

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION -- 1993

FIFTY-FOURTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 8, 1993

The House of Representatives convened at 8:30 a.m. and was called to order by Dee Long, Speaker of the House.

Prayer was offered by the Reverend Dr. Donald M. Meisel, House Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Simoneau was excused.

Gruenes was excused until 10:50 a.m. Greenfield and Lourey were excused until 11:10 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Hasskamp 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. 141 and H. F. No. 243, 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. 141 be substituted for H. F. No. 243 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 304 and H. F. No. 687, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Rukavina moved that the rules be so far suspended that S. F. No. 304 be substituted for H. F. No. 687 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 544 and H. F. No. 651, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Winter moved that the rules be so far suspended that S. F. No. 544 be substituted for H. F. No. 651 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 694 and H. F. No. 900, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Carruthers moved that the rules be so far suspended that S. F. No. 694 be substituted for H. F. No. 900 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 785 and H. F. No. 349, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Rukavina moved that S. F. No. 785 be substituted for H. F. No. 349 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 788 and H. F. No. 834, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Jacobs moved that the rules be so far suspended that S. F. No. 788 be substituted for H. F. No. 834 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 826 and H. F. No. 1493, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Perlt moved that the rules be so far suspended that S. F. No. 826 be substituted for H. F. No. 1493 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 894 and H. F. No. 1065, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Steensma moved that the rules be so far suspended that S. F. No. 894 be substituted for H. F. No. 1065 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 937 and H. F. No. 973, 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. 937 be substituted for H. F. No. 973 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1064 and H. F. No. 1282, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Reding moved that S. F. No. 1064 be substituted for H. F. No. 1282 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1115 and H. F. No. 1068, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Bettermann moved that the rules be so far suspended that S. F. No. 1115 be substituted for H. F. No. 1068 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1226 and H. F. No. 1301, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Greenfield moved that the rules be so far suspended that S. F. No. 1226 be substituted for H. F. No. 1301 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1232 and H. F. No. 1519, 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. 1232 be substituted for H. F. No. 1519 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1320 and H. F. No. 1195, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Olson, K., moved that the rules be so far suspended that S. F. No. 1320 be substituted for H. F. No. 1195 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 5, 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. 1122, relating to transportation; prohibiting parking in transit stops marked with a handicapped sign; establishing priority for transit in energy emergencies; requiring motor vehicles to yield to transit buses entering traffic.

H. F. No. 1428, relating to occupations and professions; dentistry; modifying a certain exception to the licensing requirements; establishing faculty, resident dentist, and specialty licenses; modifying a certain ground for disciplinary action.

H. F. No. 667, relating to volunteer firefighter relief associations; modifying the corporate registration requirement for relief associations complying with fire state aid financial reporting requirements.

H. F. No. 1424, relating to pollution control; exempting certain storage tanks from notification, environmental protection, tank installer training and certification, and other requirements.

H. F. No. 945, relating to occupations and professions; modifying the membership of the board of nursing; requiring a certain examination for licensure of graduates from nursing programs in other countries; modifying requirements for a temporary permit; adding grounds for disciplinary action.

H. F. No. 768, relating to retirement; Minnesota state retirement system; authorizing a purchase of service credit by a former grain inspector.

H. F. No. 893, relating to local government; specifying the prosecuting attorney for certain offenses.

H. F. No. 1153, relating to civil actions; clarifying the limits on recovery for economic loss caused by components of manufactured goods.

H. F. No. 51, relating to motor vehicles; requiring junking certificates of title; regulating title branding for damaged vehicles.

H. F. No. 1404, relating to the cities of New Brighton and St. Louis Park; permitting the cities to acquire granular carbon without a bond.

Warmest regards,

ARNE H. CARLSON
Governor

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

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

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

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 1993</i>	<i>Date Filed 1993</i>
	1122	83	6:18 p.m. May 5	May 6
	1428	84	6:25 p.m. May 5	May 6
737		85	6:12 p.m. May 5	May 6
	667	86	6:15 p.m. May 5	May 6
	1424	87	6:22 p.m. May 5	May 6
	945	88	6:18 p.m. May 5	May 6
	768	89	6:15 p.m. May 5	May 6
	893	90	6:17 p.m. May 5	May 6
	1153	91	6:20 p.m. May 5	May 6
397		92	6:10 p.m. May 5	May 6
	51	93	6:13 p.m. May 5	May 6
	1404	94	6:20 p.m. May 5	May 6
1466		104	6:13 p.m. May 5	May 6

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

SECOND READING OF SENATE BILLS

S. F. Nos. 141, 304, 544, 694, 785, 788, 826, 894, 937, 1064, 1115, 1226, 1232 and 1320 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Dempsey and Davids introduced:

H. F. No. 1770, A bill for an act relating to human services; permitting local ordinances to exclude a convicted sex offender or violent offender whose victim was a child from a residential program located in the same community where the crime was committed; requiring the commissioner of corrections to notify county officials before placing

a convicted sex offender in the same community where the crime was committed; amending Minnesota Statutes 1992, sections 245A.11, subdivision 1; 609.1352, by adding a subdivision; and 609.346, subdivision 5.

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

Bishop introduced:

H. F. No. 1771, A bill for an act relating to utilities; requiring municipality to petition public utilities commission before it may furnish electric service while eminent domain proceedings are pending to acquire electric utility; amending Minnesota Statutes 1992, section 216B.47.

The bill was read for the first time and referred to the Committee on Regulated Industries and Energy.

MESSAGES FROM THE SENATE

The following messages were received from 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. 1735, A bill for an act relating to the financing and operation of government in Minnesota; revising the operation of the local government trust fund; modifying the administration, computation, collection, and enforcement of taxes; imposing taxes; changing tax rates, bases, credits, exemptions, withholding, and payments; modifying proposed tax notice and hearing requirements; modifying aids to local governments; modifying provisions relating to property tax valuations, classifications, and levies; changing tax increment financing provisions; changing the amount in the budget and cash flow reserve account; authorizing imposition of local taxes; updating references to the Internal Revenue Code; changing certain bonding and local government finance provisions; changing definitions; making technical corrections and clarifications; providing for grants and loans in certain cases; enacting provisions relating to certain cities, counties, and special taxing districts; prescribing penalties; appropriating money; amending Minnesota Statutes 1992, sections 16A.15, subdivision 6; 16A.1541; 17A.03, subdivision 5; 31.51, subdivision 9; 31A.02, subdivisions 4 and 10; 31B.02, subdivision 4; 35.821, subdivision 4; 60A.15, subdivisions 2a, 9a, and by adding a subdivision; 60A.198, subdivision 3; 60A.199, subdivision 4, and by adding a subdivision; 97A.061, subdivisions 2 and 3; 103B.635, subdivision 2, as amended; 115B.22, subdivision 7; 124.2131, subdivision 1; 134.001, by adding a subdivision; 134.351, subdivision 4; 239.785; 256E.06, subdivision 12; 270.06; 270.07, subdivision 3; 270.41; 270.70, subdivision 1; 270A.10; 270B.01, subdivision 8; 270B.12, by adding a subdivision; 270B.14, subdivision 8; 272.02, subdivisions 1 and 4; 272.115, subdivisions 1 and 4; 273.061, subdivisions 1 and 8; 273.11, subdivisions 1, 6a, 13, and by adding subdivisions; 273.112, by adding a subdivision; 273.121; 273.124, subdivisions 1, 9, 13, and by adding subdivisions; 273.13, subdivisions 23, 24, 25, and 33; 273.135, subdivision 2; 273.1398, subdivisions 1, 2, and by adding subdivisions; 273.33, subdivision 2; 275.065, subdivisions 1, 3, 5a, 6, and by adding a subdivision; 275.07, subdivision 1, and by adding a subdivision; 275.08, subdivision 1d; 276.02; 276.04, subdivision 2; 279.37, subdivision 1a; 289A.09, by adding a subdivision; 289A.18, subdivision 4; 289A.20, subdivisions 2 and 4; 289A.26, subdivision 7; 289A.36, subdivision 3; 289A.50, subdivision 5; 289A.56, subdivision 3; 289A.60, subdivisions 1, 2, 15, and by adding subdivisions; 290.01, subdivisions 7, 19, 19a, and 19c; 290.06, subdivisions 2c and 2d; 290.0671, subdivision 1; 290.091, subdivisions 1, 2, and 6; 290.0921, subdivision 3; 290A.03, subdivisions 3, 7, and 8; 290A.04, subdivision 2h, and by adding a subdivision; 290A.23; 294.03, subdivisions 1, 2, and by adding a subdivision; 296.01, by adding a subdivision; 296.02, subdivision 8; 296.03; 296.14, subdivision 1; 296.18, subdivision 1; 297.03, subdivision 6; 297.07, subdivisions 1 and 4; 297.35, subdivisions 1 and 5; 297.43, subdivisions 1, 2, and by adding a subdivision; 297A.01, subdivisions 6, 13, and 15; 297A.136; 297A.14, subdivision 1; 297A.25, subdivisions 3, 7, 11, 16, 34, 41, and by adding a subdivision; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 297C.14, subdivisions 1, 2, and by adding a subdivision; 298.75, subdivisions 4 and 5; 299F.21, subdivision 2; 299F.23, subdivision 2, and by adding a subdivision; 319A.11, subdivision 1; 349.212, subdivision 4; 349.217, subdivisions 1, 2, and by adding a subdivision; 375.192, subdivision 2; 429.061, subdivision 1; 469.012, subdivision 1; 469.174, subdivisions 19 and 20; 469.175, by adding a subdivision; 469.176, subdivisions 1 and 4e; 469.1763, by adding a subdivision; 469.177, subdivisions 1 and 8; 469.1831, subdivision 4; 473.13, subdivision 1; 473.1623, subdivision 3; 473.167, subdivision 4; 473.249, subdivision 2; 473.843,

subdivision 3; 477A.011, subdivisions 1a, 20, and by adding subdivisions; 477A.013, by adding subdivisions; 477A.03, subdivision 1; and 477A.14; Laws 1953, chapter 387, section 1; Laws 1969, chapter 561, section 1; Laws 1971, chapters 373, sections 1 and 2; 455, section 1; Laws 1985, chapter 302, sections 1, subdivision 3; 2, subdivision 1; and 4; proposing coding for new law in Minnesota Statutes, chapters 17; 116; 134; 270; 272; 273; 295; 297A; 383A; and 469; repealing Minnesota Statutes 1992, sections 115B.24, subdivision 10; 272.115, subdivision 1a; 273.1398, subdivision 5; 275.07, subdivision 3; 297A.01, subdivision 16; 297A.25, subdivision 42; 297B.09, subdivision 3; 477A.011, subdivisions 1b, 3a, 15, 16, 17, 18, 22, 23, 25, and 26; and 477A.013, subdivisions 2, 3, and 5; Laws 1953, chapter 387, section 2; Laws 1963, chapter 603, section 1; and Laws 1969, chapter 592, sections 1 to 3.

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. 947, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited lands that border public water in Sherburne and Stearns counties.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Bauerly moved that the House concur in the Senate amendments to H. F. No. 947 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 947, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited lands that border public water in Sherburne, Hubbard, and Stearns counties.

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 115 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, I., moved that the House concur in the Senate amendments to H. F. No. 1402 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1402, A bill for an act relating to natural resources; defining as "repair" under the drainage code certain incidental straightening of tiles and use of larger tile sizes under certain circumstances; amending requirements relating to replacement of wetlands; modifying exemptions; requiring the wetland heritage advisory committee to meet at least twice per year; requiring a report; amending Minnesota Statutes 1992, sections 103E.701, subdivision 1; 103G.222; 103G.2241; 103G.2242, subdivisions 2 and 11; and 103G.2369, subdivision 2, and by adding a subdivision; Laws 1991, chapter 354, article 7, section 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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauner	Hugoson	Leppik	Olson, E.	Rhodes	Van Dellen
Anderson, I.	Davids	Huntley	Lieder	Olson, K.	Rice	Vellenga
Asch	Dawkins	Jacobs	Limmer	Olson, M.	Rodosovich	Vickerman
Battaglia	Dehler	Jaros	Lindner	Onnen	Rukavina	Waltman
Bauerly	Delmont	Jefferson	Luther	Opatz	Sarna	Weaver
Beard	Dempsey	Jennings	Lynch	Orenstein	Seagren	Wejman
Bergson	Dorn	Johnson, A.	Macklin	Orfield	Sekhon	Wenzel
Bertram	Evans	Johnson, R.	Mahon	Osthoff	Skoglund	Winter
Bettermann	Farrell	Johnson, V.	McCollum	Ostrom	Smith	Wolf
Bishop	Frerichs	Kalis	Milbert	Ozment	Solberg	Worke
Blatz	Garcia	Kelley	Molnau	Pauly	Stanius	Workman
Brown, C.	Girard	Kinkel	Morrison	Pawlenty	Steensma	Spk. Long
Brown, K.	Goodno	Klinzing	Mosel	Pelowski	Sviggum	
Carlson	Greiling	Knickerbocker	Munger	Perlt	Swenson	
Carruthers	Gutknecht	Koppendrayner	Murphy	Peterson	Tomassoni	
Clark	Hasskamp	Krinkie	Neary	Pugh	Tompkins	
Commers	Hausman	Krueger	Nelson	Reding	Trimble	
Cooper	Holsten	Lasley	Ness	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. 964, A bill for an act relating to public safety; authorizing commissioner of public safety to apply for federal natural disaster assistance funds; amending Minnesota Statutes 1992, section 12.221.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Reding moved that the House concur in the Senate amendments to H. F. No. 964 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 964, A bill for an act relating to public safety; authorizing commissioner of public safety to apply for federal natural disaster assistance funds; amending Minnesota Statutes 1992, section 12.221.

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

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

Those who voted in the affirmative were:

Abrams	Dauner	Hausman	Krinkie	Murphy	Peterson	Tomassoni
Anderson, I.	Davids	Holsten	Krueger	Neary	Pugh	Tompkins
Asch	Dawkins	Hugoson	Lasley	Nelson	Reding	Trimble
Battaglia	Dehler	Huntley	Leppik	Ness	Rest	Tunheim
Bauerly	Delmont	Jacobs	Lieder	Olson, E.	Rhodes	Van Dellen
Beard	Dempsey	Jaros	Limmer	Olson, K.	Rice	Vellenga
Bergson	Dorn	Jefferson	Lindner	Olson, M.	Rodosovich	Vickerman
Bertram	Erhardt	Jennings	Luther	Onnen	Rukavina	Waltman
Bettermann	Evans	Johnson, A.	Lynch	Opatz	Sarna	Weaver
Bishop	Farrell	Johnson, R.	Macklin	Orenstein	Seagren	Wejcman
Blatz	Frerichs	Johnson, V.	Mahon	Orfield	Sekhon	Wenzel
Brown, C.	Garcia	Kahn	McCollum	Osthoff	Skoglund	Winter
Brown, K.	Girard	Kalis	McGuire	Ostrom	Smith	Wolf
Carlson	Goodno	Kelley	Milbert	Ozment	Solberg	Worke
Carruthers	Greiling	Kinkel	Molnau	Pauly	Stanis	Workman
Clark	Gutknecht	Klinzing	Morrison	Pawlenty	Steensma	Spk. Long
Commers	Hasskamp	Knickerbocker	Mosel	Pelowski	Swiggum	
Cooper	Haukoos	Koppendraye	Munger	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. 238, A bill for an act relating to towns; providing that metropolitan town elections may take place on the general election day; amending Minnesota Statutes 1992, sections 365.51, subdivision 1, and by adding a subdivision; and 365.59.

PATRICK E. FLAHAVEN, Secretary of the Senate

Molnau moved that the House refuse to concur in the Senate amendments to H. F. No. 238, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

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

H. F. No. 1585, A bill for an act relating to crime; imposing penalties for a variety of firearms-related offenses; expanding forfeiture provisions; revising and increasing penalties for stalking, harassment, and domestic abuse

offenses; providing for improved training, investigation and enforcement of these laws; increasing penalties for and making revisions to certain controlled substance offenses; increasing penalties for crimes committed by groups; increasing penalties and improving enforcement of arson and related crimes; making certain changes to restitution and other crime victim laws; revising laws relating to law enforcement agencies, and state and local corrections agencies; requiring certain counties to establish pretrial diversion programs; revising and increasing penalties for a variety of other criminal laws; clarifying certain provisions for the new felony sentencing system; making technical corrections to sentencing statutes; regulating crimes in certain shopping areas; making knowing transfer of HIV virus a felony; increasing parental liability; limiting right to refuse blood testing; appropriating money; amending Minnesota Statutes 1992, sections 8.16, subdivision 1; 13.87, subdivision 2; 16B.08, subdivision 7; 127.03, subdivision 3; 144.765; 144A.04, subdivisions 4 and 6; 144A.11, subdivision 3a; 144B.08, subdivision 3; 152.01, by adding a subdivision; 152.021, subdivision 3; 152.022, subdivisions 1, 2, and 3; 152.023, subdivisions 2 and 3; 152.024, subdivisions 1 and 3; 152.025, subdivision 3; 152.026; 152.0971, subdivisions 1, 3, and by adding subdivisions; 152.0972, subdivision 1; 152.0973, subdivisions 2, 3, and by adding a subdivision; 152.0974; 152.18, subdivision 1; 168.346; 169.121, subdivision 3a; 169.222, subdivisions 1 and 6; 169.64, subdivision 3; 169.98, subdivision 1a; 214.10, by adding subdivisions; 238.16, subdivision 2; 241.09; 241.26, subdivision 5; 241.67, subdivision 2; 243.166, subdivision 1; 243.23, subdivision 3; 244.01, subdivision 8, and by adding a subdivision; 244.05, subdivisions 1b, 4, 5, and by adding a subdivision; 244.065; 244.101; 244.14, subdivisions 2 and 3; 244.15, subdivision 1; 244.17, subdivision 3; 244.171, subdivisions 3 and 4; 244.172, subdivisions 1 and 2; 260.185, subdivisions 1 and 1a; 260.193, subdivision 8; 260.251, subdivision 1; 299A.35, subdivision 2; 299C.46, by adding a subdivision; 299D.03, subdivision 1; 299D.06; 299F.04, by adding a subdivision; 299F.815, subdivision 1; 388.23, subdivision 1; 390.11, by adding a subdivision; 390.32, by adding a subdivision; 401.02, subdivision 4; 473.386, by adding a subdivision; 480.0591, subdivision 6; 480.30; 485.018, subdivision 5; 518B.01, subdivisions 2, 3, 6, 7, 9, and 14; 540.18, subdivision 1; 541.15; 609.02, subdivision 6; 609.0341, subdivision 1; 609.035; 609.05, subdivision 1; 609.06; 609.101, subdivisions 2, 3, and 4; 609.11; 609.135, subdivisions 1, 1a, and 2; 609.1352, subdivision 1; 609.14, subdivision 1; 609.15, subdivision 2; 609.152, subdivisions 1 and 2; 609.175, subdivision 2, and by adding a subdivision; 609.184, subdivision 2; 609.196; 609.224, subdivision 2; 609.229, subdivision 3; 609.251; 609.341, subdivisions 10, 17, 18, and 19; 609.344, subdivision 1; 609.345, subdivision 1; 609.346, subdivisions 2, 2b, and 5; 609.3461; 609.378, subdivision 1; 609.494; 609.495; 609.505; 609.531, subdivision 1; 609.5314, subdivision 1; 609.562; 609.563, subdivision 1; 609.576, subdivision 1; 609.582, subdivision 1a; 609.585; 609.605, subdivision 1, and by adding a subdivision; 609.66, subdivisions 1, 1a, and by adding subdivisions; 609.67, subdivisions 1 and 2; 609.686; 609.71; 609.713, subdivision 1; 609.746, by adding a subdivision; 609.748, subdivisions 1, 2, 3, 5, 6, 8, and by adding subdivisions; 609.79, subdivision 1; 609.795, subdivision 1; 609.856, subdivision 1; 609.891, subdivision 2; 609.902, subdivision 4; 611A.02, subdivision 2; 611A.031; 611A.0315; 611A.04, subdivisions 1, 1a, 3, and by adding a subdivision; 611A.06, subdivision 1; 611A.52, subdivisions 5, 8, and 9; 611A.57, subdivisions 2, 3, and 5; 611A.66; 624.711; 624.712, subdivisions 5, 6, and by adding a subdivision; 624.713; 624.7131, subdivisions 1, 4, and 10; 624.7132; 626.05, subdivision 2; 626.13; 626.556, subdivision 10; 626.8451, subdivision 1a; 626A.05, subdivision 1; 626A.06, subdivisions 4, 5, and 6; 626A.10, subdivision 1; 626A.11, subdivision 1; 628.26; 629.291, subdivision 1; 629.34, subdivision 1; 629.341, subdivision 1; 629.342, subdivision 2; 629.72; 631.046, subdivision 1; 631.41; and 641.14; Laws 1991, chapter 279, section 41; Laws 1992, chapter 571, article 7, section 13, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 121; 152; 169; 174; 242; 260; 401; 473; 593; 609; 611A; and 624; repealing Minnesota Statutes 1992, sections 152.0973, subdivision 4; 214.10, subdivisions 4, 5, 6, and 7; 241.25; 609.02, subdivisions 12 and 13; 609.131, subdivision 1a; 609.605, subdivision 3; 609.746, subdivisions 2 and 3; 609.747; 609.79, subdivision 1a; 609.795, subdivision 2; 611A.57, subdivision 1; and 629.40, subdivision 5.

PATRICK E. FLAHAVER, Secretary of the Senate

Skoglund moved that the House refuse to concur in the Senate amendments to H. F. No. 1585, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

I hereby announce 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. 427, A bill for an act relating to taxation; making technical corrections and administrative changes to sales and use taxes, income and franchise taxes, property taxes, and tax administration and enforcement; changing penalties; appropriating money; amending Minnesota Statutes 1992, sections 82B.035, by adding a subdivision; 84.82, subdivision 10; 86B.401, subdivision 12; 270.071, subdivision 2; 270.072, subdivision 2; 271.06, subdivision 1; 271.09,

subdivision 3; 272.02, subdivisions 1 and 4; 272.025, subdivision 1; 272.12; 273.03, subdivision 2; 273.061, subdivision 8; 273.124, subdivisions 9 and 13; 273.13, subdivision 25; 273.138, subdivision 5; 273.1398, subdivisions 1, 3, and 5b; 274.13, subdivision 1; 274.18; 275.065, subdivision 5a; 275.07, subdivisions 1 and 4; 275.28, subdivision 3; 275.295; 277.01, subdivision 2; 277.15; 277.17; 278.01, subdivision 1; 278.02; 278.03; 278.04; 278.08; 278.09; 287.21, subdivision 4; 287.22; 289A.08, subdivisions 3, 10, and 15; 289A.09, subdivision 1; 289A.11, subdivisions 1 and 3; 289A.12, subdivisions 2, 3, 4, 7, 8, 9, 10, 11, 12, and 14; 289A.18, subdivisions 1 and 4; 289A.20, subdivision 4; 289A.25, subdivisions 1, 2, 5a, 6, 8, 10, and 12; 289A.26, subdivisions 1, 4, and 6; 290A.04, subdivisions 1 and 2h; 296.14, subdivision 2; 297A.01, subdivision 3; 297B.01, subdivision 5; 297B.03; 347.10; 348.04; 469.175, subdivision 5; and 473H.10, subdivision 3; Laws 1991, chapter 291, article 1, section 65, as amended; Laws 1992, chapter 511, article 2, section 61; proposing coding for new law in Minnesota Statutes, chapters 273; 289A; and 297; repealing Minnesota Statutes 1992, sections 60A.13, subdivision 1a; 273.49; 274.19; 274.20; 277.011; 289A.08, subdivisions 9 and 12; 297A.258; and 348.03.

PATRICK E. FLAHAVEN, Secretary of the Senate

Winter moved that the House refuse to concur in the Senate amendments to H. F. No. 427, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

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

S. F. Nos. 993, 1403, 502, 4, 162, 760, 1101, 1472 and 1418.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 993, A bill for an act relating to public safety; allowing social security numbers of commercial drivers to be provided to the federal commercial driver license information system; allowing person whose vehicle license plates are impounded to designate a licensed driver for the purpose of obtaining special series license plates; prohibiting person whose license plates are impounded from purchasing a motor vehicle under certain conditions; clarifying driver's license classification provisions; imposing fee for duplicate identification card; requiring application for duplicate identification card when certain information changes; including certain traffic offenses as being serious violations when committed by commercial vehicle drivers; providing for driver's license reinstatement fees; amending Minnesota Statutes 1992, sections 13.69, subdivision 1; 168.042, subdivision 12, and by adding a subdivision; 171.02, subdivision 2; 171.06, subdivision 2; 171.11; 171.165, subdivision 4; and 171.29, subdivision 2.

The bill was read for the first time and referred to the Committee on Economic Development, Infrastructure and Regulation Finance.

S. F. No. 1403, A bill for an act relating to utilities; expanding duties of chair of public utilities commission; amending Minnesota Statutes 1992, section 216A.03, subdivision 3a.

The bill was read for the first time and referred to the Committee on Regulated Industries and Energy.

S. F. No. 502, A bill for an act relating to health; asbestos abatement; modifying provisions relating to asbestos-related work, licenses, and fees; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 326.71, subdivisions 3, 4, 5, 6, 8, and by adding subdivisions; 326.72; 326.73; 326.74; 326.75; 326.76; 326.78; 326.785; 326.79; 326.80; and 326.81; repealing Minnesota Statutes 1992, sections 326.71, subdivision 7.

The bill was read for the first time.

Orfield moved that S. F. No. 502 and H. F. No. 726, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 4, A bill for an act relating to retirement; providing an open appropriation for payment of state reimbursement for supplemental retirement benefits paid to volunteer firefighters; amending Minnesota Statutes 1992, section 424A.10, subdivision 3.

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

S. F. No. 162, A bill for an act relating to retirement; increasing the individual retirement account plans employer contribution rate; amending Minnesota Statutes 1992, section 354B.04, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 354B.

The bill was read for the first time.

Reding moved that S. F. No. 162 and H. F. No. 147, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 760, A bill for an act relating to natural resources; granting power to the commissioner of natural resources to give nominal gifts, acknowledge contributions, and sell advertising; appropriating money; amending Minnesota Statutes 1992, section 84.027, by adding a subdivision.

The bill was read for the first time.

Wolf moved that S. F. No. 760 and H. F. No. 859, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1101, A bill for an act relating to health-related occupations; requiring hearing instrument dispensers to be certified by the commissioner of health; requiring holders of temporary hearing instrument dispensing permits to be supervised by certified hearing instrument dispensers; authorizing cease and desist orders; providing for penalties; appropriating money; amending Minnesota Statutes 1992, sections 153A.13, subdivisions 4 and 5; 153A.14; 153A.15; and 153A.17; proposing coding for new law in Minnesota Statutes, chapter 214.

The bill was read for the first time.

Bauerly moved that S. F. No. 1101 and H. F. No. 1317, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1472, A bill for an act relating to economic development; limiting certain daily payments; amending Minnesota Statutes 1992, section 469.011, subdivision 4.

The bill was read for the first time and referred to the Committee on Economic Development, Infrastructure and Regulation Finance.

S. F. No. 1418, A bill for an act relating to state government; public employment; establishing a pilot project in certain entities; permitting the waiver of rules governing the classified and unclassified service of the state by joint committees; requiring the commissioner of employee relations to conduct experimental or research projects to improve human resource management practices.

The bill was read for the first time.

Orenstein moved that S. F. No. 1418 and H. F. No. 1661, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 546

A bill for an act relating to outdoor recreation; prohibiting motor sports areas within the Dorer Memorial Hardwood Forest without county and township board approval.

May 7, 1993

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

We, the undersigned conferees for H. F. No. 546, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 546 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [84.93] [LAND USE FOR CERTAIN VEHICLES RESTRICTED.]

After June 1, 1993, the commissioner may not allow the use of state lands or acquire private lands for development or operation of a motor sports area for use by all-terrain vehicles, motorcycles, or four-wheel drive trucks without legislative approval. This restriction does not apply to recreational trails.

Sec. 2. [89.025] [DORER MEMORIAL HARDWOOD FOREST; LAND USE RESTRICTED.]

After June 1, 1993, the commissioner may not allow the use of additional state forest lands within the boundaries of the Richard J. Dorer Memorial Hardwood State Forest for development or operation of a motor sports area for use by all-terrain vehicles, motorcycles, or four-wheel drive trucks without legislative approval. This restriction does not apply to recreational trails.

Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to outdoor recreation; requiring legislative approval of development or operation of motor sports areas by commissioner of natural resources; prohibiting motor sports areas within the Dorer Memorial Hardwood Forest; proposing coding for new law in Minnesota Statutes, chapters 84 and 89."

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

House Conferees: BOB WALTMAN, WILLARD MUNGER AND SIDNEY PAULY.

Senate Conferees: STEVE L. MURPHY, STEVEN MORSE AND SHEILA M. KISCADEN.

Waltman moved that the report of the Conference Committee on H. F. No. 546 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 546, A bill for an act relating to outdoor recreation; prohibiting motor sports areas within the Dorer Memorial Hardwood Forest without county and township board approval.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of S. F. No. 338.

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

Anderson, I., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

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

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 163

A bill for an act relating to campaign reform; limiting noncampaign disbursements to items specified by law; requiring lobbyists and political committees and funds to include their registration number on contributions; prohibiting certain "friends of" committees; requiring reports by certain solicitors of campaign contributions; limiting use of contributions carried forward; requiring unused postage to be carried forward as an expenditure; requiring certain notices; changing contribution limits; limiting contributions by political parties; prohibiting transfers from one candidate to another, with certain exceptions; limiting contributions by certain political committees, funds, and individuals; eliminating public subsidies to unopposed candidates; providing for a public subsidy to match in-district contributions; clarifying filing requirements for candidate agreements and the duration of the agreements; requiring return of public subsidies under certain conditions; imposing contribution limits on candidates for local offices; prohibiting political contributions by certain nonprofit corporations and partnerships; requiring a report of candidates on whose behalf political contributions have been refunded by the state; defining certain terms; clarifying certain language; appropriating money; amending Minnesota Statutes 1992, sections 10A.01, subdivision 10c, and by adding a subdivision; 10A.04, by adding a subdivision; 10A.065, subdivision 1; 10A.14, subdivision 2; 10A.15, by adding subdivisions; 10A.19, subdivision 1; 10A.20, subdivision 3, and by adding a subdivision; 10A.25, by adding subdivisions; 10A.27, subdivisions 1, 2, 9, and by adding subdivisions; 10A.31, subdivisions 6, 8, and by adding a subdivision; 10A.322, subdivisions 1 and 2; 10A.324, subdivisions 1 and 3; 211B.15; 290.06, subdivision 23; proposing coding for new law in Minnesota Statutes, chapters 10A; 211A; and 211B.

May 5, 1993

The Honorable Dee Long
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

We, the undersigned conferees for H. F. No. 163, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 163 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 10A.01, is amended by adding a subdivision to read:

Subd. 9a. [ELECTION CYCLE.] "Election cycle" means the period from January 1 following a general election for an office to December 31 following the next general election for that office, except that "election cycle" for a special election means the period from the date the special election writ is issued to 60 days after the special election is held.

Sec. 2. Minnesota Statutes 1992, section 10A.01, subdivision 10b, is amended to read:

Subd. 10b. "Independent expenditure" means an expenditure expressly advocating the election or defeat of a clearly identified candidate, which expenditure is made without the express or implied consent, authorization, or cooperation of, and not in concert with or at the request or suggestion of, any candidate or any candidate's principal campaign committee or agent. An independent expenditure is not a contribution to that candidate. An expenditure by a political party or political party unit, as defined in section 10A.275, subdivision 3, in a race where the political party has a candidate on the ballot is not an independent expenditure.

Sec. 3. Minnesota Statutes 1992, section 10A.01, subdivision 10c, is amended to read:

Subd. 10c. [NONCAMPAIGN DISBURSEMENT.] "Noncampaign disbursement" means a purchase or payment of money or anything of value made, or an advance of credit incurred, by a political committee, political fund, or principal campaign committee for any purpose other than to influence the nomination or election of a candidate or to promote or defeat a ballot question.

Noncampaign disbursement includes any of the following purposes:

- (a) payment for accounting and legal services;
- (b) return of a contribution to the source;
- (c) repayment of a loan made to the political committee, political fund, or principal campaign committee by that committee or fund;
- (d) return of ~~money from the state elections campaign fund~~ a public subsidy;
- (e) payment for food, beverages, entertainment, and facility rental for a fundraising event;
- (f) services for a constituent by a member of the legislature or a constitutional officer in the executive branch, performed from the beginning of the term of office to ~~60 days after adjournment sine die~~ of the legislature in the election year for the office held, and half the cost of services for a constituent by a member of the legislature or a constitutional officer in the executive branch performed from adjournment sine die to 60 days after adjournment sine die;
- (g) a donation in kind given to the political committee, political fund, or principal campaign committee for purposes listed in clauses (e) and (f);
- (h) payment for food and beverages provided to campaign volunteers while they are engaged in campaign activities;
- (i) payment of expenses incurred by elected or appointed leaders of a legislative caucus in carrying out their leadership responsibilities;
- (j) payment by a principal campaign committee of the candidate's expenses for serving in public office, other than for personal uses;
- (k) costs of child care for the candidate's children when campaigning;
- (l) fees paid to attend a campaign school;

(m) costs of a postelection party during the election year when a candidate's name will no longer appear on a ballot or the general election is concluded, whichever occurs first;

(n) interest on loans paid by a principal campaign committee on outstanding loans;

(o) filing fees;

(p) post-general election thank-you notes or advertisements in the news media;

(q) the cost of campaign material purchased to replace defective campaign material, if the defective material is destroyed without being used;

(r) transfers to a party unit as defined in section 10A.275, subdivision 3; and

(s) other purchases or payments specified in board rules or advisory opinions as being for any purpose other than to influence the nomination or election of a candidate or to promote or defeat a ballot question.

The board shall determine whether an activity involves a noncampaign disbursement within the meaning of this subdivision, and

~~(h) Payment for food and beverages provided to campaign volunteers while they are engaged in campaign activities.~~

Sec. 4. Minnesota Statutes 1992, section 10A.01, is amended by adding a subdivision to read:

Subd. 29. [POPULATION.] "Population" means the population established by the most recent federal census, by a special census taken by the United States Bureau of the Census, by an estimate made by the metropolitan council, or by an estimate made by the state demographer under section 4A.02, whichever has the latest stated date of count or estimate.

Sec. 5. Minnesota Statutes 1992, section 10A.04, is amended by adding a subdivision to read:

Subd. 8. [REPORTS BY SOLICITORS.] A lobbyist who directly solicits and causes others to make aggregate contributions to candidates or a caucus of the members of a political party in a house of the legislature in excess of \$5,000 between January 1 of the election year and 25 days before the primary or general election must file the information in the report required by section 10A.20, subdivision 14, ten days before the primary or general election. This disclosure requirement is in addition to the report required by section 10A.20, subdivision 14.

Sec. 6. Minnesota Statutes 1992, section 10A.065, subdivision 1, is amended to read:

Subdivision 1. [REGISTERED LOBBYIST CONTRIBUTIONS; LEGISLATIVE SESSION.] A candidate for the legislature or for constitutional office, a candidate's principal campaign committee, any other political committee with the candidate's name or title, or any committee authorized by the candidate, or a political committee established by all or a part of the party organization within a house of the legislature, shall not solicit or accept a contribution on behalf of ~~the~~ a candidate's principal campaign committee, any other political committee with the candidate's name or title, or any committee authorized by the candidate, or a political committee established by all or a part of the party organization within a house of the legislature, from a registered lobbyist, political committee, or political fund during a regular session of the legislature.

Sec. 7. Minnesota Statutes 1992, section 10A.065, subdivision 5, is amended to read:

Subd. 5. [POLITICAL COMMITTEE.] This section does not apply to a political committee established by a state political party; by the party organization within a congressional district, county, legislative district, municipality, or precinct; ~~by all or part of the party organization within each house of the legislature, except for individual members;~~ by a candidate for a judicial office; or to a member of such a political committee acting solely on behalf of the committee.

Sec. 8. Minnesota Statutes 1992, section 10A.14, subdivision 2, is amended to read:

Subd. 2. The statement of organization shall include:

(a) The name and address of the political committee or political fund;

(b) The name and address of any supporting association of a political fund;

(c) The name and address of the chair, the treasurer, and any deputy treasurers;

(d) A listing of all depositories or safety deposit boxes used;

(e) A statement as to whether the committee is a principal campaign committee as authorized by section 10A.19, subdivision 1; and

(f) For political parties only, a list of categories of substate units as defined in section 10A.27, subdivision 4.

Sec. 9. Minnesota Statutes 1992, section 10A.15, is amended by adding a subdivision to read:

Subd. 3c. [RELATED COMMITTEES.] An individual, association, political committee, or political fund may establish, finance, maintain, or control a political committee or political fund. One who does this is a "parent." The political committee or fund so established, financed, maintained, or controlled is a "subsidiary." If the parent is an association, the association must create a political committee or political fund to serve as the parent for reporting purposes. A subsidiary must report its contribution to a candidate or principal campaign committee as attributable to its parent, and the contribution is counted toward the contribution limits in section 10A.27 of the parent as well as of the subsidiary.

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

Subd. 5. [LOBBYIST, POLITICAL COMMITTEE, OR POLITICAL FUND REGISTRATION NUMBER ON CHECKS.] A contribution made to a candidate by a lobbyist, political committee, or political fund must show the name of the lobbyist, political committee, or political fund and the number under which it is registered with the board.

Sec. 11. Minnesota Statutes 1992, section 10A.16, is amended to read:

10A.16 [EARMARKING CONTRIBUTIONS PROHIBITED.]

~~Any~~ An individual, political committee or political fund which receives may not solicit or accept a contribution from any source with the express or implied condition that the contribution or any part of it be directed to a particular candidate ~~shall disclose to the ultimate recipient, and in the reports required by section 10A.20, the original source of the contribution, the fact that the contribution is earmarked and the candidate to whom it is directed. The ultimate recipient of any contribution so earmarked shall also disclose the original source and the individual, political committee, or political fund through which it is directed. This section applies only to contributions required to be disclosed by section 10A.20, subdivision 3, clause (b).~~ Any other than the initial recipient. An individual, political committee, or political fund who knowingly accepts any earmarked contribution and fails to make the required disclosure is guilty of a gross misdemeanor.

Sec. 12. Minnesota Statutes 1992, section 10A.17, subdivision 4, is amended to read:

Subd. 4. Any individual, political committee, or political fund who independently solicits or accepts contributions or makes independent expenditures on behalf of any candidate shall publicly disclose that the candidate has not approved the expenditure is an independent expenditure. All written communications with those from whom contributions are independently solicited or accepted or to whom independent expenditures are made on behalf of a candidate, shall contain a statement in conspicuous type that the activity is an independent expenditure and is not approved by the candidate nor is the candidate responsible for it. Similar language shall be included in all oral communications, in conspicuous type on the front page of all literature and advertisements published or posted, and at the end of all broadcast advertisements made by that individual, political committee or political fund on the candidate's behalf.

Sec. 13. Minnesota Statutes 1992, section 10A.17, subdivision 5, is amended to read:

Subd. 5. Any person who knowingly violates the provisions of subdivision 2 or 4, or who falsely claims that the candidate has not approved the expenditure or activity is guilty of a misdemeanor. A person who knowingly violates the provisions of subdivision 4 or falsely claims that an expenditure was an independent expenditure is guilty of a gross misdemeanor.

Sec. 14. Minnesota Statutes 1992, section 10A.19, subdivision 1, is amended to read:

Subdivision 1. No candidate shall accept contributions from any source, other than self, in aggregate in excess of \$100 or ~~any money from the state elections campaign fund~~ accept a public subsidy unless the candidate designates and causes to be formed a single principal campaign committee for each office sought. A candidate may not authorize, designate, or cause to be formed any other political committee bearing the candidate's name or title or otherwise operating under the direct or indirect control of the candidate. However, a candidate may be involved in the direct or indirect control of a party unit as defined in section 10A.275, subdivision 3.

A political committee bearing a candidate's name or title or otherwise operating under the direct or indirect control of the candidate, other than a principal campaign committee of the candidate, may not accept contributions after the effective date of this section, and must be dissolved by December 31, 1993.

Sec. 15. Minnesota Statutes 1992, section 10A.20, subdivision 2, is amended to read:

Subd. 2. The reports shall be filed with the board on or before January 31 of each year and additional reports shall be filed as required and in accordance with clauses (a) and (b).

(a) In each year in which the name of the candidate is on the ballot, the report of the principal campaign committee shall be filed ten days before a primary and a general election, seven days before a special primary and a special election, and ~~30 ten~~ days after a special election cycle. The report due after a special election may be filed on January 31 following the special election if the special election is held not more than 60 days before that date.

(b) In each general election year political committees and political funds other than principal campaign committees shall file reports ten days before a primary and general election.

If a scheduled filing date falls on a Saturday, Sunday or legal holiday, the filing date shall be the next regular business day.

Sec. 16. Minnesota Statutes 1992, section 10A.20, subdivision 3, is amended to read:

Subd. 3. [CONTENTS OF REPORT.] Each report under this section shall disclose:

(a) The amount of liquid assets on hand at the beginning of the reporting period;

(b) The name, address and employer, or occupation if self-employed, of each individual, political committee or political fund who within the year has made one or more transfers or donations in kind to the political committee or political fund, including the purchase of tickets for all fund raising efforts, which in aggregate exceed \$100 for legislative or statewide candidates or ballot questions, together with the amount and date of each transfer or donation in kind, and the aggregate amount of transfers and donations in kind within the year from each source so disclosed. A donation in kind shall be disclosed at its fair market value. An approved expenditure is listed as a donation in kind. A donation in kind is considered consumed in the reporting period in which it is received. The names of contributors shall be listed in alphabetical order;

(c) The sum of contributions to the political committee or political fund during the reporting period;

(d) Each loan made or received by the political committee or political fund within the year in aggregate in excess of \$100, continuously reported until repaid or forgiven, together with the name, address, occupation and the principal place of business, if any, of the lender and any endorser and the date and amount of the loan. If any loan made to the principal campaign committee of a candidate is forgiven at any time or repaid by any entity other than that principal campaign committee, it shall be reported as a contribution for the year in which the loan was made;

(e) Each receipt in excess of \$100 not otherwise listed under clauses (b) to (d);

(f) The sum of all receipts of the political committee or political fund during the reporting period;

(g) The name and address of each individual or association to whom aggregate expenditures, including approved expenditures, have been made by or on behalf of the political committee or political fund within the year in excess of \$100, together with the amount, date and purpose of each expenditure and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made, identification of the ballot question which the

expenditure is intended to promote or defeat, and in the case of independent expenditures made in opposition to a candidate, the name, address and office sought for each such candidate;

(h) The sum of all expenditures made by or on behalf of the political committee or political fund during the reporting period;

(i) The amount and nature of any advance of credit incurred by the political committee or political fund, continuously reported until paid or forgiven. If any advance of credit incurred by the principal campaign committee of a candidate is forgiven at any time by the creditor or paid by any entity other than that principal campaign committee, it shall be reported as a donation in kind for the year in which the advance of credit was incurred;

(j) The name and address of each political committee, political fund, or principal campaign committee to which aggregate transfers in excess of \$100 have been made within the year, together with the amount and date of each transfer;

(k) The sum of all transfers made by the political committee, political fund, or principal campaign committee during the reporting period;

(l) Except for contributions to a candidate or committee for a candidate for office in a municipality as defined in section 471.345, subdivision 1, the name and address of each individual or association to whom aggregate noncampaign disbursements in excess of \$100 have been made within the year by or on behalf of a principal campaign committee, political committee, or political fund, together with the amount, date, and purpose of each noncampaign disbursement; and

(m) The sum of all noncampaign disbursements made within the year by or on behalf of a principal campaign committee, political committee, or political fund; and

(n) A report filed under subdivision 2, clause (b), by a political committee or political fund that is subject to subdivision 14, must contain the information required by subdivision 14, if the political committee or political fund has solicited and caused others to make aggregate contributions greater than \$5,000 between January 1 of the general election year and the end of the reporting period. This disclosure requirement is in addition to the report required by subdivision 14.

Sec. 17. Minnesota Statutes 1992, section 10A.20, is amended by adding a subdivision to read:

Subd. 6b. [INDEPENDENT EXPENDITURES; NOTICE.] Within 24 hours after an individual, political committee, or political fund makes or becomes obligated by oral or written agreement to make an independent expenditure in excess of \$100, other than an expenditure by an association targeted to inform solely its own dues-paying members of the association's position on a candidate, the individual, political committee, or political fund shall file with the board a notice of the intent to make the expenditure. The notice must contain the information with respect to the expenditure that is required to be reported under subdivision 3, paragraph (g); except that if an expenditure is reported before it is made, the notice must include a reasonable estimate of the anticipated amount. Each new expenditure requires a new notice.

Sec. 18. Minnesota Statutes 1992, section 10A.20, is amended by adding a subdivision to read:

Subd. 14. [REPORTS BY SOLICITORS.] An individual, association, political committee, or political fund, other than a candidate or the members of a candidate's principal campaign committee, that directly solicits and causes others to make contributions to candidates or a caucus of the members of a political party in a house of the legislature, that aggregate more than \$5,000 in a calendar year must file with the board a report disclosing the amount of each contribution, the names of the contributors, and to whom the contributions were given. The report for each calendar year must be filed with the board by January 31 of the following year. The report must cover the accumulated contributions made or received during the calendar year.

Sec. 19. Minnesota Statutes 1992, section 10A.24, subdivision 1, is amended to read:

Subdivision 1. [TERMINATION REPORT.] No political committee or political fund shall dissolve until it has settled all of its debts and disposed of all its assets in excess of \$100 and filed a termination report. "Assets" include credit balances at vendors and physical assets such as computers and postage stamps. Physical assets must be listed at their

fair market value. The termination report may be made at any time and shall include all information required in periodic reports.

Sec. 20. Minnesota Statutes 1992, section 10A.25, subdivision 2, is amended to read:

Subd. 2. (a) In a year in which an election is held for an office sought by a candidate, no expenditures shall be made by the principal campaign committee of that candidate, nor any approved expenditures made on behalf of that candidate which expenditures and approved expenditures result in an aggregate amount in excess of the following:

- (a) (1) For governor and lieutenant governor, running together, \$1,626,691;
- (b) (2) For attorney general, \$271,116;
- (c) (3) For secretary of state, state treasurer, and state auditor, separately, \$135,559;
- (d) (4) For state senator, \$40,669;
- (e) (5) For state representative, \$20,335.

(b) If a special election cycle occurs during a general election cycle, expenditures by or on behalf of a candidate in the special election do not count as expenditures by or on behalf of the candidate in the general election.

(c) The expenditure limits in this subdivision for an office are increased by ten percent for a candidate who is running for that office for the first time and who has not run previously for any other office whose territory now includes a population that is more than one-third of the population in the territory of the new office.

Sec. 21. Minnesota Statutes 1992, section 10A.25, subdivision 6, is amended to read:

Subd. 6. In any year ~~following~~ before an election year for the office held or sought, the aggregate amount of expenditures by and approved expenditures on behalf of a candidate for or holder of that office shall not exceed ~~one-fourth~~ 20 percent of the expenditure limit set forth in subdivision 2.

Sec. 22. Minnesota Statutes 1992, section 10A.25, subdivision 10, is amended to read:

Subd. 10. [EFFECT OF OPPONENT'S AGREEMENT.] (a) The expenditure limits imposed by this section apply only to candidates whose major political party opponents agree to be bound by the limits and who themselves agree to be bound by the limits as a condition of receiving a public subsidy for their campaigns ~~in the form of an allocation of money from the state elections campaign fund.~~

(b) A candidate of a major political party who agrees to be bound by the limits and receives a public subsidy, who has an opponent who: (1) is a candidate of a major political party; and (2) does not agree to be bound by the limits but is otherwise eligible to receive a public subsidy:

- (i) is no longer bound by the limits, including those in section 10A.324, subdivision 1, paragraph (c); and
- (ii) is eligible to receive a public subsidy; and

(iii) also receives, or shares equally with any other candidate who agrees to be bound by limits, the opponent's share of the general account public subsidy under section 10A.31.

For purposes of this subdivision, "otherwise eligible to receive a public subsidy" means that a candidate meets the requirements of sections 10A.31, 10A.315, 10A.321, and 10A.322, but does not mean that the candidate has filed an affidavit of matching funds under section 10A.323.

Sec. 23. Minnesota Statutes 1992, section 10A.25, is amended by adding a subdivision to read:

Subd. 11. [CARRYFORWARD; DISPOSITION OF OTHER FUNDS.] After all campaign expenditures and noncampaign disbursements for an election cycle have been made, an amount up to 50 percent of the expenditure limit for the office may be carried forward. Any remaining amount up to the total amount of the public subsidy from the state elections campaign fund and any public matching subsidy must be returned to the state treasury for credit

to the general fund under section 10A.324. Any remaining amount in excess of the total public subsidy must be contributed to the state elections campaign fund or a political party for multicandidate expenditures as defined in section 10A.275.

Sec. 24. Minnesota Statutes 1992, section 10A.25, is amended by adding a subdivision to read:

Subd. 12. [UNUSED POSTAGE AND CREDIT BALANCES CARRIED FORWARD.] Postage that is purchased but not used during an election cycle and credit balances at vendors that exceed a combined total of \$500 must be carried forward and counted as expenditures during the election cycle during which they are used.

Sec. 25. Minnesota Statutes 1992, section 10A.27, subdivision 1, is amended to read:

Subdivision 1. [CONTRIBUTION LIMITS.] Except as provided in subdivisions 2 and 6, no candidate shall permit the candidate's principal campaign committee to accept aggregate contributions from made or delivered by any individual, political committee, or political fund in excess of the following:

(a) To candidates for governor and lieutenant governor running together, ~~\$20,000~~ \$2,000 in an election year for the office sought and ~~\$3,000~~ \$500 in other years;

(b) To a candidate for attorney general, ~~\$10,000~~ \$1,000 in an election year for the office sought and ~~\$2,000~~ \$200 in other years;

(c) To a candidate for the office of secretary of state, state treasurer or state auditor, ~~\$5,000~~ \$500 in an election year for the office sought and ~~\$1,000~~ \$100 in other years;

(d) To a candidate for state senator, ~~\$1,500~~ \$500 in an election year for the office sought and ~~one-third of that amount~~ \$100 in other years; and

(e) To a candidate for state representative, ~~\$750~~ \$500 in an election year for the office sought and ~~one-third of that amount~~ \$100 in the other year.

The following deliveries are not subject to the bundling limitation in this subdivision:

(1) delivery of contributions collected by a member of the candidate's principal campaign committee, such as a block worker or a volunteer who hosts a fund raising event, to the committee's treasurer; and

(2) a delivery made by an individual on behalf of the individual's spouse.

Sec. 26. Minnesota Statutes 1992, section 10A.27, subdivision 2, is amended to read:

Subd. 2. No candidate shall permit the candidate's principal campaign committee to accept contributions from any political party units in aggregate in excess of five ten times the amount that may be contributed to that candidate ~~by a political committee~~ as set forth in subdivision 1.

Sec. 27. Minnesota Statutes 1992, section 10A.27, subdivision 9, is amended to read:

Subd. 9. (a) A candidate or the treasurer of a candidate's principal campaign committee shall not accept in any calendar year aggregate contributions in an amount greater than the maximum amount allowed under subdivision 4 a transfer or contribution from another candidate's principal campaign committee or from any other committee bearing the contributing candidate's name or title or otherwise authorized by the contributing candidate, unless the contributing candidate's principal campaign committee is being dissolved. A candidate's principal campaign committee shall not make a transfer or contribution to another candidate's principal campaign committee, except when the contributing committee is being dissolved.

(b) A candidate's principal campaign committee shall not accept a transfer or contribution from, or make a transfer or contribution to, a committee associated with a person who seeks nomination or election to the office of President, Senator, or Representative in Congress of the United States.

(c) A candidate or the treasurer of a candidate's principal campaign committee shall not accept a contribution from a candidate for political subdivision office, unless the contribution is from the personal funds of the candidate for

political subdivision office. A candidate or the treasurer of a candidate's principal campaign committee shall not make a contribution from the principal campaign committee to a candidate for political subdivision office.

Sec. 28. Minnesota Statutes 1992, section 10A.27, is amended by adding a subdivision to read:

Subd. 10. [PROHIBITED CONTRIBUTIONS.] A candidate who accepts a public subsidy may not contribute to the candidate's own campaign more than ten times the candidate's election year contribution limit under subdivision 1.

Sec. 29. Minnesota Statutes 1992, section 10A.27, is amended by adding a subdivision to read:

Subd. 11. [CONTRIBUTIONS FROM CERTAIN TYPES OF CONTRIBUTORS.] A candidate shall not permit the candidate's principal campaign committee to accept a contribution from a political committee other than a political party unit as defined in section 10A.275, a political fund, a lobbyist, or an individual, other than the candidate, who contributes more than half the amount an individual may contribute, if the contribution will cause the aggregate contributions from those types of contributors to exceed an amount equal to 20 percent of the expenditure limits for the office sought by the candidate.

Sec. 30. Minnesota Statutes 1992, section 10A.27, is amended by adding a subdivision to read:

Subd. 12. [CONTRIBUTIONS TO OTHER POLITICAL COMMITTEES OR FUNDS.] The treasurer of a political committee or political fund, other than a candidate's principal campaign committee or a political party unit as defined in section 10A.275, shall not permit the political committee or political fund to accept aggregate contributions from an individual, political committee, or political fund in an amount more than \$100 a year.

Sec. 31. Minnesota Statutes 1992, section 10A.28, subdivision 2, is amended to read:

Subd. 2. A candidate who permits the candidate's principal campaign committee to accept contributions in excess of the limits imposed by section 10A.27, and the treasurer of a political fund or political committee, other than a principal campaign committee, who permits the committee or fund to accept contributions in excess of the limits imposed by section 10A.27, shall be subject to a civil fine of up to four times the amount by which the contribution exceeded the limits.

Sec. 32. Minnesota Statutes 1992, section 10A.31, subdivision 6, is amended to read:

Subd. 6. ~~Within two weeks~~ As soon as the board has obtained from the secretary of state the results of the primary election, but in any event no later than one week after certification by the state canvassing board of the results of the primary, the ~~state treasurer~~ board shall distribute the available funds in each party account, as certified by the commissioner of revenue on September 15, to the candidates of that party who have signed the agreement as provided in section 10A.322 and filed the affidavit required by section 10A.323, and whose names are to appear on the ballot in the general election, according to the allocations set forth in subdivision 5. If a candidate files the affidavit required by section 10A.323 after September 1 of the general election year, the board shall pay the candidate's allocation to the candidate at the next regular payment date for public subsidies for that election cycle that occurs at least 15 days after the candidate files the affidavit.

Sec. 33. Minnesota Statutes 1992, section 10A.31, subdivision 7, is amended to read:

Subd. 7. Within two weeks after certification by the state canvassing board of the results of the general election, the ~~state treasurer~~ board shall distribute the available funds in the general account, as certified by the commissioner of revenue on November 15 and according to allocations set forth in subdivision 5, in equal amounts to all candidates for each statewide office who received at least five percent of the votes cast in the general election for that office, and to all candidates for legislative office who received at least ten percent of the votes cast in the general election for the specific office for which they were candidates. The board shall not use the information contained in the report of the principal campaign committee of any candidate due ten days before the general election for the purpose of reducing the amount due that candidate from the general account.

Sec. 34. Minnesota Statutes 1992, section 10A.31, subdivision 10, is amended to read:

Subd. 10. [DISTRIBUTION.] In the event that on the date of either certification by the commissioner of revenue as provided in subdivisions 6 and 7, less than 98 percent of the tax returns have been processed, the commissioner of revenue shall certify to the board ~~on~~ by December 7 the amount accumulated in each account since the previous

certification. ~~Within one week thereafter~~ By December 15, the board shall ~~certify to the state treasurer the amount to be distributed~~ distribute to each candidate according to the allocations as provided in subdivision 5. ~~As soon as practicable thereafter, the state treasurer shall distribute the amounts to which the candidates are entitled in the form of checks made "payable to the campaign fund of(name of candidate)....."~~ Any money accumulated after the final certification shall be maintained in the respective accounts for distribution in the next general election year.

Sec. 35. Minnesota Statutes 1992, section 10A.31, is amended by adding a subdivision to read:

Subd. 12. [UNOPPOSED CANDIDATE NOT ELIGIBLE.] A candidate who is unopposed in both the primary election and the general election is not eligible to receive a public subsidy from the state election campaign fund. The subsidy from the party account the candidate would otherwise have been eligible to receive must be paid to the candidate's political party to be deposited in a special account under section 10A.31, subdivision 5, clause (6) and used for only those items permitted under section 10A.275.

Sec. 36. [10A.312] [PUBLIC MATCHING SUBSIDY.]

Subdivision 1. [ELIGIBILITY.] (a) In addition to the subsidy payable from the state elections campaign fund, the board shall pay a public matching subsidy to a candidate who:

- (1) is seeking an office for which voluntary spending limits are specified in section 10A.25;
- (2) has designated a principal campaign committee;
- (3) has signed and filed with the board an agreement to limit campaign expenditures as provided in section 10A.322 and is abiding by the agreement;
- (4) has received contributions that exceed the threshold established by section 10A.323;
- (5) has been nominated to appear on the ballot in the general election; and
- (6) has submitted to the board the affidavits required by section 10A.323.

(b) A candidate who is unopposed in both the primary election and the general election is not eligible to receive a public matching subsidy under this section.

Subd. 2. [AMOUNT.] The subsidy must be paid in an amount that will match the first \$50 of contributions received from a person eligible to vote in this state, up to a total of 35 percent of the expenditure limits for state senator or representative and up to a total of 25 percent of the expenditure limits for constitutional officers set forth in section 10A.25, subdivision 2, as adjusted for inflation under section 10A.255, except as otherwise provided in this subdivision. The public subsidy under this section may not be paid in an amount that would cause the sum of the public subsidy paid under this section plus the public subsidy paid under section 10A.31 to exceed 50 percent of the expenditure limit for the office.

If a candidate's share of the state election campaign fund is equal to or greater than 50 percent of the spending limit for the office sought by the candidate, the candidate may not apply for a subsidy under this section. The board must determine the candidate's anticipated share of the state election campaign fund based on the certification by the commissioner of revenue under section 10A.321. If the subsequent certification by the commissioner of revenue under section 10A.31, subdivision 7, indicates that the candidate's share of the state election campaign fund is less than 50 percent of the spending limit for the office sought, the candidate may apply for the public match subsidy by submitting an affidavit by December 1.

Subd. 3. [PAYMENT DATES.] (a) The board shall make the first payment of the public matching subsidy as soon as the board has obtained from the secretary of state the results of the primary election, but in any event no later than one week after certification by the state canvassing board of the results of the primary. The board shall make the second payment by October 1 of the election year, the third payment by October 15 of the election year, the fourth payment by November 15 of the election year, and the final payment by December 15 of the election year.

(b) The amount necessary to make the payments required by this section is appropriated from the general fund to the board.

Sec. 37. Minnesota Statutes 1992, section 10A.315, is amended to read:

10A.315 [SPECIAL ELECTION SUBSIDY.]

(a) Each eligible candidate for a legislative office in a special election must be paid a public subsidy equal to the sum of:

(1) the party account money at the last general election for the candidate's party for the office the candidate is seeking; and

(2) the general account money paid to candidates for the same office at the last general election.

(b) If the filing period for the special election coincides with the filing period for the general election, the candidate must meet the matching requirements of section 10A.323 and the special election subsidy must be distributed in the same manner as money is distributed to legislative candidates in a general election.

(c) If the filing period for the special election does not coincide with the filing period for the general election, the procedures in this paragraph apply. A candidate who wishes to receive this public subsidy must submit a signed agreement under section 10A.322 to the board not later than the day after the candidate files the affidavit of candidacy or nominating petition for the office. ~~To receive a subsidy, The candidate must meet the matching requirements of section 10A.323, except that the dates in that section do not apply to a special election in which the filing period does not coincide with the filing period for the general election. To the extent feasible, The special election subsidy must be distributed in the same manner as money in the party and general accounts is distributed to legislative candidates in a general election.~~

(e) (d) The amount necessary to make the payments required by this subdivision is appropriated from the general fund to the state treasurer.

Sec. 38. Minnesota Statutes 1992, section 10A.322, subdivision 1, is amended to read:

Subdivision 1. [AGREEMENT BY CANDIDATE.] (a) As a condition of receiving a public subsidy ~~from the state elections campaign fund~~, a candidate shall sign and file with the board a written agreement in which the candidate agrees that the candidate will comply with sections 10A.25 and 10A.324.

(b) Before the first day of filing for office, the board shall forward agreement forms to all filing officers. The board shall also provide agreement forms to candidates on request at any time. The candidate may sign an agreement and submit it to the filing officer on the day of filing an affidavit of candidacy or petition to appear on the ballot, in which case the filing officer shall without delay forward signed agreements to the board. Alternatively, the candidate may submit the agreement directly to the board at any time before September 1 preceding the general election. An agreement may not be ~~signed or rescinded~~ filed after that date. An agreement once filed may not be rescinded.

(c) The board shall forward a copy of any agreement signed under this subdivision to the commissioner of revenue.

(d) Notwithstanding any provisions of this section, when a vacancy occurs that will be filled by means of a special election and the filing period does not coincide with the filing period for the general election, a candidate may sign and submit a spending limit agreement at any time before the deadline for submission of a signed agreement under section 10A.315.

Sec. 39. Minnesota Statutes 1992, section 10A.322, subdivision 2, is amended to read:

Subd. 2. [HOW LONG AGREEMENT IS EFFECTIVE.] The agreement, insofar as it relates to the expenditure limits in section 10A.25, as adjusted by section 10A.255, remains effective for candidates until the dissolution of the principal campaign committee of the candidate or ~~the day filings open for the next succeeding election to the office held or sought at the time of the agreement~~ end of the first election cycle completed after the agreement was filed, whichever occurs first.

Sec. 40. Minnesota Statutes 1992, section 10A.323, is amended to read:

10A.323 [MATCHING REQUIREMENTS.]

In addition to the requirements of section 10A.322, to be eligible to receive a public subsidy ~~from the state elections campaign fund~~ under section 10A.31 or 10A.312 a candidate or the candidate's treasurer shall file an affidavit with

the board stating that during that calendar year the candidate has accumulated contributions, including unexpended balances from the year before, equal to 20 percent or more of the minimum amount that the board estimates, on August 15 of the general election year, would be received by the candidate from the state elections campaign fund, from persons eligible to vote in this state in the amount indicated for the office sought, counting only the first \$50 received from each contributor:

- (1) candidates for governor and lieutenant governor running together, \$35,000;
- (2) candidates for attorney general, \$15,000;
- (3) candidates for secretary of state, state treasurer, and state auditor, separately, \$6,000;
- (4) candidates for the senate, \$3,000; and
- (5) candidates for the house of representatives, \$1,500.

To be eligible to receive a public matching subsidy under section 10A.312, the affidavit must state the total amount of contributions that have been received from persons eligible to vote in this state and the total amount of those contributions received, disregarding the portion of any contribution in excess of \$50.

The candidate or the candidate's treasurer shall submit the affidavit required by this ~~subdivision~~ section to the board in writing by ~~October~~ September 1 of the general election year to receive the payment based on the results of the primary election, by September 15 to receive the payment made October 1, by October 1 to receive the payment made October 15, by November 1 to receive the payment made November 15, and by December 1 to receive the payment made December 15.

Sec. 41. Minnesota Statutes 1992, section 10A.324, subdivision 1, is amended to read:

Subdivision 1. [WHEN RETURN REQUIRED.] A candidate shall return all or a portion of the public subsidy received from the state elections campaign fund or the public matching subsidy received under section 10A.315, under the circumstances in paragraph (a), (b), this section or (c) section 10A.25, subdivision 11.

(a) To the extent that the amount of public subsidy received by the candidate exceeds the expenditure limits for the office held or sought, as provided in section 10A.25 and as adjusted by section 10A.255, the treasurer of the candidate's principal campaign committee shall return the excess to the board.

(b) To the extent that the amount of public subsidy received exceeds the aggregate of: (1) actual expenditures made by the principal campaign committee of the candidate; and (2) approved expenditures made on behalf of the candidate, the treasurer of the candidate's principal campaign committee shall return an amount equal to the difference to the board.

(c) Except for an amount equal to 25 percent of the expenditure limits set forth in section 10A.25, but not exceeding \$15,000, any amount by which the aggregate contributions and approved expenditures agreed to exceed the difference between: (1) the amount which legally may be expended by or for the candidate; and (2) the amount the candidate receives from the state elections campaign fund must be returned to the state treasurer, deposited in the state treasury, and credited to the general fund.

Sec. 42. Minnesota Statutes 1992, section 10A.324, subdivision 3, is amended to read:

Subd. 3. [HOW RETURN DETERMINED.] Whether or not a candidate is required under subdivision 1 to return all or a portion of the public subsidy ~~received from the state elections campaign fund~~ must be determined from the report required to be filed with the board by that candidate by January 31 of the year following an election. For purposes of this section, a transfer from ~~one a principal campaign committee to another principal campaign committee or to a political party~~ is considered to be a noncampaign disbursement. The cost of postage that was not used during an election cycle and payments that created credit balances at vendors at the close of an election cycle are not considered expenditures for purposes of determining the amount to be returned. Any amount required to be returned must be submitted in the form of a check or money order and must accompany the report filed with the board. The board shall forward the check or money order to the state treasurer for deposit in the general fund. The amount returned must not exceed the amount of public subsidy received by the candidate ~~from the state elections campaign fund.~~

Sec. 43. Minnesota Statutes 1992, section 10A.324, is amended by adding a subdivision to read:

Subd. 5. [RETURN OF OPPONENT'S PUBLIC SUBSIDY.] If a candidate received an opponent's public subsidy under section 10A.25, subdivision 10, the candidate shall return all or a portion of the opponent's public subsidy if required under subdivision 1. In addition, the candidate shall return all of the opponent's public subsidy to the board if the opponent is not required to file a campaign spending report under section 10A.20 or if the opponent's postelection report due on January 31 indicates that the opponent raised and spent \$1,000 or less during the campaign.

Sec. 44. Minnesota Statutes 1992, section 204B.36, subdivision 4, is amended to read:

Subd. 4. [JUDICIAL CANDIDATES.] The official ballot shall contain the names of all candidates for each judicial office and shall state the number of those candidates for whom a voter may vote. Each seat for an associate justice, associate judge, or judge of the district court must be numbered. The title of each judicial office shall be printed on the official primary and general election ballot as follows:

(a) In the case of the supreme court:

"Chief justice (or associate justice) - supreme court (last name of incumbent) seat";

"Associate justice (number) - supreme court"

(b) In the case of the court of appeals:

"Judge (number) - court of appeals (last name of incumbent) seat"; or

(c) In the case of the district court:

"Judge (number) - (number) district court (last name of incumbent) seat"; or

~~(d) In the case of the county court:~~

~~"Judge (number) county court (last name of incumbent) seat."~~

Sec. 45. [211A.12] [CONTRIBUTION LIMITS.]

A candidate may not accept aggregate contributions made or delivered by an individual or committee in excess of \$300 in an election year for the office sought and \$100 in other years; except that a candidate for an office whose territory has a population over 100,000 may not accept aggregate contributions made or delivered by an individual or committee in excess of \$500 in an election year for the office sought and \$100 in other years.

Sec. 46. [211A.13] [PROHIBITED TRANSFERS.]

A candidate for political subdivision office must not accept contributions from the principal campaign committee of a candidate as defined in section 10A.01, subdivision 5. A candidate for political subdivision office must not make contributions to a principal campaign committee, unless the contribution is made from the personal funds of the candidate for political subdivision office.

Sec. 47. Minnesota Statutes 1992, section 211B.12, is amended to read:

211B.12 [LEGAL EXPENDITURES.]

Use of funds money collected for political purposes is prohibited unless the use is reasonably related to the conduct of election campaigns, or is a noncampaign disbursement as defined in section 10A.01, subdivision 10c. The following are permitted expenditures when made for political purposes:

(1) salaries, wages, and fees;

(2) communications, mailing, transportation, and travel;

(3) campaign advertising;

(4) printing;

(5) office and other space and necessary equipment, furnishings, and incidental supplies;

(6) charitable contributions of not more than ~~\$100~~ \$50 to any charity annually; and

(7) other expenses, not included in clauses (1) to (6), that are reasonably related to the conduct of election campaigns. In addition, expenditures made for the purpose of providing information to constituents, whether or not related to the conduct of an election, are permitted expenses. Money collected for political purposes and assets of a political committee or political fund may not be converted to personal use.

Sec. 48. Minnesota Statutes 1992, section 211B.15, is amended to read:

211B.15 [CORPORATE ~~OR LIMITED LIABILITY~~ POLITICAL CONTRIBUTIONS.]

Subdivision 1. [DEFINITIONS.] ~~(a) For purposes of this section, the following terms have the meanings given them:~~

~~(b) "corporation" means:~~

~~(1) a corporation organized for profit that does business in Minnesota;~~ this state;

~~(2) a nonprofit corporation that carries out activities in this state; or~~

~~(c) "limited liability company" means~~ (3) a limited liability company formed under chapter 322B, or under similar laws of another state, that does business in Minnesota this state.

Subd. 2. [PROHIBITED CONTRIBUTIONS.] A corporation ~~or limited liability company~~ may not make a contribution or offer or agree to make a contribution, directly or indirectly, of any money, property, free service of its officers, ~~or employees, or members,~~ or thing of monetary value to a major political party, organization, committee, or individual to promote or defeat the candidacy of an individual for nomination, election, or appointment to a political office. For the purpose of this subdivision, "contribution" includes an expenditure to promote or defeat the election or nomination of a candidate to a political office that is made with the authorization or expressed or implied consent of, or in cooperation or in concert with, or at the request or suggestion of, a candidate or committee established to support or oppose a candidate.

Subd. 3. [INDEPENDENT EXPENDITURES.] A corporation ~~or limited liability company~~ may not make an independent expenditure or offer or agree to make an independent expenditure to promote or defeat the candidacy of an individual for nomination, election, or appointment to a political office. For the purpose of this subdivision, "independent expenditure" means an expenditure that is not made with the authorization or expressed or implied consent of, or in cooperation or in concert with, or at the request or suggestion of, a candidate or committee established to support or oppose a candidate.

Subd. 4. [BALLOT QUESTION.] A corporation ~~or limited liability company~~ may make contributions or expenditures to promote or defeat a ballot question, to qualify a question for placement on the ballot unless otherwise prohibited by law, or to express its views on issues of public concern. A corporation ~~or limited liability company~~ may not make a contribution to a candidate for nomination, election, or appointment to a political office or to a committee organized wholly or partly to promote or defeat a candidate.

Subd. 5. [NEWS MEDIA.] This section does not prohibit publication or broadcasting of news items or editorial comments by the news media.

Subd. 6. [PENALTY FOR INDIVIDUALS.] An officer, manager, stockholder, member, agent, employee, attorney, or other representative of a corporation ~~or limited liability company~~ acting in behalf of the corporation ~~or limited liability company~~ who violates this section may be fined not more than \$20,000 or be imprisoned for not more than five years, or both.

Subd. 7. [PENALTY FOR CORPORATIONS ~~OR LIMITED LIABILITY COMPANIES~~.] A corporation ~~or limited liability company~~ convicted of violating this section is subject to a fine not greater than \$40,000. A convicted domestic corporation ~~or limited liability company~~ may be dissolved as well as fined. If a foreign or nonresident corporation

~~or limited liability company~~ is convicted, in addition to being fined, its right to do business in this state may be declared forfeited.

Subd. 8. [PERMITTED ACTIVITY; POLITICAL PARTY.] It is not a violation of this section for a political party, as defined in section 200.02, subdivision 7, to form a nonprofit corporation for the sole purpose of holding real property to be used exclusively as the party's headquarters.

Subd. 9. [MEDIA PROJECTS.] It is not a violation of this section for a corporation ~~or limited liability company~~ to contribute to or conduct public media projects to encourage individuals to attend precinct caucuses, register, or vote if the projects are not controlled by or operated for the advantage of a candidate, political party, or committee.

Subd. 10. [MEETING FACILITIES.] It is not a violation of this section for a corporation ~~or limited liability company~~ to provide meeting facilities to a committee, political party, or candidate on a nondiscriminatory and nonpreferential basis.

Subd. 11. [MESSAGES ON PREMISES.] It is not a violation of this section for a corporation ~~or limited liability company~~ selling products or services to the public to post on its public premises messages that promote participation in precinct caucuses, voter registration, or elections if the messages are not controlled by or operated for the advantage of a candidate, political party, or committee.

Subd. 12. [REPORTS REQUIRED.] The total amount of an expenditure or contribution for any one project permitted by subdivisions 9 and 11 that is more than \$200, together with the date, purpose, and the names and addresses of the persons receiving the contribution or expenditures, must be reported to the secretary of state. The reports must be filed on forms provided by the secretary of state on the dates required for committees under section 211A.02. Failure to file is a misdemeanor.

Subd. 13. [AIDING VIOLATION; PENALTY.] An individual who aids, abets, or advises a violation of this section is guilty of a gross misdemeanor.

Subd. 14. [PROSECUTIONS; VENUE.] Violations of this section may be prosecuted in the county where the payment or contribution was made, where services were rendered, or where money was paid or distributed.

Subd. 15. [NONPROFIT CORPORATION EXEMPTION.] The prohibitions in this section do not apply to a nonprofit corporation that:

- (1) cannot engage in business activities;
- (2) has no shareholders or other persons affiliated so as to have a claim on its assets or earnings; and
- (3) was not established by a business corporation or a labor union and has a policy not to accept significant contributions from those entities.

Subd. 16. [EMPLOYEE POLITICAL FUND SOLICITATION.] Any solicitation of political contributions by an employee must be in writing, informational and nonpartisan in nature, and not promotional for any particular candidate or group of candidates. The solicitation must consist only of a general request on behalf of an independent political committee (conduit fund) and must state that there is no minimum contribution, that a contribution or lack thereof will in no way impact the employee's employment, that the employee must direct the contribution to candidates of the employee's choice, and that any response by the employee shall remain confidential and shall not be directed to the employee's supervisors or managers. Questions from an employee regarding a solicitation may be answered orally or in writing consistent with the above requirements. Nothing in this subdivision authorizes a corporate donation of an employee's time prohibited under subdivision 2.

Sec. 49. Minnesota Statutes 1992, section 290.06, subdivision 23, is amended to read:

Subd. 23. [REFUND OF CONTRIBUTIONS TO POLITICAL PARTIES AND CANDIDATES.] (a) A taxpayer may claim a refund equal to the amount of the taxpayer's contributions made in the calendar year to candidates and to any political party. The maximum refund for an individual must not exceed \$50 and, for a married couple filing jointly, must not exceed \$100. A refund of a contribution is allowed only if the taxpayer files a form required by the commissioner and attaches to the form a copy of an official refund receipt form issued by the candidate or party and signed by the candidate, the treasurer of the candidate's principal campaign committee, or the party chair, after the

contribution was received. The receipt forms must be numbered, and the data on the receipt that are not public must be made available to the ethical practices board upon its request. A claim must be filed with the commissioner not sooner than January 1 of the calendar year in which the contribution is made and no later than April 15 of the calendar year following the calendar year in which the contribution is made. A taxpayer may file only one claim per calendar year. Amounts paid by the commissioner after June 15 of the calendar year following the calendar year in which the contribution is made must include interest at the rate specified in section 270.76.

(b) No refund is allowed under this subdivision for a contribution to any candidate unless the candidate:

(1) has signed an agreement to limit campaign expenditures as provided in section 10A.322 or 10A.43;

(2) is seeking an office for which voluntary spending limits are specified in section 10A.25 or 10A.43; and

(3) has designated a principal campaign committee.

This subdivision does not limit the campaign expenditure of a candidate who does not sign an agreement but accepts a contribution for which the contributor improperly claims a refund.

(c) For purposes of this subdivision, "political party" means a major political party as defined in section 200.02, subdivision 7, or a minor political party qualifying for inclusion on the income tax or property tax refund form under section 10A.31, subdivision 3a.

A "major or minor party" includes the aggregate of the party organization within each house of the legislature, the state party organization, and the party organization within congressional districts, counties, legislative districts, municipalities, and precincts.

"Candidate" means a congressional candidate as defined in section 10A.41, subdivision 4, or a candidate as defined in section 10A.01, subdivision 5, except a candidate for judicial office.

"Contribution" means a gift of money.

(d) The commissioner shall make copies of the form available to the public and candidates upon request.

(e) The following data collected or maintained by the commissioner under this subdivision are private: the identities of individuals claiming a refund, the identities of candidates to whom those individuals have made contributions, and the amount of each contribution.

(f) The commissioner shall report to the ethical practices board by August 1 of each year a summary showing the total number and aggregate amount of political contribution refunds made on behalf of each candidate and each political party. These data are public.

~~(f)~~ (g) The amount necessary to pay claims for the refund provided in this section is appropriated from the general fund to the commissioner of revenue.

Sec. 50. [REPEALER.]

Minnesota Statutes 1992, sections 10A.27, subdivision 6; 10A.31, subdivisions 8 and 9; 488A.021, subdivision 3; and 488A.19, subdivision 2, are repealed.

Sec. 51. [TRANSITION.]

Subdivision 1. [ELECTION CYCLE.] Notwithstanding section 1, the first election cycle begins the day following final enactment of this act and concludes on December 31 following the next general election for the respective offices listed in Minnesota Statutes, section 10A.27, subdivision 1, clauses (a) to (e).

Subd. 2. [CONTRIBUTION LIMITS.] Contributions to a candidate that were made before the effective date of this act and were lawful when made need not be refunded, even though they exceed the new limit on contributions in section 10A.27, subdivision 1.

Subd. 3. [EXPENDITURE LIMITS.] All spending limit agreements filed with the ethical practices board before the effective date of this act become void September 1, 1993, and all eligibility for continued public subsidies under Minnesota Statutes, chapter 10A or 290, is ended on that date. The new expenditure limits and eligibility for a public subsidy under this act apply to candidates who sign and file with the ethical practices board a new spending limit agreement under this act after its effective date.

Subd. 4. [INFLATION FREEZE.] The expenditure limits in Minnesota Statutes 1992, section 10A.25, subdivision 2, must not be adjusted for inflation for the 1994 election year. The inflation adjustment under Minnesota Statutes 1992, section 10A.255, must resume for the 1996 election year, but omitting any inflation attributable to the period between December 1991 and December 1993.

Sec. 52. [EFFECTIVE DATE.]

This act is effective the day following final enactment, except that section 19 is effective December 31, 1993, section 27 is effective June 1, 1993, and sections 45 and 46 are effective January 1, 1994."

Delete the title and insert:

"A bill for an act relating to campaign reform; limiting noncampaign disbursements to items specified by law; requiring lobbyists and political committees and funds to include their registration number on contributions; prohibiting certain "friends of" committees; requiring reports by certain solicitors of campaign contributions; limiting certain contributions; changing the judicial ballot; regulating related committees; changing expenditure limits; limiting use of contributions carried forward; requiring unused postage to be carried forward as an expenditure; requiring certain notices; changing contribution limits; limiting contributions by political parties; prohibiting transfers from one candidate to another, with certain exceptions; limiting contributions by certain political committees, funds, and individuals; eliminating public subsidies to unopposed candidates; providing for a public matching subsidy; clarifying filing requirements for candidate agreements and the duration of the agreements; providing for distribution of public subsidies; requiring return of public subsidies under certain conditions; prohibiting political contributions by certain nonprofit corporations and partnerships; requiring certain reports; providing transition language; defining certain terms; clarifying certain language; imposing penalties; appropriating money; amending Minnesota Statutes 1992, sections 10A.01, subdivisions 10b, 10c, and by adding subdivisions; 10A.04, by adding a subdivision; 10A.065, subdivisions 1 and 5; 10A.14, subdivision 2; 10A.15, by adding subdivisions; 10A.16; 10A.17, subdivisions 4 and 5; 10A.19, subdivision 1; 10A.20, subdivisions 2, 3, and by adding subdivisions; 10A.24, subdivision 1; 10A.25, subdivisions 2, 6, 10, and by adding subdivisions; 10A.27, subdivisions 1, 2, 9, and by adding subdivisions; 10A.28, subdivision 2; 10A.31, subdivisions 6, 7, 10, and by adding a subdivision; 10A.315; 10A.322, subdivisions 1 and 2; 10A.323; 10A.324, subdivisions 1, 3, and by adding a subdivision; 204B.36, subdivision 4; 211B.12; 211B.15; and 290.06, subdivision 23; proposing coding for new law in Minnesota Statutes, chapters 10A; and 211A; repealing Minnesota Statutes 1992, sections 10A.27, subdivision 6; 10A.31, subdivisions 8 and 9; 488A.021, subdivision 3; and 488A.19, subdivision 2."

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

House Conferees: WALLY SPARBY, HAROLD LASLEY, DON OSTROM AND DEE LONG.

Senate Conferees: JOHN MARTY, WILLIAM P. LUTHER, KEVIN M. CHANDLER AND EMBER D. REICHGOTT.

Sparby moved that the report of the Conference Committee on H. F. No. 163 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 163, A bill for an act relating to campaign reform; limiting noncampaign disbursements to items specified by law; requiring lobbyists and political committees and funds to include their registration number on contributions; prohibiting certain "friends of" committees; requiring reports by certain solicitors of campaign contributions; limiting use of contributions carried forward; requiring unused postage to be carried forward as an expenditure; requiring certain notices; changing contribution limits; limiting contributions by political parties; prohibiting transfers from one candidate to another, with certain exceptions; limiting contributions by certain political committees, funds, and individuals; eliminating public subsidies to unopposed candidates; providing for a public subsidy to match in-district

contributions; clarifying filing requirements for candidate agreements and the duration of the agreements; requiring return of public subsidies under certain conditions; imposing contribution limits on candidates for local offices; prohibiting political contributions by certain nonprofit corporations and partnerships; requiring a report of candidates on whose behalf political contributions have been refunded by the state; defining certain terms; clarifying certain language; appropriating money; amending Minnesota Statutes 1992, sections 10A.01, subdivision 10c, and by adding a subdivision; 10A.04, by adding a subdivision; 10A.065, subdivision 1; 10A.14, subdivision 2; 10A.15, by adding subdivisions; 10A.19, subdivision 1; 10A.20, subdivision 3, and by adding a subdivision; 10A.25, by adding subdivisions; 10A.27, subdivisions 1, 2, 9, and by adding subdivisions; 10A.31, subdivisions 6, 8, and by adding a subdivision; 10A.322, subdivisions 1 and 2; 10A.324, subdivisions 1 and 3; 211B.15; 290.06, subdivision 23; proposing coding for new law in Minnesota Statutes, chapters 10A; 211A; and 211B.

The 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 87 yeas and 46 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abrams	Dempsey	Haukoos	Lindner	Onnen	Sviggum	Weaver
Bettermann	Erhardt	Hugoson	Lynch	Osthoff	Swenson	Wolf
Bishop	Frerichs	Knickerbocker	Macklin	Pauly	Tompkins	Worke
Blatz	Girard	Koppendrayner	Molnau	Rhodes	Tunheim	Workman
Commers	Goodno	Krinkie	Morrison	Rukavina	Van Dellen	
Davids	Gruenes	Leppik	Ness	Seagren	Vickerman	
Dehler	Gutknecht	Limmer	Olson, M.	Smith	Waltman	

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

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

SPECIAL ORDERS

S. F. No. 1413 was reported to the House.

Farrell moved to amend S. F. No. 1413, as follows:

Page 1, after line 19, insert:

"Sec. 2. Minnesota Statutes 1992, section 79.255, is amended by adding a subdivision to read:

Subd. 9. [EXEMPTION.] A corporation, partnership, sole proprietorship, or other business entity that provides personnel supply arrangements or agreements for the purpose of temporarily supporting or supplementing a client's

work force in work situations, such as employee absences, temporary skill shortages, seasonal workloads, and specific functions and projects, may be exempt from the registration requirements of this section, provided that the arrangements or agreements do not involve the lease-back of the client's employees.

To qualify for an exemption, an applicant must obtain a certificate of exemption from registration from the commissioner. A certificate of exemption shall be issued upon the applicant's filing of a letter with the commissioner stating that the applicant meets all of the requirements for obtaining an exemption. If a corporation, partnership, sole proprietorship, or other business entity operating under the exemption subsequently fails to meet the requirements for the exemption, the corporation, partnership, sole proprietorship, or other business entity must immediately surrender the exemption certificate and register with the commissioner."

Page 2, line 21, after the period, insert "Section 2 is effective the day following final enactment."

ReNUMBER the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Goodno and Farrell moved to amend S. F. No. 1413, as amended, as follows:

Page 1, line 14, delete "the rating association or"

The motion prevailed and the amendment was adopted.

Blatz and Farrell moved to amend S. F. No. 1413, as amended, as follows:

Page 1, after line 19, insert:

"Sec. 2. Minnesota Statutes 1992, section 176.091, is amended to read:

176.091 [MINOR EMPLOYEES.]

Except as provided in section 176.092, a minor employee has the same power to enter into a contract, make election of remedy, make any settlement, and receive compensation as an adult employee, subject to the power of the commissioner of the department of labor and industry, compensation judge, or workers' compensation court of appeals to require the appointment of a guardian for the minor employee to make such settlement and to receive moneys thereunder or under an award.

Sec. 3. [176.092] [GUARDIAN; CONSERVATOR.]

Subdivision 1. [WHEN REQUIRED.] An injured employee or a dependent under section 176.111 who is a minor or an incapacitated person as that term is defined in section 525.54, subdivision 2 or 3, shall have a guardian or conservator to represent the interests of the employee or dependent in obtaining compensation according to the provisions of this chapter. This section applies if the employee receives or is eligible for permanent total disability benefits, supplementary benefits, or permanent partial disability benefits or a dependent receives or is eligible for dependency benefits, or if the employee or dependent receives or is offered a lump sum that exceeds five times the statewide average weekly wage.

Subd. 2. [APPOINTMENT.] If an injured employee or dependent under section 176.111 does not have a guardian or conservator and the attorney representing the employee or dependent knows or has reason to believe the employee or dependent is a minor or an incapacitated person, the attorney shall, within 30 days, seek a probate court order appointing a guardian or conservator. If the employer, insurer, or special compensation fund in a matter involving

a claim against the fund knows or has reason to believe the employee or dependent is a minor or is incapacitated, the employer, insurer, or special compensation fund shall notify the attorney representing the employee or dependent. If the employee or dependent has no attorney or the attorney fails to seek appointment of a guardian or conservator within 30 days of being notified under this subdivision, the employer or insurer shall seek the appointment in probate court and the special compensation fund shall notify the commissioner or a compensation judge for referral of the matter under subdivision 3. In the case of a minor who is not represented by an attorney, the commissioner shall refer the matter under subdivision 3.

Subd. 3. [REFERRAL.] When, in a proceeding before them, it appears to the commissioner, compensation judge, or, in cases upon appeal, the workers' compensation court of appeals, that an injured employee or a dependent is a minor or an incapacitated person without a guardian or conservator, the commissioner, compensation judge, or court of appeals shall refer the matter to probate court. The commissioner has no duty to monitor files at the department but must review a file for referral upon receiving a complaint that an injured employee or dependent is a minor or an incapacitated person without a guardian or conservator.

Subd. 4. [GUARDIAN, CONSERVATOR; POWERS, DUTIES.] A guardian or conservator of an injured employee or dependent shall have the powers and duties granted by the probate court including, but not limited to:

(1) representing the interests of the employee or dependent in obtaining compensation according to the provisions of this chapter;

(2) receiving monetary compensation benefits, including the amount of any award, settlement, or judgment; and

(3) acting as a fiduciary in distributing, managing, and investing monetary workers' compensation benefits.

Sec. 4. Minnesota Statutes 1992, section 176.111, subdivision 5, is amended to read:

Subd. 5. [PAYMENTS, TO WHOM MADE.] In death cases compensation payable to dependents is computed on the following basis and shall be paid to the persons entitled thereto or to a guardian or such other person as the commissioner of the department of labor and industry, compensation judge, or workers' compensation court of appeals in cases upon appeal directs for the use and benefit of the person entitled thereto conservator as required under section 176.092."

Page 1, line 20, delete "2" and insert "5"

Page 2, after line 17, insert:

"Sec. 6. Minnesota Statutes 1992, section 176.521, subdivision 1, is amended to read:

Subdivision 1. [VALIDITY.] An agreement between an employee or an employee's dependent and the employer or insurer to settle any claim, which is not upon appeal before the court of appeals, for compensation under this chapter is valid where it has been executed in writing and signed by the parties and intervenors in the matter, and, where one or more of the parties is not represented by an attorney, the commissioner or a compensation judge has approved the settlement and made an award thereon. If the matter is upon appeal before the court of appeals or district court, the court of appeals or district court is the approving body. An agreement to settle any claim is not valid if a guardian or conservator is required under section 176.092 and an employee or dependent has no guardian or conservator.

Sec. 7. Minnesota Statutes 1992, section 176.521, subdivision 2, is amended to read:

Subd. 2. [APPROVAL.] Settlements shall be approved only if the terms conform with this chapter.

The commissioner, a compensation judge, the court of appeals, and the district court shall exercise discretion in approving or disapproving a proposed settlement.

The parties to the agreement of settlement have the burden of proving that the settlement is reasonable, fair, and in conformity with this chapter. A settlement agreement where both the employee or the employee's dependent and the employer or insurer are represented by an attorney shall be conclusively presumed to be reasonable, fair, and in conformity with this chapter except when the settlement purports to be a full, final, and complete settlement of an

employee's right to medical compensation under this chapter or rehabilitation under section 176.102. A settlement which purports to do so must be approved by the commissioner, a compensation judge, or court of appeals.

The conclusive presumption in this subdivision is not available in cases involving an employee or dependent with a guardian or conservator.

The conclusive presumption in this subdivision applies to a settlement agreement entered into on or after January 15, 1982, whether the injury to which the settlement applies occurred prior to or on or after January 15, 1982.

Sec. 8. [525.6199] [GUARDIANSHIP, CONSERVATORSHIP; WORKERS' COMPENSATION PROCEEDINGS.]

Subdivision 1. [REFERRAL.] When a matter is referred under section 176.092, subdivision 3, the court shall determine whether the employee or dependent is a minor or an incapacitated person, shall appoint a guardian or conservator if the employee or dependent is a minor or an incapacitated person, and shall return the matter to the source of referral.

Subd. 2. [COURT OVERSIGHT.] The court shall oversee the use of monetary benefits paid to a guardian or conservator as provided in this chapter or under rule 145 of the general rules of practice for the district courts. There is a rebuttable presumption that a settlement or award approved by the commissioner of the department of labor and industry or a compensation judge is reasonable and fair to the employee or dependent.

Subd. 3. [COSTS.] Subject to the approval of the court, the insurer or self-insured employer shall pay the costs and a reasonable attorney fee of the employee or dependent associated with the appointment of a guardian or conservator required under section 176.092."

Page 2, line 21, after the period, insert "Sections 2 to 4 and 6 to 8 are effective August 1, 1993, and apply to all monetary benefits paid on or after that date, without regard to the date of injury."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker called Rodosovich to the Chair.

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

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

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

Dawkins and Mariani were excused for the remainder of today's session.

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

Krinkie moved to amend S. F. No. 697, as follows:

Page 3, delete section 3

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

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

Stanius moved to amend S. F. No. 697, as follows:

Page 3, line 25, delete ", by"

Page 3, line 26, delete "January 1, 1994,"

A roll call was requested and properly seconded.

The question was taken on the Stanius amendment and the roll was called. There were 59 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Abrams	Erhardt	Jennings	Lindner	Olson, K.	Seagren	Weaver
Bettermann	Frerichs	Johnson, V.	Macklin	Olson, M.	Smith	Wejcman
Bishop	Girard	Kalis	McCollum	Onnen	Stanius	Wolf
Commers	Goodno	Kelso	Milbert	Osthoff	Sviggum	Worke
Dauids	Gruenes	Knickerbocker	Molnau	Ozment	Swenson	Workman
Dehler	Gutknecht	Koppendrayner	Morrison	Pawlenty	Tompkins	
Delmont	Haukoos	Krinkie	Murphy	Perlt	Van Dellen	
Dempsey	Holsten	Leppik	Ness	Pugh	Vickerman	
Dorn	Hugoson	Limmer	Olson, E.	Rhodes	Waltman	

Those who voted in the negative were:

Anderson, I.	Carlson	Hasskamp	Kinkel	Mosel	Peterson	Sparby
Anderson, R.	Carruthers	Hausman	Klinzing	Munger	Reding	Steensma
Asch	Clark	Huntley	Krueger	Neary	Rest	Tomassoni
Battaglia	Cooper	Jacobs	Lasley	Nelson	Rice	Trimble
Bauerly	Dauner	Jaros	Lieder	Opatz	Rodosovich	Tunheim
Beard	Evans	Jefferson	Lourey	Orenstein	Rukavina	Wagenius
Bergson	Farrell	Johnson, A.	Luther	Orfield	Sarna	Wenzel
Bertram	Garcia	Johnson, R.	Lynch	Ostrom	Sekhon	Winter
Blatz	Greenfield	Kahn	Mahon	Pauly	Skoglund	Spk. Long
Brown, K.	Greiling	Kelley	McGuire	Pelowski	Solberg	

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

The Speaker resumed the Chair.

Solberg moved to amend S. F. No. 697, as follows:

Page 15, line 21, delete "and drought"

The motion prevailed and the amendment was adopted.

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

The bill was read for the 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 89 yeas and 38 nays as follows:

Those who voted in the affirmative were:

Abrams	Carruthers	Hasskamp	Klinzing	Munger	Reding	Trimble
Anderson, I.	Clark	Hausman	Krueger	Murphy	Rest	Tunheim
Anderson, R.	Cooper	Huntley	Lasley	Neary	Rhodes	Van Dellen
Asch	Dauner	Jacobs	Leppik	Olson, K.	Rice	Vellenga
Battaglia	Dehler	Jaros	Lieder	Opatz	Rodosovich	Wagenius
Bauerly	Dorn	Jefferson	Lourey	Orenstein	Rukavina	Weaver
Beard	Evans	Johnson, A.	Luther	Orfield	Sarna	Wejcman
Bergson	Farrell	Johnson, R.	Lynch	Osthoff	Seagren	Wenzel
Bertram	Garcia	Kahn	Macklin	Ostrom	Sekhon	Winter
Bishop	Goodno	Kalis	Mahon	Pawlenty	Skoglund	Worke
Blatz	Greenfield	Kelley	McCollum	Pelowski	Solberg	Spk. Long
Brown, K.	Greiling	Kelso	McGuire	Peterson	Swenson	
Carlson	Gruenes	Kinkel	Mosel	Pugh	Tomassoni	

Those who voted in the negative were:

Bettermann	Dauids	Erhardt	Gutknecht	Hugoson	Koppendraye	Lindner
Brown, C.	Delmont	Frerichs	Haukoos	Jennings	Krinkie	Milbert
Commers	Dempsey	Girard	Holsten	Johnson, V.	Limmer	Molnau

Morrison	Olson, E.	Ozment	Stanis	Tompkins	Wolf
Nelson	Olson, M.	Perl	Steensma	Vickerman	Workman
Ness	Onnen	Smith	Sviggum	Waltman	

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

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 283, A bill for an act relating to state lands; authorizing the conveyance of state land in St. Louis county.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 96, A bill for an act relating to the environment; wastewater treatment; clarifying rulemaking provisions for pollution control agency adoption of wastewater treatment standards; changing the composition of the technical advisory committee; changing the definition of individual on-site treatment system; amending Minnesota Statutes 1992, sections 115.44, subdivisions 4, 6, and 7; 115.54; and 116.18, subdivision 3c.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 413 was reported to the House.

Hugoson moved to amend S. F. No. 413, as follows:

Page 6, after line 19, insert:

"Sec. 3. [BIGFOOT PROPERTIES; SALE OF TAX-FORFEITED LAND.]

Subdivision 1. Notwithstanding any limitation upon the right of redemption or sale of tax-forfeited lands, St. Louis county may convey to Bigfoot Properties, c/o Roger Mathwig, P.O. Box 95, Truman, MN 56088, those tracts of

tax-forfeited land located in St. Louis county and described as:

the west half of the southwest quarter (W1/2SW1/4), and the northeast quarter of the southwest quarter (NE1/4SW1/4) of section 23; and the southeast quarter of the southeast quarter (SE1/4SE1/4) of section 22; all in Township 51 North of Range 21 West.

Subd. 2. Bigfoot Properties is the former owner of the described properties, which forfeited to the county due to inadvertent failure of the organization to make payment of taxes. The properties do not border on public waters.

Subd. 3. Conveyance shall be in a form approved by the attorney general and shall be made only after receipt by the county of the total amount of taxes due, plus interest and any penalty owing."

Page 7, line 18, delete "3" and insert "4"

Renummer the sections in sequence

Amend the title as follows:

Page 1, line 3, after "water" insert "and certain other tax-forfeited lands"

The motion prevailed and the amendment was adopted.

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

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 6 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bergson	Frerichs	Hasskamp	Munger	Nelson	Osthoft
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The bill was passed, as amended, and its title agreed to.

S. F. No. 1074 was reported to the House.

Anderson, R., moved to amend S. F. No. 1074, as follows:

Page 11, after line 24, insert:

"Sec. 18. [SHORELAND SALES.]

Notwithstanding any other law to the contrary, landowners in Otter Tail county affected by shoreland standards and criteria adopted under Minnesota Statutes, sections 103F.201 to 103F.221, or rules adopted under those sections, may sell, subdivide, or transfer their land without complying with Minnesota Rules, part 6120.3300, subpart 2, items A to E, and subparts 2a and 2b. This section is effective the day following final enactment and is repealed effective July 1, 1994."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Winter, Hasskamp and Leppik moved to amend S. F. No. 1074, as amended, as follows:

Page 6, line 23, reinstate "~~appraisal shall be~~"

Page 6, line 24, reinstate "~~made by~~"

Page 6, line 26, after "~~situated~~" insert "a qualified appraiser residing in the county or nearby region" and reinstate "~~Each~~"

A roll call was requested and properly seconded.

Leppik moved to amend the Winter et al amendment to S. F. No. 1074, as amended, as follows:

Page 1, line 5 of the Winter et al amendment, after "the" insert "same" and after "or" delete "nearby region" and insert "adjacent county"

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Winter et al amendment, as amended, and the roll was called. There were 30 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Hasskamp	Johnson, R.	Mosel	Rhodes	Tompkins
Brown, K.	Holsten	Kalis	Nelson	Rukavina	Vickerman
Cooper	Hugoson	Koppendrayner	Olson, E.	Solberg	Waltman
Dauner	Jacobs	Leppik	Olson, K.	Steensma	Wenzel
Girard	Jaros	Limmer	Peterson	Tomassoni	Winter

Those who voted in the negative were:

Abrams	Commers	Gruenes	Krinkie	Munger	Perlt	Tunheim
Anderson, R.	Davids	Gutknecht	Krueger	Murphy	Reding	Van Dellen
Asch	Dehler	Haukoos	Lasley	Ness	Rest	Vellenga
Battaglia	Delmont	Hausman	Lieder	Olson, M.	Rice	Wagenius
Bauerly	Dempsey	Huntley	Lindner	Ornen	Rodosovich	Weaver
Beard	Dorn	Jefferson	Lourey	Opatz	Sarna	Wejcman
Bergson	Erhardt	Jennings	Luther	Orenstein	Seagren	Wolf
Bertram	Evans	Johnson, A.	Lynch	Orfield	Sekhon	Worke
Bettermann	Farrell	Johnson, V.	Mahon	Osthoff	Skoglund	Workman
Blatz	Frerichs	Kahn	McCollum	Ostrom	Smith	Spk. Long
Brown, C.	Garcia	Kelley	McGuire	Ozment	Stanius	
Carlson	Goodno	Kelso	Milbert	Pauly	Sviggum	
Carruthers	Greenfield	Klinzing	Molnau	Pawlenty	Swenson	
Clark	Greiling	Knickerbocker	Morrison	Pelowski	Trimble	

The motion did not prevail and the amendment, as amended, was not adopted.

Neary, Farrell and Holsten moved to amend S. F. No. 1074, as amended, as follows:

Page 11, line 15, after "commissioner" insert "to first mitigate contamination on state lands adjacent to the parcel that was sold, and then"

The motion prevailed and the amendment was adopted.

Trimble moved to amend S. F. No. 1074, as amended, as follows:

Page 11, after line 24, insert:

"Sec. 18. [REPORT.]

The department of natural resources shall track the financial effects of changes occurring in department policy on the private forest management assistance program. It shall review any regional differences, and the cost and types of services provided by both the division of forestry and private timber appraisers. It shall provide reports back by February 15, 1994, and February 15, 1995, to the house and senate finance committees on environment and natural resources."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Trimble moved to amend S. F. No. 1074, as amended, as follows:

Page 2, after line 25, insert:

"Sec. 3. Minnesota Statutes 1992, section 84.95, subdivision 2, is amended to read:

Subd. 2. [PURPOSES AND EXPENDITURES.] Money from the reinvest in Minnesota resources fund may only be spent for the following fish and wildlife conservation enhancement purposes:

- (1) development and implementation of the comprehensive fish and wildlife management plan under section 84.942;
- (2) implementation of the conservation reserve program established by section 103F.515;
- (3) soil and water conservation practices to improve water quality, reduce soil erosion and crop surpluses;
- (4) enhancement or restoration of fish and wildlife habitat on lakes, streams, wetlands, and public and private forest lands;
- (5) acquisition and development of public access sites and recreation easements to lakes, streams, and rivers for fish and wildlife oriented recreation;
- (6) matching funds with government agencies, federally recognized Indian tribes and bands, and the private sector for acquisition and improvement of fish and wildlife habitat;
- (7) research and surveys of fish and wildlife species and habitat;
- (8) enforcement of natural resource laws and rules;
- (9) information and education;
- (10) implementing the aspen recycling program under section 88.80 and for other forest wildlife management projects; and
- (11) necessary support services to carry out these purposes."

Page 11, after line 24, insert:

"Sec. 17. [NATIVE PLANTINGS ON PUBLIC LANDS; REPORT.]

The commissioner of the department of natural resources, in consultation with the commissioners of the departments of transportation and agriculture, the metropolitan council, and other interested persons, shall investigate the extent to which all state agencies and local units of government may be encouraged to plant on public lands trees, shrubs, and other plantings that are native to the habitat involved. The commissioner shall, in cooperation with the Minnesota department of transportation, propose a plan to increase the amount of trees, shrubs and native plantings planted along the right-of-way of state trunk highways. The commissioner shall also submit a report of findings made under this section to the environment and natural resources committees of the legislature by February 15, 1994."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Rukavina moved to amend S. F. No. 1074, as amended, as follows:

Page 4, after line 33, insert:

"(e) Paragraphs (b), (c), and (d) do not apply to the 1993 sale of permanent school lands. These 1993 sales must be conducted using the interest rate formula in effect in 1992."

A roll call was requested and properly seconded.

The question was taken on the Rukavina amendment and the roll was called. There were 89 yeas and 39 nays as follows:

Those who voted in the affirmative were:

Abrams	Commers	Hasskamp	Koppendrayner	Molnau	Perlt	Sviggum
Anderson, I.	Dauner	Holsten	Krueger	Morrison	Peterson	Swenson
Anderson, R.	Davids	Hugoson	Leppik	Mosel	Pugh	Tomassoni
Battaglia	Dehler	Huntley	Lieder	Murphy	Reding	Tompkins
Beard	Delmont	Jaros	Limmer	Neary	Rice	Van Dellen
Bergson	Dempsey	Jefferson	Lindner	Nelson	Rodosovich	Vickerman
Bertram	Dorn	Jennings	Lourey	Ness	Rukavina	Waltman
Bettermann	Erhardt	Johnson, A.	Luther	Olson, E.	Sarna	Wenzel
Bishop	Evans	Johnson, R.	Lynch	Olson, K.	Seagren	Winter
Blatz	Farrell	Kalis	Macklin	Opatz	Smith	Worke
Brown, C.	Girard	Kinkel	Mahon	Osthoff	Solberg	Spk. Long
Brown, K.	Goodno	Klinzing	McCollum	Ozment	Stanis	
Carruthers	Gutknecht	Knickerbocker	Milbert	Pauly	Steensma	

Those who voted in the negative were:

Asch	Garcia	Jacobs	Lasley	Orfield	Sekhon	Wejcman
Bauerly	Greenfield	Johnson, V.	McGuire	Ostrom	Skoglund	Wolf
Carlson	Greiling	Kahn	Munger	Pawlenty	Trimble	Workman
Clark	Gruenes	Kelley	Olson, M.	Pelowski	Vellenga	
Cooper	Haukoos	Kelso	Onnen	Rest	Wagenius	
Frerichs	Hausman	Krinkie	Orenstein	Rhodes	Weaver	

The motion prevailed and the amendment was adopted.

S. F. No. 1074, A bill for an act relating to natural resources; management of state-owned lands by the department of natural resources; deletion of land from Moose Lake state recreation area; private use of state trails; appropriating money; amending Minnesota Statutes 1992, sections 84.0273; 84.632; 85.015, by adding a subdivision; 86A.05, subdivision 14; 92.06, subdivision 1; 92.14, subdivision 2; 92.19; 92.29; 92.67, subdivision 5; 94.10; 94.11; 94.13; 94.343, subdivision 3; 94.348, subdivision 2; and 97A.135, subdivision 2, and by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

Tomassoni	Van Dellen	Wagenius	Wejzman	Wolf	Spk. Long
Tompkins	Vellenga	Waltman	Wenzel	Worke	
Trimble	Vickerman	Weaver	Winter	Workman	

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

There being no objection, the order of business reverted to Messages from the Senate.

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, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1039, A bill for an act relating to auctioneers; prohibiting certain cities and towns from requiring additional licenses of persons licensed as auctioneers by a county; proposing coding for new law in Minnesota Statutes, chapter 330.

PATRICK E. FLAHAVEN, Secretary of the Senate

Garcia moved that the House refuse to concur in the Senate amendments to H. F. No. 1039, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

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

H. F. No. 1114, A bill for an act relating to game and fish; stamp design; training of hunting dogs; clothing requirements; raccoon season; rough fish taking by nonresidents; muskie size limits; taking of mussels; advance of matching funds; financing waterfowl development; defining "undressed bird"; regulating the taking of deer; regulating seasons on muskrat, mink, otter, and beaver; required license to take and condition of fish brought into the state from Canada; authorizing suspension of requirements upon action by Canadian authorities; amending Minnesota Statutes 1992, sections 84.085, by adding a subdivision; 97A.015, subdivision 49, and by adding a subdivision; 97A.045, subdivision 7; 97A.091, subdivision 2; 97A.531; 97B.005, subdivisions 2 and 3; 97B.041; 97B.071; 97B.621, subdivision 1; 97B.911; 97B.915; 97B.921; 97B.925; 97C.375; 97C.405; and 97C.701, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 97A; repealing Minnesota Statutes 1992, sections 97A.541; 97C.701, subdivisions 3, 4, and 5; 97C.705; and 97C.711.

PATRICK E. FLAHAVEN, Secretary of the Senate

Milbert moved that the House refuse to concur in the Senate amendments to H. F. No. 1114, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Johnson, R., moved that the House refuse to concur in the Senate amendments to H. F. No. 574, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

I hereby announce 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. 931, A bill for an act relating to motor fuels; increasing minimum oxygen content in certain areas at certain times; amending Minnesota Statutes 1992, section 239.791, subdivisions 1 and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Peterson moved that the House refuse to concur in the Senate amendments to H. F. No. 931, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

SPECIAL ORDERS

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

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Milbert moved that the name of Peterson be added as an author on H. F. No. 1025. The motion prevailed.

Bergson moved that the following statement be printed in the Journal of the House: "It was my intention to vote in the affirmative on Monday, May 3, 1993, when the vote was taken on the final passage of H. F. No. 571, as amended." 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 Thursday, May 6, 1993, when the vote was taken on the final passage of S. F. No. 384, as amended." The motion prevailed.

Pelowski moved that H. F. No. 1234 be returned to its author. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 931:

Peterson, Long and Rest.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 10:30 a.m., Monday, May 10, 1993. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:30 a.m., Monday, May 10, 1993.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

