

STATE OF MINNESOTA  
SEVENTY-EIGHTH SESSION -- 1993

FORTY-FIFTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 28, 1993

The House of Representatives convened at 9:30 a.m. and was called to order by Dee Long, Speaker of the House.

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

The roll was called and the following members were present:

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

A quorum was present.

Krinkie was excused until 10:25 a.m.

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

## REPORTS OF STANDING COMMITTEES

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

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

Reported the same back with the following amendments:

Page 4, line 7, strike "honey bee" and strike "or"

Page 4, line 10, strike "either" and strike "or"

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. 272, A bill for an act relating to state departments; abolishing department of public safety and transferring certain responsibilities and personnel to other agencies; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 13.99, subdivision 82; 15.01; 15A.081, subdivision 1; 16B.14; 16B.46; 16B.54, subdivision 2; 43A.05, subdivision 4; 43A.34, subdivision 4; 65B.28, subdivision 2; 161.125, subdivision 3; 161.20, subdivision 4; 161.465; 168.011, by adding subdivisions; 168.126, subdivision 3; 168.325; 169.751; 169.783, subdivision 1; 170.23; 170.24; 171.015; 216C.19, subdivision 1; 218.031, subdivision 2; 270.73, subdivision 1; 297B.01, subdivision 3; 297C.09; 297C.10, subdivision 1; 299A.02; 299A.30; 299A.31, subdivision 1; 299A.331, subdivision 1; 299A.38, subdivision 1; 299C.01; 299C.03; 299C.06; 299C.13; 299C.50; 299F.01; 299F.05, subdivision 2; 299L.01, subdivision 1; 340A.201; 347.51, subdivision 2a; 349.151, subdivision 2; 352B.01, subdivision 2; 360.0752, subdivision 7; 360.0753, subdivision 6; 611A.20, subdivision 2; 624.7151; 626.5531, subdivision 2; 626.562, subdivision 1; and 634.16; repealing Minnesota Statutes 1992, sections 168.325, subdivision 4; 171.015, subdivisions 1 and 5; 270B.12, subdivision 4; and 299A.01; Laws 1987, chapter 315, section 4, subdivision 2; Laws 1990, chapters 571, section 39; and 594, article 3, sections 6 and 7.

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

The report was adopted.

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

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

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

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 467, A bill for an act relating to local government; requiring reimbursement to county for administrative expenses of special assessments; modifying date for submission of rental statements by housing and redevelopment authority; amending Minnesota Statutes 1992, sections 429.061, by adding a subdivision; and 469.040, subdivision 3.

Reported the same back with the following amendments:

Page 1, line 11, before "A" insert "Notwithstanding any general or special law to the contrary,"

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. 514, A bill for an act relating to the environment; providing for passive bioremediation; providing for review of agency employee decisions; increasing membership of petroleum tank release compensation board; establishing a fee schedule of costs or criteria for evaluating reasonableness of costs submitted for reimbursement; modifying petroleum tank release cleanup fee; modifying reimbursements; modifying consultant and contractor registration requirements; authorizing board to delegate its reimbursement powers and duties to the commissioner of commerce; authorizing rulemaking; appropriating money; amending Minnesota Statutes 1992, sections 115C.02, subdivision 10; 115C.03, by adding subdivisions; 115C.07, subdivisions 1, 2, and 3; 115C.08, subdivisions 1, 2, 3, and 4; 115C.09, subdivisions 1, 3, 3a, 3c, and by adding a subdivision; and 115C.11, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 115C; repealing Minnesota Statutes 1992, sections 115C.01; 115C.02; 115C.021; 115C.03; 115C.04; 115C.045; 115C.05; 115C.06; 115C.065; 115C.07; 115C.08; 115C.09; 115C.10; 115C.11; and 115C.12.

Reported the same back with the following amendments:

Page 7, line 12, reinstate the stricken language and delete the new language

Page 7, line 13, strike the old language and delete the new language

Page 7, line 14, strike "costs" and delete the new language

Page 7, delete line 15

Page 7, lines 16 and 17, delete the new language and insert "90 percent of the total reimbursable costs on the first \$250,000 and 75 percent on any remaining costs in excess of \$250,000 on a site"

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. 948, A bill for an act relating to commerce; modifying the definition of business license; regulating residential building contractors and remodelers; providing licensing requirements; prescribing the powers and duties of the commissioner; establishing a contractor's recovery fund; appropriating money; amending Minnesota Statutes 1992, sections 116J.70, subdivision 2a; 326.83, subdivisions 4, 6, 7, 8, 10, and by adding subdivisions; 326.84, subdivisions 1 and 3; 326.85, subdivision 1; 326.86; 326.87, subdivision 2; 326.88; 326.89, subdivisions 2, 3, and by adding subdivisions; 326.90; 326.91, subdivisions 1 and 2; 326.92, subdivisions 1 and 3; 326.93, subdivision 1; 326.94, subdivision 2; 326.97, subdivision 1, and by adding a subdivision; 326.99; and 326.991; proposing coding for new law in Minnesota Statutes, chapter 326; repealing Minnesota Statutes 1992, sections 326.84, subdivision 2; and 326.94, subdivision 1.

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

The report was adopted.

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

H. F. No. 1094, A bill for an act relating to insurance; regulating fees, data collection, coverages, notice provisions, enforcement provisions, the Minnesota joint underwriting association and the liquor liability assigned risk plan; enacting the NAIC model regulation relating to reporting requirements for licensees seeking to do business with certain unauthorized multiple employer welfare arrangements; making various technical changes; amending Minnesota Statutes 1992, sections 13.71, by adding subdivisions; 45.024, subdivision 2; 59A.12, by adding a subdivision; 60A.02, by adding a subdivision; 60A.03, subdivisions 5 and 6; 60A.052, subdivision 2; 60A.082; 60A.085; 60A.14, subdivision 1; 60A.19, subdivision 4; 60A.206, subdivision 3; 60A.21, subdivision 2; 60A.36, by adding a subdivision; 60C.22; 60K.06; 60K.14, subdivision 4; 60K.19, subdivision 5; 61A.02, subdivision 2; 61A.031; 61A.04; 61A.07; 61A.071; 61A.073;

61A.074, subdivision 1; 61A.08; 61A.09, subdivision 1; 61A.092, by adding a subdivision; 61A.12, subdivision 1; 61A.282, subdivision 2; 62A.047; 62A.148; 62A.153; 62A.43, subdivision 4; 62E.19, subdivision 1; 62H.01; 62I.02; 62I.03; 62I.07; 62I.13, subdivisions 1 and 2; 62I.20; 65A.01, subdivision 1; 65A.29, subdivision 7; 65B.49, subdivision 3; 72A.20, subdivision 29; 72A.201, subdivision 9; 72A.41, subdivision 1; 72B.03, subdivision 1; 72B.04, subdivision 2; 176.181, subdivision 2; and 340A.409, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 45; 60A; 61A; 62A; and 62H; repealing Minnesota Statutes 1992, sections 72A.45; and 72B.07; Minnesota Rules, parts 2780.4800; 2783.0010; 2783.0020; 2783.0030; 2783.0040; 2783.0050; 2783.0060; 2783.0070; 2783.0080; 2783.0090; and 2783.0100.

Reported the same back with the following amendments:

Page 12, delete section 16

Page 44, after line 34, insert:

"Sec. 62. Minnesota Statutes 1992, section 72A.20, is amended by adding a subdivision to read:

Subd. 30. [RECORDS RETENTION.] An insurer shall retain copies of all underwriting documents, policy forms, and applications for three years from the effective date of the policy. This subdivision does not relieve the insurer of its obligation to produce these documents to the department after the retention period has expired in connection with an enforcement action or administrative proceeding against the insurer from whom the documents are requested, if the insurer has retained the documents. Records required to be retained by this section may be retained in paper, photograph, microprocess, magnetic, mechanical, or electronic media, or by any process which accurately reproduces or forms a durable medium for the reproduction of a record."

Page 56, line 6, delete "36" and insert "35"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 27, before the second semicolon insert ", and by adding a subdivision"

Page 1, line 32, delete "60A;"

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. 1114, A bill for an act relating to game and fish; stamp design; training of hunting dogs; clothing requirements; raccoon season; rough fish taking by nonresidents; muskie size limits; taking of mussels; advance of matching funds; financing waterfowl development; defining "undressed bird"; seasons on muskrat, mink, otter, and beaver; required license to take and condition of fish brought into the state from Canada; authorizing suspension of requirements upon action by Canadian authorities; amending Minnesota Statutes 1992, sections 84.085, by adding a subdivision; 97A.015, subdivision 49, and by adding a subdivision; 97A.045, subdivision 7; 97A.531; 97B.005, subdivisions 2 and 3; 97B.071; 97B.621, subdivision 1; 97B.911; 97B.915; 97B.921; 97C.375; 97C.405; and 97C.701, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 97A; repealing Minnesota Statutes 1992, sections 97A.541; 97C.701, subdivisions 3, 4, and 5; 97C.705; and 97C.711.

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

The report was adopted.

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

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

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

The report was adopted.

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

H. F. No. 1225, A bill for an act relating to agriculture; authorizing use of money in the agricultural chemical response and reimbursement account for administrative costs; exempting certain pesticides from the ACRRRA surcharge; requiring a report; appropriating money; repealing the hazardous substance labeling act; amending Minnesota Statutes 1992, sections 18B.01, by adding subdivisions; 18B.135; 18B.14, subdivision 2; 18B.26, subdivision 3; 18B.31, subdivision 1; 18B.36, subdivision 2; 18B.37, subdivision 2; 18C.005, subdivisions 13 and 35; 18C.115, subdivision 2; 18C.211, subdivision 1; 18C.215, subdivision 2; 18C.305, subdivision 2; 18E.03, subdivisions 2 and 5; 21.85, subdivision 10; 325F.19, subdivision 7; repealing Minnesota Statutes 1992, sections 18B.07, subdivision 3; 18C.211, subdivision 3; 18C.215, subdivision 3; 24.32; 24.33; 24.34; 24.35; 24.36; 24.37; 24.38; 24.39; 24.40; 24.41; 24.42; 25.46; and 25.47.

Reported the same back with the following amendments:

Page 8, line 26, strike "phosphorus (P) or"

Page 8, line 27, strike "soluble potassium (K) or"

Page 8, line 33, strike "phosphorus or"

Page 8, line 34, strike "soluble potassium or"

Page 10, line 14, after "BLENDED" insert ", BULK."

Page 10, line 16, after "mixture" insert "or distributes fertilizer in bulk"

Page 10, line 18, after "weight" insert ", name and address of guarantor."

Page 13, line 13, strike everything after "(e)"

Page 13, strike lines 14 and 15

With the recommendation that when so amended the bill pass.

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 1245, A bill for an act relating to data practices; providing for the collection, classification, and dissemination of data; proposing classifications of data as not public; classifying certain licensing data, security service

data, motor carrier operating data, retirement data and other forms of data; amending Minnesota Statutes 1992, sections 13.32, subdivisions 1 and 3; 13.41, subdivision 4; 13.43, subdivision 2; 13.46, subdivisions 1, 2, and 4; 13.643; 13.692; 13.72, by adding a subdivision; 13.792; 13.82, subdivisions 4, 6, and 10; 13.99, subdivision 24, and by adding subdivisions; 115A.93, by adding a subdivision; 144.335, subdivision 3a, and by adding a subdivision; 151.06, by adding a subdivision; 169.09, subdivisions 7 and 13; 245A.04, subdivisions 3 and 3a; 260.161, subdivisions 1 and 3; 270B.14, subdivision 1, and by adding a subdivision; 299L.03, by adding a subdivision; and 626.556, subdivisions 11 and 11c; proposing coding for new law in Minnesota Statutes, chapters 6; 13; and 144; repealing Minnesota Statutes 1992, sections 13.644; and 13.82, subdivision 5b.

Reported the same back with the following amendments:

Page 30, line 26, delete "to ensure" and insert "and determine whether each participant's household income is within the eligibility standards"

Page 30, line 27, delete "that eligibility continues"

Page 30, line 36, delete "for the purpose of contacting" and insert "to survey"

With the recommendation that when so amended the bill pass.

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 1570, A bill for an act relating to toxic lead cleanup funding; imposing a lead fee; establishing a lead fund; providing for a lead abatement credit; imposing a tax on the wholesale of paint; authorizing rulemaking; imposing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 115C; and 290; proposing coding for new law as Minnesota Statutes, chapter 297E.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [115C.082] [LEAD FUND.]

Subdivision 1. [FUND ESTABLISHED.] A lead fund is created in the state treasury. The fund consists of all revenue and all other money and interest deposited in or made available to the fund by law.

Subd. 2. [USES OF FUND.] (a) Money in the lead fund may be appropriated for:

(1) all lead programs administered by the commissioner of jobs and training;

(2) all lead activities and programs administered by the commissioner of health; and

(3) all lead programs administered by the commissioner of the housing finance agency.

(b) Money in the lead fund must be annually distributed for lead abatement as follows:

(1) 25 percent to the commissioner of health for lead activities and programs;

(2) ten percent to the housing development fund for lead programs; and

(3) the remainder to the commissioner of jobs and training for lead abatement programs.

(c) In expending funds under this program, the commissioner of health shall abide by the following requirements:

(1) no funds shall be spent for lead screening unless the board of health or grantee meets the center for disease control proficiency requirements and the analytical requirements specified in section 144.873, subdivision 3. The commissioner may make grants that include providing the appropriate analytical equipment in order to meet this condition;

(2) no money shall be provided to boards of health who issue abatement orders inconsistent with the rules adopted under section 144.878; and

(3) before issuing a contract to boards of health, outside a city of the first class, the commissioner of health shall evaluate the need and cost-effectiveness of contracting for sanitarian and public health nurse services to determine whether the contract grant should be with an individual board of health, or a group of boards of health, or whether services should be delivered by the commissioner. Nothing in this provision is designed to restrict grants for lead education or lead screening.

Sec. 2. [290.0672] [LEAD ABATEMENT CREDIT.]

Subdivision 1. [CREDIT ALLOWED.] An individual is allowed a credit against the tax imposed by this chapter equal to 40 percent of qualifying lead abatement costs paid or incurred during the taxable year. An individual is allowed to claim only one credit for each qualifying housing unit. The maximum allowed for each credit is \$1,000.

Subd. 2. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given.

(a) "Qualifying lead abatement costs" means the costs of lead abatement performed by a licensed abatement contractor, as defined in section 144.876. This does not include:

(1) any costs paid for by federal, state, or local government grants; or

(2) any cost reductions, obtained through federal, state, or local subsidized financing.

(b) "Lead abatement" means abatement as defined in section 144.871, subdivision 2.

(c) "Encapsulation" has the meaning given in section 144.871, subdivision 7.

(d) "Qualifying housing unit" means a residence subject to an abatement order as defined in section 144.874, subdivision 3.

Subd. 3. [CREDIT REFUNDABLE.] If the amount of credit which the claimant is eligible to receive under this section exceeds the claimant's tax liability under this chapter, the commissioner shall refund the excess to the claimant.

Subd. 4. [APPROPRIATION.] An amount sufficient to pay the refunds required by this section is appropriated to the commissioner from the general fund.

Sec. 3. [EFFECTIVE DATE.]

Section 2 is effective for taxable years beginning after December 31, 1993."

Delete the title and insert:

"A bill for an act relating to toxic lead cleanup funding; establishing a lead fund; providing for a lead abatement credit; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 115C; and 290."

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

The report was adopted.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 50, 272, 299, 467, 514, 948, 1094, 1114, 1137, 1225 and 1245 were read for the second time.

**MESSAGES FROM THE SENATE**

The following messages were received from the Senate:

Madam Speaker:

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

House Concurrent Resolution No. 2, A 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.

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. 1408, A bill for an act relating to agriculture; redefining terms in the plant pest act; exempting certain nonprofit organizations from the requirement for a nursery stock dealer certificate; amending Minnesota Statutes 1992, section 18.46, subdivision 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 18.

PATRICK E. FLAHAVEN, Secretary of the Senate

Limmer moved that the House refuse to concur in the Senate amendments to H. F. No. 1408, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

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

S. F. Nos. 329, 561, 625, 1208, 952, 1201, 563, 645, 699, 911, 1158, 413, 464 and 848.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

S. F. Nos. 236, 681, 1184, 1454, 58, 65, 298, 840, 487, 1380, 697, 913, 1087 and 1333.

PATRICK E. FLAHAVEN, Secretary of the Senate

**FIRST READING OF SENATE BILLS**

S. F. No. 329, A bill for an act relating to human services; allocating money to the child care basic sliding fee program.

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

S. F. No. 561, A bill for an act relating to traffic regulations; directing commissioner of public safety to issue temporary permit immediately to applicant for special disabled license plates or parking certificate; providing penalty for unauthorized use of temporary permit; amending Minnesota Statutes 1992, sections 168.021, subdivisions 1, 1a, and 3; 169.345, subdivisions 3 and 4; and 169.346, subdivisions 1, 2, and 3.

The bill was read for the first time.

Wejcman moved that S. F. No. 561 and H. F. No. 659, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 625, A bill for an act relating to retirement; first class city teachers; annuities, death-while-active survivor benefits, and administration; St. Paul teachers postretirement adjustments; administrative expenses; amending Minnesota Statutes 1992, sections 354A.011, subdivision 27; 354A.021, subdivision 5; 354A.12, subdivisions 1, 1a, 2a, 2b, and by adding a subdivision; 354A.23, subdivision 3; 354A.31, by adding subdivisions; 354A.35, subdivision 2; and 356.215, subdivision 4j.

The bill was read for the first time.

Reding moved that S. F. No. 625 and H. F. No. 663, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1208, A bill for an act relating to game and fish; allowing walleye and northern pike to be possessed and transported in a dressed or undressed condition; establishing an experimental program for commercial fishing in Minnesota-Wisconsin boundary waters; limiting number of larger pike taken; amending Minnesota Statutes 1992, sections 97A.551, by adding a subdivision; and 97C.401.

The bill was read for the first time.

Sparby moved that S. F. No. 1208 and H. F. No. 1232, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 952, A bill for an act relating to occupations and professions; requiring crane operators to be licensed by the state; requiring rulemaking; establishing a crane operators examining board; providing penalties; amending Minnesota Statutes 1992, section 214.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 326.

The bill was read for the first time.

Rice moved that S. F. No. 952 and H. F. No. 998, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1201, A bill for an act relating to health occupations and professions; board of psychology; extending deadline by which previously qualified persons may file a declaration of intent to seek licensure as a licensed psychologist without further examination; requiring the board to issue notices of extension; modifying reciprocity licensing requirement; providing for disciplinary actions; consolidating and modifying enforcement remedies; providing penalties; amending Minnesota Statutes 1992, sections 103I.345, subdivision 1; 116.75; 116.76, subdivision

1; 116.77; 116.82, subdivision 3; 144.71, subdivision 1; 145A.07, subdivision 1; 148.89, by adding a subdivision; 148.905, subdivision 1; 148.921, subdivisions 2 and 3; 148.925, subdivision 1; 148.98; 326.37, subdivision 1; 327.16, subdivision 6; and 327.20, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 144; and 148; repealing Minnesota Statutes 1992, sections 103I.701; 103I.705; 116.83; 144.1211; 144.386, subdivision 4; 144.73, subdivisions 2, 3, and 4; 144.76; 148.95; 157.081; 326.43; 326.53, subdivision 2; 326.63; 326.78, subdivisions 4, 6, 7, and 8; 326.79; 326.80; 327.18; and 327.24, subdivisions 1 and 2.

The bill was read for the first time.

Asch moved that S. F. No. 1201 and H. F. No. 1112, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 563, A bill for an act relating to transportation; requiring notice of and imposing a penalty for fraudulent certification of eligibility for special transportation service; amending Minnesota Statutes 1992, section 473.386, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 174.

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

S. F. No. 645, A bill for an act relating to labor; protecting interests of employees following railroad acquisitions; imposing a penalty; amending Minnesota Statutes 1992, sections 222.86, subdivision 3; 222.87, by adding a subdivision; and 222.88.

The bill was read for the first time.

Farrell moved that S. F. No. 645 and H. F. No. 700, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 699, A bill for an act relating to health; utilization review of health care; providing for chiropractic review; amending Minnesota Statutes 1992, section 62M.09, by adding a subdivision.

The bill was read for the first time.

Orenstein moved that S. F. No. 699 and H. F. No. 828, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 911, A bill for an act relating to public employment; essential employees; requiring the commissioner of the bureau of mediation services to designate separate units for peace officers and other essential employees at the request of either group of employees; amending Minnesota Statutes 1992, section 179A.09, by adding a subdivision.

The bill was read for the first time.

Pugh moved that S. F. No. 911 and H. F. No. 1054, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1158, A bill for an act relating to workers' compensation; modifying provisions relating to adjustment of benefits; amending Minnesota Statutes 1992, section 176.645, subdivision 1.

The bill was read for the first time.

Rukavina moved that S. F. No. 1158 and H. F. No. 1022, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 413, A bill for an act relating to state lands; authorizing the sale of certain tax-forfeited lands that border public water in St. Louis county; authorizing the conveyance of certain Willmar regional treatment center land to Kandiyohi county.

The bill was read for the first time.

Rukavina moved that S. F. No. 413 and H. F. No. 581, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 464, A bill for an act relating to game and fish; color of outer clothing required in firearms deer zones; amending Minnesota Statutes 1992, section 97B.071.

The bill was read for the first time.

Nelson moved that S. F. No. 464 and H. F. No. 952, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 848, A bill for an act relating to natural resources; mineral leasing; environmental research and protection; exploratory mineral borings and data; lean ore stockpile removal; amending Minnesota Statutes 1992, sections 92.50, subdivision 1; 93.001; 93.002, subdivisions 1 and 3; 93.25; 93.46, by adding a subdivision; 93.481, subdivisions 1 and 2; 103I.113; 103I.601, subdivision 1; 103I.605, subdivision 4; and 282.04, subdivision 1.

The bill was read for the first time.

Pauly moved that S. F. No. 848 and H. F. No. 699, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 236, A bill for an act relating to domestic abuse; requiring a report on victims of domestic abuse and eligibility for unemployment compensation benefits.

The bill was read for the first time.

Sekhon moved that S. F. No. 236 and H. F. No. 343, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 681, A bill for an act relating to crime victims; clarifying that victims' rights are applicable to juvenile proceedings; providing notice and waiver of towing fees for victims of auto theft; adding restitution as a sentencing option in juvenile traffic cases; waiving fees for docketing an order of restitution as a civil judgment; defining collateral source to include proceeds of a lawsuit brought as result of a crime; making procedural corrections to reduce administrative costs; extending the date of expiration of and increasing the number of members on the Minnesota crime victim and witness advisory council; amending Minnesota Statutes 1992, sections 260.193, subdivision 8; 611A.02, subdivision 2; 611A.04, subdivisions 1, 1a, and 3; 611A.52, subdivisions 5, 8, and 9; 611A.57, subdivisions 2, 3, and 5; 611A.66; and 611A.71, subdivisions 1, 2, 3, and 7; proposing coding for new law in Minnesota Statutes, chapters 169; 260; and 611A; repealing Minnesota Statutes 1992, section 611A.57, subdivision 1.

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

S. F. No. 1184, A bill for an act relating to transportation; authorizing road authorities to develop, finance, design, construct, improve, rehabilitate, own, and operate toll facilities and to enter into agreements with private operators for the construction, maintenance, and operation of toll facilities; proposing coding for new law in Minnesota Statutes, chapter 160.

The bill was read for the first time.

Lieder moved that S. F. No. 1184 and H. F. No. 1366, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1454, A bill for an act relating to metropolitan government; providing for an advisory council on metropolitan governance.

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

S. F. No. 58, A bill for an act relating to local governments; permitting local governments to require the payment of legal fees incurred by peace officers who are the subject of investigation by a civilian review authority; amending Minnesota Statutes 1992, section 471.44.

The bill was read for the first time.

Jefferson moved that S. F. No. 58 and H. F. No. 73, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 65, A bill for an act relating to public safety; requiring mandatory notification of the state fire marshal in fires involving death; requiring autopsies on all victims of death caused by fire; deleting the intent element for the crimes of possession of explosives, incendiary devices, and molotov cocktails; defining fire as a dangerous weapon under the criminal code; lowering the felony damage threshold for arson in the second and third degree and negligent fires; creating a felony for tampering with fire alarms when potential for bodily harm exists; allowing prosecutors to charge "arson for profit" rings under RICO statute; granting peace officer status to deputy state fire marshal investigators; extending the statute of limitations for arson to five years; amending Minnesota Statutes 1992, sections 299F.04, by adding a subdivision; 299F.811; 299F.815, subdivision 1; 390.11, by adding a subdivision; 390.32, by adding a subdivision; 609.02, subdivision 6; 609.562; 609.563, subdivision 1; 609.576, subdivision 1; 609.686; 609.902, subdivision 4; and 628.26.

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

S. F. No. 298, A bill for an act relating to crime; expanding the crime of trespass to include entry onto locked or posted construction sites and buildings without consent; amending Minnesota Statutes 1992, section 609.605, subdivision 1.

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

S. F. No. 840, A bill for an act relating to mental health; authorizing interstate contracts between Wisconsin and Minnesota for the treatment of mentally ill persons who have been involuntarily committed; amending Minnesota Statutes 1992, section 245.50, subdivision 3, and by adding a subdivision.

The bill was read for the first time.

Simoneau moved that S. F. No. 840 and H. F. No. 1098, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 487, A bill for an act relating to natural resources; requiring that iron mines and production facilities be maintained in salable operating condition; proposing coding for new law in Minnesota Statutes, chapter 93.

The bill was read for the first time.

Rukavina moved that S. F. No. 487 and H. F. No. 316, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1380, A bill for an act relating to commerce; regulating heavy and utility equipment dealership agreements; including truck parts within the scope of coverage; defining terms; amending Minnesota Statutes 1992, section 325E.068, subdivision 2, and by adding subdivisions.

The bill was read for the first time.

Evans moved that S. F. No. 1380 and H. F. No. 1667, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 697, A bill for an act relating to water; requiring criteria for water deficiency declarations; prohibiting the use of groundwater for surface water level maintenance; requiring review of water appropriation permits; requiring contingency planning for water shortages; changing water appropriation permit requirements; requiring changes to the metropolitan area water supply plan; requiring reports to the legislature; amending Minnesota Statutes 1992, sections 103G.261; 103G.265, subdivision 3; 103G.271, subdivision 7, and by adding subdivisions; 103G.291, by adding a subdivision; 103G.301, subdivision 1; 115.03, subdivision 1; 473.156, subdivision 1; 473.175, subdivision 1; 473.851; and 473.859, subdivisions 3, 4, and by adding a subdivision.

The bill was read for the first time.

Trimble moved that S. F. No. 697 and H. F. No. 704, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 913, A bill for an act relating to employment; modifying provisions relating to and renaming the Minnesota council for the blind and the consumer advisory council; establishing a rehabilitation advisory council for the blind; amending Minnesota Statutes 1992, sections 248.10; and 268A.02, subdivision 2.

The bill was read for the first time.

Johnson, A., moved that S. F. No. 913 and H. F. No. 1023, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1087, A bill for an act relating to utilities; providing for determination by public utilities commission of competitive rate filings; amending Minnesota Statutes 1992, section 216B.162, subdivision 7.

The bill was read for the first time.

Kelley moved that S. F. No. 1087 and H. F. No. 1694, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1333, A bill for an act relating to insurance; regulating minimum loss ratios for noncomprehensive policies; amending Minnesota Statutes 1992, section 62A.135.

The bill was read for the first time.

Reding moved that S. F. No. 1333 and H. F. No. 1487, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

## CONSENT CALENDAR

S. F. No. 737 was reported to the House.

Ostrom moved to amend S. F. No. 737, as follows:

Page 1, line 14, reinstate the stricken language

Page 3, lines 13 to 15, reinstate the stricken language

The motion prevailed and the amendment was adopted.

S. F. No. 737, A bill for an act relating to motor vehicles; requiring vehicle owner to transfer certificate of title upon gaining ownership to motor vehicle; allowing registrar to research records before responding to phone request; amending Minnesota Statutes 1992, sections 168.10, subdivision 1; 168.34; and 168A.30, subdivision 2.

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

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

Those who voted in the affirmative were:

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

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

S. F. No. 44 was reported to the House.

Greenfield moved to amend S. F. No. 44, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 501B.89, is amended to read:

501B.89 ~~[EXCULPATORY CLAUSES TRUST PROVISIONS LINKED TO PUBLIC ASSISTANCE ELIGIBILITY UNENFORCEABLE; SUPPLEMENTAL NEEDS TRUSTS.]~~

Subdivision 1. [TRUSTS CONTAINING LIMITATIONS LINKED TO ELIGIBILITY FOR PUBLIC ASSISTANCE.]  
(a) Except as allowed by subdivision 2, a provision in a trust created after July 1, 1992, purporting to make assets or income unavailable to a beneficiary that provides for the suspension, termination, limitation, or diversion of the principal, income, or beneficial interest of a beneficiary if the beneficiary applies for or is determined eligible for, or receives public assistance or benefits under a public health care program is unenforceable as against the public policy of this state, without regard to the irrevocability of the trust or the purpose for which the trust was created.

(b) This subdivision applies to trust provisions created after July 1, 1992. For purposes of this section, a trust provision is created on the date of execution of the first instrument that contains the provision, even though the trust provision is later amended or reformed or the trust is not funded until a later date.

Subd. 2. [SUPPLEMENTAL TRUSTS FOR PERSONS WITH DISABILITIES.] (a) It is the public policy of this state to enforce supplemental needs trusts as provided in this subdivision.

(b) For purposes of this subdivision, a "supplemental needs trust" is a trust created for the benefit of a person with a disability and funded by someone other than the trust beneficiary, the beneficiary's spouse, or anyone obligated to pay any sum for damages or any other purpose to or for the benefit of the trust beneficiary under the terms of a settlement agreement or judgment.

(c) For purposes of this subdivision, a "person with a disability" means a person who, prior to creation of a trust which otherwise qualifies as a supplemental needs trust for the person's benefit:

(1) is considered to be a person with a disability under the disability criteria specified in Title II or Title XVI of the Social Security Act; or

(2) has a physical or mental illness or condition which, in the expected natural course of the illness or condition, either prior to or following creation of the trust, to a reasonable degree of medical certainty, is expected to:

(i) last for a continuous period of 12 months or more; and

(ii) substantially impair the person's ability to provide for the person's care or custody.

Disability may be established conclusively for purposes of this subdivision by the written opinion of a licensed professional who is qualified to diagnose the illness or condition, confirmed by the written opinion of a second licensed professional who is qualified to diagnose the illness or condition.

(d) The general purpose of a supplemental needs trust must be to provide for the reasonable living expenses and other basic needs of a person with a disability when benefits from publicly funded benefit programs are not sufficient to provide adequately for those needs. Subject to the restrictions contained in this paragraph, a supplemental needs trust may authorize distributions to provide for all or any portion of the reasonable living expenses of the beneficiary. A supplemental needs trust may allow or require distributions only in ways and for purposes that supplement or complement the benefits available under medical assistance, Minnesota supplemental aid, and other publicly funded benefit programs for disabled persons. A supplemental needs trust must contain provisions that prohibit disbursements that would have the effect of replacing, reducing, or substituting for publicly funded benefits otherwise available to the beneficiary or rendering the beneficiary ineligible for publicly funded benefits.

(e) A supplemental needs trust is not enforceable if the trust beneficiary becomes a patient or resident after age 64 in a state institution or nursing facility for six months or more and, due to the beneficiary's medical need for care in an institutional setting, there is no reasonable expectation that the beneficiary will ever be discharged from the institution or facility. For purposes of this paragraph "reasonable expectation" means that the beneficiary's attending physician has certified that the expectation is reasonable. For purposes of this paragraph, a beneficiary participating in a group residential program is not deemed to be a patient or resident in a state institution or nursing facility.

(f) The trust income and assets of a supplemental needs trust are considered available to the beneficiary for medical assistance purposes to the extent they are considered available to the beneficiary under medical assistance, supplemental security income, or aid to families with dependent children methodology, whichever is used to determine the beneficiary's eligibility for medical assistance. For other public assistance programs established or administered under state law, assets and income will be considered available to the beneficiary in accordance with the methodology applicable to the program.

(g) Nothing in this subdivision requires submission of a supplemental needs trust to a court for interpretation or enforcement.

(h) Paragraphs (a) to (g) apply to supplemental needs trusts whenever created, but the limitations and restrictions in paragraphs (c) to (g) apply only to trusts created after June 30, 1993.

## Sec. 2. [EFFECTIVE DATE; APPLICATION.]

Section 1 is effective retroactive to July 1, 1992.

Notwithstanding the provisions of section 1, subdivision 2, providing that a supplemental needs trust may not be funded by the beneficiary or a person obligated to pay the beneficiary under a settlement agreement or judgment, a supplemental needs trust may be established with the proceeds of payments made by the social security administration pursuant to the United States Supreme Court decision in Sullivan v. Zebley, 110 S.Ct. 885 (1990)."

Delete the title and insert:

"A bill for an act relating to trusts; making certain trust provisions related to public assistance eligibility unenforceable as against public policy; clarifying availability of trusts in determining eligibility for medical assistance and other benefit programs; defining supplemental needs trusts; clarifying enforceability of supplemental needs trusts; amending Minnesota Statutes 1992, section 501B.89."

The motion prevailed and the amendment was adopted.

S. F. No. 44, A bill for an act relating to trusts; making certain trust provisions related to public assistance eligibility unenforceable as against public policy; clarifying availability of trusts in determining eligibility for medical assistance and other benefit programs; defining supplemental needs trusts; clarifying enforceability of supplemental needs trusts; amending Minnesota Statutes 1992, section 501B.89.

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 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 163, A bill for an act relating to crimes; modifying requirements for the dispensing of controlled substance; amending Minnesota Statutes 1992, sections 152.01, by adding a subdivision; and 152.11.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of H. F. Nos. 1199 and 1042.

H. F. No. 1199 was reported to the House.

Reding moved to amend H. F. No. 1199, the second engrossment, as follows:

Pages 3 and 4, delete section 5

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Bauerly moved to amend H. F. No. 1199, the second engrossment, as amended, as follows:

Page 3, after line 8, insert:

"Sec. 3. Minnesota Statutes 1992, section 179A.04, subdivision 3, is amended to read:

Subd. 3. [OTHER DUTIES.] The commissioner shall:

(a) provide mediation services as requested by the parties until the parties reach agreement. The commissioner may continue to assist parties after they have submitted their final positions for interest arbitration;

- (b) issue notices, subpoenas, and orders required by law to carry out duties under sections 179A.01 to 179A.25;
- (c) maintain a list of arbitrators for referral to employers and exclusive representatives for the resolution of grievance or interest disputes;
- (d) assist the parties in formulating petitions, notices, and other papers required to be filed with the commissioner;
- (e) certify the final results of any election or other voting procedure conducted under sections 179A.01 to 179A.25;
- (f) adopt rules relating to the administration of this chapter; and the conduct of hearings and elections;
- (g) receive, catalogue, and file all decisions of arbitrators and panels authorized by sections 179A.01 to 179A.25, all grievance arbitration decisions, and the commissioner's orders and decisions. All decisions catalogued and filed shall be readily available to the public;
- (h) adopt, subject to chapter 14, a grievance procedure to fulfill the purposes of section 179A.20, subdivision 4. The grievance procedure shall not provide for the services of the bureau of mediation services. The grievance procedure shall be available to any employee in a unit not covered by a contractual grievance procedure;
- (i) conduct elections;
- (j) maintain a schedule of state employee classifications or positions assigned to each unit established in section 179A.10, subdivision 2;
- (k) collect such fees as are established by rule for empanelment of persons on the labor arbitrator roster maintained by the commissioner or in conjunction with fair share fee challenges;
- (l) provide technical support and assistance to voluntary joint labor-management committees established for the purpose of improving relationships between exclusive representatives and employers, at the discretion of the commissioner;
- (m) provide to the parties a list of arbitrators as required by section 179A.16, subdivision 4;
- (n) adopt, subject to chapter 14, uniform baseline determination documents and uniform collective bargaining agreement settlement documents applicable to all negotiations between exclusive representatives of appropriate units of public employees and public employers other than townships and prescribe procedures and instructions for completion of the documents. The commissioner must, at a minimum, include these individual elements in the uniform baseline determination document: the costs of any increases to the wage schedule; the costs of employees moving through the wage schedule; costs of medical insurance; costs of dental insurance; costs of life insurance; lump sum payments; shift differentials; extracurricular activities; longevity; and contributions to a deferred compensation account. The calculation of the base year must be based on an annualization of the costs provided in the base year contract. A completed uniform collective bargaining agreement settlement document must be presented to the public employer at the time it ratifies a collective bargaining agreement and must be available afterward for inspection during normal business hours at the principal administrative offices of the public employer; and
- (o) from the names provided by representative organizations, maintain a list of arbitrators to conduct teacher discharge or termination hearings according to section 125.12 or 125.17. The persons on the list shall meet at least one of the following requirements:
  - (1) be a former or retired judge;
  - (2) be a qualified arbitrator on the list maintained by the bureau;
  - (3) be a present, former, or retired administrative law judge; or
  - (4) be a neutral individual who is learned in the law and admitted to practice in Minnesota, who is qualified by experience to conduct these hearings, and who is without bias to either party.

Each year, the Minnesota education association shall provide a list of seven names, the Minnesota federation of teachers a list of seven names, and the Minnesota school boards association a list of 14 names of persons to be on the list. The commissioner may adopt rules about maintaining and updating the list."

Page 4, line 9, delete "4" and insert "5"

ReNUMBER the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "and"

Page 1, line 8, after the semicolon insert "and 179A.04, subdivision 3;"

The motion prevailed and the amendment was adopted.

H. F. No. 1199, A bill for an act relating to state government; the legislative commission on employee relations; modifying provisions relating to certain plans; ratifying certain salaries and a bargaining agreement; requiring certain documents; amending Minnesota Statutes 1992, sections 15A.083, subdivision 4; 43A.18, subdivision 4; and 179A.04, subdivision 3; repealing Minnesota Statutes 1992, section 43A.24, 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 96 yeas and 35 nays as follows:

Those who voted in the affirmative were:

Abrams	Carruthers	Hasskamp	Koppendraye	Molnau	Pugh	Sviggum
Anderson, I.	Clark	Hausman	Krueger	Morrison	Reding	Tomassoni
Anderson, R.	Commers	Holsten	Lasley	Munger	Rest	Tunheim
Battaglia	Cooper	Huntley	Leppik	Ness	Rhodes	Van Dellen
Bauerly	Dawkins	Jacobs	Lieder	Olson, E.	Rice	Vellenga
Beard	Delmont	Jefferson	Limmer	Olson, K.	Rodosovich	Vickerman
Bergson	Erhardt	Jennings	Lindner	Opatz	Sarna	Wagenius
Bertram	Evans	Johnson, A.	Lourey	Orenstein	Seagren	Weaver
Bettermann	Farrell	Johnson, R.	Luther	Orfield	Sekhon	Wejzman
Bishop	Garcia	Kahn	Lynch	Ostrom	Simoneau	Wenzel
Blatz	Goodno	Kelley	Macklin	Ozment	Skoglund	Workman
Brown, C.	Greenfield	Kelso	Mahon	Pauly	Smith	Spk. Long
Brown, K.	Gruenes	Kinkel	McCollum	Pawlenty	Solberg	
Carlson	Gutknecht	Knickerbocker	McGuire	Perlt	Sparby	

Those who voted in the negative were:

Asch	Dorn	Hugoson	Milbert	Olson, M.	Rukavina	Trimble
Dauner	Frerichs	Jaros	Mosel	Ornen	Stanis	Waltman
Dauids	Girard	Johnson, V.	Murphy	Osthoff	Steensma	Winter
Dehler	Greiling	Kalis	Neary	Pelowski	Swenson	Wolf
Dempsey	Haukoos	Klinzing	Nelson	Peterson	Tompkins	Worke

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

H. F. No. 1042, A bill for an act relating to human services; modifying provisions dealing with the administration, computation, and enforcement of child support; imposing penalties; amending Minnesota Statutes 1992, sections 136A.121, subdivision 2; 214.101, subdivision 1; 256.87, subdivisions 1, 1a, 3, and 5; 256.978; 256.979, by adding subdivisions; 256.9791, subdivisions 3 and 4; 257.66, subdivision 3; 257.67, subdivision 3; 349A.08, subdivision 8; 518.14; 518.171, subdivisions 1, 2, 3, 4, 6, 7, 8, 10, and by adding a subdivision; 518.24; 518.54, subdivision 4; 518.551, subdivisions 1, 5, 5b, 7, 10, 12, and by adding a subdivision; 518.57, subdivision 1, and by adding a subdivision; 518.611, subdivision 4; 518.613, subdivision 1; 518.64, subdivisions 1, 2, 5, and 6; 519.11; 548.09, subdivision 1; 548.091, subdivisions 1a and 3a; 588.20; 595.02, subdivision 1; and 609.375, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 256; and 518; repealing Minnesota Statutes 1992, sections 256.979; and 609.37.

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

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 8 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dauner	Frerichs	Jacobs	Olson, M.
Dauids	Haukoos	Johnson, V.	Stanius

The bill was passed and its title agreed to.

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

## REPORTS OF STANDING COMMITTEES

Sparby from the Committee on General Legislation, Veterans Affairs and Elections reported on the following appointment which had been referred to the committee by the Speaker:

### ETHICAL PRACTICES BOARD

#### CAROLYN DESHON RODRIGUEZ

Reported the same back with the recommendation that the appointment be confirmed.

Sparby moved that the report of the Committee on General Legislation, Veterans Affairs and Elections relating to the appointment of Carolyn Deshon Rodriguez to the Ethical Practices Board be adopted. The motion prevailed and the report was adopted.

#### CONFIRMATION

Sparby moved that the House, having advised, do now consent to and confirm the appointment of Carolyn Deshon Rodriguez, 12815 Foliage Avenue, Apple Valley, Minnesota, 55124, county of Dakota, effective June 8, 1992, for a term expiring on the first Monday in January, 1995. The motion prevailed and the appointment of Carolyn Deshon Rodriguez was confirmed by the House.

Sparby from the Committee on General Legislation, Veterans Affairs and Elections reported on the following appointment which had been referred to the committee by the Speaker:

#### ETHICAL PRACTICES BOARD

JOHN L. HOLAHAN, JR.

Reported the same back with the recommendation that the appointment be confirmed.

Sparby moved that the report of the Committee on General Legislation, Veterans Affairs and Elections relating to the appointment of John L. Holahan, Jr., to the Ethical Practices Board be adopted. The motion prevailed and the report was adopted.

#### CONFIRMATION

Sparby moved that the House, having advised, do now consent to and confirm the appointment of John L. Holahan, Jr., 5320 Birchcrest Drive, Edina, Minnesota, 55436, county of Hennepin, effective April 21, 1993, for a term expiring on the first Monday in January, 1997. The motion prevailed and the appointment of John L. Holahan, Jr., was confirmed by the House.

Sparby from the Committee on General Legislation, Veterans Affairs and Elections reported on the following appointment which had been referred to the committee by the Speaker:

#### ETHICAL PRACTICES BOARD

ELSA CARPENTER

Reported the same back with the recommendation that the appointment be confirmed.

Sparby moved that the report of the Committee on General Legislation, Veterans Affairs and Elections relating to the appointment of Elsa Carpenter to the Ethical Practices Board be adopted. The motion prevailed and the report was adopted.

### CONFIRMATION

Sparby moved that the House, having advised, do now consent to and confirm the appointment of Elsa Carpenter, 4724 Emerson Avenue South, Minneapolis, Minnesota, 55409, county of Hennepin, effective May 27, 1992, for a term expiring on the first Monday in January, 1995.

A roll call was requested and properly seconded.

The question was taken on the Sparby confirmation motion and the roll was called. There were 81 yeas and 40 nays as follows:

Those who voted in the affirmative were:

Abrams	Dehler	Jacobs	Limmer	Olson, M.	Seagren	Vellenga
Anderson, I.	Dempsey	Jennings	Lindner	Onnen	Simoneau	Vickerman
Bauerly	Dorn	Johnson, R.	Luther	Opatz	Skoglund	Waltman
Bertram	Erhardt	Johnson, V.	Lynch	Orfield	Smith	Weaver
Bettermann	Farrell	Kelso	Macklin	Ostrom	Sparby	Winter
Bishop	Frerichs	Klinzing	Mahon	Ozment	Stanisus	Wolf
Blatz	Girard	Knickerbocker	Molnau	Pauly	Steensma	Worke
Brown, C.	Goodno	Koppendrayner	Morrison	Pawlenty	Sviggum	Workman
Commers	Gruenes	Krinkie	Mosel	Pelowski	Swenson	Spk. Long
Cooper	Gutknecht	Lasley	Nelson	Rest	Tompkins	
Dauner	Haukoos	Leppik	Ness	Rhodes	Trimble	
Davids	Hugoson	Lieder	Olson, E.	Sarna	Van Dellen	

Those who voted in the negative were:

Anderson, R.	Carruthers	Greiling	Kahn	Mariani	Perlt	Tomassoni
Asch	Dawkins	Hasskamp	Kalis	Murphy	Peterson	Tunheim
Battaglia	Delmont	Hausman	Kelley	Neary	Pugh	Welle
Beard	Evans	Huntley	Kinkel	Olson, K.	Reding	Wenzel
Brown, K.	Garcia	Jaros	Krueger	Orenstein	Rukavina	
Carlson	Greenfield	Jefferson	Lourey	Osthoff	Sekhon	

The motion prevailed and the appointment of Elsa Carpenter was confirmed by the House.

### SPECIAL ORDERS

Anderson, I., moved that the 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

Dawkins moved that his name be stricken and the name of Reding be added as chief author on H. F. No. 637. The motion prevailed.

Peterson moved that the names of Trimble, Girard and Johnson, V., be added as authors on H. F. No. 931. The motion prevailed.

McGuire moved that the name of Macklin be added as an author on H. F. No. 1245. The motion prevailed.

Evans moved that the name of Clark be shown as chief author on H. F. No. 1608. The motion prevailed.

Pauly moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the negative on Friday, April 23, 1993, when the vote was taken on the final passage of H. F. No. 350, the third engrossment, as amended." The motion prevailed.

Sekhon 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 S. F. No. 1503, as amended." The motion prevailed.

Wenzel moved that H. F. No. 1470 be returned to its author. The motion prevailed.

Anderson, I., moved that when the House adjourns today it adjourn until 9:30 a.m., Thursday, April 29, 1993. The motion prevailed.

Anderson, I., moved that the House recess subject to the call of the Chair to meet with the Senate in Joint Convention. The motion prevailed.

#### RECESS

#### RECONVENED

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

The Sergeant at Arms announced the arrival of the members of the Senate and they were escorted to the seats reserved for them at the front of the Chamber.

#### JOINT CONVENTION

The Speaker of the House as President of the Joint Convention called the Joint Convention to order.

Prayer was offered by Margaret Thomas, Executive Director, Minnesota Council of Churches, Minneapolis, Minnesota.

The roll being called, the following Senators answered to their names: Adkins, Anderson and Beckman.

Senator Moe, R. D., moved that further proceedings of the roll call be dispensed with. The motion prevailed and a quorum was declared present.

April 26, 1993

REPORT FROM THE HOUSE AND SENATE  
COMMITTEES ON EDUCATION

To the Honorable Dee Long, Speaker of the House of Representatives, as President of the Joint Convention of the Senate and House of Representatives meeting to elect Regents of the University of Minnesota:

The House Committee on Education and the Senate Committee on Education make the following report:

We have selected the following named persons as a slate of nominees for Regents of the University of Minnesota, to hold office for the term specified for each from the first Monday of February, 1993:

Julie Bleyhl, Second Congressional District, Six Years  
William Hogan, Third Congressional District, Six Years  
Thomas Reagan, Eighth Congressional District, Six Years  
Lawrence Perlman, At-Large, Two Years  
William Peterson, At-Large, Six Years

We hereby submit the recommendation and the names of said persons in nomination for the offices and terms hereinbefore designated.

Respectfully submitted,

LYNDON R. CARLSON, Chair  
House Education Committee  
Co-Chair of the Joint  
Committee

LEROY A. STUMPF, Co-Chair  
Senate Education Committee  
Co-Chair of the Joint  
Committee

LAWRENCE J. POGEMILLER, Co-Chair  
Senate Education Committee  
Co-Chair of the Joint  
Committee

Representative Carlson and Senators Stumpf and Pogemiller moved that the report of the Joint Committee be adopted.

The motion prevailed and the report was adopted.

## ELECTION OF BOARD OF REGENTS

Pursuant to the Joint Rules of the Senate and House of Representatives the Joint Convention proceeded to elect a Regent from the Second Congressional District.

Julie Bleyhl was nominated by the Joint Committee for a term of six years.

Dallas Bohnsack was nominated by Senator Oliver for a term of six years.

There being no further nominations, the President declared nominations closed.

The Secretary called the roll.

127 members voted for Julie Bleyhl, Second Congressional District Regent, for a six year term, as follows:

#### SENATE ROLL CALL

Adkins	Chmielewski	Janezich	Luther	Murphy	Reichgott	Vickerman
Anderson	Cohen	Johnson, D. J.	Marty	Novak	Riveness	Wiener
Beckman	Dille	Johnson, J. B.	Merriam	Pappas	Sams	
Berglin	Finn	Krentz	Metzen	Piper	Samuelson	
Bertram	Flynn	Kroening	Moe, R. D.	Pogemiller	Solon	
Betzold	Hanson	Langseth	Mondale	Price	Spear	
Chandler	Hottinger	Lessard	Morse	Ranum	Stumpf	

#### HOUSE OF REPRESENTATIVES ROLL CALL

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

73 members voted for Dallas Bohnsack, Second Congressional District Regent, for a six year term, as follows:

#### SENATE ROLL CALL

Belanger	Day	Kiscaden	Lesewski	Olson	Stevens
Benson, D. D.	Frederickson	Knutson	McGowan	Pariseau	Terwilliger
Benson, J. E.	Johnson, D. E.	Laidig	Neuville	Robertson	
Berg	Johnston	Larson	Oliver	Runbeck	

#### HOUSE OF REPRESENTATIVES ROLL CALL

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

Julie Bleyhl, having received a majority of the votes cast, was declared elected Second Congressional District Regent, for a term of six years.

Pursuant to the Joint Rules of the Senate and House of Representatives the Joint Convention proceeded to elect a Regent from the Third Congressional District.

William Hogan was nominated by the Joint Committee for a term of six years.

M. Elizabeth Craig was nominated by Representative Pauly for a term of six years.

There being no further nominations, the President declared nominations closed.

The Secretary called the roll.

128 members voted for William Hogan, Third Congressional District Regent, for a six year term, as follows:

#### SENATE ROLL CALL

Adkins	Chmielewski	Johnson, D. J.	Marty	Novak	Riveness	Wiener
Anderson	Cohen	Johnson, J. B.	Merriam	Pappas	Sams	
Beckman	Finn	Krentz	Metzen	Piper	Samuelson	
Berglin	Flynn	Kroening	Moe, R. D.	Pogemiller	Solon	
Bertram	Hanson	Langseth	Mondale	Price	Spear	
Betzold	Hottinger	Lessard	Morse	Ranum	Stumpf	
Chandler	Janezich	Luther	Murphy	Reichgott	Vickerman	

#### HOUSE OF REPRESENTATIVES ROLL CALL

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

72 members voted for M. Elizabeth Craig, Third Congressional District Regent, for a six year term, as follows:

#### SENATE ROLL CALL

Belanger	Day	Johnston	Larson	Oliver	Runbeck
Benson, D. D.	Dille	Kiscaden	Lesewski	Olson	Stevens
Benson, J. E.	Frederickson	Knutson	McGowan	Pariseau	Terwilliger
Berg	Johnson, D. E.	Laidig	Neuville	Robertson	

#### HOUSE OF REPRESENTATIVES ROLL CALL

Abrams	Blatz	Dehler	Frerichs	Gruenes	Holsten	Johnson, V.
Bettermann	Commers	Dempsey	Girard	Gutknecht	Hugoson	Knickerbocker
Bishop	Davids	Erhardt	Goodno	Haukoos	Jennings	Koppendrayer

Krinkie	Lindner	Morrison	Onnen	Seagren	Swenson	Weaver
Lasley	Lynch	Ness	Pauly	Smith	Van Dellen	Wolf
Leppik	Macklin	Olson, K.	Pawlenty	Stanis	Vickerman	Worke
Limmer	Molnau	Olson, M.	Rhodes	Sviggum	Waltman	Workman

William Hogan, having received a majority of the votes cast, was declared elected Third Congressional District Regent for a term of six years.

Pursuant to the Joint Rules of the Senate and House of Representatives the Joint Convention proceeded to elect a Regent from the Eighth Congressional District.

Thomas Reagan was nominated by the Joint Committee for a term of six years.

There being no further nominations, the President declared nominations closed.

The Secretary called the roll.

200 members voted for Thomas Reagan, Eighth Congressional District Regent, for a six year term, as follows:

#### SENATE ROLL CALL

Adkins	Chandler	Janezich	Langseth	Mondale	Pogemiller	Spear
Anderson	Chmielewski	Johnson, D. E.	Larson	Morse	Price	Stevens
Beckman	Cohen	Johnson, D. J.	Lesewski	Murphy	Ranum	Stumpf
Belanger	Day	Johnson, J. B.	Lessard	Neuville	Reichgott	Terwilliger
Benson, D. D.	Dille	Johnston	Luther	Novak	Riveness	Vickerman
Benson, J. E.	Finn	Kiscaden	Marty	Oliver	Robertson	Wiener
Berg	Flynn	Knutson	McGowan	Olson	Runbeck	
Berglin	Frederickson	Krentz	Merriam	Pappas	Sams	
Bertram	Hanson	Kroening	Metzen	Pariseau	Samuelson	
Betzold	Hottinger	Laidig	Moe, R. D.	Piper	Solon	

#### HOUSE OF REPRESENTATIVES ROLL CALL

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

Thomas Reagan, having received a majority of the votes cast, was declared elected Eighth Congressional District Regent for a term of six years.

Pursuant to the Joint Rules of the Senate and House of Representatives the Joint Convention proceeded to elect an At-Large Regent for a term of two years.

Lawrence Perlman was nominated by the Joint Committee for a term of two years.

Mary Kim was nominated by Representative Evans for a term of two years.

Sandra L. Vargas was nominated by Representative Mariani for a term of two years.

There being no further nominations, the President declared nominations closed.

The Secretary called the roll.

127 members voted for Lawrence Perlman, At-Large Regent, for a two year term, as follows:

#### SENATE ROLL CALL

Adkins	Chandler	Johnson, D. E.	Langseth	Morse	Ranum	Stumpf
Anderson	Chmielewski	Johnson, D. J.	Lessard	Murphy	Reichgott	Terwilliger
Beckman	Cohen	Johnson, J. B.	Luther	Novak	Riveness	Vickerman
Benson, D. D.	Dille	Johnston	Marty	Oliver	Robertson	Wiener
Berg	Frederickson	Kiscaden	Merriam	Pappas	Sams	
Berglin	Hanson	Krentz	Metzen	Piper	Samuelson	
Bertram	Hottinger	Kroening	Moe, R. D.	Pogemiller	Solon	
Betzold	Janezich	Laidig	Mondale	Price	Spear	

#### HOUSE OF REPRESENTATIVES ROLL CALL

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

7 members voted for Mary Kim, At-Large Regent, for a two year term, as follows:

#### SENATE ROLL CALL

## HOUSE OF REPRESENTATIVES ROLL CALL

Brown, K.      Evans      Greiling      Kelso      McGuire      Winter

4 members voted for Sandra L. Vargas, At-Large Regent, for a two year term, as follows:

## SENATE ROLL CALL

Flynn

## HOUSE OF REPRESENTATIVES ROLL CALL

Delmont      Garcia      Mariani

1 member voted for Lurline Baker-Kent, At-Large Regent, for a two year term, as follows:

## HOUSE OF REPRESENTATIVES ROLL CALL

Murphy

Lawrence Perlman, having received a majority of the votes cast, was declared elected At-Large Regent, for a term of two years.

## CALL OF THE CONVENTION

On the motion of Anderson, I., and on the demand of 5 members, a call of the Convention was ordered.

The roll was called and the following Senators answered to their names: Adkins, Anderson and Beckman.

Anderson, I., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Pursuant to the Joint Rules of the Senate and House of Representatives the Joint Convention proceeded to elect an At-Large Regent for a term of six years.

William Peterson was nominated by the Joint Committee for a term of six years.

Marvin Borman was nominated by Representative Abrams for a term of six years.

There being no further nominations, the President declared nominations closed.

The Secretary called the roll.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

126 members voted for William Peterson, At-Large Regent, for a six year term, as follows:

## SENATE ROLL CALL

Adkins	Chmielewski	Johnson, D. J.	Langseth	Mondale	Pogemiller	Samuelson
Anderson	Finn	Johnson, J. B.	Lessard	Morse	Price	Solon
Beckman	Flynn	Kiscaden	Luther	Murphy	Ranum	Stumpf
Berglin	Hanson	Krentz	Marty	Novak	Reichgott	Vickerman
Bertram	Hottinger	Kroening	Metzen	Pappas	Riveness	Wiener
Chandler	Janezich	Laidig	Moe, R. D.	Piper	Sams	

## HOUSE OF REPRESENTATIVES ROLL CALL

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

13 members voted for Marvin Borman, At-Large Regent, for a six year term, as follows:

## SENATE ROLL CALL

Berg	Cohen	Frederickson	Johnston	Oliver	Spear
Betzold	Dille	Johnson, D. E.	Merriam	Robertson	Terwilliger

## HOUSE OF REPRESENTATIVES ROLL CALL

Bishop

William Peterson, having received a majority of the votes cast, was declared elected At-Large Regent for a term of six years.

## DECLARATION OF ELECTION

Julie Bleyhl, Second Congressional District Regent, six years; William Hogan, Third Congressional District Regent, six years; Thomas Reagan, Eighth Congressional District Regent, six years; Lawrence Perlman, At-Large Regent, two years; William Peterson, At-Large Regent, six years; having received the largest number of votes at the Joint Convention were declared by the President of the Joint Convention to be elected to the Board of Regents of the University of Minnesota.

Moe, R. D., moved that the Joint Convention arise. The motion prevailed and the President declared the Joint Convention adjourned.

## RECONVENED

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

## CERTIFICATION

April 28, 1993

To the Governor  
State of Minnesota

To the Senate  
State of Minnesota

To the House of Representatives  
State of Minnesota

This is to certify that the House of Representatives and the Senate in Joint Convention on Wednesday, April 28, 1993, have elected as members of the Board of Regents of the University of Minnesota the following members each to hold his or her respective office for the term specified from the first Monday of February, 1993:

Julie Bleyhl, Second Congressional District, Six Years

William Hogan, Third Congressional District, Six Years

Thomas Reagan, Eighth Congressional District, Six Years

Lawrence Perlman, At-Large, Two Years

William Peterson, At-Large, Six Years

ALLAN H. SPEAR  
President of the Senate

DEE LONG  
Speaker of the House  
of Representatives

## ADJOURNMENT

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:30 a.m., Thursday, April 29, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

