

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

FIFTY-SECOND DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 6, 1993

The House of Representatives convened at 9:00 a.m. and was called to order by Dee Long, Speaker of the House.

Prayer was offered by Pastor Mark Poorman, Associate Pastor of Woodcrest Baptist Church, Fridley, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

Mariani and Welle were excused until 9:45 a.m. Knickerbocker was excused until 9:55 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Johnson, A., 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. 34 and H. F. No. 37, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Beard moved that the rules be so far suspended that S. F. No. 34 be substituted for H. F. No. 37 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 253 and H. F. No. 1575, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Rhodes moved that S. F. No. 253 be substituted for H. F. No. 1575 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 521 and H. F. No. 818, 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. 521 be substituted for H. F. No. 818 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1054 and H. F. No. 1203, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Mahon moved that the rules be so far suspended that S. F. No. 1054 be substituted for H. F. No. 1203 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1114 and H. F. No. 1636, 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. 1114 be substituted for H. F. No. 1636 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1297 and H. F. No. 1407, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Milbert moved that the rules be so far suspended that S. F. No. 1297 be substituted for H. F. No. 1407 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

May 3, 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. 1474, relating to county records; providing for the use of certain fees.

H. F. No. 477, relating to traffic regulations; increasing the fine for child passenger restraint system violations.

H. F. No. 237, relating to counties; providing procedures for the combination of the offices of auditor and treasurer.

H. F. No. 804, relating to health; providing an exception to the contested case hearing process required for changing the service area of an ambulance service.

H. F. No. 57, relating to traffic regulations; making technical corrections; clarifying situations when certain school bus signals should not be used; providing evidentiary presumption regarding school buses; clarifying definition of special transportation as not including transportation of children by school bus; limiting weight of vehicles that may be towed by holder of class B driver's license; providing for revocation of school bus driver endorsement.

H. F. No. 592, relating to creditors' remedies; limiting the value of the homestead exemption; providing for the exemption of homestead insurance proceeds; increasing the exemption for motor vehicles modified to accommodate a disability.

Warmest regards,

ARNE H. CARLSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

May 3, 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. 1525, relating to occupations and professions; abstracters; providing for certain applicants to be exempt from the bond and liability insurance requirement.

H. F. No. 670, relating to insurance; health; regulating benefits for outpatient mental or nervous disorder treatment.

Warmest regards,

ARNE H. CARLSON
Governor

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

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1993	Date Filed 1993
431		71	4:31 p.m. May 3	May 3
	1474	73	4:18 p.m. May 3	May 3
	477	74	4:20 p.m. May 3	May 3
	237	75	3:24 p.m. May 3	May 3
	804	76	4:28 p.m. May 3	May 3
	1525	77	4:37 p.m. May 3	May 3
	57	78	4:27 p.m. May 3	May 3
	592	79	4:29 p.m. May 3	May 3
	670	81	4:35 p.m. May 3	May 3
163		82	4:33 p.m. May 3	May 3

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

May 4, 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 File:

H. F. No. 783, relating to the city of Albert Lea; actuarial assumptions for the Albert Lea fire department relief association.

Warmest regards,

ARNE H. CARLSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

May 4, 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 File:

H. F. No. 576, relating to state government; providing for appointments to advisory task forces, councils, and committees, administrative boards, and agencies; clarifying reporting requirements and term limits.

Warmest regards,

ARNE H. CARLSON
Governor

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

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1993	Date Filed 1993
	783	72	1:55 p.m. May 4	May 4
	576	80	2:57 p.m. May 4	May 4

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

SECOND READING OF SENATE BILLS

S. F. Nos. 34, 253, 521, 1054, 1114 and 1297 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Simoneau, Greenfield, Skoglund, Abrams and Limmer introduced:

H. F. No. 1769, A bill for an act relating to agriculture; repealing the milk over-order premium law; repealing Laws 1993, chapter 65, sections 9, 12, and 14.

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

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. 1018, A bill for an act relating to limited liability companies; requiring biennial registration; proposing coding for new law in Minnesota Statutes, chapter 322B.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

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

H. F. No. 648, A bill for an act relating to counties; permitting Itasca and Polk counties to consolidate the offices of auditor and treasurer.

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.

PATRICK E. FLAHAVEN, Secretary of the Senate

Madam Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

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 repassed said bill in accordance with the recommendation and report of the Conference Committee. 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. 168, A bill for an act relating to state government; authorizing state agencies to enter into contracts with regional organizations; proposing coding for new law in Minnesota Statutes, chapter 15.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Krueger moved that the House concur in the Senate amendments to H. F. No. 168 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 168, A bill for an act relating to state government; authorizing state agencies to enter into contracts with regional organizations; proposing coding for new law in Minnesota Statutes, chapter 15.

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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 1398, A bill for an act relating to traffic regulations; directing commissioner of transportation to study and report on traffic safety improvement measures in residential neighborhoods.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Evans moved that the House concur in the Senate amendments to H. F. No. 1398 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1398, A bill for an act relating to traffic regulations; defining residential roadways and establishing speed limits; amending Minnesota statutes 1992, sections 169.01, by adding a subdivision; 169.06, by adding a subdivision; and 169.14, subdivision 2.

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

The question was taken on the repassage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 622, A bill for an act relating to metropolitan government; providing long-term protection of agricultural land in the metropolitan area; amending Minnesota Statutes 1992, sections 473H.11; and 473H.12.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Orfield moved that the House concur in the Senate amendments to H. F. No. 622 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 622, A bill for an act relating to metropolitan government; providing long-term protection of agricultural land in the metropolitan area; amending Minnesota Statutes 1992, sections 473H.11; and 473H.12.

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

The question was taken on the repassage of the bill and the roll was called. There were 111 yeas and 15 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Frerichs	Krinkie	Macklin	Van Dellen
Dehler	Goodno	Limmer	Pauly	Wolf
Erhardt	Haukoos	Lindner	Stanislaus	Workman

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. 854, A bill for an act relating to drivers' licenses; eliminating driver's license endorsement requirement for special transportation service drivers; amending Minnesota Statutes 1992, sections 171.02, subdivision 2; 171.10, subdivision 2; and 171.13, subdivision 5; repealing Minnesota Statutes 1992, sections 171.01, subdivision 24; and 171.323.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wejzman moved that the House concur in the Senate amendments to H. F. No. 854 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 854, A bill for an act relating to drivers' licenses; clarifying requirement of endorsement for special transportation service drivers within the metropolitan area; abolishing examination requirement and certain fees for special transportation service drivers; amending Minnesota Statutes 1992, sections 171.02, subdivision 2; 171.10, subdivision 2; and 171.13, subdivision 5; repealing Minnesota Statutes 1992, sections 171.01, subdivision 24; and 171.323.

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

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

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

H. F. No. 882, A bill for an act relating to outdoor recreation; creating the Lake Superior water trail; proposing coding for new law in Minnesota Statutes, chapter 85.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Lourey moved that the House concur in the Senate amendments to H. F. No. 882 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 882, A bill for an act relating to outdoor recreation; creating the Lake Superior water trail; proposing coding for new law in Minnesota Statutes, chapter 85.

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

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

Those who voted in the affirmative were:

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

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

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. 974, A bill for an act relating to the capitol area architectural and planning board; clarifying certain duties and powers of the board; amending Minnesota Statutes 1992, section 15.50, subdivision 2, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Skoglund moved that the House concur in the Senate amendments to H. F. No. 974 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 974, A bill for an act relating to the capitol area architectural and planning board; clarifying certain duties and powers of the board; amending Minnesota Statutes 1992, section 15.50, subdivision 2.

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

The question was taken on the repassage of the bill and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

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

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

Mr. Betzold; Mrs. Benson, J. E., and Mr. Finn.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Clark moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1315. The motion prevailed.

Madam Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1503.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1503

A bill for an act relating to the organization and operation of state government; appropriating money for criminal justice, corrections, and related purposes; providing for the transfer of certain money in the state treasury; fixing and limiting the amount of fees, penalties, and other costs to be collected in certain cases; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 43A.02, subdivision 25; 43A.24, subdivision 2; 241.01, subdivision 5; 242.195, subdivision 1; 242.51; 401.13; 611.20; 611.216, by adding a subdivision; 611.25, subdivision 3; and 626.861, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 611; repealing Minnesota Statutes 1992, sections 241.43, subdivision 2; and 611.20, subdivision 3.

May 4, 1993

The Honorable Allan H. Spear
President of the Senate

The Honorable Dee Long
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 1503, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S. F. No. 1503 be further amended as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

Section 1. APPROPRIATION SUMMARY - ALL ARTICLES

	1994	1995	TOTAL
General	\$ 231,294,000	\$ 240,608,000	\$ 471,902,000
Special Revenue	4,136,000	4,136,000	8,272,000
Workers' Compensation	1,284,000	1,294,000	2,578,000
TOTAL	\$ 236,714,000	\$ 246,038,000	\$ 482,752,000

ARTICLE 2

Section 1. CRIMINAL JUSTICE; APPROPRIATIONS

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

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 224,477,000	\$ 234,012,000	\$ 458,489,000
Special Revenue	4,136,000	4,136,000	8,272,000
TOTAL	\$ 228,613,000	\$ 238,148,000	\$ 466,761,000

APPROPRIATIONS Available for the Year Ending June 30

1994	1995
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Sec. 2. BOARD OF PEACE OFFICER STANDARDS AND TRAINING

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

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

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

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

Sec. 3. BOARD OF PUBLIC DEFENSE

Subdivision 1. Total Appropriation

25,885,000 25,885,000

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

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

Subd. 2. State Public Defender

2,415,000 2,415,000

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

Subd. 3. District Public Defense

21,943,000 21,943,000

Of this appropriation, \$551,000 the first year and \$619,000 the second year are for provision of group insurance coverage to district public defenders who meet the eligibility standards set by the board of public defense in consultation with the commissioner of employee relations.

Subd. 4. Board of Public Defense

1,527,000 1,527,000

\$904,000 each year is for grants to the five existing public defense corporations under Minnesota Statutes, section 611.216.

\$50,000 the first year is for Indian child welfare defense corporation grants under Minnesota Statutes, section 611.216, subdivision 1a, as added by this act, to be available until June 30, 1995. The funds must be matched dollar for dollar by nonstate funds. This is a one-time appropriation.

Subd. 5. Transfers

The board of public defense may transfer unencumbered balances among the programs specified in this section after notifying the commissioner of finance. The transfer must be reported immediately to the committee on finance of the senate and the house of representatives ways and means committee.

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

Sec. 4. CORRECTIONS

197,796,000

207,352,000

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

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

Positions and administrative money may be transferred within the department of corrections as the commissioner considers necessary, upon the advance approval of the commissioner of finance.

For the biennium ending June 30, 1995, the commissioner of corrections may, with the approval of the commissioner of finance, transfer funds to or from salaries.

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

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

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

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

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

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

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

Subdivision 1. Correctional Institutions

135,574,000

141,592,000

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

The advisory task force on the juvenile justice system is requested to assess the state's need for juvenile correctional facilities. The task force shall make recommendations regarding the need for secure juvenile detention centers to house both preadjudicated and postadjudicated juveniles. These recommendations shall address whether the centers should be regionally based or state controlled and whether they should provide long-term or short-term detention programs. The task force is requested to include its recommendations on this issue in the report it submits to the legislature on December 1, 1993.

Subd. 2. Community Services

47,538,000

49,489,000

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

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

APPROPRIATIONS
Available for the Year
Ending June 30

1994

1995

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

The working group shall study whether:

- (1) community corrections service delivery systems should be based at the county or state level;
- (2) a single funding system should be instituted for county operations;
- (3) the community corrections act funding formula should be changed; and
- (4) whether small counties under a new funding system should be required to regionalize their service delivery systems. The group shall report its findings and recommendations to the appropriate committees of the legislature by February 1, 1994.

Subd. 3. Management Services

14,684,000

16,271,000

Of this amount, \$400,000 is for new battered women's shelters.

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

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

Subd. 4. Transfers

The commissioner of corrections may transfer unencumbered balances among the programs specified in this section after getting the approval of the commissioner of finance. The commissioner of finance shall not approve a transfer unless the commissioner believes that it will carry out the intent of the legislature. The transfer must be reported immediately to the committee on finance of the senate and the house of representatives ways and means committee.

	APPROPRIATIONS Available for the Year Ending June 30	
	1994	1995
Sec. 5. CORRECTIONS OMBUDSMAN	459,000	459,000
Sec. 6. SENTENCING GUIDELINES COMMISSION	337,000	316,000
Sec. 7. UNCODIFIED LANGUAGE		

All uncodified language contained in this article expires on June 30, 1995, unless a different expiration is explicit.

Sec. 8. Minnesota Statutes 1992, section 3.732, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] As used in this section and section 3.736 the terms defined in this section have the meanings given them.

(1) "State" includes each of the departments, boards, agencies, commissions, courts, and officers in the executive, legislative, and judicial branches of the state of Minnesota and includes but is not limited to the housing finance agency, the higher education coordinating board, the higher education facilities authority, the armory building commission, the zoological board, the iron range resources and rehabilitation board, the state agricultural society, the University of Minnesota, state universities, community colleges, state hospitals, and state penal institutions. It does not include a city, town, county, school district, or other local governmental body corporate and politic.

(2) "Employee of the state" means all present or former officers, members, directors, or employees of the state, members of the Minnesota national guard, members of a bomb disposal unit approved by the commissioner of public safety and employed by a municipality defined in section 466.01 when engaged in the disposal or neutralization of bombs outside the jurisdiction of the municipality but within the state, or persons acting on behalf of the state in an official capacity, temporarily or permanently, with or without compensation. It does not include either an independent contractor or members of the Minnesota national guard while engaged in training or duty under United States Code, title 10, or title 32, section 316, 502, 503, 504, or 505, as amended through December 31, 1983. Notwithstanding sections 43A.02 and 611.263, for purposes of this section and section 3.736 only, "employee of the state" includes a district public defender appointed by the state board of public defense or assistant district public defender in the second or fourth judicial district.

(3) "Scope of office or employment" means that the employee was acting on behalf of the state in the performance of duties or tasks lawfully assigned by competent authority.

(4) "Judicial branch" has the meaning given in section 43A.02, subdivision 25.

Sec. 9. Minnesota Statutes 1992, section 43A.02, subdivision 25, is amended to read:

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

Sec. 10. Minnesota Statutes 1992, section 43A.24, subdivision 2, is amended to read:

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

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

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

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

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

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

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

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

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

(i) an employee of an agency of the state of Minnesota identified through the process provided in this paragraph who is eligible to retire prior to age 65. The commissioner and the exclusive representative of state employees shall enter into agreements under section 179A.22 to identify employees whose positions are in programs that are being permanently eliminated or reduced due to federal or state policies or practices. Failure to reach agreement identifying these employees is not subject to impasse procedures provided in chapter 179A. The commissioner must prepare a plan identifying eligible employees not covered by a collective bargaining agreement in accordance with the process outlined in section 43A.18, subdivisions 2 and 3. For purposes of this paragraph, a person retires when the person terminates active employment in state service and applies for a retirement annuity. Eligibility ends as provided in the agreement or plan, but must cease at the end of the month in which the retired employee chooses not to receive an annuity, or the employee is eligible for employer-paid health insurance from a new employer. The retired employees shall be eligible for coverages to which they were entitled at the time of retirement, subject to any changes in coverage through collective bargaining or plans established under section 43A.18 for employees in positions equivalent to that from which they retired, provided that the retired employees shall not be eligible for state-paid life insurance; and

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

Sec. 11. Minnesota Statutes 1992, section 169.1265, subdivision 1, is amended to read:

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

Sec. 12. Minnesota Statutes 1992, section 241.01, subdivision 5, is amended to read:

Subd. 5. [TRAINING PROGRAM.] For the maintenance of adequate standards of operation in discharging the functions of the department, obtaining suitable candidates for positions for which there is a scarcity of qualified applicants, and the development of more effective treatment programs directed toward the correction and rehabilitation of persons found delinquent or guilty of crimes, and of more effective delinquency prevention the commissioner of corrections shall establish a training program including but not limited to in-service, preservice, internship and scholarship programs, and an operational research program. Within the limits of appropriations available, the commissioner may provide educational stipends or tuition reimbursement in such amounts and upon such terms and conditions as may be determined jointly by the commissioner of employee relations. Within the limits of appropriations therefor the commissioner shall establish and provide personnel, facilities and equipment for research and study to evaluate the effectiveness of correctional treatment in camps, facilities, probation and parole investigation and supervision and delinquency prevention.

The commissioner may provide training to public or private agencies or organizations and may require the participating agencies or organizations to pay all or part of the costs of the training. All sums of money received pursuant to the agreements shall not cancel until the end of the fiscal year immediately following the fiscal year in which the funds were received. The funds are available for use by the commissioner during that period and are appropriated annually to the commissioner of corrections for the purposes of this subdivision. Beginning July 1, 1994, the commissioner shall report annually to the chairs of the house ways and means committee and the senate finance committee on the amount and use of funds received under this subdivision.

Sec. 13. Minnesota Statutes 1992, section 241.43, subdivision 2, is amended to read:

Subd. 2. The ombudsman ~~shall designate a deputy~~ may appoint an assistant ombudsman in the unclassified service.

Sec. 14. Minnesota Statutes 1992, section 242.195, subdivision 1, is amended to read:

Subdivision 1. [SEX OFFENDER PROGRAMS.] (a) The commissioner of corrections shall provide for a range of sex offender programs, including intensive sex offender programs, for juveniles within state juvenile correctional facilities and through purchase of service from county and private residential and outpatient juvenile sex offender programs.

(b) The commissioner shall establish and operate a juvenile residential sex offender program at one of the state juvenile correctional facilities. The program must be structured to address both the therapeutic and disciplinary needs of juvenile sex offenders. The program must afford long-term residential treatment for a range of juveniles who have committed sex offenses and have failed other treatment programs or are not likely to benefit from an outpatient or a community-based residential treatment program.

Sec. 15. Minnesota Statutes 1992, section 242.51, is amended to read:

242.51 [THE MINNESOTA CORRECTIONAL FACILITY-SAUK CENTRE.]

There is established the Minnesota correctional facility-Sauk Centre at Sauk Centre, Minnesota, in which may be placed persons committed to the commissioner of corrections by the courts of this state who, in the opinion of the commissioner, may benefit from the programs available thereat. The general control and management of the facility shall be under the commissioner of corrections.

The commissioner shall charge counties or other appropriate jurisdictions for the actual per diem cost of confinement of juveniles at the Minnesota correctional facility-Sauk Centre.

The commissioner shall annually determine costs making necessary adjustments to reflect the actual costs of confinement. All money received under this section must be deposited to the general fund.

Sec. 16. Minnesota Statutes 1992, section 270B.14, is amended by adding a subdivision to read:

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

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

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

Sec. 17. Minnesota Statutes 1992, section 357.24, is amended to read:

357.24 [CRIMINAL CASES.]

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

Sec. 18. Minnesota Statutes 1992, section 401.13, is amended to read:

401.13 [CHARGES MADE TO COUNTIES.]

Each participating county will be charged a sum equal to the actual per diem cost of confinement of those juveniles committed to the commissioner after August 1, 1973, and confined in a state correctional facility. Provided, however, that the amount charged a participating county for the costs of confinement shall not exceed the amount of subsidy to which the county is eligible. The commissioner shall annually determine costs making necessary adjustments to reflect the actual costs of confinement. However, in no case shall the percentage increase in the amount charged to the counties exceed the percentage by which the appropriation for the purposes of sections 401.01 to 401.16 was increased over the preceding biennium. The commissioner of corrections shall bill the counties and deposit the receipts from the counties in the general fund. All charges shall be a charge upon the county of commitment.

Sec. 19. Minnesota Statutes 1992, section 611.17, is amended to read:

611.17 [FINANCIAL INQUIRY; STATEMENTS.]

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

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

Sec. 20. Minnesota Statutes 1992, section 611.20, is amended to read:

611.20 [SUBSEQUENT ABILITY TO PAY COUNSEL.]

Subdivision 1. [COURT DETERMINATION.] If at any time after the state public defender or a district public defender has been directed to act, the court having jurisdiction in the matter is satisfied that the defendant or other person is financially able to obtain counsel or to make partial payment for the representation, the court may shall terminate the appointment of the public defender, unless the person so represented is willing to pay therefor. If a public defender continues the representation, the court shall direct payment for such representation as the interests of justice may dictate. Any payments directed by the court shall be recorded by the court administrator, who shall transfer the payments to the governmental unit responsible for the costs of the public defender. The judicial district may investigate the financial status of a defendant or other person for whom a public defender has been appointed and may act to collect payments directed by the court.

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

Subd. 2. [PARTIAL PAYMENT.] If the court determines that the defendant is able to make partial payment, the court shall direct the partial payments to the governmental unit responsible for the costs of the public defender. Payments directed by the court to the state shall be recorded by the court administrator who shall transfer the payments to the state treasurer.

Subd. 3. [REIMBURSEMENT.] In each fiscal year, the state treasurer shall deposit the first \$180,000 in the general fund. Payments in excess of \$180,000 shall be deposited in the general fund and credited to a separate account with the board of public defense. The amount credited to this account is appropriated to the board of public defense to reimburse the costs of attorneys providing part-time public defense services.

The balance of this account does not cancel but is available until expended. Expenditures by the board from this account for each judicial district public defense office must be based on the amount of the payments received by the state from the courts in each judicial district.

Sec. 21. Minnesota Statutes 1992, section 611.216, is amended by adding a subdivision to read:

Subd. 1a. [INDIAN CHILD WELFARE DEFENSE CORPORATION GRANTS.] (a) The board of public defense shall establish procedures for accepting applications for funding from an Indian child welfare defense corporation located in the American Indian community. The board must consult with the Minnesota Indian affairs council before making a grant under this subdivision.

(b) An "Indian child welfare defense corporation" refers to an American Indian nonprofit law corporation, having an American Indian majority on its board of directors, specializing primarily in providing culturally appropriate legal services to indigent clients or tribal representatives involved in a case governed by the Indian Child Welfare Act, United States Code, title 25, section 1901 et seq., or the Minnesota Indian family preservation act, sections 257.35 to 257.3579.

(c) An Indian child welfare defense corporation is a "public defense corporation" for the purposes of sections 611.14 to 611.271.

Sec. 22. Minnesota Statutes 1992, section 611.25, subdivision 3, is amended to read:

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

Sec. 23. Minnesota Statutes 1992, section 611.26, subdivision 3, is amended to read:

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

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

Sec. 24. [611.265] [TRANSITION.]

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

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

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

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

Sec. 25. Minnesota Statutes 1992, section 611.27, subdivision 4, is amended to read:

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

Sec. 26. Minnesota Statutes 1992, section 611.271, is amended to read:

611.271 [COPIES OF DOCUMENTS; FEES.]

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

Sec. 27. Minnesota Statutes 1992, section 626.861, subdivision 4, is amended to read:

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

(1) for fiscal year 1994:

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

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

(2) for fiscal year 1995:

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

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

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

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

Sec. 28. [AUTOMATED PROBATION REPORTING SYSTEM PILOT PROGRAM; ST. LOUIS COUNTY.]

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

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

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

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

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

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

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

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

Sec. 29. [SENTENCING GUIDELINES MODIFICATION; JAIL CREDIT FOR TIME SERVED UNDER HUBER LAW.]

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

Subd. 2. [APPLICABILITY.] If the commission adopts the modification described in subdivision 1, it shall apply to persons who commit crimes on or after August 1, 1994.

Sec. 30. [TRANSFERS.]

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

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

Sec. 31. [REPEALER.]

Section 20, subdivision 3, is repealed June 30, 1997. Minnesota Statutes 1992, section 270B.14, subdivision 12, is repealed June 30, 1995.

Sec. 32. [EFFECTIVE DATE.]

Section 12 is effective the day following final enactment. Sections 15 and 18 are effective July 1, 1994.

ARTICLE 3

Section 1. [APPROPRIATIONS.]

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

SUMMARY BY FUND

	1994	1995	TOTAL
General	\$ 2,535,000	\$ 2,374,000	\$ 4,909,000

APPROPRIATIONS Available for the Year Ending June 30

1994	1995
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Sec. 2. GAMBLING CONTROL BOARD

1,934,000

1,934,000

Of the total amount spent each year for compliance review activities, at least 25 percent must be spent for education and

APPROPRIATIONS
Available for the Year
Ending June 30

1994 1995

outreach. For purposes of this item "education and outreach" means compliance review activities that are not of a type intended to result in the imposition by the board of a penalty against the organization being reviewed.

Sec. 3. RACING COMMISSION

366,000 200,000

Sec. 4. STATE LOTTERY BOARD

(a) The director of the state lottery shall reimburse the general fund \$150,000 the first year and \$150,000 the second year for lottery-related costs incurred by the department of public safety, and reimburse the general fund \$300,000 the first year and \$300,000 the second year for costs incurred by the department of human services.

(b) In addition, the director of the state lottery shall reimburse the general fund \$235,000 in fiscal year 1994 and \$240,000 in fiscal year 1995 from the lottery operations account from amounts currently budgeted for operating costs for additional costs incurred by the department of human services.

Sec. 5. HUMAN SERVICES

235,000 240,000

The transfer authorized in section 4, paragraph (b), is appropriated for compulsive gambling hotline services, outpatient treatment services, felony screening, and compulsive gambling youth education.

Sec. 6. Minnesota Statutes 1992, section 15A.081, subdivision 1, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN EMPLOYEES.]

Subdivision 1. [SALARY RANGES.] The governor shall set the salary rate within the ranges listed below for positions specified in this subdivision, upon approval of the legislative commission on employee relations and the legislature as provided by section 43A.18, subdivisions 2 and 5:

Salary Range
Effective
July 1, 1987

\$57,500-\$78,500

Commissioner of finance;
Commissioner of education;
Commissioner of transportation;
Commissioner of human services;
Commissioner of revenue;
Commissioner of public safety;
Executive director, state board of investment;
~~Director of the state lottery;~~

\$50,000-\$67,500

Commissioner of administration;
Commissioner of agriculture;
Commissioner of commerce;
Commissioner of corrections;
Commissioner of jobs and training;
Commissioner of employee relations;
Commissioner of health;
Commissioner of labor and industry;
Commissioner of natural resources;
Commissioner of trade and economic development;
Chief administrative law judge; office of administrative hearings;
Commissioner, pollution control agency;
Director, office of waste management;
Commissioner, housing finance agency;
Executive director, public employees retirement association;
Executive director, teacher's retirement association;
Executive director, state retirement system;
Chair, metropolitan council;
Chair, regional transit board;

\$42,500-\$60,000

Commissioner of human rights;
Commissioner, department of public service;
Commissioner of veterans affairs;
Commissioner, bureau of mediation services;
Commissioner, public utilities commission;
Member, transportation regulation board;
Ombudsman for corrections;
Ombudsman for mental health and retardation.

Sec. 7. Minnesota Statutes 1992, section 245.98, is amended by adding a subdivision to read:

Subd. 4. [CONTRIBUTION BY TRIBAL GAMING.] The commissioner of human services is authorized to enter into an agreement with the governing body of any Indian tribe located within the boundaries of the state of Minnesota that conducts either class II or class III gambling, as defined in section 4 of the Indian Gaming Regulatory Act, Public Law Number 100-497, and future amendments to it, for the purpose of obtaining funding for compulsive gambling programs from the Indian tribe. Prior to entering into any agreement with an Indian tribe under this section, the commissioner shall consult with and obtain the approval of the governor or governor's designated representatives authorized to negotiate a tribal-state compact regulating the conduct of class III gambling on Indian lands of a tribe requesting negotiations. Contributions collected under this subdivision are appropriated to the commissioner of human services for the compulsive gambling treatment program under this section.

Sec. 8. Minnesota Statutes 1992, section 349A.02, subdivision 1, is amended to read:

Subdivision 1. [DIRECTOR.] A state lottery is established under the supervision and control of the director of the state lottery appointed by the governor with the advice and consent of the senate. The governor shall appoint the first director from a list of at least three persons recommended to the governor by the governor's commission on the lottery which was appointed by the governor on December 8, 1988 board. The director must be qualified by experience and training to supervise the lottery. The director serves in the unclassified service. The annual salary rate authorized for the director is equal to 80 percent of the salary rate prescribed for the governor as of the effective date of this act.

Sec. 9. Minnesota Statutes 1992, section 349A.03, subdivision 2, is amended to read:

Subd. 2. [BOARD DUTIES.] The board has the following duties:

- (1) to advise the director on all aspects of the lottery;
- (2) to review and comment on rules and game procedures adopted by the director;

(3) review and comment on lottery procurement contracts;

(4) review and comment on agreements between the director and one or more other lotteries relating to a joint lottery; and

(5) to review and comment on advertising promulgated by the director at least quarterly to ensure that all advertising is consistent with the dignity of the state and with section 349A.09; and

~~(6) to approve additional compensation for the director under subdivision 3.~~

Sec. 10. UNCODIFIED LANGUAGE

All uncodified language contained in this article expires on June 30, 1995, unless a different expiration is explicit.

Sec. 11. [CARRYFORWARD.]

Unless otherwise restricted, unencumbered operating balances from fiscal year 1994 appropriations in this act are available for fiscal year 1995.

Sec. 12. [SEVERABILITY.]

The provisions of this article are severable. If any provision is found to be unconstitutional, the remaining provisions shall remain valid, unless a court determines that the remaining valid provisions, standing alone, are incapable of being executed in accordance with legislative intent.

Sec. 13. [REPEALER.]

Minnesota Statutes 1992, section 349A.03, subdivision 3, is repealed.

Sec. 14. [EFFECTIVE DATE.]

Sections 9 and 13 are effective the day following final enactment.

ARTICLE 4

Section 1. APPROPRIATIONS

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

SUMMARY BY FUND

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

APPROPRIATIONS Available for the Year Ending June 30

1994	1995
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Sec. 2. WORKERS' COMPENSATION COURT OF APPEALS	\$ 1,284,000	\$ 1,294,000
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This appropriation is from the workers' compensation special compensation fund.

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Sec. 3. MEDIATION SERVICES	1,782,000	1,722,000

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

(b) \$60,000 is appropriated from the general fund to the commissioner of mediation services for the fiscal year ending June 30, 1994, for the purposes of total quality management grants under Minnesota Statutes, section 179.02.

Sec. 4. [TOTAL QUALITY MANAGEMENT.]

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

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

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

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

Sec. 5. [TRANSFER.]

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

Sec. 6. [TRANSFERS.]

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

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

ARTICLE 5
YOUTH WORKS

APPROPRIATIONS
Available for the Year
Ending June 30

	1994	1995
Section 1. YOUTH WORKS	\$2,500,000	\$2,500,000
<p>The continuation of base level funding in the next fiscal biennium for the youth works program shall be determined following an evaluation by the department of finance as to whether the program is achieving its intent.</p> <p>Any unencumbered balances remaining in the first year do not cancel but are available for the second year of the biennium.</p>		
Subdivision 1. Department of Education	2,345,000	2,345,000
<p>Of the appropriation, \$100,000 shall be used to establish one full-time position for capacity building, evaluation, design, and developing service learning and work-based learning. \$50,000 shall be used to establish a public private matching grant program for local organizations to provide a youth service entrepreneurship initiative contingent upon local match requirements. \$3,898,000 is for grants for the youth works program under this article.</p> <p>\$110,000 is for the education and employment transitions council, which shall oversee youth service and youth apprenticeship programs, and to provide staff for youth works task force and youth apprenticeship activities.</p> <p>Of the appropriation, \$532,000 is for community education aid in fiscal year 1995 according to Minnesota Statutes, section 124.2713, subdivision 5. This aid is in addition to an appropriation for community education aid in any other law.</p>		
Subd. 2. Higher Education Coordinating Board	115,000	115,000
<p>To the higher education coordinating board for fiscal years 1994 and 1995. The appropriation shall be used to develop and implement service learning programs in the following order of priority:</p> <p>(1) programs allowing higher education institutions to create or expand community service or work-based learning activities for students attending the institutions;</p> <p>(2) programs allowing higher education institutions to modify existing and create new courses, curricula, and extracurricular activities that effectively use service learning and work-based learning methods; and</p> <p>(3) programs allowing higher education institutions to train K-12 teachers in the skills necessary to develop, supervise, and organize community service activities, consistent with the principles of service learning.</p>		
Subd. 3. Minnesota Technology, Inc.	40,000	40,000
<p>To establish health care youth apprenticeship programs in urban and rural areas.</p>		

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

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

Sec. 3. [121.701] [PURPOSE.]

The purposes of sections 121.701 to 121.710 are to:

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

Sec. 4. [121.702] [DEFINITIONS.]

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(8) report to the governor and legislature; and

(9) provide oversight and support for school, campus and community-based service programs.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(20) describe the process by which the local private industry council participated in, and reviewed the grant application.

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

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

(1) is 17 to 24 years old;

(2) is a citizen of the United States or lawfully admitted for permanent residency;

(3) is a permanent Minnesota resident as that term is used in section 256.936, subdivision 4c, paragraph (d), clause (2);

(4) is applying for service and has received a high school diploma or its equivalent, or agrees to attain a high school diploma or its equivalent while participating in the program; and

(5) agrees to act as an alumni volunteer or an alumni mentor upon successfully completing the program and postprogram education.

(b) An individual is eligible to participate in part-time youth community service if the individual is 15 to 24 years old and meets the requirements under paragraph (a), clauses (2) to (5).

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

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

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

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

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

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

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

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

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

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

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

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

(1) paying a student loan;

(2) costs of attending an institution of higher education; or

(3) expenses incurred in an apprenticeship program approved by the department of labor and industry.

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

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

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

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

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

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

- (1) orient each participant in the nature, philosophy, and purpose of the program;
- (2) build an ethic of community service through general community service training; and
- (3) provide additional training as it determines necessary.

(b) Each grantee organization shall also train participants in skills relevant to the community service opportunity.

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

Sec. 10. [121.708] [PRIORITY.]

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

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

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

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

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

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

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

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

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

Subd. 9. [YOUTH SERVICE PROGRAMS.] A school board may offer, as part of a community education program with a youth development program, a youth service program ~~for pupils to promote that provides young people with~~ meaningful opportunities to become involved in their community, develop individual capabilities, make career connections, seek support networks and services, become active citizenship citizens, and to address community needs through youth service. The school board may award up to one credit, or the equivalent, toward graduation for a pupil who completes the youth service requirements of the district. The community education advisory council, after considering the results of the commissioner's study under section 121.885, subdivision 1, shall design the program in cooperation with the district planning, evaluating and reporting committee and local organizations that train volunteers or need volunteers' services. Programs must include:

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

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

- (1) human services for the elderly, including home care and related services;
- (2) tutoring and mentoring;
- (3) training for and providing emergency services;
- (4) services at extended day programs; and
- (5) environmental services; and
- (6) service learning programs in which schools, including post-secondary schools, and employers work together with young people to provide them with meaningful opportunities for community service and with the academic and technical skills that employers require.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Subd. 4. [PROGRAMS FOLLOWING YOUTH COMMUNITY SERVICE.] (a) The youth works task force established in section 121.703, in cooperation with the commissioner and the higher education coordinating board, shall provide for those participants who successfully complete youth community service under sections 121.703 to 121.709, the following:

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

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

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

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

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

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

Sec. 16. Minnesota Statutes 1992, section 124C.46, subdivision 1, is amended to read:

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

Sec. 17. [HECB TO HELP COORDINATE YOUTH COMMUNITY SERVICE.]

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

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

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

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

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

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

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

Sec. 18. [FEDERAL APPLICATION.]

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

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

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

(3) how the task force ranks applications and awards grants to Minnesota applicants under sections 121.704 to 121.709.

Sec. 19. [SEVERANCE.]

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

Sec. 20. [REPEALER.]

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

Delete the title and insert:

"A bill for an act relating to the organization and operation of state government; appropriating money for public defense, criminal justice, corrections, and related purposes; appropriating money for youth community service and work-based learning programs; providing for the transfer of certain money in the state treasury; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 15A.081, subdivision 1; 43A.02, subdivision 25; 43A.24, subdivision 2; 121.88, subdivision 9; 124.2713, subdivision 5; 124C.46, subdivision 1; 169.1265, subdivision 1; 241.01, subdivision 5; 241.43, subdivision 2; 242.195, subdivision 1; 242.51; 245.98, by adding a subdivision; 270B.14, by adding a subdivision; 349A.02, subdivision 1; 349A.03, subdivision 2; 357.24; 401.13; 611.17; 611.20; 611.216, by adding a subdivision; 611.25, subdivision 3; 611.26, subdivision 3; 611.27, subdivision 4; 611.271; and 626.861, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 121; and 611; repealing Minnesota Statutes 1992, section 349A.03, subdivision 3."

We request adoption of this report and repassage of the bill.

Senate Conferees: TRACY L. BECKMAN, ALLAN H. SPEAR, RANDY C. KELLY, THOMAS M. NEUVILLE AND JANE B. RANUM.

House Conferees: MARY MURPHY, THOMAS PUGH, HOWARD ORENSTEIN, DOUG SWENSON AND MARY JO MCGUIRE.

Murphy moved that the report of the Conference Committee on S. F. No. 1503 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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

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

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

Those who voted in the affirmative were:

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

The bill was repassed, as amended by Conference, 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. 264, 1032, 1290, 1413, 338, 751, 832, 853 and 550.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 264, A bill for an act relating to housing; changing program review requirements; increasing deferred loan limits; expanding the types of eligible users of the homesharing program; expanding the project eligibility of the housing trust fund; authorizing cities to sell single-family residential housing under the neighborhood land trust program; expanding the types of eligible service providers and changing the authorized payment structure of the rental assistance for family stabilization program; increasing the income limits for rental housing assistance; establishing the community rehabilitation fund account; consolidating the blighted residential property and capital reserve programs; authorizing tribal Indian housing demonstration projects; appropriating money; amending Minnesota Statutes 1992, sections 462A.05, subdivisions 14a and 24; 462A.07, subdivisions 14 and 15; 462A.201, subdivision 2; 462A.202, subdivision 7; 462A.205, subdivisions 2, 3, 4, 5, 6, 7, and by adding subdivisions; 462A.21, subdivision 8c and by adding a subdivision; and 462C.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 462A; repealing Minnesota Statutes 1992, sections 462A.05, subdivision 37; and 462A.32.

The bill was read for the first time.

Mariani moved that S. F. No. 264 and H. F. No. 384, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1032, A bill for an act relating to commerce; regulating prize notices; requiring certain disclosures by solicitors; providing for reimbursement in certain cases; providing penalties and remedies; proposing coding for new law in Minnesota Statutes, chapter 325F.

The bill was read for the first time.

Murphy moved that S. F. No. 1032 and H. F. No. 1286, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1290, A bill for an act relating to local government; permitting the cities of Bloomington, Edina, Richfield, Eden Prairie, Minnetonka, Maple Grove, and Plymouth to establish a transportation demand management program; providing for a transportation demand management plan for the capitol complex.

The bill was read for the first time.

Mahon moved that S. F. No. 1290 and H. F. No. 1310, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1413, A bill for an act relating to workers' compensation; excluding certain wages in determining insurance premiums; modifying provisions relating to charges by certain nursing homes; amending Minnesota Statutes 1992, sections 79.211, subdivision 1; and 176.136, subdivision 1b.

The bill was read for the first time.

Farrell moved that S. F. No. 1413 and H. F. No. 1185, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 338, A bill for an act relating to economic development; creating Minnesota Business Finance, Inc. to provide capital for commercial borrowers through the Small Business Administration; providing for powers and duties of a board of directors and employees; transferring funds from the certified development company established under the department of trade and economic development to the new corporation; providing for certain grants and projects; appropriating money; amending Minnesota Statutes 1992, section 13.99, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 116S; repealing Minnesota Statutes 1992, sections 41A.065 and 116J.985.

The bill was read for the first time.

Bauerly moved that S. F. No. 338 and H. F. No. 167, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 751, A bill for an act relating to local government; regulating tanning facilities; requiring warning notices; establishing record keeping requirements; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 461.

The bill was read for the first time.

Asch moved that S. F. No. 751 and H. F. No. 1384, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 832, A bill for an act relating to occupations and professions; regulating athletic trainers; establishing an advisory council; providing for registration; requiring fees; providing for rulemaking; imposing penalties; appropriating money; amending Minnesota Statutes 1992, section 116J.70, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapter 148.

The bill was read for the first time.

Milbert moved that S. F. No. 832 and H. F. No. 1025, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 853, A bill for an act relating to retirement; volunteer firefighters' relief associations; increasing service pension maximums; establishing a fire state aid maximum apportionment; providing penalties for noncompliance with service pension maximums; specifying duties for the state auditor; ratifying certain prior nonconforming lump sum service pension payments; continuing certain nonconforming lump sum service pension amounts in force; modifying certain investment performance calculations; modifying certain local volunteer firefighters relief association provisions; prohibiting the use of lawful gambling contributions for pensions; amending Minnesota Statutes 1992, sections 11A.04; 349.12, subdivision 25; 356.218, subdivisions 2 and 3; and 424A.02, subdivisions 1, 3, and by adding subdivisions; Laws 1971, chapter 140, section 5, as amended; proposing coding for new law in Minnesota Statutes, chapter 471.

The bill was read for the first time.

Reding moved that S. F. No. 853 and H. F. No. 972, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 550, A bill for an act relating to agriculture; board of animal health; regulating the imposition and collection of civil penalties; regulating activities relating to restricted species; creating a restricted species task force; providing penalties; appropriating money; amending Minnesota Statutes 1992, section 35.95, subdivisions 1 and 5; proposing coding for new law in Minnesota Statutes, chapter 84.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Johnson, V., moved that the rule therein be suspended and an urgency be declared so that S. F. No. 550 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Johnson, V., moved that the Rules of the House be so far suspended that S. F. No. 550 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 550 was read for the second time.

S. F. No. 550, A bill for an act relating to agriculture; board of animal health; regulating the imposition and collection of civil penalties; regulating activities relating to restricted species; creating a restricted species task force; providing penalties; appropriating money; amending Minnesota Statutes 1992, section 35.95, subdivisions 1 and 5; proposing coding for new law in Minnesota Statutes, chapter 84.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 454:

Clark, Smith and Jaros.

SPECIAL ORDERS

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. 629 was reported to the House.

Sviggum moved to amend S. F. No. 629, as follows:

Page 1, after line 14, insert:

"Sec. 2. Minnesota Statutes 1992, section 471.611, subdivision 1, is amended to read:

Subdivision 1. [ACCOUNTING FUNDING.] A unit of local government that agrees or is ordered by an arbitration award to make payments for health insurance benefits for retired employees shall identify the amount required to pay the cost of those benefits during the period in which the contract or personnel policy providing for those benefits is in effect and shall record the amount as an expenditure, according to generally accepted accounting principles, in the fiscal year or years during which the ~~payments are to be made.~~ obligation is created, and immediately begin funding the obligation on an actuarially equal annual basis over the life of the policy, agreement, or award, with one-half of the annually required funding to be deposited in a dedicated account from money available to the local government for employment costs. The other half of annually required funding shall be deposited from payroll deductions made from active employees within the local government who provide essentially the same services as did the retired employees receiving the benefit or who belong to the bargaining unit which secured the benefit by negotiation or arbitration. A school district is in compliance with this subdivision if it complies with section 121.908, subdivision 6. Provision of these benefits under a personnel policy must be approved, as a separate action, by the governing body of the employing governmental unit."

Page 1, line 15, delete "2" and insert "3"

Amend the title as follows:

Page 1, line 4, after "employees" insert "; providing for funding of and accounting for this coverage"

Page 1, line 5, delete "section" and insert "sections"

Page 1, line 6, after "9" insert "; and 471.611, subdivision 1"

A roll call was requested and properly seconded.

The question was taken on the Sviggum amendment and the roll was called. There were 24 yeas and 106 nays as follows:

Those who voted in the affirmative were:

Bishop	Dorn	Greiling	Koppendrayner	Molnau	Sviggum
Commers	Frerichs	Gutknecht	Krinkie	Ness	Vickerman
Dauner	Garcia	Holsten	Leppik	Ostrom	Worke
Dawkins	Girard	Hugoson	McCollum	Stanis	Workman

Those who voted in the negative were:

Abrams	Cooper	Johnson, A.	Luther	Onnen	Rodosovich	Van Dellen
Anderson, I.	Davids	Johnson, R.	Lynch	Opatz	Rukavina	Vellenga
Anderson, R.	Dehler	Johnson, V.	Macklin	Orenstein	Sarna	Wagenius
Asch	Dempsey	Kahn	Mahon	Orfield	Seagren	Waltman
Battaglia	Erhardt	Kalis	Mariani	Osthoff	Sekhon	Weaver
Bauerly	Evans	Kelley	McGuire	Ozment	Simoneau	Wejcman
Beard	Farrell	Kelso	Milbert	Pauly	Skoglund	Wenzel
Bergson	Goodno	Kinkel	Morrison	Pawlenty	Smith	Winter
Bertram	Greenfield	Klinzing	Mosel	Pelowski	Solberg	Wolf
Bettermann	Gruenes	Knickerbocker	Munger	Perlt	Sparby	Spk. Long
Blatz	Hasskamp	Krueger	Murphy	Peterson	Steensma	
Brown, C.	Hausman	Lasley	Neary	Pugh	Swenson	
Brown, K.	Huntley	Lieder	Nelson	Reding	Tomassoni	
Carlson	Jacobs	Limmer	Olson, E.	Rest	Tompkins	
Carruthers	Jaros	Lindner	Olson, K.	Rhodes	Trimble	
Clark	Jennings	Lourey	Olson, M.	Rice	Tunheim	

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

S. F. No. 629, A bill for an act relating to public employment; permitting interest arbitration on retired public employee group insurance coverage for units of essential employees; amending Minnesota Statutes 1992, section 179A.16, subdivision 9.

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 16 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Davids	Frerichs	Hugoson	Lynch	Seagren	Workman
Dempsey	Girard	Kelley	Olson, M.	Svigum	
Dorn	Holsten	Krinkie	Ostrom	Vickerman	

The bill was passed and its title agreed to.

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

Gruenes, Wejcman and Smith moved to amend S. F. No. 384, as follows:

Page 2, line 4, before the period insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 3, line 11, before the period insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 3, line 27, before the comma insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 4, line 16, before the period insert "if the judgment creditor is a county and the third party is notified by the county when the judgment is satisfied"

Page 9, line 24, before the period insert "if the judgment creditor is a county and the third party is notified by the county when the judgment is satisfied"

Page 10, line 7, before the period insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 15, line 21, before the period insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 16, line 1, before the comma insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 16, line 26, before the period insert "if the judgment creditor is a county and the third party is notified by the county when the judgment is satisfied"

Page 20, line 35, before the period insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 21, line 32, before the comma insert "by a county"

Page 26, line 29, before the period insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

Page 27, line 11, before the comma insert "if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied"

The motion prevailed and the amendment was adopted.

S. F. No. 384, A bill for an act relating to creditors remedies; regulating executions and garnishments; providing that executions and garnishments on child support judgments are effective until the judgments are satisfied; exempting child support payments from execution; amending Minnesota Statutes 1992, sections 550.135, subdivision 10; 550.136, subdivisions 3, 4, and 5; 550.143, subdivision 3; 550.37, subdivision 15; 551.04, subdivisions 2 and 11; 551.05, subdivision 1a; 551.06, subdivisions 3, 4, and 5; 570.025, subdivision 6; 570.026, subdivision 2; 571.72, subdivision 7; 571.73, subdivision 3; 571.912; 571.922; and 571.923.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 470, A bill for an act relating to elections; changing the time and date of the precinct caucuses; amending Minnesota Statutes 1992, section 202A.14, 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 130 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Skoglund

The bill was passed and its title agreed to.

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

Orfield moved to amend H. F. No. 623, the first engrossment, as follows:

Page 3, delete section 4

Page 4, line 8, delete everything after "project"

Page 4, line 9, delete everything before the period and after the period insert "After soliciting and considering comments and suggestions from interested persons, including metropolitan area local governments, and by January 1, 1995, the council shall establish written criteria by which the council will define "sector" for any proposed highway project in order to accomplish the intent of this section."

Page 4, line 10, after "(b)" insert "After January 1, 1996,"

Page 5, line 18, delete "Sections 3, 4, 5, and 6" and insert "Sections 2, 3, and 4"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Morrison, Osthoff, Lieder, Pauly, Mahon, Blatz and Wolf moved to amend H. F. No. 623, the first engrossment, as amended, as follows:

Page 2, line 12, before the period insert ", including high occupancy vehicle lanes"

A roll call was requested and properly seconded.

The question was taken on the Morrison et al amendment and the roll was called. There were 62 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Abrams	Erhardt	Hugoson	Lieder	Ness	Pugh	Tompkins
Bettermann	Frerichs	Jennings	Limmer	Olson, E.	Rhodes	Van Dellen
Bishop	Garcia	Johnson, V.	Lindner	Olson, M.	Rodosovich	Vickerman
Blatz	Girard	Kelso	Lynch	Onnen	Seagren	Waltman
Commers	Goodno	Kinkel	Macklin	Osthoff	Smith	Weaver
Dauids	Gruenes	Knickerbocker	Mahon	Ostrom	Sparby	Wolf
Dehler	Gutknecht	Koppendrayner	Milbert	Ozment	Stanisus	Worke
Dempsey	Haukoos	Krinkie	Molnau	Pauly	Sviggum	Workman
Dorn	Holsten	Leppik	Morrison	Pawlenty	Swenson	

Those who voted in the negative were:

Anderson, I.	Beard	Carlson	Dawkins	Greiling	Jefferson	Kelley
Anderson, R.	Bergson	Carruthers	Delmont	Hausman	Johnson, A.	Klinzing
Asch	Bertram	Clark	Evans	Huntley	Johnson, R.	Krueger
Battaglia	Brown, C.	Cooper	Farrell	Jacobs	Kahn	Lasley
Bauerly	Brown, K.	Dauner	Greenfield	Jaros	Kalis	Lourey

Luther	Murphy	Orenstein	Reding	Sekhon	Tomassoni	Wejcman
Mariani	Neary	Orfield	Rest	Simoneau	Trimble	Welle
McCollum	Nelson	Pelowski	Rice	Skoglund	Tunheim	Wenzel
McGuire	Olson, K.	Perlt	Rukavina	Solberg	Vellenga	Winter
Mosel	Opatz	Peterson	Sarna	Steensma	Wagenius	Spk. Long

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

Workman moved to amend H. F. No. 623, the first engrossment, as amended, as follows:

Page 5, after line 16, insert:

"Sec. 7. Minnesota Statutes 1992, section 473.375, subdivision 13, is amended to read:

Subd. 13. [FINANCIAL ASSISTANCE.] The board may provide financial assistance to the commission and other providers as provided in sections 473.371 to 473.449 in furtherance of and in conformance with the implementation plan of the board. The board may ~~not~~ use the proceeds of bonds issued by the council under section 473.39 to provide capital assistance to private, for-profit operators of public transit."

Page 5, line 18, delete "and" and after "6" insert ", and 7"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

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

The Speaker called Bauerly to the Chair.

H. F. No. 623, A bill for an act relating to transportation; including in state transportation plan and development guide certain matters relating to metropolitan area; prohibiting federal block grant funds from being spent on trunk highways unless ancillary to public transit facilities; requiring compliance with comprehensive choice housing requirements before metropolitan council may approve proposed highway project or plan; adding metropolitan transit goals; amending Minnesota Statutes 1992, sections 174.03, subdivision 1a; 473.146, subdivision 3; 473.167, by adding a subdivision; and 473.371; proposing coding for new law in Minnesota Statutes, chapter 174.

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 80 yeas and 52 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Dehler	Haukoos	Leppik	Mosel	Smith	Weaver
Asch	Dempsey	Holsten	Limmer	Ness	Stanisus	Wolf
Bettermann	Erhardt	Hugoson	Lindner	Olson, M.	Sviggum	Worke
Bishop	Frerichs	Johnson, V.	Lynch	Onnen	Swenson	Workman
Blatz	Girard	Kelso	Macklin	Ozment	Tompkins	
Commers	Goodno	Knickerbocker	Mahon	Pauly	Van Dellen	
Cooper	Gruenes	Koppendraye	Molnau	Pawlenty	Vickerman	
Davids	Gutknecht	Krinkie	Morrison	Seagren	Waltman	

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

Seagren was excused between the hours of 12:15 p.m. and 12:40 p.m.

S. F. No. 403, A bill for an act relating to housing and hotels; amending reasons for innkeeper ejection and refusal to admit persons; establishing parent or guardian responsibility for guests who are minors; establishing liability for damage to hotel or personal property or injury to persons; increasing the penalty for setting fire to hotel belongings; requiring notice; amending Minnesota Statutes 1992, sections 327.70, subdivision 3; 327.73, subdivisions 1 and 2; and 327.74, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 327.

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

The bill was passed and its title agreed to.

S. F. No. 741, A bill for an act relating to civil actions; authorizing appeals from the decisions of civil service commissions by first-class cities and their employees on the same basis and to the same extent; amending Minnesota Statutes 1992, section 484.01.

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

The bill was passed and its title agreed to.

S. F. No. 674 was reported to the House.

Orenstein moved to amend S. F. No. 674, as follows:

Page 2, line 22, after "section" insert "473.675 or section"

The motion prevailed and the amendment was adopted.

S. F. No. 674, A bill for an act relating to civil actions; regulating the posting of a bond required of plaintiffs in certain actions against a public body; amending Minnesota Statutes 1992, section 562.02.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

S. F. No. 190 was reported to the House.

Carruthers, Skoglund, McGuire and Macklin moved to amend S. F. No. 190, as follows:

Page 3, after line 20, insert:

"Sec. 3. Minnesota Statutes 1992, section 245A.04, subdivision 3, is amended to read:

Subd. 3. [STUDY OF THE APPLICANT.] (a) Before the commissioner issues a license, the commissioner shall conduct a study of the individuals specified in clauses (1) to (4) according to rules of the commissioner. The applicant, license holder, the bureau of criminal apprehension, and county agencies, after written notice to the individual who is the subject of the study, shall help with the study by giving the commissioner criminal conviction data and reports about abuse or neglect of adults in licensed programs substantiated under section 626.557 and the maltreatment of minors in licensed programs substantiated under section 626.556. The individuals to be studied shall include:

- (1) the applicant;
- (2) persons over the age of 13 living in the household where the licensed program will be provided;
- (3) current employees or contractors of the applicant who will have direct contact with persons served by the program; and
- (4) volunteers who have direct contact with persons served by the program to provide program services, if the contact is not directly supervised by the individuals listed in clause (1) or (3).

The juvenile courts shall also help with the study by giving the commissioner existing juvenile court records on individuals described in clause (2) relating to delinquency proceedings held within either the five years immediately preceding the application or the five years immediately preceding the individual's 18th birthday, whichever time period is longer. The commissioner shall destroy juvenile records obtained pursuant to this subdivision when the subject of the records reaches age 23.

For purposes of this subdivision, "direct contact" means providing face-to-face care, training, supervision, counseling, consultation, or medication assistance to persons served by a program. For purposes of this subdivision, "directly supervised" means an individual listed in clause (1) or (3) is within sight or hearing of a volunteer to the extent that the individual listed in clause (1) or (3) is capable at all times of intervening to protect the health and safety of the persons served by the program who have direct contact with the volunteer.

A study of an individual in clauses (1) to (4) shall be conducted on at least an annual basis. No applicant, license holder, or individual who is the subject of the study shall pay any fees required to conduct the study.

(b) The individual who is the subject of the study must provide the applicant or license holder with sufficient information to ensure an accurate study including the individual's first, middle, and last name; home address; city, county, and state of residence; zip code; sex; date of birth; and driver's license number. The applicant or license holder shall provide this information about an individual in paragraph (a), clauses (1) to (4), on forms prescribed by the commissioner. The commissioner may request additional information of the individual, which shall be optional for the individual to provide, such as the individual's social security number or race.

(c) Except for child foster care, adult foster care, and family day care homes, a study must include information from the county agency's record of substantiated abuse or neglect of adults in licensed programs, and the maltreatment of minors in licensed programs, information from juvenile courts as required in paragraph (a) for persons listed in paragraph (a), clause (2), and information from the bureau of criminal apprehension. For child foster care, adult foster care, and family day care homes, the study must include information from the county agency's record of substantiated abuse or neglect of adults, and the maltreatment of minors, information from juvenile courts as required in paragraph (a) for persons listed in paragraph (a), clause (2), and information from the bureau of criminal apprehension. The commissioner may also review arrest and investigative information from the bureau of criminal apprehension, a county attorney, county sheriff, county agency, local chief of police, other states, the courts, or a national criminal record repository if the commissioner has reasonable cause to believe the information is pertinent to the disqualification of an individual listed in paragraph (a), clauses (1) to (4).

(d) An applicant's or license holder's failure or refusal to cooperate with the commissioner is reasonable cause to deny an application or immediately suspend, suspend, or revoke a license. Failure or refusal of an individual to cooperate with the study is just cause for denying or terminating employment of the individual if the individual's failure or refusal to cooperate could cause the applicant's application to be denied or the license holder's license to be immediately suspended, suspended, or revoked.

(e) The commissioner shall not consider an application to be complete until all of the information required to be provided under this subdivision has been received.

(f) No person in paragraph (a), clause (1), (2), (3), or (4) who is disqualified as a result of this section may be retained by the agency in a position involving direct contact with persons served by the program.

(g) Termination of persons in paragraph (a), clause (1), (2), (3), or (4) made in good faith reliance on a notice of disqualification provided by the commissioner shall not subject the applicant or license holder to civil liability.

(h) The commissioner may establish records to fulfill the requirements of this section. ~~The information contained in the records is only available to the commissioner for the purpose authorized in this section.~~

(i) The commissioner may not disqualify an individual subject to a study under this section because that person has, or has had, a mental illness as defined in section 245.462, subdivision 20."

Page 7, line 16, delete "1 and 3" and insert "1, 3, and 4"

Page 7, delete lines 18 to 21, and insert:

"Section 4, paragraph (c), clause (2) applies to existing license holders on the effective date of section 4 and to initial license applications made on or after that date. Section 4, paragraph (c), clause (1) in the case of a conviction for neglect or endangerment of a child, applies to existing license holders on the effective date of section 4 and in all other cases applies to initial license applications made on or after the effective date."

Page 7, line 22, before "As" insert "However,"

Page 7, line 24, after "review" insert "and reconsider"

Page 8, line 1, after "(1)" insert ", other than neglect or endangerment of a child"

Page 8, line 2, delete "found to be"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Carruthers; Brown, C., and McGuire moved to amend S. F. No. 190, as amended, as follows:

Pages 6 and 7, delete section 4, and insert:

"Sec. 4. [REPORT; ACCESS TO CRIMINAL CONVICTION DATA.]

The bureau of criminal apprehension shall study, make recommendations, and where appropriate, implement procedures regarding the following issues involved in public access to criminal conviction data maintained by the bureau:

- (1) methods to ensure that when data is requested on an individual, any data provided relates to that individual;
- (2) appropriate charges to impose for inspection or copies of criminal conviction data;
- (3) procedures for correcting inaccurate data at the request of the data subject; and
- (4) with the assistance of the supreme court, make recommendations for implementing uniform procedures and grounds for conviction expungement orders and a uniform conviction expungement order.

The recommendations shall be made to the chair of the judiciary committee in the house and the chairs of the judiciary and crime prevention committees in the senate by January 1, 1994."

The motion prevailed and the amendment was adopted.

Carruthers and Brown, C., moved to amend S. F. No. 190, as amended, as follows:

Page 3, line 20, after "data" insert "for 15 years following the discharge of the sentence imposed for the offense"

The motion prevailed and the amendment was adopted.

S. F. No. 190, A bill for an act relating to background checks; providing that certain criminal conviction data are public; providing that a record of conviction of certain crimes and other determinations disqualify an individual from obtaining certain human services licenses; providing for access to certain data on day care and foster care licensees; amending Minnesota Statutes 1992, sections 13.46, subdivision 4; 13.87, subdivision 2; and 245A.04, subdivision 3b.

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

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

Those who voted in the affirmative were:

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

Pawlenty	Rest	Seagren	Stanius	Trimble	Waltman	Wolf
Pelowski	Rhodes	Sekhon	Steensma	Tunheim	Weaver	Worke
Perlt	Rice	Simoneau	Svigum	Van Dellen	Wejcmán	Workman
Peterson	Rodosovich	Skoglund	Swenson	Vellenga	Welle	Spk. Long
Pugh	Rukavina	Smith	Tomassoni	Vickerman	Wenzel	
Reding	Sarna	Solberg	Tompkins	Wagenius	Winter	

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

The Speaker resumed the Chair.

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

Bettermann, Waltman, Frerichs and Davids moved to amend H. F. No. 373, the first engrossment, as follows:

Page 4, after line 30, insert:

"Sec. 2. [179.061] [FREEDOM TO WORK.]

No employer, employee organization, or labor union shall require any person, as a condition of employment or continuation of employment, to become or remain a member of any labor organization, or to pay any dues, fees, assessments, or other sums of money of any kind to a labor question."

Page 6, after line 5, insert:

"Sec. 5. [179A.031] [FREEDOM TO WORK.]

No employer, employee organization, or labor union shall require any person, as a condition of employment, to become or remain a member of any labor organization, or to pay dues, fees, assessments or other sums of money of any kind to a labor organization.

Sec. 6. Minnesota Statutes 1992, section 179A.04, subdivision 1, is amended to read:

Subdivision 1. [PETITIONS.] The commissioner shall accept and investigate all petitions for:

- (a) certification or decertification as the exclusive representative of an appropriate unit;
- (b) mediation services;
- (c) any election or other voting procedures provided for in sections 179A.01 to 179A.25; and
- (d) certification to the board of arbitration; ~~and~~
- ~~(e) fair share fee challenges, upon the receipt of a filing fee. The commissioner shall hear and decide all issues in a fair share fee challenge.~~

Sec. 7. Minnesota Statutes 1992, section 179A.04, subdivision 3, is amended to read:

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

- (a) provide mediation services as requested by the parties until the parties reach agreement. The commissioner may continue to assist parties after they have submitted their final positions for interest arbitration;
- (b) issue notices, subpoenas, and orders required by law to carry out duties under sections 179A.01 to 179A.25;
- (c) maintain a list of arbitrators for referral to employers and exclusive representatives for the resolution of grievance or interest disputes;

- (d) assist the parties in formulating petitions, notices, and other papers required to be filed with the commissioner;
- (e) certify the final results of any election or other voting procedure conducted under sections 179A.01 to 179A.25;
- (f) adopt rules relating to the administration of this chapter; and the conduct of hearings and elections;
- (g) receive, catalogue, and file all decisions of arbitrators and panels authorized by sections 179A.01 to 179A.25, all grievance arbitration decisions, and the commissioner's orders and decisions. All decisions catalogued and filed shall be readily available to the public;
- (h) adopt, subject to chapter 14, a grievance procedure to fulfill the purposes of section 179A.20, subdivision 4. The grievance procedure shall not provide for the services of the bureau of mediation services. The grievance procedure shall be available to any employee in a unit not covered by a contractual grievance procedure;
- (i) conduct elections;
- (j) maintain a schedule of state employee classifications or positions assigned to each unit established in section 179A.10, subdivision 2;
- ~~(k) collect such fees as are established by rule for empanelment of persons on the labor arbitrator roster maintained by the commissioner or in conjunction with fair share fee challenges;~~
- (l) provide technical support and assistance to voluntary joint labor-management committees established for the purpose of improving relationships between exclusive representatives and employers, at the discretion of the commissioner;

~~(m)~~ (l) provide to the parties a list of arbitrators as required by section 179A.16, subdivision 4;

~~(n)~~ (m) adopt, subject to chapter 14, uniform baseline determination documents and uniform collective bargaining agreement settlement documents applicable to all negotiations between exclusive representatives of appropriate units of public employees and public employers other than townships and prescribe procedures and instructions for completion of the documents. A completed uniform collective bargaining agreement settlement document must be presented to the public employer at the time it ratifies a collective bargaining agreement and must be available afterward for inspection during normal business hours at the principal administrative offices of the public employer; and

~~(o)~~ (n) from the names provided by representative organizations, maintain a list of arbitrators to conduct teacher discharge or termination hearings according to section 125.12 or 125.17. The persons on the list shall meet at least one of the following requirements:

- (1) be a former or retired judge;
- (2) be a qualified arbitrator on the list maintained by the bureau;
- (3) be a present, former, or retired administrative law judge; or
- (4) be a neutral individual who is learned in the law and admitted to practice in Minnesota, who is qualified by experience to conduct these hearings, and who is without bias to either party.

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

Sec. 8. [REPEALER.]

Minnesota Statutes 1992, sections 179A.03, subdivision 9, and 179A.06, subdivision 3, are repealed."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

CALL OF THE HOUSE

On the motion of Anderson, I., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

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

The question recurred on the Bettermann et al amendment and the roll was called. There were 18 yeas and 116 nays as follows:

Those who voted in the affirmative were:

Bettermann	Dehler	Girard	Koppendraye	Lindner	Waltman
Commers	Erhardt	Gutknecht	Krinkie	Sviggum	Worke
Davids	Frerichs	Hugoson	Limmer	Vickerman	Workman

Those who voted in the negative were:

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

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

CALL OF THE HOUSE LIFTED

Rukavina moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

Krinkie moved to amend H. F. No. 373, the first engrossment, as follows:

Page 4, after line 30, insert:

"Sec. 2. [179.241] [UNION MEMBERS RIGHT TO KNOW ACT.]

Subdivision 1. [NOTICE.] A labor organization shall provide an annual notice to its members no later than February 1 of their right to reduce the dues payable by them as a member of the union, or as an individual employed by an employer subject to a labor agreement containing a union security clause, by the same percentage as the percentage of the labor organization's revenues that are expended on lobbying, political contributions, distribution of publications, and advertising. The notice shall inform the members that they may reduce their obligation by this percentage amount by providing written notice to the union and to the employer deducting dues from their pay, if any, and that they will suffer no harm or retribution from the employer or the union for doing so.

Subd. 2. [ACCOUNTING.] A labor organization shall provide to its members an accounting of the actual dollar revenues spent by the labor organization in the preceding calendar year no later than February 1 the following year. The accounting shall include a line item for each of the following:

- (1) grievance processing;
- (2) contract negotiations;
- (3) political contributions;
- (4) lobbying;
- (5) Minnesota meeting attendance and travel costs;
- (6) out-of-state meeting attendance and travel costs;
- (7) dues and contributions to the national affiliate;
- (8) advertising;
- (9) production and distribution of publications; and
- (10) every item of expenditure constituting more than one percent of the total revenue of the labor organization.

If a labor organization fails to timely provide the account to its members, it shall be conclusively presumed that one-half of members' dues are expended on the activities listed in clauses (1) to (9) and other expenditures not directly related to the representation of members.

Subd. 3. [ACTION.] A member of a labor organization who is not provided a timely annual accounting or a notice of the employee's rights under this section by a labor organization shall have a cause of action for the amount of dues paid by the member in excess of the percentage of those dues dedicated to contract negotiations, grievance handling, and strike support, plus punitive damages in an amount of twice the dues, plus costs and attorneys' fees."

Page 6, after line 5, insert:

"Sec. 5. [179A.211] [UNION MEMBERS RIGHT-TO-KNOW ACT.]

Subdivision 1. [NOTICE.] A labor organization shall provide an annual notice to its members no later than February 1 of their right to reduce the dues payable by them as a member of the union, or as an individual employed by an employer subject to a labor agreement containing a union security clause, by the same percentage as the percentage of the labor organization's revenues that are expended on lobbying, political contributions, distribution of publications, and advertising. The notice shall inform the members that they may reduce their obligation by this percentage amount by providing written notice to the union and to the employer deducting dues from their pay, if any, and that they will suffer no harm or retribution from the employer or the union for doing so.

Subd. 2. [ACCOUNTING.] A labor organization shall provide to its members an accounting of the actual dollar revenues spent by the labor organization in the preceding calendar year no later than February 1 the following year. The accounting shall include a line item for each of the following:

- (1) grievance processing;
- (2) contract negotiations;
- (3) political contributions;
- (4) lobbying;
- (5) Minnesota meeting attendance and travel costs;
- (6) out-of-state meeting attendance and travel costs;
- (7) dues and contributions to the national affiliate;
- (8) advertising;
- (9) production and distribution of publications; and
- (10) every item of expenditure constituting more than one percent of the total revenue of the labor organization.

If a labor organization fails to timely provide the account to its members, it shall be conclusively presumed that one-half of members' dues are expended on the activities listed in clauses (1) to (9) and other expenditures not directly related to the representation of members.

Subd. 3. [ACTION.] A member of a labor organization who is not provided a timely annual accounting or a notice of the employee's rights under this section by a labor organization shall have a cause of action for the amount of dues paid by the member in excess of the percentage of those dues dedicated to contract negotiations, grievance handling, and strike support, plus punitive damages in an amount of twice the dues, plus costs and attorneys' fees."

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. 373, A bill for an act relating to labor; requiring arbitration in certain circumstances; establishing procedures; providing penalties; amending Minnesota Statutes 1992, sections 179.06, by adding a subdivision; and 179A.16, 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 84 yeas and 50 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Beard	Carlson	Delmont	Greiling	Jaros	Kalis
Anderson, R.	Bergson	Carruthers	Evans	Hasskamp	Jefferson	Kelley
Asch	Bertram	Clark	Farrell	Hausman	Johnson, A.	Kinkel
Battaglia	Brown, C.	Cooper	Garcia	Huntley	Johnson, R.	Klinzing
Bauerly	Brown, K.	Dawkins	Greenfield	Jacobs	Kahn	Krueger

Lasley	McGuire	Olson, E.	Ozment	Rice	Smith	Vellenga
Lieder	Milbert	Olson, K.	Pelowski	Rodosovich	Solberg	Wagenius
Lourey	Mosel	Opatz	Perlt	Rukavina	Sparby	Wejcmán
Luther	Munger	Orenstein	Peterson	Sarna	Steensma	Welle
Mahon	Murphy	Orfield	Pugh	Sekhon	Tomassoni	Wenzel
Mariani	Neary	Osthoff	Reding	Simoneau	Trimble	Winter
McCollum	Nelson	Ostrom	Rest	Skoglund	Tunheim	Spk. Long

Those who voted in the negative were:

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

The bill was passed and its title agreed to.

The Speaker called Bauerly to the Chair.

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

Simoneau moved to amend S. F. No. 1105, as follows:

Page 17, line 24, delete "1994" and insert "1997"

The motion prevailed and the amendment was adopted.

Simoneau offered an amendment to S. F. No. 1105, as amended.

POINT OF ORDER

Sviggum raised a point of order pursuant to rule 3.09 that the Simoneau amendment was not in order. Speaker pro tempore Bauerly ruled the point of order well taken and the amendment out of order.

Johnson, A., and Ozment moves to amend S. F. No. 1105, as amended, as follows:

Page 22, after line 4, insert:

"Sec. 33. [MANUFACTURED HOME PARK ZONING.]

The increased size of federally approved manufactured homes together with new zoning setback requirements for manufactured home parks has threatened the economic viability of established manufactured home parks.

A municipality, as defined in Minnesota Statutes, section 462.352, subdivision 2, may not adopt an ordinance after May 22, 1993 and before August 1, 1994, that establishes setback requirements for manufactured homes in a manufactured home park if the ordinance would have the effect of prohibiting replacing a home in a park with a home manufactured to the manufactured home building code as defined in Minnesota Statutes, section 327.31, subdivision 3.

Setback requirements adopted by ordinance by a municipality after April 1, 1991, are suspended and have no effect until August 1, 1994, if the setback requirements have the effect of prohibiting replacing a manufactured home in a manufactured home park with a home manufactured to the manufactured home building code as defined in Minnesota Statutes, section 327.31, subdivision 3."

Page 22, line 12, delete "and 33" and insert ", 33, and 34"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

S. F. No. 1105, A bill for an act relating to health; extending the expiration date of certain advisory councils and committees; modifying provisions relating to lead abatement; changing regulation provisions for hotels, resorts, restaurants, and manufactured homes; providing penalties; amending Minnesota Statutes 1992, sections 15.059, subdivision 5; 144.73, subdivision 3; 144.871, subdivisions 2, 6, 7a, and by adding subdivisions; 144.872, subdivision 2; 144.873, subdivision 2; 144.874, subdivisions 1, 3, 4, and 6; 144.878, subdivisions 2 and 5; 157.01, subdivision 1; 157.03; 157.08; 157.081, subdivision 1; 157.09; 157.12; 157.14; 245.97, subdivision 6; 327.10; 327.11; 327.16, subdivision 5; 327.20, subdivision 1; 327.26, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 144; and 157; repealing Minnesota Statutes 1992, sections 144.8721; 144.874, subdivision 10; 144.878, subdivision 2a; and 157.05, subdivisions 2 and 3.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 5 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Erhardt	Knickerbocker	Morrison	Tompkins
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The bill was passed, as amended, and its title agreed to.

H. F. No. 543 was reported to the House.

Lynch moved to amend H. F. No. 543, the first engrossment, as follows:

Page 2, after line 27, insert:

"Sec. 3. Laws 1989, chapter 150, section 6, is amended to read:

Sec. 6. [ANOKA COUNTY; SURPLUS LAND FOR RECREATIONAL PURPOSES.]

Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell the following described property to Anoka county in the manner prescribed by Minnesota Statutes, section 84.027, subdivision 10.

The commissioner of natural resources may sell property described as:

~~Government Lot 1, Section 5, Township 120 North, Range 22 West, and Government Lot 1, Section 6, Township 120 North, Range 22 West, and Government Lot 4, Section 31, Township 121 North, Range 22 West, Hennepin county, according to the government survey thereof. Containing 97.0 acres, more or less. Government Lots One (1) and Two (2), Section Ten (10), Township One Hundred Twenty (120) North, Range Twenty-two (22) West.~~

This land will be used for a county park and the conveyance to the county will best serve the public interest."

Page 2, line 28, delete "3" and insert "4"

Page 2, line 29, delete "Section 1 is" and insert "Sections 1 to 3 are"

Amend the title as follows:

Page 1, line 4, before the period insert "; correcting the legal description of the state land to be sold in Anoka county; amending Laws 1989, chapter 150, section 6"

The motion prevailed and the amendment was adopted.

H. F. No. 543, A bill for an act relating to state lands; authorizing the sale of certain tax-forfeited land that borders public water in Cook county; correcting the legal description of the state land to be sold in Anoka county; amending Laws 1989, chapter 150, section 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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

H. F. No. 1081, A bill for an act relating to commerce; regulating collection agencies; modifying prohibited practices; requiring notification to the commissioner upon certain employee terminations; repealing inconsistent surety bond and term and fee rules; regulating credit services organizations; modifying registration and bond requirements; modifying enforcement powers; amending Minnesota Statutes 1992, sections 332.37; 332.54, subdivision 1, and by adding subdivisions; 332.55; and 332.59; proposing coding for new law in Minnesota Statutes, chapter 332; repealing Minnesota Rules, parts 2870.1300; and 2870.1600.

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

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

Those who voted in the affirmative were:

Abrams	Dauner	Hausman	Krinkie	Munger	Peterson	Swenson
Anderson, I.	Dauids	Holsten	Krueger	Murphy	Pugh	Tomassoni
Anderson, R.	Dawkins	Hugoson	Lasley	Neary	Reding	Tompkins
Asch	Dehler	Huntley	Leppik	Nelson	Rest	Trimble
Battaglia	Delmont	Jacobs	Lieder	Ness	Rhodes	Tunheim
Bauerly	Dempsey	Jaros	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	Ornen	Sarna	Wagenius
Bettermann	Farrell	Johnson, R.	Lynch	Opatz	Seagren	Waltman
Bishop	Frerichs	Johnson, V.	Macklin	Orenstein	Sekhon	Weaver
Blatz	Garcia	Kahn	Mahon	Orfield	Simoneau	Wejman
Brown, C.	Girard	Kalis	Mariani	Osthoff	Skoglund	Welle
Brown, K.	Goodno	Kelley	McCollum	Ostrom	Smith	Wenzel
Carlson	Greenfield	Kelso	McGuire	Ozment	Solberg	Winter
Carruthers	Greiling	Kinkel	Milbert	Pauly	Sparby	Wolf
Clark	Gutknecht	Klinzing	Molnau	Pawlenty	Stanis	Worke
Commers	Hasskamp	Knickerbocker	Morrison	Pelowski	Steensma	Workman
Cooper	Haukoos	Koppendrayner	Mosel	Perlt	Sviggum	Spk. Long

The bill was passed and its title agreed to.

H. F. No. 192, A bill for an act relating to state heating plant facilities; prohibiting state permits for expansion or enhancement of coal-fired steam heating facilities within a certain portion of the Mississippi river critical area; providing continued coverage in the Minnesota state retirement system for certain employees affected by changes in the operation of heating facilities; amending Minnesota Statutes 1992, sections 352.01, subdivision 2a; and 352.04, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 116G.

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 109 yeas and 21 nays as follows:

Those who voted in the affirmative were:

Abrams	Davids	Hugoson	Krueger	Neary	Rhodes	Tomassoni
Anderson, I.	Dawkins	Huntley	Lasley	Nelson	Rice	Tompkins
Anderson, R.	Delmont	Jacobs	Limmer	Olson, K.	Rodosovich	Trimble
Asch	Dempsey	Jaros	Lourey	Opatz	Rukavina	Tunheim
Battaglia	Erhardt	Jefferson	Luther	Orenstein	Sarna	Wagenius
Bauerly	Evans	Jennings	Lynch	Orfield	Seagren	Waltman
Beard	Farrell	Johnson, A.	Macklin	Osthoff	Sekhon	Weaver
Bergson	Garcia	Johnson, R.	Mahon	Ostrom	Simoneau	Wejcman
Bertram	Goodno	Johnson, V.	Mariani	Ozment	Skoglund	Welle
Bettermann	Greenfield	Kahn	McCollum	Pauly	Smith	Wenzel
Bishop	Greiling	Kalis	McGuire	Pelowski	Solberg	Worke
Blatz	Gutknecht	Kelley	Milbert	Perlit	Sparby	Workman
Brown, K.	Hasskamp	Kelso	Morrison	Peterson	Stanius	Spk. Long
Carlson	Haukoos	Klinzing	Mosel	Pugh	Steensma	
Carruthers	Hausman	Knickerbocker	Munger	Reding	Sviggum	
Clark	Holsten	Krinkie	Murphy	Rest	Swenson	

Those who voted in the negative were:

Brown, C.	Dauner	Frerichs	Koppendrayner	Ness	Onnen	Vickerman
Commers	Dehler	Girard	Lindner	Olson, E.	Pawlenty	Winter
Cooper	Dorn	Gruenes	Molnau	Olson, M.	Van Dellen	Wolf

The bill was passed and its title agreed to.

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

GENERAL ORDERS

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1315:

Clark, Pugh and Bishop.

MOTIONS AND RESOLUTIONS

Krinkie moved that the name of Garcia be added as an author on H. F. No. 1766. The motion prevailed.

Krinkie moved that the name of Garcia be added as an author on H. F. No. 1767. The motion prevailed.

Asch moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Wednesday, May 5, 1993, when the vote was taken on the final passage of S. F. No. 1199." The motion prevailed.

Clark moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Friday, April 30, 1993, when the vote was taken on the final passage of H. F. No. 51, as amended by the Senate." The motion prevailed.

Dauids 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 final passage of H. F. No. 671, the second engrossment, as amended." The motion prevailed.

Delmont moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Thursday, April 29, 1993, when the vote was taken on the final passage of H. F. No. 671, the first engrossment, as amended." The motion prevailed.

Greiling moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the negative on Tuesday, May 4, 1993, when the vote was taken on the final passage of H. F. No. 1199, as amended by the Senate." The motion prevailed.

Jennings moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Wednesday, May 5, 1993, when the vote was taken on the final passage of S. F. No. 911, as amended." The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 9:00 a.m., Friday, May 7, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and Speaker pro tempore Bauerly declared the House stands adjourned until 9:00 a.m., Friday, May 7, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

