

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION – 1993

FORTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 1, 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 the Reverend Dr. Donald M. Meisel, House Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Bishop, Jaros and Knickerbocker were excused.

Jefferson was excused until 10:00 a.m. Johnson, A., and Welle were excused until 10:30 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Worke 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. 190 and H. F. No. 18, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Carruthers moved that the rules be so far suspended that S. F. No. 190 be substituted for H. F. No. 18 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 403 and H. F. No. 511, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Solberg moved that the rules be so far suspended that S. F. No. 403 be substituted for H. F. No. 511 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 470 and H. F. No. 784, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Sparby moved that the rules be so far suspended that S. F. No. 470 be substituted for H. F. No. 784 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 674 and H. F. No. 747, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Orenstein moved that the rules be so far suspended that S. F. No. 674 be substituted for H. F. No. 747 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 741 and H. F. No. 655, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Orenstein moved that the rules be so far suspended that S. F. No. 741 be substituted for H. F. No. 655 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1000 and H. F. No. 1137, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Knickerbocker moved that the rules be so far suspended that S. F. No. 1000 be substituted for H. F. No. 1137 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1036 and H. F. No. 1206, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Brown, C., moved that the rules be so far suspended that S. F. No. 1036 be substituted for H. F. No. 1206 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1074 and H. F. No. 1285, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Sekhon moved that the rules be so far suspended that S. F. No. 1074 be substituted for H. F. No. 1285 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1077 and H. F. No. 1036, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Asch moved that the rules be so far suspended that S. F. No. 1077 be substituted for H. F. No. 1036 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1097 and H. F. No. 1191, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Pugh moved that the rules be so far suspended that S. F. No. 1097 be substituted for H. F. No. 1191 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1437 and H. F. No. 1049, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Jacobs moved that the rules be so far suspended that S. F. No. 1437 be substituted for H. F. No. 1049 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 28, 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. 507, relating to patient and resident rights; providing patients and residents with the option to disclose their presence in a facility.

H. F. No. 1296, relating to Pine county; permitting the county board to extend certain temporary land use controls.

H. F. No. 520, relating to retirement; authorizing a second chance Medicare coverage referendum for certain public pension plan members.

H. F. No. 469, relating to drivers' licenses; providing that physical requirements to obtain school bus endorsement for driver's license are satisfied by possession of medical examiner's certificate required for commercial vehicle drivers.

H. F. No. 1089, relating to elections; setting the date by which Hennepin county park reserve district redistricting must take place.

H. F. No. 1074, relating to elections; requiring publication and posting of notice of filing dates by county auditors.

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>
	507	54	2:58 p.m. April 28	April 28
	1296	55	3:00 p.m. April 28	April 28
	520	56	3:02 p.m. April 28	April 28
	469	57	3:04 p.m. April 28	April 28
	1089	58	3:05 p.m. April 28	April 28
	1074	59	3:07 p.m. April 28	April 28

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

SECOND READING OF SENATE BILLS

S. F. Nos. 190, 403, 470, 674, 741, 1000, 1036, 1074, 1077, 1097 and 1437 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Olson, M.; Munger; Trimble; Stanius and Pauly introduced:

H. F. No. 1761, A bill for an act relating to the environment; requiring the return of used tires; providing for a surcharge; amending Minnesota Statutes 1992, sections 239.54; and 325E.32.

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

Abrams introduced:

H. F. No. 1762, A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article V, sections 1, 3, and 4; article VIII, section 2; article XI, sections 7 and 8; that abolishes the office of state treasurer; transferring or repealing the powers, responsibilities, and duties of the state treasurer; amending Minnesota Statutes 1992, sections 3.971, subdivision 1; 3.973; 3C.12, subdivision 2; 4.06; 7.06; 7.09, subdivisions 1, 3, and 4; 7.10; 7.12, subdivision 1; 7.19; 7.193, subdivisions 1 and 2; 7.20; 7.21; 7.22; 8.02, subdivision 2; 8.05; 9.011, subdivision 1; 9.031, subdivisions 1, 2, 3, 6, 7, 8, 10, and 12; 10.24; 10.25; 10.26; 10.27; 10A.25, subdivision 2; 10A.27, subdivision 1; 10A.31, subdivisions 3a, 5, 6, 7, 8, 9, and 10; 10A.315; 10A.324, subdivisions 1 and 3; 10A.43, subdivision 1; 10A.49; 10A.50, subdivision 2; 11A.03; 11A.04; 11A.07, subdivision 4; 11A.10, subdivisions 1 and 4; 11A.15, subdivision 3; 12.24, subdivision 2; 15.16, subdivision 3; 15.73, subdivision 3; 16A.125, subdivisions 5 and 6; 16A.127, subdivisions 1 and 7; 16A.13, subdivisions 1 and 2a; 16A.131, subdivision 1; 16A.27, subdivisions 1, 2, and 5; 16A.45, subdivision 1; 16A.672, subdivision 11; 16B.05, subdivision 2; 32A.05, subdivision 4; 32A.09, subdivision 6; 35.08; 35.09, subdivision 3; 42.06, subdivision 4; 42.09, subdivision 3; 43A.08, subdivisions 1 and 1a; 43A.37, subdivision 1; 46.34; 48.67; 48.93, subdivision 1; 49.24, subdivisions 7, 13, and 16; 51A.51, subdivisions 1 and 2; 52.06, subdivision 1; 52.20, subdivision 5; 53.03, subdivisions 1 and 6; 56.02; 60A.15, subdivision 8; 60B.47, subdivisions 1 and 2; 60K.03, subdivisions 1, 5, and 6; 60K.13, subdivision 3; 69.54, subdivision 1; 69.55; 69.56; 72B.04, subdivision 10; 79.34, subdivision 1; 79A.04, subdivisions 5, 6, 7, and 10; 79A.071; 82.24, subdivision 8; 82.34, subdivisions 1 and 5; 84.153; 84.415, subdivision 5; 84A.04, subdivision 3; 84A.23, subdivisions 3 and 4; 84A.33, subdivisions 3 and 4; 85A.05, subdivision 4; 88.063, subdivision 3; 89.43; 90.173; 92.21, subdivision 1; 92.23; 92.24; 93.08, subdivision 2; 93.17; 93.19, subdivisions 1 and 2; 93.20, subdivisions 7, 19, and 31; 93.22; 93.283, subdivisions 5 and 6; 94.346, subdivision 2; 94.53; 97A.055, subdivision 2; 115A.54, subdivision 3; 115A.58, subdivisions 2 and 4; 116.16, subdivisions 4 and 8; 116.17, subdivisions 2 and 4; 116J.64, subdivisions 6, 7, and 10; 116R.11, subdivision 2; 117.135, subdivision 2; 124.12, subdivision 2; 124.42, subdivision 3; 124.46, subdivision 2; 124.62, subdivision 3; 125.08; 136.40, subdivision 3; 136C.41, subdivision 5; 136C.43, subdivisions 4 and 5; 141.25, subdivision 5; 141.26, subdivision 3; 144.09; 144.10; 156.02, subdivision 2; 156.072, subdivision 2; 161.05; 161.06, subdivision 1; 161.07; 161.36, subdivision 5; 162.16; 163.051, subdivision 2; 167.50, subdivision 2; 167.51, subdivision 2; 168.33, subdivision 2; 168.67; 174.50, subdivision 3; 174.51, subdivisions 2, 4, and 5; 176.129, subdivisions 1, 7, and 8; 176.181, subdivisions 2 and 5; 176.421, subdivision 4; 176.591, subdivisions 2 and 3; 190.11; 204D.10, subdivision 2; 209.01, subdivision 2; 222.025; 223.17, subdivision 4; 237.11; 241.08, subdivision 1; 241.09; 241.10; 241.13, subdivision 1; 241.27, subdivision 4; 246.15, subdivision 1; 246.16; 246.18, subdivision 1; 246.21; 256.89; 256.90; 256.92; 256B.041, subdivision 5; 260.311, subdivision 6; 268.05, subdivision 3; 268.15, subdivision 3; 270.74; 271.12; 272.68, subdivision 1; 273.02, subdivision 6; 276.11, subdivision 1; 282.19; 282.226; 284.28, subdivisions 8 and 9; 287.11; 290.431; 290.432; 293.06; 293.08; 293.09; 293.11; 296.06, subdivision 2; 296.421, subdivision 3; 298.39; 298.396; 299D.03, subdivision 5; 299F.17, subdivision 1; 299F.22; 299F.60, subdivision 4; 300.19; 302A.771; 303.07, subdivision 1; 303.16, subdivision 2; 303.19, subdivision 2; 303.25, subdivision 3; 317A.771; 322B.86; 325A.06, subdivision 3; 325G.415, subdivisions 1 and 2; 332.15, subdivision 4; 332.55; 340A.409, subdivision 1; 340A.904, subdivision 2; 352.05; 352B.01, subdivision 4; 352B.02, subdivisions 1b and 1d; 352B.03, subdivision 2; 352C.021, subdivision 2; 353.05; 353B.06, subdivision 1; 354.06, subdivision 3; 354.07, subdivision 4; 354.52, subdivisions 4 and 5; 355.04, subdivision 5; 357.021, subdivisions 1a, 2, and 2a; 357.022; 357.08; 424.165, subdivisions 1 and 2; 446A.16, subdivision 1; 458A.03, subdivision 3; 462A.18, subdivision 1; 475A.04, subdivision 1; 480.058, subdivision 2; 487.31, subdivision 1; 488A.14, subdivision 1; 488A.17, subdivision 2; 488A.34, subdivision 2; 490.102, subdivision 6; 490.123, subdivision 2; 508.75; 508.77; 508.82; 508A.22, subdivision 3; 508A.77; 508A.82; 517.08, subdivision 1c; 525.161; 525.841; 574.261; 626.85, subdivision 3; and 626.861, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 7.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

I hereby announce 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. 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.

The Senate has appointed as such committee:

Messrs. McGowan, Stevens and Bertram.

Said House File is herewith returned to the House.

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. 1709, A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and other agencies with certain conditions; fixing and limiting accounts and fees; amending Minnesota Statutes 1992, sections 11A.21, subdivision 1; 161.081; 161.39, by adding a subdivision; 169.121, subdivision 7; 169.123, subdivision 5a; 171.02, subdivision 1; 171.06, subdivisions 2 and 4; 171.07, by adding a subdivision; 171.11; 171.22, subdivision 1; 174.02, by adding a subdivision; 296.02, subdivision 1a; 296.025, subdivision 1a; Laws 1992, chapter 513, article 3, section 77; proposing coding for new law in Minnesota Statutes, chapter 161; repealing Minnesota Statutes 1992, sections 171.20, subdivision 1; 296.01, subdivision 4; and 296.026.

The Senate has appointed as such committee:

Mr. Langseth; Ms. Hanson; Messrs. Vickerman and Dille; and Ms. Flynn.

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. 977, A bill for an act relating to retirement; Minneapolis employees retirement fund; permitting purchase of service credit by a certain member.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Milbert moved that the House concur in the Senate amendments to H. F. No. 977 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 977, A bill for an act relating to retirement; Minneapolis employees retirement fund; permitting purchase of service credit by a certain member.

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 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

H. F. No. 522, A bill for an act relating to utilities; clarifying the specificity needed for public service corporation easements; amending Minnesota Statutes 1992, section 300.045.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Rukavina moved that the House concur in the Senate amendments to H. F. No. 522 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 522, A bill for an act relating to utilities; clarifying the specificity needed for public service corporation easements; amending Minnesota Statutes 1992, section 300.045.

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

S. F. Nos. 1619 and 1046.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1619, A bill for an act relating to natural resources; resolving claims raised by the Mille Lacs Band of Chippewa Indians regarding hunting, fishing, and gathering rights under treaty; nonband harvest under band permit; authority to transfer land; compensation to counties; resort acquisition; condemnation authority; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 97A.

The bill was read for the first time.

Battaglia moved that S. F. No. 1619 and H. F. No. 575, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1046, A bill for an act relating to crimes; prohibiting persons from interfering with access to medical facilities; prescribing penalties; authorizing civil and equitable remedies; amending Minnesota Statutes 1992, section 488A.101; proposing coding for new law in Minnesota Statutes, chapter 609.

The bill was read for the first time.

Orenstein moved that S. F. No. 1046 and H. F. No. 1220, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of H. F. Nos. 1094 and 980.

H. F. No. 1094 was reported to the House.

Jennings, Osthoff, Reding and Stanius moved to amend H. F. No. 1094, the third engrossment, as follows:

Page 7, line 9, after the period insert "An insurer shall not contact any covered person without first making a good faith effort to contact the group policyholder or contractholder by telephone or other appropriate means, if the cancellation is for nonpayment of premium."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Bertram and Stanius moved to amend H. F. No. 1094, the third engrossment, as amended, as follows:

Page 56, line 1, after "sections" insert "70A.06, subdivision 5."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

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; appropriating money; 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; 62L.02; 62L.03; 62L.07; 62L.13, subdivisions 1 and 2; 62L.20; 65A.01, subdivision 1; 65A.29, subdivision 7; 65B.49, subdivision 3; 72A.20, subdivision 29, and by adding a subdivision; 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, chapters 45; 61A; 62A; and 62H; repealing Minnesota Statutes 1992, sections 70A.06, subdivision 5; 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.

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

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Winter

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

H. F. No. 980, A bill for an act relating to local government; enabling local government units to obtain waivers of state rules; providing grants to local government units to encourage cooperation, achieve specified outcomes, and design service budget management models; creating a board of local government innovation and cooperation; requiring the metropolitan council to review certain applications and plans; appropriating money; amending Minnesota Statutes 1992, sections 465.80, subdivisions 1, 2, 4, and 5; 465.81, subdivision 2; 465.82, subdivision 1; 465.83, and 465.87, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 465.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Commers	Goodno	Johnson, V.	Lourey	Ness	Peterson
Anderson, I.	Cooper	Greenfield	Kahn	Luther	Olson, E.	Pugh
Asch	Dauner	Greiling	Kalis	Lynch	Olson, K.	Reding
Battaglia	Davids	Gruenes	Kelley	Macklin	Olson, M.	Rest
Bauerly	Dawkins	Gutknecht	Kelso	Mahon	Ornen	Rhodes
Beard	Dehler	Hasskamp	Kinkel	Mariani	Opatz	Rice
Bergson	Delmont	Haukoos	Klinzing	McCollum	Orenstein	Rodosovich
Bertram	Dempsey	Hausman	Koppendrayner	McGuire	Orfield	Rukavina
Bettermann	Dorn	Holsten	Krinkie	Milbert	Osthoff	Sarna
Blatz	Erhardt	Hugoson	Krueger	Molnau	Ostrom	Seagren
Brown, C.	Evans	Huntley	Lasley	Morrison	Ozment	Sekhon
Brown, K.	Farrell	Jacobs	Leppik	Mosel	Pauly	Simoneau
Carlson	Frerichs	Jefferson	Lieder	Murphy	Pawlenty	Skoglund
Carruthers	Garcia	Jennings	Limmer	Neary	Pelowski	Smith
Clark	Girard	Johnson, R.	Lindner	Nelson	Perlt	Solberg

Sparby
Stanisus
Steensma

Sviggum
Swenson
Tomassoni

Tompkins
Trimble
Tunheim

Van Dellen
Vellenga
Vickerman

Wagenius
Waltman
Weaver

Wejzman
Wenzel
Winter

Wolf
Worke
Workman
Spk. Long

The bill was passed 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:

H. F. No. 1402; S. F. No. 50; H. F. No. 1579; S. F. No. 485; and H. F. No. 1524.

SPECIAL ORDERS

H. F. No. 87 was reported to the House.

Gutknecht, Simoneau, Stanisus and Perlit moved to amend H. F. No. 87, the second engrossment, as follows:

Page 1, after line 24, insert:

"Sec. 2. [237.75] [1-900 OR OTHER AUDIO TEXT SERVICE CHARGES.]

Unauthorized service charges made for 1-900 or other audio text services by a telephone company must be treated like debts under section 541.21, are void, and are not collectible by judicial procedure."

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker called Bauerly to the Chair.

H. F. No. 87, A bill for an act relating to utilities; allowing provision of telephone caller identification service; providing that certain unauthorized service charges by a telephone company are void; proposing coding for new law in Minnesota Statutes, chapter 237.

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 118 yeas and 9 nays as follows:

Those who voted in the affirmative were:

Anderson, I.
Anderson, R.
Asch
Battaglia
Bauerly

Beard
Bergson
Bertram
Brown, K.
Carlson

Carruthers
Clark
Commers
Cooper
Dauner

Davids
Dehler
Delmont
Dempsey
Dorn

Erhardt
Evans
Frerichs
Garcia
Girard

Goodno
Greenfield
Greiling
Gruenes
Gutknecht

Hasskamp
Haukoos
Holsten
Hugoson
Huntley

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

Those who voted in the negative were:

Abrams	Brown, C.	Farrell	Sviggum	Wejzman
Bettermann	Dawkins	Mariani	Trimble	

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of H. F. No. 514.

H. F. No. 514 was reported to the House.

Sparby moved to amend H. F. No. 514, the second engrossment, as follows:

Page 12, delete lines 5 to 7 and insert:

"The amendment to Minnesota Statutes, section 115C.09, subdivision 3, paragraph (a) by this act is effective for corrective actions begun on or after September 1, 1993. The remainder of this act is effective August 1, 1993."

The motion prevailed and the amendment was adopted.

Sparby moved to amend H. F. No. 514, the second engrossment, as amended, as follows:

Page 2, after line 5, insert:

"Sec. 2. Minnesota Statutes 1992, section 115C.02, subdivision 14, is amended to read:

Subd. 14. [TANK.] "Tank" means any one or a combination of containers, vessels, and enclosures, including structures and appurtenances connected to them, that is, or has been, used to contain or dispense petroleum.

"Tank" does not include:

(1) a mobile storage tank with a capacity of 500 gallons or less used to transport petroleum ~~from one location to another~~ only on the person's private property and which is used only for home heating fuel; or

(2) pipeline facilities, including gathering lines, regulated under the Natural Gas Pipeline Safety Act of 1968, United States Code, title 49, chapter 24, or the Hazardous Liquid Pipeline Safety Act of 1979, United States Code, title 49, chapter 29."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Sparby and Trimble moved to amend H. F. No. 514, the second engrossment, as amended, as follows:

Page 11, after line 34, insert:

"Sec. 18. [PRIORITIES FOR CLEANUP; REPORT.]

The commissioner of the pollution control agency shall determine whether, and based on what criteria, a priority list should be established for the purposes of accomplishing more efficient cleanups of petroleum tank releases under Minnesota Statutes, chapter 115C. The commissioner shall consider the experience with the list of priorities established under Minnesota Statutes 1992, section 115B.17, subdivision 13, including the criteria for establishing that list in the statute and in rules adopted under the statute and any other criteria the commissioner determines appropriate, and whether a similar list of priorities is appropriate for petroleum tank cleanups. If the commissioner determines a priority list is appropriate, the commissioner, by January 15, 1994, shall recommend proposed legislation to the environment and natural resources committees of the legislature to govern establishment of the list and the criteria for establishing priorities for cleanup."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Rukavina and Sparby moved to amend H. F. No. 514, the second engrossment, as amended, as follows:

Page 1, line 6 of the first Sparby amendment, after the period insert: "Section 14 is effective for applications for reimbursement received by the petroleum tank release compensation board on and after July 1, 1993."

The motion prevailed and the amendment was adopted.

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; requiring reports; authorizing rulemaking; appropriating money; amending Minnesota Statutes 1992, sections 115C.02, subdivisions 10 and 14; 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.

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 128 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Perlt

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

SPECIAL ORDERS, Continued

H. F. No. 874, A bill for an act relating to traffic regulations; authorizing cities of the second class to establish programs for citizen enforcement of laws governing parking spaces for persons with disabilities; amending Minnesota Statutes 1992, section 169.346, subdivision 4.

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

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

Those who voted in the affirmative were:

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

Rice	Sekhon	Sparby	Tomassoni	Vellenga	Wejzman	Workman
Rodosovich	Simoneau	Stanis	Tompkins	Vickerman	Wenzel	Spk. Long
Rukavina	Skoglund	Steensma	Trimble	Wagenius	Winter	
Sarna	Smith	Swiggum	Tunheim	Waltman	Wolf	
Seagren	Solberg	Swenson	Van Dellen	Weaver	Worke	

The bill was passed and its title agreed to.

H. F. No. 1151 was reported to the House.

Dauner moved to amend H. F. No. 1151, the first engrossment, as follows:

Page 1, line 17, before "period" insert "pay"

Page 2, after line 7, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

The motion prevailed and the amendment was adopted.

H. F. No. 1151, A bill for an act relating to employment; requiring wage payments at certain times; amending Minnesota Statutes 1992, section 181.101.

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 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 608, A bill for an act relating to agriculture; exempting certain nonprofit organizations from the requirement for a nursery stock dealer certificate; proposing coding for new law in Minnesota Statutes, chapter 18.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1435 was reported to the House.

Clark moved that H. F. No. 1435 be temporarily laid over on Special Orders. The motion prevailed.

S. F. No. 697 was reported to the House.

Trimble moved that S. F. No. 697 be continued on Special Orders. The motion prevailed.

S. F. No. 848 was reported to the House.

Pauly moved that S. F. No. 848 be continued on Special Orders. The motion prevailed.

S. F. No. 1201 was reported to the House.

Asch moved to amend S. F. No. 1201, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 148.89, is amended by adding a subdivision to read:

Subd. 2a. [CLIENT.] "Client" means a person or entity that receives, received, or should have received services from a person regulated under sections 148.88 to 148.98. For the purposes of sections 148.88 to 148.98, "client" includes patient and resident.

Sec. 2. Minnesota Statutes 1992, section 148.905, subdivision 1, is amended to read:

Subdivision 1. [GENERAL.] The board shall:

(1) adopt and enforce rules for licensing psychologists and for regulating their professional conduct. The rules must include, but are not limited to, standards for training, supervision, the practice of psychology, and any other areas covered by sections 148.88 to 148.98;

(2) adopt rules that provide for examinations and establish a code of professional ethics and requirements for continuing education;

(3) hold examinations at least once a year to assess applicants' knowledge and skills. The examinations may be written or oral or both, and may be administered by the board or by institutions or individuals designated by the board;

(4) issue licenses to individuals qualified under section 148.91, according to the procedures for licensing in Minnesota Rules;

(5) issue copies of the rules for licensing to all applicants;

(6) establish and maintain annually a register of current licenses;

(7) establish reasonable fees for the issuance and renewal of licenses and other services by the board. Fees must be set to defray the cost of administering the provisions of sections 148.88 to 148.98 including applications, examinations, enforcement, and the cost of maintaining the operations of the board;

(8) educate the public about the requirements for licensing of psychologists and about the code of professional ethics, to allow consumers to file complaints against licensees who may have violated licensing requirements or professional ethics; and

(9) establish or approve programs that qualify for professional psychology continuing educational credit. The board may hire consultants, agencies, or professional psychological associations to establish and approve continuing education courses; and

~~(10) establish and implement, by January 1, 1992, a process for certifying psychologists' competencies in specialty areas, including but not limited to the area of supervision. The process shall include steps to verify that a psychologist has had adequate education and experience in a specialty area to be considered competent to practice in that area. Recertification of competencies declared prior to August 1, 1991, shall not be required.~~

Sec. 3. Minnesota Statutes 1992, section 148.921, subdivision 2, is amended to read:

Subd. 2. [PERSONS PREVIOUSLY QUALIFIED.] (a) The board shall grant a license for a licensed psychologist ~~without further examination~~ to a person who:

(1) before November 1, 1991, entered a graduate program granting a master's degree with a major in psychology at an educational institution meeting the standards the board has established by rule and earned a master's degree or a master's equivalent in a doctoral program;

(2) before ~~November 1~~ December 31, 1992 1993, filed with the board a written declaration of intent to seek licensure under this subdivision;

(3) complied with all requirements of section 148.91, subdivisions 2 to 4, before December 31, 1997; and

(4) completed at least two full years or their equivalent of post-master's supervised psychological employment before December 31, 1998.

(b) Notwithstanding paragraph (a), the board shall not grant a license for a licensed psychologist under this subdivision to a person who files a written declaration of licensure after October 31, 1992, unless the applicant demonstrates that the applicant was a resident of Minnesota on October 31, 1992, and meets all other requirements for licensure under this subdivision.

Sec. 4. Minnesota Statutes 1992, section 148.921, subdivision 3, is amended to read:

Subd. 3. [RECIPROCITY.] The board may grant a license without an examination to a diplomate of the American Board of Professional Psychology or to any person who at the time of application is licensed or certified by a ~~similar~~ board of another state ~~whose standards, in the judgment of the board, are not lower than those required by~~ and who meets the licensure requirements under section 148.91. The board, at its discretion, may not require the skills assessment and the examination in psychology under section 148.91, subdivision 2, if the person was licensed in another state before the examination was required for licensure in that state. An applicant for reciprocity shall pass a written, objective examination on the rules of the board of psychology and sections 148.88 to 148.98.

Sec. 5. Minnesota Statutes 1992, section 148.925, subdivision 1, is amended to read:

Subdivision 1. [PERSONS QUALIFIED TO PROVIDE SUPERVISION.] (a) Only the following persons are qualified to provide supervision for master's degree level applicants for licensure as a licensed psychologist:

(1) a licensed psychologist with a competency in supervision in professional psychology and in the area of practice being supervised; and

(2) a person who either is eligible for licensure as a licensed psychologist under section 148.91 or is eligible for licensure by reciprocity, and who, in the judgment of the board, is competent or experienced in supervising professional psychology and in the area of practice being supervised.

(b) Professional supervision of a doctoral level applicant for licensure as a licensed psychologist must be provided by a person:

(1) who meets the requirements of paragraph (a), clause (1) or (2), and

(2)(i) who has a doctorate degree with a major in psychology, or

(ii) who was licensed by the board as a psychologist before August 1, 1991, and is certified by the board as competent in supervision of applicants for licensure ~~in accord with section 148.905, subdivision 1, clause (10), by August 1, 1993.~~

Sec. 6. [148.941] [DENIAL, REVOCATION, AND SUSPENSION OF LICENSES; DISCIPLINARY ACTION.]

Subdivision 1. [GENERALLY.] Except as otherwise described in this section, all hearings shall be conducted under chapter 14.

Subd. 2. [GROUNDS FOR DISCIPLINARY ACTION; FORMS OF DISCIPLINARY ACTION.] (a) The board may impose disciplinary action as described in paragraph (b) against an applicant or licensee whom the board, by a preponderance of the evidence, determines:

(1) has violated a statute, rule, or order that the board issued or is empowered to enforce;

(2) has engaged in fraudulent, deceptive, or dishonest conduct, whether or not the conduct relates to the practice of psychology, that adversely affects the person's ability or fitness to practice psychology;

(3) has engaged in unprofessional conduct or any other conduct which has the potential for causing harm to the public, including any departure from or failure to conform to the minimum standards of acceptable and prevailing practice without actual injury having to be established;

(4) has been convicted of or has pled guilty or nolo contendere to a felony or crime, an element of which is dishonesty or fraud, or has been shown to have engaged in acts or practices tending to show that the applicant or licensee is incompetent or engaged in conduct reflecting adversely on the applicant's or licensee's ability or fitness to engage in the practice of psychology;

(5) has employed fraud or deception in obtaining or renewing a license, or in passing the examination;

(6) has had a psychology license, certificate, right to examine, or other similar authority revoked, suspended, canceled, limited, or not renewed for cause in any state, commonwealth, or territory of the United States, the District

of Columbia, or any foreign country;

(7) has failed to meet any requirement for the issuance or renewal of the person's license;

(8) has failed to cooperate with an investigation of the board as required under subdivision 4; or

(9) has violated the code of ethics adopted by the board.

For the purposes of clause (7), the burden of proof is on the applicant to demonstrate the qualifications or satisfy the requirements for a license under sections 148.88 to 148.98.

(b) If grounds for disciplinary action exist under paragraph (a), the board may take one or more of the following actions:

(1) refuse to grant or renew a license;

(2) revoke a license;

(3) suspend a license;

(4) impose limitations or conditions on a licensee's practice of psychology, including limiting the scope of practice to designated competencies, imposing retraining or rehabilitation requirements, requiring the licensee to practice under supervision, or conditioning continued practice on the demonstration of knowledge or skill by appropriate examination or other review of skill and competence;

(5) censure or reprimand the licensee; or

(6) refuse to permit an applicant to take the licensure examination or refuse to release an applicant's examination grade if the board finds that it is in the public interest.

(c) In lieu of or in addition to paragraph (b), the board may require, as a condition of continued licensure, termination of suspension, reinstatement of license, examination, or release of examination grades, that the applicant or licensee:

(1) submit to a quality review, as specified by the board, of the applicant's or licensee's ability, skills, or quality of work; and

(2) complete to the satisfaction of the board educational courses specified by the board.

(d) Service of the order is effective if the order is served on the applicant, licensee, or counsel of record personally or by mail to the most recent address provided to the board for the licensee, applicant, or counsel of record. The order shall state the reasons for the entry of the order.

Subd. 3. [TEMPORARY SUSPENSION OF LICENSE.] (a) In addition to any other remedy provided by law, the board may temporarily suspend the credentials of a licensee after conducting a preliminary inquiry to determine if the board reasonably believes that the licensee has violated a statute or rule that the board is empowered to enforce and continued practice by the licensee would create an imminent risk of harm to others.

(b) The order may prohibit the licensee from engaging in the practice of psychology in whole or in part and may condition the end of a suspension on the licensee's compliance with a statute, rule, or order that the board has issued or is empowered to enforce.

(c) The order shall give notice of the right to a hearing pursuant to this subdivision and shall state the reasons for the entry of the order.

(d) Service of the order is effective when the order is served on the licensee personally or by certified mail which is complete upon receipt, refusal, or return for nondelivery to the most recent address provided to the board for the licensee.

(e) At the time the board issues a temporary suspension order, the board shall schedule a hearing to be held before its own members which shall begin no later than 60 days after issuance of the temporary suspension order or within 15 working days of the date of the board's receipt of a request for hearing by a licensee on the sole issue of whether there is a reasonable basis to continue, modify, or lift the temporary suspension. This hearing is not subject to chapter 14. Evidence presented by the board or the licensee shall be in affidavit form only. The licensee or counsel of record may appear for oral argument.

(f) Within five working days of the hearing, the board shall issue its order and, if the suspension is continued, schedule a contested case hearing within 30 days of the issuance of the order. Notwithstanding chapter 14, the administrative law judge shall issue a report within 30 days after closing the contested case hearing record. The board shall issue a final order within 30 days of receipt of the administrative law judge's report.

Subd. 4. [COOPERATION OF APPLICANT OR LICENSEE FOR INVESTIGATIONS.] (a) An applicant or licensee of the board who is the subject of an investigation or who is questioned in connection with an investigation by or on behalf of the board shall cooperate fully with the investigation. Cooperation includes responding fully and promptly to any question raised by or on behalf of the board relating to the subject of the investigation, executing all releases requested by the board, providing copies of client records, as reasonably requested by the board to assist it in its investigation, and appearing at conferences or hearings scheduled by the board or its staff. The board shall pay reasonable costs for copies requested.

(b) If the board does not have a written consent from a client permitting access to the client's records, the licensee may delete any data in the record which identifies the client before providing it to the board. The board shall maintain any records obtained pursuant to this section as investigative data pursuant to chapter 13.

Sec. 7. Minnesota Statutes 1992, section 148.98, is amended to read:

148.98 [CODE OF ETHICS.]

The board shall adopt a code of ethics to govern appropriate an applicant's or licensee's practices or behavior, as referred to in section 148.89. The board shall publish the code in the State Register and file the code with the secretary of state at least 30 days prior to the effective date of the code. The code of ethics shall include, but is not limited to, the principles in paragraphs (a) to (c).

(a) The psychologist shall recognize the boundaries of the psychologist's competence and the limitation of the psychologist's techniques and shall not offer services or use techniques that fail to meet usual and customary professional standards.

(b) The psychologist who engages in practice shall assist clients in obtaining professional help for all important aspects of their problems that fall outside the boundaries of the psychologist's competence.

(c) A psychologist shall not claim either directly or by implication professional qualifications that differ from the psychologist's actual qualifications, nor shall the psychologist misrepresent the psychologist's affiliation with any institution, organization, or individual, nor lead others to assume an affiliation that does not exist.

Sec. 8. [NOTICE.]

Before September 1, 1993, the board shall notify all Minnesota educational institutions which grant a master's degree with a major in psychology, and all individuals it knows to have missed the November 1, 1992, deadline under section 148.921, subdivision 2, that the deadline for filing the declaration of intent to seek licensure is extended to December 31, 1993.

Sec. 9. [REPEALER.]

Minnesota Statutes 1992, section 148.95, is repealed.

Sec. 10. [EFFECTIVE DATE.]

Sections 3 and 8 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to 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; amending Minnesota Statutes 1992, sections 148.89, by adding a subdivision; 148.905, subdivision 1; 148.921, subdivisions 2 and 3; 148.925, subdivision 1; and 148.98; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1992, section 148.95."

The motion prevailed and the amendment was adopted.

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 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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 629 was reported to the House.

Johnson, R., moved that S. F. No. 629 be continued on Special Orders. The motion prevailed.

H. F. No. 574 was reported to the House.

Reding moved to amend H. F. No. 574, the first engrossment, as follows:

Page 99, after line 26, insert:

"ARTICLE 8

PERA DEFINED CONTRIBUTION PLAN MEMBERSHIP

Section 1. [PUBLIC EMPLOYEES DEFINED CONTRIBUTION PLAN: ELECTION OF COVERAGE IN CERTAIN INSTANCES.]

(a) Notwithstanding any provision to the contrary in Minnesota Statutes, chapter 353 or 353D, a person described in paragraph (b) is eligible to elect contributions for prior service under paragraph (c) and coverage for future public employment under paragraph (d).

(b) A person eligible to make the elections provided for in this section is a person who:

(1) was born on March 3, 1939;

(2) was an elected official of Blackberry township during the period March 1972 through March 1990;

(3) became an employee of the city of Deer River in March 1987; and

(4) is a member of the coordinated program of the public employees retirement association under Minnesota Statutes, chapter 353, on the effective date of this section.

(c) An eligible person may elect to make member contributions for prior service as an elected official of Blackberry township to the public employees defined contribution plan under Minnesota Statutes, chapter 353D. The election must be made on a form prescribed by the executive director of the public employees retirement association. The election form must be accompanied with a lump sum payment of prior member contributions of \$1,937.93, plus interest on that amount at an annual compound rate of six percent from July 1, 1993, to the date payment is made, if payment is made after July 1, 1993. If the person pays the prior member contributions and if the subdivision agrees to make the employer contribution payment, the employing governmental subdivision for the March 1972, through March 1990, period shall pay, in a lump sum, \$2,447.69 plus interest on that amount at an annual compound rate of six percent from July 1, 1993, to the date payment is made, and shall make that payment within 60 days of the payment of the prior member contribution amount and receipt of a notice from the executive director of the public employees retirement association. If the employing governmental subdivision for the March 1972, through March 1990, period does not agree to make the employer contribution payment, the eligible person shall make the same contribution payment that the employing governmental subdivision would have made on the date of payment. The amounts under this paragraph must be deposited in the Minnesota supplemental investment fund to the credit of the person making the member contribution amount as provided in Minnesota Statutes, section 353D.05. Authority to make the prior service member contributions under this paragraph expires on July 1, 1994.

(d) An eligible person may elect to participate in the public employees defined contribution plan governed by Minnesota Statutes, chapter 353D, rather than the coordinated program of the public employees retirement association governed by Minnesota Statutes, chapter 353, for future service as an employee of the city of Deer River after June 30, 1993. The election under this paragraph must be made by July 1, 1993. No refund under Minnesota Statutes, section 353.34, is payable unless the person terminates public employment qualifying for coverage under Minnesota Statutes, chapter 353 or 353D.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

The motion prevailed and the amendment was adopted.

H. F. No. 574, A bill for an act relating to retirement; administrative changes, age discrimination act compliance, death-while-active surviving spouse benefit improvements by the Minnesota state retirement system, the public employees retirement association, and teachers retirement association; amending Minnesota Statutes 1992, sections 3A.02, subdivision 1, and by adding a subdivision; 352.01, subdivisions 2b, and by adding a subdivision; 352.03, subdivisions 4, 4a, and 6; 352.04, subdivision 9; 352.113, subdivisions 2, 4, and 7; 352.115, subdivision 8; 352.12, subdivisions 1, 2, 3, 4, 7, 10, and 13; 352.15, subdivision 1a, and by adding subdivisions; 352.22, subdivisions 1 and 2; 352.23; 352.85, subdivision 4; 352.93, subdivision 2a; 352.94; 352.95, subdivisions 1, 2, 3, and 5; 352.951; 352.96, subdivisions 3 and 4; 352B.01, subdivisions 3 and 11; 352B.08, subdivisions 1 and 2a; 352B.10, subdivisions 1, 2, and 5; 352B.101; 352B.105; 352B.11, subdivision 2; 352C.01; 352C.021; 352C.031; 352C.033; 352C.04; 352C.051; 352C.09; 352D.015, subdivision 4; 352D.02, subdivision 3, and by adding a subdivision; 352D.04, subdivision 1; 352D.05, subdivisions 1, 3, and 4; 352D.09, subdivision 5, and by adding subdivisions; 353.01, subdivisions 2, 2a, 2b, 6, 7, 10, 11a, 12, 16, 28, 31, 32, and by adding subdivisions; 353.017; 353.27, subdivision 7; 353.29, subdivision 1; 353.32, subdivision 1a; 353.33, subdivisions 1, 2, 3, 4, 6, 8, 11, and by adding a subdivision; 353.34, subdivisions 1 and 3; 353.35; 353.37; 353.64, subdivisions 1 and 5a; 353.656, subdivisions 1, 1a, 3, 5, and by adding subdivisions; 353A.08, subdivisions 1, 3, and 5; 353A.10, subdivision 4; 353B.11, subdivision 6; 353C.08, subdivisions 1 and 2; 353D.02; 353D.04; 353D.05, subdivision 3; 353D.07, subdivision 2; 354.35; 354.46, subdivisions 1 and 2; 354.48, subdivisions 3 and 10; 356.302, subdivisions 4 and 6; 356.453; 356.61; and 490.124, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapter 3A; repealing Minnesota Statutes 1992, sections 3A.06; 352.01, subdivision 7; 352.12, subdivision 5; 352.22, subdivision 9; 352.73; 352B.01, subdivision 2a; 352B.131; 352B.14; 352B.261; 352B.262; 352B.28; 352D.05, subdivision 5; and 353.656, subdivision 6.

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 0 nays as follows:

Those who voted in the affirmative were:

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

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

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1164, A bill for an act relating to water law; making miscellaneous technical corrections to water law; amending Minnesota Statutes 1992, sections 103F.215, subdivision 1; 103F.221, subdivision 1; 103G.005, subdivisions 14, 15, and 18; 103G.105; 103G.111, subdivision 1; 103G.121, subdivision 1; 103G.135; 103G.261; 103G.271, subdivision 2; 103G.275, subdivision 1; 103G.295, subdivision 4; 103G.315, subdivisions 12 and 15; and 103G.611, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Olson, E.

The bill was passed and its title agreed to.

H. F. No. 238, A bill for an act relating to towns; providing that metropolitan town elections may take place on the general election day; amending Minnesota Statutes 1992, sections 365.51, subdivision 1, and by adding a subdivision; and 365.59.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kalis

The bill was passed and its title agreed to.

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 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Anderson, R.	Battaglia	Beard	Bertram	Blatz	Brown, K.
Anderson, I.	Asch	Bauerly	Bergson	Bettermann	Brown, C.	Carlson

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

The bill was passed and its title agreed to.

S. F. No. 384 was reported to the House.

Wejcman moved that S. F. No. 384 be continued on Special Orders. 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 third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Asch

The bill was passed and its title agreed to.

H. F. No. 623 was reported to the House.

Orfield moved that H. F. No. 623 be continued on Special Orders. The motion prevailed.

S. F. No. 236 was reported to the House.

Sekhon moved to amend S. F. No. 236, as follows:

Delete everything after the enacting clause and insert:

"Section 1. [DOMESTIC ABUSE AND UNEMPLOYMENT COMPENSATION: POLICY.]

The commissioner of jobs and training shall develop a policy to address the issue of employees forced to leave employment due to domestic abuse as defined in Minnesota Statutes, section 518B.01, subdivision 2, paragraph (a). The commissioner shall ensure that the public and the commissioner of human services are fully involved in developing the policy. The commissioner shall report the policy to the legislature by January 15, 1994, along with any recommendations for legislation. The department shall report to the labor-management relations committee of the house of representatives and the jobs, energy and community development committee for the senate bimonthly on its progress in developing the policy and its experience in implementing the policy."

Delete the title and insert:

"A bill for an act relating to unemployment compensation; requiring the development of a policy and reports on the issue of employees forced to leave employment due to domestic abuse."

The motion prevailed and the amendment was adopted.

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 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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 1602, A bill for an act relating to cemeteries; providing for burials in the winter season; prohibiting relocation of cemeteries without the trustees' or owners' consent; clarifying the eligibility for burial in a soldiers rest plot; amending Minnesota Statutes 1992, section 375.37; proposing coding for new law in Minnesota Statutes, chapters 306; and 307.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Lourey	Murphy	Rukavina
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The bill was passed and its title agreed to.

S. F. No. 754, A bill for an act relating to elections; requiring removal of registration cards of deceased registrants; requiring update of the statewide registration system; amending Minnesota Statutes 1992, section 201.13.

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

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

Those who voted in the affirmative were:

Abrams	Brown, C.	Dempsey	Gruenes	Johnson, A.	Krueger	McCollum
Anderson, I.	Brown, K.	Dorn	Gutknecht	Johnson, R.	Lasley	McGuire
Anderson, R.	Carlson	Erhardt	Hasskamp	Johnson, V.	Leppik	Milbert
Asch	Carruthers	Evans	Haukoos	Kahn	Lieder	Molnau
Battaglia	Clark	Farrell	Hausman	Kalis	Limmer	Morrison
Bauerly	Commers	Frerichs	Holsten	Kelley	Lindner	Mosel
Beard	Cooper	Garcia	Hugoson	Kelso	Lourey	Munger
Bergson	Dauner	Girard	Huntley	Kinkel	Luther	Murphy
Bertram	Dauids	Goodno	Jacobs	Klinzing	Lynch	Neary
Bettermann	Dehler	Greenfield	Jefferson	Koppendrayner	Macklin	Nelson
Blatz	Delmont	Greiling	Jennings	Krinkie	Mahon	Ness

Olson, E.	Ostrom	Reding	Sekhon	Sviggum	Vickerman	Wolf
Olson, K.	Ozment	Rest	Simoneau	Swenson	Wagenius	Worke
Olson, M.	Pauly	Rhodes	Skoglund	Tomassoni	Waltman	Workman
Onnen	Pawlenty	Rice	Smith	Tompkins	Weaver	
Opatz	Pelowski	Rodosovich	Solberg	Trimble	Wejcmán	
Orenstein	Perlt	Rukavina	Sparby	Tunheim	Welle	
Orfield	Peterson	Sarna	Stanis	Van Dellen	Wenzel	
Osthoff	Pugh	Seagren	Steensma	Vellenga	Winter	

The bill was passed and its title agreed to.

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

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

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

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

Those who voted in the affirmative were:

Abrams	Anderson, R.	Battaglia	Beard	Bertram	Blatz	Brown, K.
Anderson, I.	Asch	Bauerly	Bergson	Bettermann	Brown, C.	Carlson

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

The bill was passed and its title agreed to.

H. F. No. 1058 was reported to the House.

Wejcman moved to amend H. F. No. 1058, the first engrossment, as follows:

Page 2, line 23, delete "OR NONPAYMENT"

The motion prevailed and the amendment was adopted.

H. F. No. 1058, A bill for an act relating to landlord and tenant; modifying action to recover leased premises; providing for actions for destruction of leased residential rental property; allowing expedited proceedings; amending Minnesota Statutes 1992, sections 504.02, subdivision 1; and 566.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 504; and 566.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Weaver	Wenzel	Wolf	Workman
Wejcman	Winter	Worke	Spk. Long

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

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

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 487 was reported to the House.

Milbert moved that S. F. No. 487 be temporarily laid over on Special Orders. The motion prevailed.

S. F. No. 1466, A bill for an act relating to state lands; releasing certain reversionary interests of the state to independent school district No. 911, Cambridge; amending Laws 1963, chapter 350, section 3.

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

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

Those who voted in the affirmative were:

Abrams	Bauerly	Blatz	Clark	Dawkins	Erhardt	Goodno
Anderson, I.	Beard	Brown, C.	Commers	Dehler	Evans	Greenfield
Anderson, R.	Bergson	Brown, K.	Cooper	Delmont	Farrell	Greiling
Asch	Bertram	Carlson	Dauner	Dempsey	Frerichs	Gruenes
Battaglia	Bettermann	Carruthers	Davids	Dorn	Girard	Gutknecht

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

The bill was passed and its title agreed to.

H. F. No. 1402 was reported to the House.

Girard moved to amend H. F. No. 1402, the second engrossment, as follows:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1992, section 103E.701, subdivision 1, is amended to read:

Subdivision 1. [DEFINITION.] The term "repair," as used in this section, means to restore all or a part of a drainage system as nearly as practicable to the same condition as originally constructed and subsequently improved, including resloping of ditches and leveling of waste banks if necessary to prevent further deterioration, realignment to original construction if necessary to restore the effectiveness of the drainage system, and routine operations that may be required to remove obstructions and maintain the efficiency of the drainage system. "Repair" also includes:

- (1) incidental straightening of a tile system resulting from the tile-laying technology used to replace tiles; and
- (2) replacement of tiles with the next larger size that is readily available, if the original size is not readily available."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 1402, A bill for an act relating to natural resources; amending requirements relating to replacement of wetlands; modifying exemptions; amending Minnesota Statutes 1992, sections 103E.701, subdivision 1; 103G.222; 103G.2241; 103G.2242, subdivision 2; 103G.2369, subdivision 2; and Laws 1991, chapter 354, article 7, section 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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

The bill was read for the 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 114 yeas and 13 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Asch	Carruthers	Greiling	Kahn	Milbert	Osthoff	Wagenius
Bergson	Clark	Hausman	McCollum	Orenstein	Vellenga	

The bill was passed and its title agreed to.

H. F. No. 1579 was reported to the House.

Rest moved that H. F. No. 1579 be temporarily laid over on Special Orders. The motion prevailed.

S. F. No. 485 was reported to the House.

Rodosovich moved to amend S. F. No. 485, as follows:

Page 1, after line 8, insert:

"Sec. 2. [FARIBAULT FIRE CONSOLIDATION ACCOUNT; FULL POSTRETIREMENT ADJUSTMENT AUTHORIZED.]

Subdivision 1. [ENTITLEMENT.] (a) Notwithstanding any provision of Minnesota Statutes, section 353A.08, subdivision 1, to the contrary, the persons described in paragraphs (b) and (c) are entitled to the additional postretirement adjustment specified in subdivision 2.

(b) An eligible person is a person who:

(1) was employed as a firefighter by the city of Faribault in 1974;

(2) suffered a heart attack during January 1990;

(3) returned to fire department duties on a light-duty basis in May 1990;

(4) was terminated from Faribault fire department employment as a result of a permanent disability on November 30, 1990; and

(5) received a partial postretirement adjustment in the disability benefit amount from the public employees police and fire fund in January 1992.

(c) An eligible person is a person who:

(1) was employed as a firefighter by the city of Faribault;

(2) terminated active service with the Faribault fire department before January 1, 1991, before reaching the age at which a service pension under the Faribault fire department relief association benefit plan is first payable;

(3) was on deferred retiree status until March 17, 1991, when a service pension first became payable; and

(4) received a partial postretirement adjustment in the service pension amount from the public employees police and fire fund in January 1992.

Subd. 2. [ADDITIONAL POSTRETIREMENT ADJUSTMENT.] The additional postretirement adjustment payable to a person entitled under subdivision 1 is an amount equal to the difference between the percentage postretirement adjustment received by the person in January 1992, and the full percentage postretirement adjustment received by other Faribault fire consolidation account benefit recipients who elected coverage by the public employees police and fire fund benefit plan, applied to the December 1991 monthly benefit or pension amount of the person. The additional postretirement adjustment is payable under the same terms as the balance of the person's disability benefit or service pension and is the base for any postretirement adjustments after January 1992. The additional postretirement adjustment accrues retroactively to January 1, 1992, and back payments of unpaid adjustment amounts to January 1, 1992, must be paid as soon as practicable after the effective date of this section."

Page 1, line 10, delete "This act is" and insert "Sections 1 and 2 are"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after "officers" insert "; providing postretirement adjustments payable from the Faribault fire consolidation account"

The motion prevailed and the amendment was adopted.

S. F. No. 485, A bill for an act relating to the city of Faribault; providing for the civil service status of certain officers.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 487 which was temporarily laid over earlier today on Special Orders was again reported to the House.

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 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 119 yeas and 11 nays as follows:

Those who voted in the affirmative were:

Abrams	Bauerly	Blatz	Clark	Delmont	Farrell	Greenfield
Anderson, I.	Beard	Brown, C.	Cooper	Dempsey	Frerichs	Greiling
Anderson, R.	Bergson	Brown, K.	Dauner	Dorn	Garcia	Gruenes
Asch	Bertram	Carlson	Dawkins	Erhardt	Girard	Gutknecht
Battaglia	Bettermann	Carruthers	Dehler	Evans	Goodno	Hasskamp

Hausman	Kelley	Macklin	Ness	Pelowski	Sekhon	Tunheim
Holsten	Kelso	Mahon	Olson, E.	Perlt	Simoneau	Vellenga
Hugoson	Kinkel	Mariani	Olson, K.	Peterson	Skoglund	Vickerman
Huntley	Klinzing	McCollum	Olson, M.	Pugh	Smith	Wagenius
Jacobs	Koppendrayner	McGuire	Onnen	Reding	Solberg	Waltman
Jefferson	Krueger	Milbert	Opatz	Rest	Sparby	Weaver
Jennings	Lasley	Morrison	Orenstein	Rhodes	Stanisus	Wejzman
Johnson, A.	Lieder	Mosel	Orfield	Rice	Steensma	Wenzel
Johnson, R.	Limmer	Munger	Osthoff	Rodosovich	Swenson	Winter
Johnson, V.	Lourey	Murphy	Ostrom	Rukavina	Tomassoni	Wolf
Kahn	Luther	Neary	Ozment	Sarna	Tompkins	Worke
Kalis	Lynch	Nelson	Pauly	Seagren	Trimble	Spk. Long

Those who voted in the negative were:

Commers	Haukoos	Leppik	Molnau	Sviggum	Workman
Davids	Krinkie	Lindner	Pawlenty	Van Dellen	

The bill was passed and its title agreed to.

H. F. No. 1524 was reported to the House.

Dehler moved to amend H. F. No. 1524, the first engrossment, as follows:

Pages 3 and 4, delete section 5

Page 7, after line 18, insert:

"Sec. 8. [CERTAIN LEASE PURCHASE PROPERTY.]

Notwithstanding any other law to the contrary, real property acquired by a city under a lease purchase agreement is exempt from ad valorem taxation if the following conditions are met:

- (1) the city's population is less than 1,000;
- (2) title to the property is held by the city;
- (3) the term of the lease is more than 15 years;
- (4) the city has exclusive right to purchase the property; and
- (5) the leased property is attached to improvements owned in fee simple by the city.

This exemption applies as long as and to the extent that the property is used by the city and devoted to a public use and to the extent it is not subleased to any private individual, association, or corporation in connection with a business operated for profit."

Renumber the remaining sections

Page 7, line 22, after "to" insert "7 and"

Page 7, line 23, delete everything after "enactment"

Page 7, delete lines 24 and 25 and insert "Section 8 is effective for the 1993 assessment, taxes payable in 1994 and thereafter."

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 1524, A bill for an act relating to taxation; providing conditions and requirements for the issuance of public debt and for the financial obligations of authorities; providing an exemption from the mortgage registration tax; providing an exemption from an ad valorem taxation for certain lease purchase property; providing a property tax exemption for certain property devoted to public use; amending Minnesota Statutes 1992, sections 80A.12, by adding a subdivision; 275.065, subdivision 7; 287.04; 447.45, subdivision 2; 475.67, subdivisions 3 and 13; and 501B.25; repealing Minnesota Rules, part 2875.3532.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

H. F. No. 1579 which was temporarily laid over earlier today on Special Orders was again reported to the House.

Gruenes, Bauerly and Opatz moved to amend H. F. No. 1579, the first engrossment, as follows:

Page 3, after line 18, insert:

"Sec. 4. Minnesota Statutes 1992, section 474A.03, subdivision 2a, is amended to read:

Subd. 2a. [ENTITLEMENT ISSUER ALLOCATION.] (a) The commissioner shall make the following allocation to the Minnesota housing finance agency and the following cities and county:

(1) \$51,000,000 per year to the Minnesota housing finance agency, less any amount received in the previous year under section 474A.091, subdivision 6;

(2) \$20,000,000 per year to the city of Minneapolis;

(3) \$15,000,000 per year to the city of Saint Paul; and

(4) \$10,000,000 per year to the Dakota county housing and redevelopment authority for the county of Dakota and all political subdivisions located within the county; and

(5) \$7,000,000 per year to the city of Saint Cloud.

(b) Allocations provided under this subdivision must be used for mortgage bonds, mortgage credit certificates, or residential rental project bonds, except that entitlement cities may also use their allocations for public facility bonds."

Page 10, line 18, delete "3, 5, and 7" and insert "4, 6, and 8"

Page 10, line 19, delete "5" and insert "6"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

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

H. F. No. 1579, A bill for an act relating to public finance; changing procedures for allocating tax credits; changing procedures for allocating bonding authority; amending Minnesota Statutes 1992, sections 462A.221, by adding subdivisions; 462A.222, subdivision 3; 474A.047, subdivision 1; and 474A.061, subdivision 2a.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

There being no objection, S. F. No. 848 which was continued earlier today on Special Orders was again reported to the House.

Pauly moved to amend S. F. No. 848, as follows:

Page 10, line 33, after "REMOVAL" insert "; OIL AND GAS POOLING"

Page 12, after line 31, insert:

"Sec. 4. [93.515] [OIL AND GAS WELLS; RULES RELATING TO SPACING, POOLING, AND UNITIZATION.]

The commissioner of natural resources may adopt rules under chapter 14 relating to:

(1) spacing of oil and gas wells to regulate the density of drilling to prevent unnecessary draining of the reservoir and to prevent economic waste of products from wells;

(2) pooling, which is the combining of tracts and mineral interests to form a drilling or spacing unit; and

(3) unitization, which is the acquisition of the legal right to operate a whole reservoir as though all tracts overlying the reservoir were under a single lease."

Amend the title as follows:

Page 1, line 4, after the second semicolon insert "oil and gas well spacing, pooling, and unitization;"

Page 1, line 9, before the period insert "; proposing coding for new law in Minnesota Statutes, chapter 93"

The motion prevailed and the amendment was adopted.

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

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 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 123 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Pugh	Rukavina	Solberg	Swenson	Vellenga	Wejcman	Workman
Reding	Sarna	Sparby	Tomassoni	Vickerman	Wenzel	Spk. Long
Rest	Seagren	Stanis	Trimble	Wagenius	Winter	
Rhodes	Sekhon	Steensma	Tunheim	Waltman	Wolf	
Rodosovich	Skoglund	Sviggum	Van Dellen	Weaver	Worke	

Those who voted in the negative were:

Brown, C.	Clark	Smith
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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:

H. F. Nos. 931, 1060, 373, 978 and 988; S. F. No. 1105; and H. F. Nos. 735, 1107, 962, 543, 1081, 818, 1575, 192, 973, 1286, 1317, 1499 and 1138.

SPECIAL ORDERS, Continued

H. F. No. 931, A bill for an act relating to motor fuels; increasing minimum oxygen content in certain areas at certain times; amending Minnesota Statutes 1992, section 239.791, subdivisions 1 and 2.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Krinkie	Osthoft
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The bill was passed and its title agreed to.

H. F. No. 1060, A bill for an act relating to agriculture; making technical changes in eligibility for certain rural finance authority loan programs; authorizing an ethanol development program; appropriating money; amending Minnesota Statutes 1992, sections 41B.02, subdivisions 7, 12, 14, 15, and by adding subdivisions; 41B.03, subdivision 3; 41B.04, subdivision 9, and by adding a subdivision; and 41C.05, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 41B.

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

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 373 was reported to the House.

Murphy moved that H. F. No. 373 be continued on Special Orders. The motion prevailed.

H. F. No. 978, A bill for an act relating to motor carriers; defining exempt carriers to include certain tow trucks; amending Minnesota Statutes 1992, sections 169.01, subdivision 52; and 221.025.

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 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Luther	Mosel	Orenstein	Reding	Smith	Tunheim	Wolf
Lynch	Munger	Orfield	Rest	Solberg	Van Dellen	Worke
Macklin	Murphy	Osthoff	Rhodes	Sparby	Vellenga	Workman
Mahon	Nelson	Ostrom	Rice	Stanisus	Vickerman	Spk. Long
Mariani	Ness	Ozment	Rodosovich	Steensma	Wagenius	
McCollum	Olson, E.	Pauly	Rukavina	Sviggum	Waltman	
McGuire	Olson, K.	Pawlenty	Sarna	Swenson	Weaver	
Milbert	Olson, M.	Pelowski	Seagren	Tomassoni	Wejzman	
Molnau	Onnen	Perlt	Sekhon	Tompkins	Wenzel	
Morrison	Opatz	Peterson	Skoglund	Trimble	Winter	

The bill was passed and its title agreed to.

H. F. No. 988 was reported to the House.

Tunheim and Johnson, V., moved to amend H. F. No. 988, the first engrossment, as follows:

Page 1, line 15, after "Marshall," insert "Lake of the Woods,"

The motion prevailed and the amendment was adopted.

H. F. No. 988, A bill for an act relating to game and fish; allowing the taking of two deer in designated counties; amending Minnesota Statutes 1992, section 97B.301, subdivisions 2, 4, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abrams	Dauner	Hasskamp	Krinkie	Mosel	Peterson	Swenson
Anderson, I.	Dauids	Haukoos	Krueger	Munger	Pugh	Tomassoni
Anderson, R.	Dawkins	Holsten	Lasley	Murphy	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	Jefferson	Lindner	Olson, K.	Rodosovich	Vellenga
Bergson	Erhardt	Jennings	Lourey	Olson, M.	Rukavina	Vickerman
Bertram	Evans	Johnson, A.	Luther	Onnen	Sarna	Wagenius
Bettermann	Farrell	Johnson, R.	Lynch	Opatz	Seagren	Waltman
Blatz	Frerichs	Johnson, V.	Macklin	Orenstein	Sekhon	Weaver
Brown, C.	Garcia	Kahn	Mahon	Orfield	Skoglund	Wejzman
Brown, K.	Girard	Kalis	Mariani	Ostrom	Smith	Wenzel
Carlson	Goodno	Kelley	McCollum	Ozment	Solberg	Winter
Carruthers	Greenfield	Kelso	McGuire	Pauly	Sparby	Wolf
Clark	Greiling	Kinkel	Milbert	Pawlenty	Stanisus	Worke
Commers	Gruenes	Klinzing	Molnau	Pelowski	Steensma	Spk. Long
Cooper	Gutknecht	Koppendraye	Morrison	Perlt	Sviggum	

Those who voted in the negative were:

Osthoff

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

S. F. No. 1105 was reported to the House.

Anderson, I., moved that S. F. No. 1105 be continued on Special Orders. The motion prevailed.

H. F. No. 735 was reported to the House.

Johnson, V., moved to amend H. F. No. 735, the first engrossment, as follows:

Page 3, line 14, after "self-propelled" insert "or towed"

Page 14, after line 25, insert:

"(c) This subdivision does not apply to towed implements of husbandry."

The motion prevailed and the amendment was adopted.

Johnson, V., moved to amend H. F. No. 735, the first engrossment, as amended, as follows:

Page 9, after line 36, insert:

"Sec. 13. Minnesota Statutes 1992, section 169.781, subdivision 3, is amended to read:

Subd. 3. [WHO MAY INSPECT.] (a) An inspection required by this section may be performed only by:

(1) an employee of the department of public safety or transportation who has been certified by the commissioner after having received training provided by the state patrol; or

(2) another person who has been certified by the commissioner after having received training provided by the state patrol or other training approved by the commissioner.

(b) A person who is not an employee of the department of public safety or transportation may be certified by the commissioner if the person is: (1) an owner, or employee of the owner, of one or more commercial motor vehicles that are power units; (2) a dealer licensed under section 168.27 and engaged in the business of buying and selling commercial motor vehicles, or an employee of the dealer; or (3) engaged primarily in the business of repairing and servicing commercial motor vehicles. Certification of persons described in clauses (1) to (3) is effective for two years from the date of certification. The commissioner may require biennial retraining of persons holding a certificate under this paragraph as a condition of renewal of the certificate. The commissioner may charge a fee of not more than \$10 for each certificate issued and renewed. A certified person described in clauses (1) to (3) may charge a fee of not more than \$50 for each inspection of a vehicle not owned by the person or the person's employer.

(c) Except as otherwise provided in subdivision 5, the standards adopted by the commissioner for commercial motor vehicle inspections under sections 169.781 to 169.783 shall be the standards prescribed in Code of Federal Regulations, title 49, section 396.17, and in chapter III, subchapter B, appendix G. The commissioner may classify types of vehicles for inspection purposes and may issue separate classes of inspector certificates for each class.

The commissioner shall issue separate categories of inspector certificates based on the following classifications:

(1) a class of certificate that authorizes the certificate holder to inspect commercial motor vehicles without regard to ownership or lease; and

(2) a class of certificate that authorizes the certificate holder to inspect only commercial motor vehicles the certificate holder owns or leases.

The commissioner shall issue a certificate described in clause (1) only to a person described in paragraph (b), clause (2) or (3).

(d) The commissioner, after notice and an opportunity for a hearing, may suspend a certificate issued under paragraph (b) for failure to meet annual certification requirements prescribed by the commissioner or failure to inspect commercial motor vehicles in accordance with inspection procedures established by the state patrol. The commissioner shall revoke a certificate issued under paragraph (b) if the commissioner determines after notice and an opportunity for a hearing that the certified person issued an inspection decal for a commercial motor vehicle when the person knew or reasonably should have known that the vehicle was in such a state of repair that it would have been declared out of service if inspected by an employee of the state patrol. Suspension and revocation of certificates under this subdivision are not subject to sections 14.57 to 14.69."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 735, A bill for an act relating to highway traffic regulations; implements of husbandry; defining implements of husbandry; exempting trailers that carry dry fertilizer from vehicle registration tax; reducing the maximum speed limit for implements of husbandry to 25 miles per hour; requiring hazard warning lights on implements of husbandry; regulating brakes on implements of husbandry; imposing certain size and weight restrictions; requiring slow-moving vehicle safety to be included in driver examinations and driver education courses; amending Minnesota Statutes 1992, sections 168.012, subdivision 2b; 169.01, subdivision 55; 169.145; 169.18, subdivision 5; 169.47; 169.55, subdivision 2, and by adding a subdivision; 169.64, subdivision 6; 169.67, subdivisions 3, 4, and by adding a subdivision; 169.72, subdivision 1; 169.781, subdivision 3; 169.80, subdivisions 1 and 2; 169.82; 169.86, subdivision 5; and 171.13, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.

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 125 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brown, C. Winter

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

H. F. No. 1107 was reported to the House.

Huntley moved to amend H. F. No. 1107, the first engrossment, as follows:

Page 1, lines 19 and 20, delete "as amended March 2, 1993,"

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

H. F. No. 1107, A bill for an act relating to waters; establishing a small craft harbors program for Lake Superior; stating powers and duties of the commissioner of natural resources and local authorities in respect thereto; proposing coding for new law in Minnesota Statutes, chapter 86A.

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 32 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Dawkins	Haukoos	Lasley	Ness	Rest	Tunheim
Asch	Dehler	Huntley	Lieder	Olson, E.	Rice	Vellenga
Battaglia	Delmont	Jacobs	Limmer	Olson, K.	Rodosovich	Waltman
Bauerly	Dempsey	Jefferson	Lourey	Onnen	Rukavina	Weaver
Beard	Dorn	Jennings	Luther	Opatz	Seagren	Wejcman
Bertram	Erhardt	Johnson, A.	Lynch	Orenstein	Sekhon	Wenzel
Bettermann	Evans	Johnson, R.	Mahon	Orfield	Smith	Winter
Blatz	Farrell	Johnson, V.	Mariani	Ostrom	Solberg	Wolf
Brown, C.	Garcia	Kahn	McCollum	Ozment	Sparby	Worke
Brown, K.	Goodno	Kelley	McGuire	Pelowski	Stanis	Spk. Long
Carlson	Greenfield	Kelso	Milbert	Perlt	Steensma	
Clark	Greiling	Kinkel	Mosel	Peterson	Swenson	
Cooper	Gruenes	Klinzing	Murphy	Pugh	Tomassoni	
Dauner	Hasskamp	Krueger	Nelson	Reding	Tompkins	

Those who voted in the negative were:

Abrams	Davids	Holsten	Leppik	Olson, M.	Skoglund	Wagenius
Anderson, R.	Frerichs	Hugoson	Lindner	Osthoff	Sviggum	Workman
Bergson	Girard	Kalis	Macklin	Pauly	Trimble	
Carruthers	Gutknecht	Koppendrayner	Molnau	Pawlenty	Van Dellen	
Commers	Hausman	Krinkie	Morrison	Rhodes	Vickerman	

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

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

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

The question was taken on the passage of the bill and the roll was called. There were 116 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bettermann	Girard	Gruenes	Krinkie	Waltman
Davids	Goodno	Hugoson	Nelson	Workman

The bill was passed and its title agreed to.

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

GENERAL ORDERS

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

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

REPORTS OF STANDING COMMITTEES

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

H. F. No. 637, A bill for an act relating to retirement; teachers retirement association; providing for the consolidation of the St. Paul teachers retirement fund association; making conforming amendments; amending Minnesota Statutes 1992, sections 3.85, subdivisions 11 and 12; 354.05, subdivisions 2 and 13; 354A.011, subdivisions 8 and 15a; 354A.021, subdivision 1; 354A.092; 354A.093; 354A.095; 354A.096; 354A.12, subdivisions 1, 2, 2a, and 2b; 354A.23, subdivision 1; 354A.30; 354A.32, subdivision 1; 354A.39; 354A.40, subdivision 1; 354A.41; 356.20, subdivision 2; 356.215, subdivision 2; 356.30, subdivision 3; 356.302, subdivision 7; 356.303, subdivision 4; 356.32, subdivision 2; 356.35, subdivisions 2

and 5; 356.36, subdivision 1; 356.86, subdivisions 1, 2, and 3; Laws 1965, chapter 705, section 1, subdivision 4; Laws 1989, chapter 319, article 13, section 94; Laws 1990, chapter 570, article 7, section 4; and Laws 1992, chapter 598, articles 5, section 2; and 6, section 18; repealing Minnesota Statutes 1992, sections 354A.23, subdivision 2; 355.201; 355.202; 355.203; 355.204; 355.205; 355.206; 355.207; 355.208; 355.209; Laws 1976, chapter 238, section 14; Laws 1977, chapter 429, sections 60 and 61; Laws 1979, chapter 109; Laws 1981, chapter 157; Laws 1985, chapter 259, section 3; Laws 1987, chapter 372, article 7, section 6; Laws 1988, chapter 709, article 8, section 8; Laws 1990, chapter 570, article 7, section 3; and Laws 1991, chapter 67.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 354A.12, subdivision 2, is amended to read:

Subd. 2. [RETIRED CONTRIBUTION LEVY DISALLOWED.] Except as provided in subdivision 3b, paragraph (d), with respect to special school district No. 1, notwithstanding any law to the contrary, levies for teachers retirement fund associations in cities of the first class, including levies for any employer social security taxes for teachers covered by the Duluth teachers retirement fund association or the Minneapolis teachers retirement fund association or the St. Paul teachers retirement fund association, are disallowed.

Sec. 2. Minnesota Statutes 1992, section 354A.12, subdivision 2a, is amended to read:

Subd. 2a. [EMPLOYER REGULAR AND ADDITIONAL CONTRIBUTION RATES.] (a) The employing units shall make the following employer contributions to teachers retirement fund associations:

(1) for any coordinated member of a teachers retirement fund association in a city of the first class, the employing unit shall pay the employer social security taxes in accordance with section 355.46, subdivision 3, clause (b);

(2) for any coordinated member of one of the following teachers retirement fund associations in a city of the first class, the employing unit shall make a regular employer contribution to the respective retirement fund association in an amount equal to the designated percentage of the salary of the coordinated member as provided below:

Duluth teachers retirement fund association	4.50 percent
Minneapolis teachers retirement fund association	4.50 percent
St. Paul teachers retirement fund association	4.50 percent;

(3) for any basic member of one of the following teachers retirement fund associations in a city of the first class, the employing unit shall make a regular employer contribution to the respective retirement fund in an amount equal to the designated percentage of the salary of the basic member as provided below:

Minneapolis teachers retirement fund association	8.50 percent
St. Paul teachers retirement fund association	8.00 percent

(4) for a basic member of a teachers retirement fund association in a city of the first class, the employing unit shall make an additional employer contribution to the respective fund in an amount equal to the designated percentage of the salary of the basic member, as provided below:

Minneapolis teachers retirement fund association

<u>July 1, 1993 - June 30, 1994</u>	4.85 percent
<u>July 1, 1994 and thereafter</u>	3.64 percent

St. Paul teachers retirement fund association

<u>July 1, 1993 - June 30, 1995</u>	4.63 percent
<u>July 1, 1995 and thereafter</u>	3.64 percent

(5) for a coordinated member of a teachers retirement fund association in a city of the first class, the employing unit shall make an additional employer contribution to the respective fund in an amount equal to the applicable percentage of the coordinated member's salary, as provided below:

Duluth teachers retirement fund association 1.29 percent

Minneapolis teachers retirement fund association

July 1, 1992 - June 30, 1993	0.00 percent
July 1, 1993, and thereafter	1.00
<u>July 1, 1993 - June 30, 1994</u>	<u>0.50 percent</u>
<u>July 1, 1994 and thereafter</u>	<u>3.64 percent</u>

St. Paul teachers retirement fund association

July 1, 1992 - June 30, 1993	0.00 percent
July 1, 1993, and thereafter	1.00
<u>July 1, 1993 - June 30, 1994</u>	<u>0.5 percent</u>
<u>July 1, 1994 - June 30, 1995</u>	<u>1.50 percent</u>
<u>July 1, 1995 and thereafter</u>	<u>3.64 percent</u>

(b) ~~For basic members of the Minneapolis teachers retirement fund association and the St. Paul teachers retirement fund association who retire on or after July 1, 1993, the employing unit shall continue to make an additional employer contribution to the retirement fund in an amount equal to the average salary of the employing unit's basic members multiplied by the relevant percentages in paragraph (a), clause (4).~~

(e) The regular and additional employer contributions must be remitted directly to the respective teachers retirement fund association each month.

(d) (c) Payments of regular and additional employer contributions for school district or technical college employees who are paid from normal operating funds must be made from the appropriate fund of the district or technical college.

Sec. 3. Minnesota Statutes 1992, section 354A.12, is amended by adding a subdivision to read:

Subd. 3a. [SPECIAL DIRECT STATE AID TO ST. PAUL TEACHERS RETIREMENT FUND ASSOCIATION.] (a) The state shall pay to the St. Paul teachers retirement fund association \$500,000 in fiscal year 1994. In each subsequent fiscal year, the payment to the St. Paul teachers retirement fund association must be increased at the same rate as the increase in the general education aids formula in subsequent fiscal years.

(b) The direct state aid is payable October 1 annually. The commissioner of education shall pay the direct state aid. The amount required under this subdivision is appropriated annually to the commissioner of education.

Sec. 4. Minnesota Statutes 1992, section 354A.12, is amended by adding a subdivision to read:

Subd. 3b. [SPECIAL DIRECT STATE MATCHING AID TO THE MINNEAPOLIS TEACHERS RETIREMENT FUND ASSOCIATION.] (a) Special school district No. 1 shall make an additional employer contribution to the Minneapolis teachers retirement fund association. The city of Minneapolis shall make a contribution to the Minneapolis teachers retirement fund association. This contribution may be made by a levy of the board of estimate and taxation of the city of Minneapolis, and the levy if made, shall be classified as that of a special taxing district for purposes of section 275.065.

(b) For every \$1,000 contributed in equal proportion by special school district No. 1 and by the city of Minneapolis to the Minneapolis teachers retirement fund association under paragraph (a), the state shall pay to the Minneapolis teachers retirement fund association \$1,000, but not to exceed \$2,500,000 in total in fiscal year 1994. The total amount available for each subsequent fiscal year must be increased at the same rate as the increase in the general education aids formula in subsequent fiscal years. The superintendent of special school district No. 1, the mayor of the city of Minneapolis, and the executive director of the Minneapolis teachers retirement fund association shall jointly certify to the commissioner of education the total amount that has been contributed by special school district No. 1 and by the city of Minneapolis to the Minneapolis teachers retirement fund association. Any certification to the commissioner of education must be made quarterly. If the total certifications for a fiscal year exceed the maximum annual direct state matching aid amount in any quarter, the amount of direct state matching aid payable to the Minneapolis teachers retirement fund association must be limited to the balance of the maximum annual direct state matching aid amount available. The amount required under this paragraph, subject to the maximum direct state matching aid amount, is appropriated annually to the commissioner of education.

(c) The commissioner of education may prescribe the form of the certifications required under paragraph (b).

(d) In the calendar year next following the making of a contribution under paragraph (a), special school district No. 1 may levy a tax over the taxable property of the school district equal to the amount of the contribution to the Minneapolis teachers retirement fund association to reimburse itself for the amount of the additional retirement contribution under paragraph (b) previously made from other revenue sources.

Sec. 5. Minnesota Statutes 1992, section 354A.12, is amended by adding a subdivision to read:

Subd. 3c. [TERMINATION OF DIRECT STATE MATCHING AID.] (a) The direct state aid under subdivision 3a to the St. Paul teachers retirement association and the direct state aid under subdivision 3b to the Minneapolis teachers retirement fund association shall terminate for the respective fund at the end of the fiscal year in which the accrued liability funding ratio for that fund, as determined in the most recent actuarial report for that fund by the actuary retained by the legislative commission on pensions and retirement, equals or exceeds the accrued liability funding ratio for the teachers retirement association, as determined in the most recent actuarial report for the teachers retirement association by the actuary retained by the legislative commission on pensions and retirement.

(b) If the state aid is terminated for the St. Paul teachers retirement fund association or the Minneapolis teachers retirement fund association under paragraph (a), it cannot again be received by that fund.

Sec. 6. Minnesota Statutes 1992, section 354A.12, is amended by adding a subdivision to read:

Subd. 3d. [SUPPLEMENTAL ADMINISTRATIVE EXPENSE ASSESSMENT.] (a) The active and retired membership of the Minneapolis teachers retirement fund association and of the St. Paul teachers retirement fund association is responsible for defraying supplemental administrative expenses other than investment expenses of the respective teacher retirement fund association.

(b) Investment expenses of the teachers retirement fund association are those expenses incurred by or on behalf of the retirement fund in connection with the investment of the assets of the retirement fund other than investment security transaction costs. Other administrative expenses are all expenses incurred by or on behalf of the retirement fund for all other retirement fund functions other than the investment of retirement fund assets. Investment and other administrative expenses must be accounted for using generally accepted accounting principles and in a manner consistent with the comprehensive annual financial report of the teachers retirement fund association for the immediately previous fiscal year under section 356.20.

(c) Supplemental administrative expenses other than investment expenses of a first class city teacher retirement fund association are those expenses for the fiscal year that exceed the amount computed by applying the most recent percentage of pay administrative expense amount, other than investment expenses, for the teachers retirement association governed by chapter 354 to the covered payroll of the respective teachers retirement fund association for the fiscal year.

(d) The board of trustees of each applicable first class city teachers retirement fund association shall allocate the total dollar amount of supplemental administrative expenses other than investment expenses among the various active and retired membership groups of the teachers retirement fund association and shall assess the various membership groups their respective share of the supplemental administrative expenses other than investment expenses, in amounts as determined by the board of trustees. The supplemental administrative expense assessments must be paid by the membership group in a manner determined by the board of trustees of the respective teachers retirement fund association.

(e) The supplemental administrative expense assessments must be deposited in the applicable teachers retirement fund upon receipt.

(f) Any omitted active membership group assessments that remain undeducted and unpaid to the teachers retirement fund association for 90 days must be paid by the respective school district. The school district may recover any omitted active membership group assessment amounts that it has previously paid. The teachers retirement fund association shall deduct any omitted retired membership group assessment amounts from the benefits next payable after the discovery of the omitted amounts.

Sec. 7. [354A.28] [MODIFICATION IN MINNEAPOLIS TEACHERS RETIREMENT FUND ASSOCIATION POSTRETIREMENT ADJUSTMENT.]

Subdivision 1. [POSTRETIREMENT ADJUSTMENT MODIFICATION.] Any postretirement adjustment payable from the Minneapolis teachers retirement fund association after June 1, 1993, must be modified as provided in this section.

Subd. 2. [ESTABLISHMENT.] The Minneapolis teachers retirement fund association shall establish an annuity reserve fund for providing an investment vehicle for the reserves for various retirement annuities and benefits payable by the fund.

Subd. 3. [ASSETS.] The assets of the annuity reserve fund consist of the money representing the actuarially determined required reserves for various retirement annuities and benefits payable by the Minneapolis teachers retirement fund association.

Subd. 4. [MANAGEMENT.] The Minneapolis teachers retirement fund association annuity reserve fund must be managed by the board of trustees of the Minneapolis teachers retirement fund association.

Subd. 5. [INVESTMENT.] The assets of the annuity reserve fund must be invested, reinvested, and retained in the discretion of the board of trustees of the Minneapolis teachers retirement fund association in authorized investments under section 11A.24.

Subd. 6. [ALLOCATION OF ASSETS.] No later than the last business day of the month in which the benefit payment begins, the board of trustees of the Minneapolis teachers retirement fund association shall determine the reserves to be allocated to the respective annuity reserve fund in the following manner:

(1) The present value of the benefit payable to the annuitant or benefit recipient must be determined using the postretirement earnings assumptions specified for the first class city teachers retirement funds in section 356.215 and the mortality table applicable to the fund.

(2) The amount determined in clause (1) must be multiplied by the funding ratio of the teachers retirement fund association determined for the previous fiscal year end and the product must be identified as the amount allocated to the annuity reserve fund.

Subd. 7. [WITHDRAWAL OF MONEY.] If the executive director of the Minneapolis teachers retirement fund association concludes that money is required for the payment of retirement annuities or benefits, the executive director shall sell sufficient securities in the reserve fund or transfer available cash to pay benefits.

Subd. 8. [CALCULATION OF POSTRETIREMENT ADJUSTMENTS.] (a) Annually, following June 30, the board of trustees of the Minneapolis teachers retirement fund association shall use the applicable procedures in paragraphs (b) and (c) to determine the amount of any postretirement adjustment.

(b) The authority to pay the automatic two percent annual postretirement increase as specified in the articles and bylaws continues.

(c) In addition to the postretirement increases granted under paragraph (b), an additional percentage increase must be computed and paid as follows:

(1) The board of trustees shall determine the number of annuities or benefit recipients who have been receiving an annuity or benefit for at least 12 months as of the current June 30. These recipients are entitled to receive the surplus investment earnings additional postretirement increase.

(2) Annually, on June 30, the board of trustees of the teachers retirement fund association shall determine the amount of reserves in the annuity reserve fund as specified in subdivision 6.

(3) Annually, on June 30, the board of trustees of the Minneapolis teachers retirement fund association shall determine the five-year annualized rate of return attributable to the assets in the annuity reserve fund under the formula or formulas specified in section 11A.04, clause (11).

(4) The board of trustees shall determine the amount of excess five-year annualized rate of return over the preretirement interest assumption as specified in section 356.215.

(5) The additional increase must be determined by multiplying the quantity one minus the rate of contribution deficiency, as specified in the most recent actuarial report of the actuary retained by the legislative commission on pensions and retirement, times the rate of return excess as determined in clause (4).

(6) The additional increase is payable to all eligible annuitants or benefit recipients on January 1 following the applicable June 30 determination date under clauses (2) and (3).

Sec. 8. [354A.29] [MODIFICATION IN THE ST. PAUL TEACHERS RETIREMENT FUND ASSOCIATION POSTRETIREMENT ADJUSTMENT.]

Subdivision 1. [POSTRETIREMENT ADJUSTMENT MODIFICATION.] Any postretirement adjustment payable from the St. Paul teachers retirement fund association after June 1, 1993, must be modified as provided in this section.

Subd. 2. [ESTABLISHMENT.] The St. Paul teachers retirement fund association shall establish an annuity reserve fund for providing an investment vehicle for the reserves for various retirement annuities and benefits payable by the fund.

Subd. 3. [ASSETS.] The assets of the annuity reserve fund must consist of the money representing the actuarially determined required reserves for various retirement annuities and benefits payable by the St. Paul teachers retirement fund association.

Subd. 4. [MANAGEMENT.] The St. Paul teachers retirement fund association annuity reserve fund must be managed by the board of trustees of the St. Paul teachers retirement fund association.

Subd. 5. [INVESTMENT.] The assets of the annuity reserve fund must be invested, reinvested, and retained in the discretion of the board of trustees of the St. Paul teachers retirement fund association in authorized investments under section 11A.24.

Subd. 6. [ALLOCATION OF ASSETS.] No later than the last business day of the month in which the benefit payment begins, the board of trustees of the St. Paul teachers retirement fund association shall determine the reserves to be allocated to the respective annuity reserve fund in the following manner:

(1) The present value of the benefit payable to the annuitant or benefit recipient must be determined using the postretirement earnings assumptions specified for the first class city teachers retirement funds in section 356.215, and the mortality table applicable to the fund.

(2) The amount determined in clause (1) must be multiplied by the funding ratio of the St. Paul teachers retirement fund association determined for the previous fiscal year end and the product must be identified as the amount allocated to the annuity reserve fund.

Subd. 7. [WITHDRAWAL OF MONEY.] If the executive secretary of the St. Paul teachers retirement fund association concludes that money is required for the payment of retirement annuities or benefits, the executive secretary or director shall sell sufficient securities in the reserve fund or transfer available cash to pay benefits.

Subd. 8. [CALCULATION OF POSTRETIREMENT ADJUSTMENTS.] (a) Annually, following June 30, the board of trustees of the St. Paul teachers retirement fund association shall use the applicable procedures in paragraphs (b) and (c) to determine the amount of any postretirement adjustment.

(b) An amount equal to two percent of the market value of the annuity reserve fund must be allocated to pay the lump sum postretirement adjustment in the manner specified in the articles and bylaws of the association of the St. Paul teachers retirement fund association in effect on the effective date of this section applicable to the thirteenth check.

(c) In addition to the postretirement increases granted under paragraph (b), an additional percentage increase must be computed and paid as follows:

(1) The board of trustees shall determine the number of annuities or benefit recipients who have been receiving an annuity or benefit for at least 12 months as of the current June 30. These recipients are entitled to receive the surplus investment earnings additional postretirement increase.

(2) Annually, on June 30, the board of trustees of the St. Paul teachers retirement fund association shall determine the amount of reserves in the annuity reserve fund as specified in subdivision 6.

(3) Annually, on June 30, the board of trustees of the St. Paul teachers retirement fund association shall determine the five-year annualized rate of return attributable to the assets in the annuity reserve fund under the formula or formulas specified in section 11A.04, clause (11).

(4) The board of trustees shall determine the amount of excess five-year annualized rate of return over the preretirement interest assumption as specified in section 356.215.

(5) The additional increase must be determined by multiplying the quantity one minus the rate of contribution deficiency, as specified in the most recent actuarial report of the actuary retained by the legislative commission on pensions and retirement, times the rate of return excess as determined in clause (4).

(6) The additional increase is payable to all eligible annuitants or benefit recipients on January 1 following the applicable June 30 determination date under clauses (2) and (3).

Sec. 9. [STUDY OF TEACHERS RETIREMENT FUND ASSOCIATIONS PHASE-OUT OR CONSOLIDATION OPTIONS.]

(a) The legislative commission on pensions and retirement shall study the options available for phasing-out or consolidating the first class city teacher retirement fund associations. The commission shall report its conclusions on or before February 1, 1994, to the chairs of the committee on governmental operations and reform of the senate, the committee on finance of the senate, the committee on governmental operations and gambling of the house of representatives, and the committee on ways and means of the house of representatives.

(b) The legislative commission on pensions and retirement shall establish a technical advisory group for the study composed of the commission staff, the directors of the first class city teacher retirement funds, a representative of the teacher bargaining unit of the respective school districts, a representative of each school district, and a representative of the department of finance. Each applicable bargaining unit and school district shall notify the chair of the legislative commission on pensions and retirement of its designation of a representative.

(c) The executive director of the teachers retirement association and an employee representative to be selected by the board of the teachers retirement association shall be members of the technical advisory group in paragraph (b). The board shall notify the chair of the legislative commission on pensions and retirement of its designation of an employee representative.

Sec. 10. [REPEALER.]

Laws 1987, chapter 372, article 3, section 1, is repealed.

Sec. 11. [EFFECTIVE DATE.]

Sections 1 to 5, 8, 9, and 10 are effective on July 1, 1993. Sections 6 and 7 are effective for the Minneapolis teachers retirement fund association the day following first receipt of contributions from special school district No. 1, the city of Minneapolis, and matching state contributions under section 4. Section 6 is effective for the St. Paul teachers retirement fund association on July 1, 1993."

Delete the title and insert:

"A bill for an act relating to retirement; Minneapolis and St. Paul teachers retirement fund associations; providing additional funding from various sources; assessing active and retired members for certain teachers retirement fund associations supplemental administrative expenses; modifying certain post retirement adjustments; authorizing

contributions by the city of Minneapolis; appropriating money; authorizing certain tax levies by special school district No. 1; amending Minnesota Statutes 1992, section 354A.12, subdivisions 2, 2a, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 354A; repealing Laws 1987, chapter 372, article 3, section 1."

With the recommendation that when so amended the bill be re-referred to the Committee on Rules and Legislative Administration without further recommendation.

The report was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

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

H. F. No. 139, A bill for an act relating to the town of Santiago; authorizing the establishment of a detached banking facility.

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. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

Wagenius moved that the House refuse to concur in the Senate amendments to H. F. No. 287, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

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:

S. F. No. 589; H. F. No. 1191; S. F. Nos. 1208, 283, 96 and 413; H. F. No. 1285; S. F. Nos. 1400, 490, 464, 1380, 174 and 739; H. F. Nos. 1149 and 1529; S. F. Nos. 1087, 273, 306 and 639; H. F. No. 1068; S. F. Nos. 361 and 1184; and H. F. No. 777.

MOTIONS AND RESOLUTIONS

Kinkel moved that his name be stricken as an author on H. F. No. 692. The motion prevailed.

Beard moved that the name of Anderson, I., be added as an author on H. F. No. 1519. The motion prevailed.

Orfield moved that the name of Johnson, R., be added as an author on H. F. No. 1707. The motion prevailed.

Koppendrayser moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the negative on Thursday, April 29, 1993, when the vote was taken on the Workman amendment to H. F. No. 671, the second engrossment, as amended." The motion prevailed.

Ness moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the negative on Tuesday, April 27, 1993, when the vote was taken on the final passage of S. F. No. 1613, as amended." The motion prevailed.

Ness moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Tuesday, April 27, 1993, when the vote was taken on the Sviggum and Swenson amendment to S. F. No. 1613, as amended." The motion prevailed.

Winter moved that H. F. No. 91 be returned to its author. The motion prevailed.

Rest moved that H. F. No. 1259 be recalled from the Committee on Taxes and be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 9:00 a.m., Monday, May 3, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Monday, May 3, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives