There were 88 yeas and 41 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Battaglia	Bergson	Brown, C.	Carruthers	Dauner	Dempsey
Anderson, R.	Bauerly	Bertram	Brown, K.	Clark	Dawkins	Dorn
Asch	Beard	Bishop	Carlson	Cooper	Delmont	Erhardt

Evans	Jefferson	Krueger	Morrison	Ostrom	Sekhon	Tunheim
Farrell	Jennings	Lasley	Mosel	Perlt	Simoneau	Vellenga
Garcia	Johnson, A.	Lieder	Munger	Peterson	Skoglund	Wagenius
Goodno	Johnson, R.	Lourey	Murphy	Pugh	Smith	Wejcmán
Greiling	Kahn	Luther	Neary	Reding	Solberg	Wenzel
Hasskamp	Kalis	Mahon	Olson, K.	Rest	Sparby	Winter
Hausman	Kelley	Mariani	Opatz	Rhodes	Stanis	Spk. Long
Huntley	Kelso	McCollum	Orenstein	Rodosovich	Steensma	
Jacobs	Kinkel	McGuire	Orfield	Rukavina	Tomassoni	
Jaros	Knickerbocker	Milbert	Osthoff	Sarna	Trimble	

Those who voted in the negative were:

Abrams	Frerichs	Johnson, V.	Lynch	Olson, M.	Seagren	Waltman
Bettermann	Girard	Klinzing	Macklin	Onnen	Sviggun	Weaver
Blatz	Gruenes	Koppendrayer	Molnau	Ozment	Swenson	Wolf
Commers	Haukoos	Krinkie	Nelson	Pauly	Tompkins	Worke
Davids	Holsten	Limmer	Ness	Pawlenty	Van Dellen	Workman
Dehler	Hugoson	Lindner	Olson, E.	Pelowski	Vickerman	

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. 670, A bill for an act relating to insurance; health; regulating benefits for outpatient mental or nervous disorder treatment; amending Minnesota Statutes 1992, section 62A.152, subdivisions 2 and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Lourey moved that the House concur in the Senate amendments to H. F. No. 670 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 670, A bill for an act relating to insurance; health; regulating benefits for outpatient mental or nervous disorder treatment; amending Minnesota Statutes 1992, section 62A.152, subdivisions 2 and 3.

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 110 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Carlson	Garcia	Kahn	Lynch	Nelson	Perlt
Anderson, R.	Carruthers	Greiling	Kalis	Macklin	Ness	Peterson
Asch	Clark	Hasskamp	Kelley	Mahon	Olson, E.	Pugh
Battaglia	Commers	Hausman	Kelso	Mariani	Olson, K.	Reding
Bauerly	Cooper	Holsten	Kinkel	McCollum	Opatz	Rest
Beard	Dauner	Huntley	Klinzing	McGuire	Orenstein	Rhodes
Bergson	Davids	Jacobs	Knickerbocker	Milbert	Orfield	Rodosovich
Bertram	Dawkins	Jaros	Krueger	Molnau	Osthoff	Rukavina
Bettermann	Delmont	Jefferson	Lasley	Morrison	Ostrom	Sarna
Bishop	Dempsey	Jennings	Leppik	Mosel	Ozment	Seagren
Blatz	Dorn	Johnson, A.	Lieder	Munger	Pauly	Sekhon
Brown, C.	Evans	Johnson, R.	Lourey	Murphy	Pawlenty	Simoneau
Brown, K.	Farrell	Johnson, V.	Luther	Neary	Pelowski	Skoglund

Smith	Stanius	Tomassoni	Tunheim	Wagenius	Wenzel	Spk. Long
Solberg	Steensma	Tompkins	Van Dellen	Weaver	Winter	
Sparby	Swenson	Trimble	Vellenga	Wejzman	Wolf	

Those who voted in the negative were:

Abrams	Frerichs	Gruenes	Krinkie	Olson, M.	Vickerman	Workman
Dehler	Girard	Haukoos	Limmer	Onnen	Waltman	
Erhardt	Goodno	Koppendraye	Lindner	Svigum	Worke	

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

Madam Speaker:

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

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, 2c, 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 Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Mr. Samuelson; Ms. Berglin and Piper; Messrs. Day and Sams.

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

Greenfield 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. 1496. The motion prevailed.

CONSENT CALENDAR

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of H. F. Nos. 1749 and 218.

H. F. No. 1749 was reported to the House.

Kalis moved to amend H. F. No. 1749, the first engrossment, as follows:

Page 5, delete lines 16 to 19

Page 5, line 20, delete "and the parts" and insert "balance"

Page 5, line 22, delete "are for" and insert "is"

Page 5, delete line 23

Page 5, line 24, delete "Moose Lake, and"

Page 5, line 25, after "Brainerd" insert ", must also be used for this facility"

Page 8, line 32, delete "160,000" and insert "150,000"

Adjust totals accordingly

The motion prevailed and the amendment was adopted.

Kelso and Mahon moved to amend H. F. No. 1749, the first engrossment, as amended, as follows:

Page 8, line 12, delete "5,900,000" and insert "14,100,000"

Adjust totals accordingly

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The question was taken on the Kelso and Mahon amendment and the roll was called. There were 36 yeas and 93 nays as follows:

Those who voted in the affirmative were:

Abrams	Dorn	Kelso	Macklin	Ostrom	Sviggun
Bettermann	Erhardt	Knickerbocker	Mahon	Ozment	Tompkins
Blatz	Garcia	Koppendrayer	Molnau	Pauly	Van Dellen
Commers	Gutknecht	Limmer	Morrison	Pawlenty	Weaver
Davids	Holsten	Lindner	Olson, K.	Rhodes	Wolf
Dehler	Hugoson	Lynch	Olson, M.	Seagren	Workman

Those who voted in the negative were:

Anderson, I.	Cooper	Huntley	Krueger	Ness	Rukavina	Vellenga
Anderson, R.	Dauner	Jacobs	Lasley	Olson, E.	Sarna	Vickerman
Asch	Dawkins	Jaros	Leppik	Onnen	Sekhon	Wagenius
Battaglia	Delmont	Jefferson	Lieder	Opatz	Simoneau	Waltman
Bauerly	Dempsey	Jennings	Lourey	Orenstein	Skoglund	Wejzman
Beard	Evans	Johnson, A.	Luther	Orfield	Smith	Wenzel
Bergson	Farrell	Johnson, R.	McCollum	Osthoff	Solberg	Winter
Bertram	Frerichs	Johnson, V.	McGuire	Pelowski	Sparby	Worke
Bishop	Girard	Kahn	Milbert	Perlt	Stanis	Spk. Long
Brown, C.	Goodno	Kalis	Mosel	Peterson	Steensma	
Brown, K.	Greiling	Kelley	Munger	Pugh	Swenson	
Carlson	Gruenes	Kinkel	Murphy	Reding	Tomassoni	
Carruthers	Hasskamp	Klinzing	Neary	Rest	Trimble	
Clark	Haukoos	Krinkie	Nelson	Rodosovich	Tunheim	

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

Olson, M., and Bauerly moved to amend H. F. No. 1749, the first engrossment, as amended, as follows:

Page 4, line 8, delete "7,100,000" and insert "15,405,000"

Page 4, after line 37, insert:

"Subd. 5. Capital Loan; Big Lake School District.

8,305,000

From the maximum effort school loan fund to make a capital loan to independent school district no. 727 in Big Lake as provided in Minnesota Statutes, sections 124.36 to 124.46.

\$8,305,000 is approved for a capital loan to independent school district No. 727 in Big Lake, provided that the loan not be paid to the school district until the commissioner of finance determines that there are sufficient moneys in the state's maximum effort loan repayment account to pay all principal and interest due and to become due in the biennium ending June 30, 1995, for all existing maximum effort bond issues, including the issue authorized in section 18, subdivision 3. The loan must be used for construction of a new high school; remodeling, acquisition of equipment and improvements to the existing elementary school; and conversion of the present high school to a middle school with related improvements and equipment. This is a 15 percent reduction in the amount of the loan recommended by the state board of education.

The commissioner shall review the proposed plan and budgets of the project and may reduce the amount of the loan to ensure that the project will be economical. The commissioner may recover the cost incurred by the commissioner for any professional services associated with the final review by reducing the proceeds of the loan paid to the district."

Page 9, after line 46, insert:

"Subd. 3. [MAXIMUM EFFORT SCHOOL LOAN FUND.] To provide the money appropriated in this act from the maximum effort school loan fund, the commissioner of finance, on request of the governor, shall sell and issue bonds of the state in an amount up to \$8,305,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the maximum effort school loan fund."

Renumber succeeding subdivisions

Adjust totals accordingly

The Speaker resumed the Chair.

The question was taken on the Olson, M., and Bauerly amendment and the roll was called. There were 40 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Bauerly	Erhardt	Johnson, V.	Lindner	Olson, M.	Seagren	Weaver
Bettermann	Frerichs	Klinzing	Lynch	Onnen	Stanisus	Wolf
Blatz	Gruenes	Krickerbocker	Macklin	Opatz	Sviggum	Worke
Commers	Gutknecht	Koppendrayner	Molnau	Ozment	Swenson	Workman
Davids	Holsten	Krinkie	Morrison	Pauly	Van Dellen	
Dehler	Hugoson	Limmer	Ness	Pawlenty	Waltman	

Those who voted in the negative were:

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

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

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

H. F. No. 1749, 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 state bonding; appropriating money; amending Minnesota Statutes, section 16B.24, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 124C; and 137.

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 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Hasskamp

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

H. F. No. 218 was reported to the House.

Kahn, Krueger, Bishop, Abrams, Solberg, Simoneau and Battaglia moved to amend H. F. No. 218, the first engrossment, as follows:

Page 1, line 16, after "zoo." insert "It is the legislative intent that this exhibit shall include the marine species of penguins named spheniscus demersus."

The motion prevailed and the amendment was adopted.

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.

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 94 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Abrams	Davids	Hausman	Lieder	Olson, K.	Seagren	Vellenga
Anderson, I.	Dehler	Holsten	Lourey	Orfield	Sekhon	Vickerman
Anderson, R.	Delmont	Hugoson	Luther	Ostrom	Simoneau	Waltman
Asch	Dempsey	Jacobs	Lynch	Ozment	Skoglund	Weaver
Battaglia	Dorn	Jennings	Macklin	Pauly	Smith	Wejcman
Beard	Erhardt	Johnson, A.	McGuire	Pawlenty	Solberg	Wenzel
Bettermann	Farrell	Johnson, R.	Milbert	Pelowski	Sparby	Wolf
Bishop	Frerichs	Johnson, V.	Molnau	Perlt	Stanis	Worke
Blatz	Girard	Kahn	Morrison	Pugh	Sviggum	Workman
Brown, C.	Goodno	Kalis	Mosel	Reding	Swenson	Spk. Long
Brown, K.	Greenfield	Kelley	Munger	Rest	Tomassoni	
Carlson	Gruenes	Kelso	Murphy	Rhodes	Tompkins	
Carruthers	Gutknecht	Knickerbocker	Ness	Rodosovich	Tunheim	
Commers	Haukoos	Leppik	Olson, E.	Sarna	Van Dellen	

Those who voted in the negative were:

Bergson	Evans	Jefferson	Lasley	Neary	Osthoff	Winter
Bertram	Garcia	Kinkel	Limmer	Nelson	Peterson	
Clark	Greiling	Klinzing	Lindner	Olson, M.	Rukavina	
Cooper	Hasskamp	Koppendrayner	Mahon	Onnen	Steensma	
Dauner	Huntley	Krinkie	Mariani	Opatz	Trimble	
Dawkins	Jaros	Krueger	McCollum	Orenstein	Wagenius	

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Anderson, I., from the Committee on Rules and Legislative Administration, pursuant to rule 1.09, designated the following bills as Special Orders to be acted upon immediately following printed Special Orders for today, Tuesday, April 27, 1993:

H. F. No. 659; S. F. No. 384; H. F. Nos. 828, 784, 623 and 343; S. F. Nos. 1602 and 754; H. F. No. 1098; S. F. No. 1006; H. F. Nos. 511, 655, 747 and 1058; S. F. No. 240; H. F. Nos. 18 and 316; and S. F. No. 1466.

SPECIAL ORDERS

H. F. No. 287 was reported to the House.

Wagenius, Winter and Trimble moved to amend H. F. No. 287, the first engrossment, as follows:

Page 14, line 23, after "state" insert "or federal"

Page 14, line 28, before "sale" insert "retail"

Page 14, line 33, after "that" insert ", as waste,"

Page 14, line 34, delete "human health or"

Page 15, line 1, delete "a hazardous product may not be offered for sale" and insert "a manufacturer may not knowingly offer a hazardous product for distribution, sale,"

Page 15, line 8, after the period insert "For the purposes of this subdivision, a retailer or a distributor is not a manufacturer and is not subject to the requirements of this section."

The motion prevailed and the amendment was adopted.

Leppik moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 18, after line 27, insert:

"Sec. 25. [116.93] [LAMP RECYCLING FACILITY; PERMITS OR LICENSES.]

(a) A person may not operate a lamp recycling facility without obtaining a permit or license for the facility from the agency. The permit or license must require:

(1) a plan for response to releases, including emergency response;

(2) proof of financial responsibility for closure and any necessary postclosure care at the facility, which may include a performance bond or other insurance; and

(3) liability insurance or another financial mechanism that provides proof of financial responsibility for response actions required under chapter 115B.

(b) For the purposes of this subdivision, "lamp recycling facility" means a facility operated to remove, recover, and recycle for reuse mercury or other hazardous materials from fluorescent or high intensity discharge lamps.

(c) A lamp recycling facility that is licensed or permitted by a county under section 473.811, subdivision 5b, complies with this subdivision if the license or permit held by the facility contains at least all the terms and conditions required by the agency for a license or permit issued under this subdivision.

(d) A lamp recycling facility with a demonstrated capability for recycling in operation prior to adoption of rules for a licensing or permitting process for the facility by the agency may continue to operate in accordance with a compliance agreement or other approval by the commissioner until a license or permit is issued by the agency under this subdivision."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Peterson moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 4, line 28, delete "June 1, 1994" and insert "January 1, 1995"

The motion prevailed and the amendment was adopted.

Ozment moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 22, delete section 32

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Ozment moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 16, line 9, after "facility" insert ", other than a private recycling facility,"

The motion prevailed and the amendment was adopted.

Delmont moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 15, line 17, after "aircraft" insert "or to medical devices"

The motion prevailed and the amendment was adopted.

Brown, C.; Winter; Bertram; Wenzel and Peterson moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Pages 14 and 15, delete section 22

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 Brown, C., et al amendment and the roll was called. There were 70 yeas and 58 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauids	Goodno	Kalis	Lieder	Nelson	Perl
Anderson, I.	Dehler	Gruenes	Kinkel	Limmer	Ness	Peterson
Bertram	Delmont	Haukoos	Klinzing	Lindner	Olson, E.	Rhodes
Bettermann	Dempsey	Holsten	Knickerbocker	Lynch	Olson, K.	Rodosovich
Brown, C.	Erhardt	Hugoson	Koppendrayner	Mahon	Olson, M.	Seagren
Commers	Frerichs	Jennings	Krinkie	Molnau	Onnen	Simoneau
Cooper	Garcia	Johnson, R.	Krueger	Morrison	Opatz	Smith
Dauner	Girard	Johnson, V.	Lasley	Mosel	Pelowski	Sparby

Stanius	Sviggum	Tompkins	Van Dellen	Waltman	Winter	Worke
Steensma	Swenson	Tunheim	Vickerman	Wenzel	Wolf	Workman

Those who voted in the negative were:

Anderson, R.	Carruthers	Hausman	Leppik	Murphy	Reding	Wagenius
Asch	Clark	Huntley	Lourey	Neary	Rest	Weaver
Battaglia	Dorn	Jacobs	Luther	Orenstein	Rukavina	Wejcman
Beard	Evans	Jaros	Macklin	Orfield	Sarna	Spk. Long
Bergson	Farrell	Jefferson	Mariani	Ostrom	Sekhon	
Bishop	Greenfield	Johnson, A.	McCollum	Ozment	Skoglund	
Blatz	Greiling	Kahn	McGuire	Pauly	Tomassoni	
Brown, K.	Gutknecht	Kelley	Milbert	Pawlenty	Trimble	
Carlson	Hasskamp	Kelso	Munger	Pugh	Vellenga	

The motion prevailed and the amendment was adopted.

Wejcman, Skoglund, Wagenius and Orfield moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 31, after line 22, insert:

"Sec. 51. [BASE UNITS FOR HOMESTEADED MULTIUNIT DWELLINGS.]

Upon application by an owner of a homesteaded multiunit dwelling, a local government unit that collects charges for solid waste collection directly from waste generators shall allocate a single base unit to not more than three dwelling units. The number of base units allocated to a multiunit dwelling must be sufficient to contain the amount of waste generated by the dwelling's occupants. This section expires January 1, 1995."

Renumber the sections in sequence

Correct internal references

Amend the title as follows:

Page 1, line 30, after the semicolon insert "requiring a certain number of base units for homesteaded multiunit dwellings;"

The motion prevailed and the amendment was adopted.

Ozment moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 11, line 23, delete "nonresidential"

The motion prevailed and the amendment was adopted.

McCollum moved to amend H. F. No. 287, the first engrossment, as amended, as follows:

Page 10, after line 31, insert:

"This section does not apply to antifreeze placed in a wastewater collection system that includes a publicly owned treatment works that is permitted by the agency until July 1, 1995."

The motion prevailed and the amendment was adopted.

H. F. No. 287, A bill for an act relating to waste management; encouraging local government units to use purchasing techniques to reduce waste and develop markets for recycled products; prohibiting burning and burial of harmful materials on farms; defining packaging; prohibiting disposal of unprocessed mixed municipal solid waste; extending the time to construct certain projects with grant money; authorizing counties to count waste reduction toward 1996 recycling goals; providing for county management and service contracts; requiring local government units to separately account for all revenue and spending related to waste management; requiring collectors of commercial waste to disclose where the waste is deposited; prohibiting fluorescent and high intensity discharge lamps in solid waste; clarifying that organized waste collection is one of several tools for cities and counties to use to collect waste; requiring reporting of tipping fee schedules at all waste facilities; requiring owners or operators of waste facilities that are publicly financed to account for charges and expenditures related to the facilities; regulating lamp recycling facilities; requiring electric utilities to encourage use of fluorescent and high intensity discharge lamps and to collect spent lamps; requiring a study of such lamps; extending by one year the solid waste field citation pilot program; providing for the postponement of certain waste collection fees; requiring a certain number of base units for homesteaded multiunit dwellings; clarifying the effects of the repeal of the metropolitan landfill siting process; providing for reports; amending Minnesota Statutes 1992, sections 16B.121; 16B.122, by adding a subdivision; 17.135; 115.071, subdivision 1; 115A.03, by adding a subdivision; 115A.034; 115A.54, subdivision 2a; 115A.5501, subdivision 3; 115A.551, subdivisions 2a and 4; 115A.552, subdivision 2; 115A.557, subdivision 3; 115A.56; 115A.916; 115A.929; 115A.932, subdivision 1; 115A.94, subdivisions 5 and 6; 115A.941; 115A.9651; 115A.981; 116.78, by adding a subdivision; 116.92, subdivision 7; 216B.241, by adding a subdivision; 325E.1151, subdivision 1; 325E.12; 325E.125, subdivision 1; 325E.1251; 400.04, subdivisions 3 and 4; 400.08, subdivision 3; 473.149, subdivision 6; 473.803, subdivision 3; 473.8441, subdivision 5; 473.846; and 473.848, subdivisions 2 and 3; Laws 1991, chapter 347, article 1, sections 15, subdivisions 1 and 6; and 20; Laws 1992, chapter 593, article 1, section 55; proposing coding for new law in Minnesota Statutes, chapters 115A and 116.

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 18 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Girard	Johnson, V.	Krinkie	Ness	Pelowski	Tunheim
Hugoson	Kalis	Lieder	Olson, E.	Rodosovich	Vickerman
Jennings	Koppendrayner	Lindner	Olson, M.	Tompkins	Workman

The bill was passed, as amended, 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.

MOTIONS AND RESOLUTIONS

Limmer moved that the name of Wenzel be added as an author on H. F. No. 1408. The motion prevailed.

Bettermann moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Friday, April 23, 1993, when the vote was taken on the Knickerbocker and Kelso amendment to H. F. No. 350, the third engrossment, as amended." The motion prevailed.

Olson, M., moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Friday, April 23, 1993, when the vote was taken on the final passage of H. F. No. 1720." The motion prevailed.

Winter moved that H. F. No. 199, now on General Orders, be re-referred to the Committee on Ways and Means. The motion prevailed.

Rhodes moved that H. F. No. 703 be returned to its author. The motion prevailed.

Cooper moved that H. F. No. 990 be returned to its author. The motion prevailed.

House Concurrent Resolution No. 2 was reported to the House.

Carlson moved that House Concurrent Resolution No. 2 be now adopted.

HOUSE CONCURRENT RESOLUTION NO. 2

A house concurrent resolution providing for a joint convention of the Senate and the House of Representatives to elect members of the Board of Regents of the University of Minnesota.

Be It Resolved by the House of Representatives of the State of Minnesota, the Senate concurring:

The House of Representatives and the Senate shall meet in joint convention on Wednesday, April 28, 1993, at 12 o'clock, noon in the chamber of the House of Representatives to elect members to the Board of Regents of the University of Minnesota.

The motion prevailed and House Concurrent Resolution No. 2 was adopted.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1496:

Greenfield; Anderson, R.; Simoneau; Lourey and Gruenes.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1570:

Battaglia, Osthoff, Trimble, Munger and Johnson, V.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 9:30 a.m., Wednesday, April 28, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:30 a.m., Wednesday, April 28, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives