

STATE OF MINNESOTA
SEVENTY-EIGHTH SESSION — 1994

EIGHTY-FIFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 7, 1994

The House of Representatives convened at 1:30 p.m. and was called to order by Irv Anderson, Speaker of the House.

Prayer was offered by Pastor Ted Predoehl, Messiah Lutheran Church, Forest Lake, Minnesota.

The roll was called and the following members were present:

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

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. Smith 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. 2066 and H. F. No. 2067, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Sekhon moved that the rules be so far suspended that S. F. No. 2066 be substituted for H. F. No. 2067 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2303 and H. F. No. 2115, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Ostrom moved that the rules be so far suspended that S. F. No. 2303 be substituted for H. F. No. 2115 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Rest from the Committee on Taxes to which was referred:

H. F. No. 1917, A bill for an act relating to metropolitan government; providing for financial assistance and capital expenditures of the regional transit board; amending Minnesota Statutes 1992, sections 473.375, subdivision 13; and 473.39, subdivision 1b.

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

The report was adopted.

Rice from the Committee on Economic Development, Infrastructure and Regulation Finance to which was referred:

H. F. No. 1918, A bill for an act relating to licensing; requiring the bureau of business licenses to expand services of the bureau; requiring a report to the governor and the legislature.

Reported the same back with the following amendments:

Page 1, line 18, after "shall" insert "develop an implementation plan to"

Page 2, lines 7 and 20, after "shall" insert "develop an implementation plan to"

Page 2, line 32, before "The" insert "Within existing appropriations,"

With the recommendation that when so amended the bill pass.

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 2175, A bill for an act relating to the city of Saint Paul; authorizing a program for the replacement of lead pipes and the charging or assessment of costs for the program and the issuance of general or special obligations to pay the costs of the program.

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

The report was adopted.

Rest from the Committee on Taxes to which was referred:

H. F. No. 2433, A bill for an act relating to the city of Duluth; authorizing the issuance of general obligation bonds to finance improvements to the Duluth entertainment convention center.

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

The report was adopted.

Battaglia from the Committee on Environment and Natural Resources Finance to which was referred:

H. F. No. 2485, A bill for an act relating to water; providing for duties of the legislative water commission; providing for a sustainable agriculture advisory committee; requiring plans relating to sustainable agriculture and integrated pest management; changing disclosures and fees related to dewatering wells; establishing groundwater policy and education; changing water well permit requirements; requiring reports to the legislature; appropriating money; amending Minnesota Statutes 1992, sections 3.887, subdivisions 5, 6, and 8; 17.114, subdivisions 1, 3, 4, and by adding a subdivision; 18B.045, subdivision 1; 103A.43; 103B.151, subdivision 1; 103G.271, subdivision 5; 103H.175, by adding a subdivision; 103H.201, subdivisions 1 and 4; 103I.101, subdivision 5; 103I.205, subdivision 1; 103I.208; and 103I.331, subdivision 6; Minnesota Statutes 1993 Supplement, sections 18E.06; and 115B.20, subdivision 6; proposing coding for new law in Minnesota Statutes, chapters 103A; and 103F; repealing Minnesota Statutes 1992, section 103F.460.

Reported the same back with the following amendments:

Page 9, delete lines 10 to 12

Page 17, delete lines 3 to 20

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, delete "appropriating money;"

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

The report was adopted.

Battaglia from the Committee on Environment and Natural Resources Finance to which was referred:

H. F. No. 2644, A bill for an act relating to companion animals; establishing a low-cost spaying and neutering program; establishing certain standards of care for dogs and cats; imposing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 346.

Reported the same back with the following amendments:

Pages 7 to 9, delete sections 3 to 5

Renumber the remaining sections

Amend the title as follows:

Page 1, lines 2 and 3, delete "establishing a low-cost spaying and neutering program;"

Page 1, line 5, delete "appropriating money;"

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

The report was adopted.

Wenzel from the Committee on Agriculture to which was referred:

H. F. No. 2885, A bill for an act relating to agriculture; providing for family farm limited liability companies and authorized farm limited liability companies; removing limitation on number of shareholders or partners for authorized farm corporations and partnerships; amending Minnesota Statutes 1992, section 500.24, subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 500.24, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For the purposes of this section, the terms defined in this subdivision have the meanings here given them:

(a) "Farming" means the production of (1) agricultural products; (2) livestock or livestock products; (3) milk or milk products; or (4) fruit or other horticultural products. It does not include the processing, refining, or packaging of said products, nor the provision of spraying or harvesting services by a processor or distributor of farm products. It does not include the production of timber or forest products or the production of poultry or poultry products.

(b) "Family farm" means an unincorporated farming unit owned by one or more persons residing on the farm or actively engaging in farming.

(c) "Family farm corporation" means a corporation founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are persons or the spouses of persons related to each other within the third degree of kindred according to the rules of the civil law, and at least one of said related persons is residing on or actively operating the farm, and none of whose stockholders are corporations; provided that a family farm corporation shall not cease to qualify as such hereunder by reason of any devise or bequest of shares of voting stock.

(d) "Authorized farm corporation" means a corporation meeting the following standards under clause (1) or (2):

(1)(i) its shareholders do not exceed five in number;

(2) (ii) all its shareholders, other than any estate are natural persons;

(3) (iii) it does not have more than one class of shares; and

(4) (iv) its revenues from rent, royalties, dividends, interest and annuities does not exceed 20 percent of its gross receipts; and

(5) (v) shareholders holding 51 percent or more of the interest in the corporation must be residing on the farm or actively engaging in farming;

(6) (vi) the authorized farm corporation, directly or indirectly, owns or otherwise has an interest, whether legal, beneficial, or otherwise, in any title to no more than 1,500 acres of real estate used for farming or capable of being used for farming in this state; and

(7) (vii) a shareholder of the authorized farm corporation is not a shareholder in other authorized farm corporations that directly or indirectly in combination with the authorized farm corporation own not more than 1,500 acres of real estate used for farming or capable of being used for farming in this state; or

(2)(i) the corporation is engaged in the production of livestock other than dairy cattle; and not engaged in farming activities otherwise prohibited under this section;

(ii) all its shareholders other than an estate, are natural persons or a family farm corporation;

(iii) it does not have more than one class of shares;

(iv) its revenues from rent, royalties, dividends, interest and annuities does not exceed 20 percent of its gross receipts;

(v) shareholders holding 80 percent or more of the control and financial investment in the corporation must be farmers residing in Minnesota;

(vi) the authorized farm corporation, directly or indirectly, owns or otherwise has an interest, whether legal, beneficial, or otherwise, in any title to no more than 1,500 acres of real estate used for farming or capable of being used for farming in this state;

(vii) the corporation was formed for the production of livestock other than dairy cattle by natural persons or family farm corporations that provide 80 percent or more of the capital investment.

(e) "Agricultural land" means land used for farming.

(f) "Pension or investment fund" means a pension or employee welfare benefit fund, however organized, a mutual fund, a life insurance company separate account, a common trust of a bank or other trustee established for the investment and reinvestment of money contributed to it, a real estate investment trust, or an investment company as defined in United States Code, title 15, section 80a-3. "Pension or investment fund" does not include a benevolent trust established by the owners of a family farm, authorized farm corporation or family farm corporation.

(g) "Farm homestead" means a house including adjoining buildings that has been used as part of a farming operation or is part of the agricultural land used for a farming operation.

(h) "Family farm partnership" means a limited partnership formed for the purpose of farming and the ownership of agricultural land in which the majority of the interests in the partnership is held by and the majority of the partners are persons or the spouses of persons related to each other within the third degree of kindred according to the rules of the civil law, and at least one of the related persons is residing on or actively operating the farm, and none of the partners are corporations. A family farm partnership does not cease to qualify as a family farm partnership because of a devise or bequest of interest in the partnership.

(i) "Authorized farm partnership" means a limited partnership meeting the following standards:

(1) it has been issued a certificate from the secretary of state or is registered with the county recorder and farming and ownership of agricultural land is stated as a purpose or character of the business;

(2) its partners do not exceed five in number;

(3) all its partners, other than an estate, are natural persons;

(4) its revenues from rent, royalties, dividends, interest, and annuities do not exceed 20 percent of its gross receipts;

(5) its general partners hold at least 51 percent of the interest in the land assets of the partnership and reside on the farm or are actively engaging in farming not more than 1,500 acres as a general partner in an authorized limited partnership;

(6) its limited partners do not participate in the business of the limited partnership including operating, managing, or directing management of farming operations;

(7) the authorized farm partnership, directly or indirectly, does not own or otherwise have an interest, whether legal, beneficial, or otherwise, in a title to more than 1,500 acres of real estate used for farming or capable of being used for farming in this state; and

(8) a limited partner of the authorized farm partnership is not a limited partner in other authorized farm partnerships that directly or indirectly in combination with the authorized farm partnership own not more than 1,500 acres of real estate used for farming or capable of being used for farming in this state.

(j) "Farmer" means a person who regularly participates in physical labor or operations management in the farmer's farming operation and files "Schedule F" as part of the person's annual Form 1040 filing with the United States Internal Revenue Service.

Sec. 2. Minnesota Statutes 1992, section 500.24, subdivision 3, is amended to read:

Subd. 3. [FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED.] No corporation, limited liability company, pension or investment fund, or limited partnership shall engage in farming; nor shall any corporation, limited liability company, pension or investment fund, or limited partnership, directly or indirectly, own, acquire, or otherwise obtain an interest, whether legal, beneficial or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. Livestock that are delivered for slaughter or processing may be fed and cared for by a corporation up to 20 days prior to slaughter or processing. Provided, however, that the restrictions in this subdivision do not apply to corporations or partnerships in clause (b) and do not apply to corporations, limited partnerships, and pension or investment funds that record its name and the particular exception under clauses (a) to (s) under which the agricultural land is owned or farmed, have a conservation plan prepared for the agricultural land, report as required under subdivision 4, and satisfy one of the following conditions under clauses (a) to (s):

(a) a bona fide encumbrance taken for purposes of security;

(b) a family farm corporation, an authorized farm corporation, a family farm partnership, or an authorized farm partnership as defined in subdivision 2 or a general partnership;

(c) agricultural land and land capable of being used for farming owned by a corporation as of May 20, 1973, or a pension or investment fund as of May 12, 1981, including the normal expansion of such ownership at a rate not to exceed 20 percent of the amount of land owned as of May 20, 1973, or, in the case of a pension or investment fund, as of May 12, 1981, measured in acres, in any five-year period, and including additional ownership reasonably necessary to meet the requirements of pollution control rules;

(d) agricultural land operated for research or experimental purposes with the approval of the commissioner of agriculture, provided that any commercial sales from the operation must be incidental to the research or experimental objectives of the corporation. A corporation, limited partnership, or pension or investment fund seeking to operate agricultural land for research or experimental purposes must submit to the commissioner a prospectus or proposal of the intended method of operation, containing information required by the commissioner including a copy of any operational contract with individual participants, prior to initial approval of an operation. A corporation, limited partnership, or pension or investment fund operating agricultural land for research or experimental purposes prior to May 1, 1988, must comply with all requirements of this clause except the requirement for initial approval of the project;

(e) agricultural land operated by a corporation or limited partnership for the purpose of raising breeding stock, including embryos, for resale to farmers or operated for the purpose of growing seed, wild rice, nursery plants or sod. An entity that is organized to raise livestock other than dairy cattle under this clause after April 1, 1994, that does not meet the definition requirement for an authorized farm corporation must:

(1) sell all castrated animals to be fed out or finished by farming operations that are neither directly or indirectly owned by the business entity operating the breeding stock operation; and

(2) report its total production and sales annually to the commissioner of agriculture;

(f) agricultural land and land capable of being used for farming leased by a corporation or limited partnership in an amount, measured in acres, not to exceed the acreage under lease to such corporation as of May 20, 1973, or to the limited partnership as of May 1, 1988, and the additional acreage required for normal expansion at a rate not to exceed 20 percent of the amount of land leased as of May 20, 1973, for a corporation or May 1, 1988, for a limited partnership in any five-year period, and the additional acreage reasonably necessary to meet the requirements of pollution control rules;

(g) agricultural land when acquired as a gift (either by grant or a devise) by an educational, religious, or charitable nonprofit corporation or by a pension or investment fund or limited partnership; provided that all lands so acquired by a pension or investment fund, and all lands so acquired by a corporation or limited partnership which are not operated for research or experimental purposes, or are not operated for the purpose of raising breeding stock for resale to farmers or operated for the purpose of growing seed, wild rice, nursery plants or sod must be disposed of within ten years after acquiring title thereto;

(h) agricultural land acquired by a pension or investment fund or a corporation other than a family farm corporation or authorized farm corporation, as defined in subdivision 2, or a limited partnership other than a family farm partnership or authorized farm partnership as defined in subdivision 2, for which the corporation or limited partnership has documented plans to use and subsequently uses the land within six years from the date of purchase for a specific nonfarming purpose, or if the land is zoned nonagricultural, or if the land is located within an incorporated area. A pension or investment fund or a corporation or limited partnership may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation; provided, however, that pending the development of agricultural land for nonfarm purposes, such land may not be used for farming except under lease to a family farm unit, a family farm corporation, an authorized farm corporation, a family farm partnership, or an authorized farm partnership, or except when controlled through ownership, options, leaseholds, or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, United States Code, title 42, sections 3901 to 3914) as amended, or a subsidiary or assign of such a corporation;

(i) agricultural lands acquired by a pension or investment fund or a corporation or limited partnership by process of law in the collection of debts, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise; provided, however, that all lands so acquired be disposed of within ten years after acquiring the title if acquired before May 1, 1988, and five years after acquiring the title if acquired on or after May 1, 1988, acquiring the title thereto, and further provided that the land so acquired shall not be used for farming during the ten-year or five-year period except under a lease to a family farm unit, a family farm corporation, an authorized farm corporation, a family farm partnership, or an authorized farm partnership. The aforementioned ten-year or five-year limitation period shall be deemed a covenant running with the title to the land against any grantee, assignee, or successor of the pension or investment fund, corporation, or limited partnership. Notwithstanding the five-year divestiture requirement under this clause, a financial institution may continue to own the agricultural land if the agricultural land is leased to the immediately preceding former owner, but must divest of the agricultural land within the ten-year period. Livestock acquired by a pension or investment fund, corporation, or limited partnership in the collection of debts, or by a procedure for the enforcement of lien or claim on the livestock whether created by security agreement or otherwise after the effective date of this act, must be sold or disposed of within one full production cycle for the type of livestock acquired or 18 months after the livestock is acquired, whichever is later;

(j) agricultural land acquired by a corporation regulated under the provisions of Minnesota Statutes 1974, chapter 216B, for purposes described in that chapter or by an electric generation or transmission cooperative for use in its business, provided, however, that such land may not be used for farming except under lease to a family farm unit, a family farm corporation, or a family farm partnership;

(k) agricultural land, either leased or owned, totaling no more than 2,700 acres, acquired after May 20, 1973, for the purpose of replacing or expanding asparagus growing operations, provided that such corporation had established 2,000 acres of asparagus production;

(l) all agricultural land or land capable of being used for farming which was owned or leased by an authorized farm corporation as defined in Minnesota Statutes 1974, section 500.24, subdivision 1, clause (d), but which does not qualify as an authorized farm corporation as defined in subdivision 2, clause (d);

(m) a corporation formed primarily for religious purposes whose sole income is derived from agriculture;

(n) agricultural land owned or leased by a corporation prior to August 1, 1975, which was exempted from the restriction of this subdivision under the provisions of Laws 1973, chapter 427, including normal expansion of such ownership or leasehold interest to be exercised at a rate not to exceed 20 percent of the amount of land owned or leased on August 1, 1975, in any five-year period and the additional ownership reasonably necessary to meet requirements of pollution control rules;

(o) agricultural land owned or leased by a corporation prior to August 1, 1978, including normal expansion of such ownership or leasehold interest, to be exercised at a rate not to exceed 20 percent of the amount of land owned or leased on August 1, 1978, and the additional ownership reasonably necessary to meet requirements of pollution control rules, provided that nothing herein shall reduce any exemption contained under the provisions of Laws 1975, chapter 324, section 1, subdivision 2;

(p) an interest in the title to agricultural land acquired by a pension fund or family trust established by the owners of a family farm, authorized farm corporation or family farm corporation, but limited to the farm on which one or more of those owners or shareholders have resided or have been actively engaged in farming as required by subdivision 2, clause (b), (c), or (d);

(q) agricultural land owned by a nursing home located in a city with a population, according to the state demographer's 1985 estimate, between 900 and 1,000, in a county with a population, according to the state demographer's 1985 estimate, between 18,000 and 19,000, if the land was given to the nursing home as a gift with the expectation that it would not be sold during the donor's lifetime. This exemption is available until July 1, 1995;

(r) the acreage of agricultural land and land capable of being used for farming owned and recorded by an authorized farm corporation as defined in Minnesota Statutes 1986, section 500.24, subdivision 2, paragraph (d), or a limited partnership as of May 1, 1988, including the normal expansion of the ownership at a rate not to exceed 20 percent of the land owned and recorded as of May 1, 1988, measured in acres, in any five-year period, and including additional ownership reasonably necessary to meet the requirements of pollution control rules;

(s) agricultural land owned or leased as a necessary part of an aquatic farm as defined in section 17.47, subdivision 3.

Sec. 3. [CORPORATE FARMING LAW TASK FORCE.]

Subdivision 1. [PURPOSE.] Current Minnesota law generally precludes corporations from owning farm land or operating a farming enterprise. Corporate farming law has been developed over a period of 14 decades, and the development has included numerous changes to accommodate shifting priorities in agriculture and a recognition that the economic and social climate of the state is not static. There is a concern whether current corporate farming law, especially as it relates to the breeding and raising of swine, represents the appropriate balance between protection of family farms and opportunity for creative new enterprise structures organized by multiple farmers. Farmers wish to support a corporate farming law that is in the overall best interest of production agriculture and preservation of the family farm unit as the main component of the agricultural economy in the state. The study, legislative report, and legislative recommendations authorized by this section will increase public and legislative understanding of the issues involved.

Subd. 2. [CREATION; MEMBERSHIP.] (a) There is hereby created a corporate farming law task force with ten members appointed as follows:

- (1) the chairs of the committees of the Minnesota senate and house of representatives, or their designees;
 - (2) two members of the Minnesota house of representatives appointed by the speaker of the house;
 - (3) one member of the Minnesota house of representatives appointed by the minority leader of the house;
 - (4) two members of the Minnesota senate appointed by the senate committee on rules and administration;
 - (5) one member of the Minnesota senate appointed by the minority leader of the senate;
 - (6) one member with education and experience in the area of agricultural economics appointed by the governor of Minnesota; and
 - (7) one member who is the operator of a production agriculture farm in Minnesota appointed by the governor.
- (b) Each of the appointing authorities must make their respective appointments not later than June 15, 1994.
- (c) Citizen members of the task force may be reimbursed for expenses as provided in Minnesota Statutes, section 15.059, subdivision 6.
- (d) The first meeting of the task force must be called and convened by the chairs of the agriculture committees of the senate and the house of representatives. Task force members will then elect a permanent chair from among the task force members.

Subd. 3. [CHARGE.] The task force must examine current and projected impacts of corporate farming structures on the economic, social, and environmental conditions and structures of rural Minnesota. The study should consider probable impacts on both agriculture related and nonagriculture businesses in rural communities. Issues of nonpoint source pollution and other environmental issues must also be considered.

Subd. 4. [RESOURCES; STAFF SUPPORT; CONTRACT SERVICES.] The commissioner of agriculture shall provide necessary resources and staff support for the meetings, hearings, activities, and report of the task force. To the extent the task force determines it appropriate to contract with nonstate providers for research or analytical services, the commissioner shall serve as the fiscal agent for the task force.

Subd. 5. [PUBLIC HEARINGS.] The task force shall hold at least four public hearings on the issue of corporate farming law, with specific emphasis on appropriate regulation of business structures involved in swine breeding and raising. At least three of the hearings must be held in greater Minnesota.

Subd. 6. [REPORT.] Not later than February 15, 1995, the corporate farming law task force shall report to the legislature on the findings of its study. The report must include recommendations for changes in Minnesota Statutes and rules of the department of agriculture that are negative to the best interests of production agriculture in the state and the economic, environmental, and social environment and preservation of the family farm.

Subd. 7. [EXPIRATION.] The corporate farming law task force expires 45 days after its report and recommendations are delivered to the legislature or on May 15, 1995, whichever date is earlier.

Subd. 8. [APPROPRIATION; CORPORATE FARMING LAW TASK FORCE.] \$25,000 is appropriated from the general fund to the commissioner of agriculture to provide staff and research support for the corporate farming law task force."

Delete the title and insert:

"A bill for an act relating to agriculture; changing the law limiting corporate farming; establishing a corporate farming law task force; appropriating money; amending Minnesota Statutes 1992, section 500.24, subdivisions 2 and 3."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Environment and Natural Resources Finance.

The report was adopted.

Battaglia from the Committee on Environment and Natural Resources Finance to which was referred:

H. F. No. 2894, A bill for an act relating to the environment; providing for evaluation of motor vehicle salvage facilities by the pollution control agency; providing for a report to the legislature; reallocating money; proposing coding for new law in Minnesota Statutes, chapter 116.

Reported the same back with the following amendments:

Page 3, line 2, delete "\$....." and insert "\$494,000"

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

The report was adopted.

Battaglia from the Committee on Environment and Natural Resources Finance to which was referred:

H. F. No. 3032, A bill for an act relating to game and fish; clarifying the purposes for which various game and fish revenues may be spent; requiring establishment of citizen oversight committees to review expenditures of game and fish revenues; abolishing the angling license refund for senior citizens; appropriating money and reducing earlier appropriations; amending Minnesota Statutes 1992, sections 97A.055, by adding a subdivision; 97A.071, subdivision 3, and by adding subdivisions; 97A.075, subdivisions 2, 3, and 4; 97A.475, subdivisions 6, 7, 8, and 13; and 97A.485, subdivision 7; Minnesota Statutes 1993 Supplement, sections 97A.055, subdivision 4; 97A.071, subdivision 2; 97A.475, subdivision 12; and 97A.485, subdivision 6; repealing Minnesota Statutes 1992, sections 97A.065, subdivision 3; 97A.071, subdivision 4; 97A.475, subdivision 9; and 103E.615, subdivision 6.

Reported the same back with the following amendments:

Page 3, delete sections 3 and 4

Page 4, delete section 6

Page 4, line 25, delete "90" and insert "85"

Page 5, lines 15 and 32, delete "90" and insert "85"

Page 9, line 20, delete "10 to 16 of this act" and insert "7 to 13"

Pages 9 and 10, delete section 18

Page 10, delete lines 15 and 16

Page 10, line 17, delete "(b)" and insert "(a)"

Page 10, line 19, delete "(c)" and insert "(b)"

Page 10, line 22, delete "10 to 16 and 20, paragraph (b)" and insert "7 to 13 and 16, paragraph (a)"

Page 10, line 24, delete "20, paragraph (c)" and insert "16, paragraph (b)"

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 7 and 8, delete "appropriating money and reducing earlier appropriations;"

Page 1, line 10, delete ", and by adding subdivisions"

Page 1, line 14, delete "97A.071, subdivision 2;"

Page 1, line 17, delete "97A.071, subdivision 4;" and insert "and"

Page 1, line 18, delete "; and 103E.615, subdivision 6"

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1917, 1918, 2175 and 2433 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 2066 and 2303 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Huntley, Jaros and Munger introduced:

H. F. No. 3206, A bill for an act relating to state government; increasing the membership of the designer selection board; requiring representation on the board from each congressional district; amending Minnesota Statutes 1992, section 16B.33, subdivision 2.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Anderson, R., and Ornen, for the Health and Housing Finance Division, introduced:

H. F. No. 3207, A bill for an act relating to the organization and operation of state government; appropriating money for the department of health, the council on disability, veterans nursing homes board, jobs and training, housing finance, veterans affairs, human rights, and other purposes with certain conditions; establishing and modifying certain programs; modifying the compact on industrialized/modular buildings; providing for appointments; amending Minnesota Statutes 1992, sections 16A.124, subdivisions 1, 2, 3, 4, 5, and 6; 16B.75; 62J.05, subdivision 2; 144.801, by adding a subdivision; 144.804, subdivision 1; 144.878, by adding a subdivision; and 145A.14, by adding a subdivision; Minnesota Statutes 1993 Supplement, sections 16B.06, subdivision 2a; 144.871, subdivision 2; 144.874, subdivision 11a; 144.878, subdivision 5; 153A.14, subdivision 2; and 239.785, subdivision 2, and by adding a subdivision; Laws 1993, chapter 369, section 11; proposing coding for new law in Minnesota Statutes, chapters 144; 145; 148; 197; 268A; and 645; repealing Minnesota Statutes 1992, section 197.235.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1880, A resolution memorializing the Congress of the United States to propose an amendment to the United States Constitution, for ratification by the states, specifying that Congress and the states shall have the power to prohibit the physical desecration of the flag of the United States.

H. F. No. 1928, A bill for an act relating to motor vehicles; authorizing special license plates for vehicles owned by volunteer ambulance drivers; amending Minnesota Statutes 1992, section 168.12, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1966, A bill for an act relating to peace officers; authorizing officers of states adjoining Minnesota to render assistance to peace officers of this state on request; granting these officers arrest authority in this state under certain circumstances; extending the state and local government tort liability laws to the conduct of these officers; proposing coding for new law in Minnesota Statutes, chapter 626.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2269, A bill for an act relating to retirement; teachers retirement association; authorizing annuity adjustment for a certain annuitant.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2936, A bill for an act relating to Ramsey county; providing for funding the maintenance of turnback roads in Ramsey county; amending Minnesota Statutes 1992, section 383A.16, subdivision 2, and by adding subdivisions; repealing Minnesota Statutes 1992, section 383A.16, subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. 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. 2675, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public waters in Aitkin county.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lourey moved that the House refuse to concur in the Senate amendments to H. F. No. 2675, 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.

Mr. 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. 2248, A bill for an act relating to agriculture; changing certain pesticide posting requirements; amending Minnesota Statutes 1992, section 18B.07, subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Gutknecht moved that the House refuse to concur in the Senate amendments to H. F. No. 2248, 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.

Mr. 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. 2665, A bill for an act relating to parks and recreation; adding lands to certain state parks; converting certain recreation areas to state parks; deleting land from a recreation area; combining a trail and certain waysides into a recreation area; abolishing a state park; amending Minnesota Statutes 1992, section 85.054, by adding a subdivision; repealing Minnesota Statutes 1992, section 85.013, subdivisions 16, 18a, 24, 26, and 28.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

McGuire moved that the House concur in the Senate amendments to H. F. No. 2665 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2665, A bill for an act relating to parks and recreation; adding lands to certain state parks; converting certain recreation areas to state parks; deleting land from a recreation area; combining a trail and certain waysides into a recreation area; abolishing a state park; allowing sale of tax-forfeited land within Tettegouche State Park; amending Minnesota Statutes 1992, section 85.054, by adding a subdivision; repealing Minnesota Statutes 1992, section 85.013, subdivisions 16, 18a, 24, 26, and 28.

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

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

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

S. F. Nos. 2154, 2348, 2690, 1896, 2297 and 1903.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2154, A bill for an act relating to natural resources; farming; clarifying requirements relating to fish manure from aquatic farms; expanding the scope of cooperative farming agreements on hunting, game refuge, or wildlife management lands; exempting agreements from treatment as leases for tax purposes; amending Minnesota Statutes 1992, section 97A.135, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 17.

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

S. F. No. 2348, A bill for an act relating to the legislature; clarifying the appropriate committees to which certain reports are to be directed; amending Minnesota Statutes 1992, sections 244.09, subdivision 11; 244.13, subdivisions 1 and 3; 244.173; 299A.35, subdivision 3; and 484.74, subdivision 4.

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

S. F. No. 2690, A bill for an act relating to insurance; township mutual fire insurance; allowing companies to issue policies in combination with the policies of other insurers; proposing coding for new law in Minnesota Statutes, chapter 67A.

The bill was read for the first time.

Bertram moved that S. F. No. 2690 and H. F. No. 2990, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1896, A bill for an act relating to transportation; including in state transportation plan and development guide certain transportation matters relating to metropolitan area; amending Minnesota Statutes 1992, sections 174.03, subdivision 1a; 473.146, subdivision 3; and 473.371, subdivision 2.

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

S. F. No. 2297, A bill for an act relating to elections; eliminating combined precincts but authorizing a combined polling place under the same conditions; adding three years to the time precinct boundaries may be changed; requiring separate precincts for each congressional district; limiting precinct boundary changes close to an election; amending Minnesota Statutes 1992, sections 204B.14, subdivisions 2 and 3; 204B.22, subdivision 1; and 205A.11; Minnesota Statutes 1993 Supplement, section 204B.14, subdivisions 4 and 5; repealing Minnesota Statutes 1992, sections 204B.14, subdivision 8; and 204B.16, subdivision 2.

The bill was read for the first time.

Rodosovich moved that S. F. No. 2297 and H. F. No. 2672, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1903, A bill for an act relating to agricultural economy; increasing extent of authorized state participation in rural finance authority loan restructuring program; repealing authorization for the commissioner of finance to issue obligations to assist agricultural-industrial facilities in Detroit Lakes; amending Minnesota Statutes 1992, section 41B.04, subdivision 8; repealing Laws 1992, chapter 543.

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

CONSENT CALENDAR

S. F. No. 1825, A bill for an act relating to manufactured homes; restricting the venue for repossession actions to the county in which the manufactured home is located; making technical changes; amending Minnesota Statutes 1992, sections 327.63, subdivision 1; 327.64, subdivision 2; and 327.65.

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 4 nays as follows:

Those who voted in the affirmative were:

Abrams	Battaglia	Bergson	Bishop	Carlson	Cooper	Dawkins
Anderson, R.	Bauerly	Bertram	Brown, C.	Carruthers	Dauner	Dehler
Asch	Beard	Bettermann	Brown, K.	Commers	Dauids	Delmont

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

Those who voted in the negative were:

Goodno	Gruenes	Krinkie	Limmer
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The bill was passed and its title agreed to.

S. F. No. 2672, A bill for an act relating to coroners; providing for exemption from educational requirements in certain circumstances; amending Minnesota Statutes 1992, section 390.005, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3120, A bill for an act relating to military affairs; expediting payment to forces ordered to active duty; amending Minnesota Statutes 1992, section 192.52.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2070, A bill for an act relating to cities; allowing home rule charter cities to apply law applicable to statutory cities in instances in which the charter is silent, with certain restrictions; proposing coding for new law in Minnesota Statutes, chapter 410.

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 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Carruthers, from the Committee on Rules and Legislative Administration, pursuant to rule 1.09, designated the following bills as Special Orders to be acted upon immediately following printed Special Orders for today:

H. F. Nos. 2796, 2658, 1999, 2124, 553, 2023, 2478 and 2517; S. F. No. 2491; and H. F. Nos. 2806 and 2925.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Carruthers, from the Committee on Rules and Legislative Administration, pursuant to rule 1.09, designated the following bills as Special Orders to be acted upon immediately following printed Special Orders for today:

H. F. No. 2893; S. F. Nos. 2422 and 1662; H. F. No. 2005; S. F. Nos. 1794 and 2255; H. F. Nos. 3022 and 2410; and S. F. Nos. 2579, 2081 and 1766.

SPECIAL ORDERS

S. F. No. 2267, A bill for an act relating to real estate; authorizing title insurance companies governed by chapter 68A, or their appointed agents to execute certificates of release of mortgages; proposing coding for new law in Minnesota Statutes, chapter 507.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2666 was reported to the House.

Brown, C., moved that H. F. No. 2666 be continued on Special Orders. The motion prevailed.

H. F. No. 2013, A bill for an act relating to public employment; correcting unintended omissions from previous early retirement legislation; ratifying certain prior payments.

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 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2493, A bill for an act relating to agriculture; changing the law on nuisance liability of agricultural operations; amending Minnesota Statutes 1992, section 561.19, subdivisions 1 and 2.

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

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Knickerbocker Limmer Skoglund

The bill was passed and its title agreed to.

H. F. No. 2626, A bill for an act relating to retirement; authorizing purchase of prior service credit from the teachers retirement association by a certain member.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Lindner

The bill was passed and its title agreed to.

H. F. No. 1921, A bill for an act relating to retirement; increasing employee contribution rates and benefit computation formulas for the teachers retirement fund; amending Minnesota Statutes 1992, sections 354.42, subdivision 2; and 354.44, subdivision 6.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 2405 was reported to the House.

Johnson, R., moved to amend H. F. No. 2405, the first engrossment, as follows:

Page 58, after line 6, insert:

"ARTICLE 8

LOCAL POLICE AND FIRE

Section 1. [423A.171] [BYLAW AMENDMENTS.]

(a) Notwithstanding a provision of section 69.48; 423.387, subdivision 1; 423.58, subdivision 1; 423.810, subdivision 1; 423B.10; or 424.24, subdivision 1, or other law governing a local police or salaried firefighters relief association to the contrary, the board of trustees of a local relief association governed by section 69.77 or its successor board under chapter 353A or 353B, with municipal approval as provided in section 69.77, subdivision 2i, may amend the bylaws of the relief association to provide that a surviving spouse benefit is payable to a surviving spouse who married a deferred or retired member after the member's retirement, provided the marriage occurred at least five years before the death of the member, and the spouse is 50 years of age or older on the member's date of death.

(b) If the surviving spouse benefit change described in paragraph (a) is made, the change applies to a surviving spouse benefit payable on the effective date of the change and to the potential surviving spouses of all deferred or retired members of the relief association who have that status on the effective date of the change.

(c) The bylaw amendment is not effective until a certified copy of the amendment and the municipal approval has been filed by the municipal clerk with the executive director of the legislative commission on pensions and retirement, the state auditor, and the secretary of state.

(d) Notwithstanding the provisions of section 353B.11, a surviving spouse benefit change made under this section for a relief association that has consolidated with the public employees retirement association is effective upon approval by the public employees retirement association and the municipality pursuant to clause (c)."

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Krinkie moved to amend H. F. No. 2405, the first engrossment, as amended, as follows:

Pages 51 to 55, delete Article 5, sections 1 to 10, and insert:

"Section 1. Minnesota Statutes 1992, section 352.75, subdivision 1, is amended to read:

Subdivision 1. [EXISTING EMPLOYEES.] Notwithstanding any law to the contrary, as of July 1, 1978, all active employees of the transit operating division of the metropolitan transit commission and all employees on authorized leaves of absence from the transit operating division who are employed on July 1, 1978, by a labor organization which

is the exclusive bargaining agent representing employees of the transit operating division shall cease to be members of the metropolitan transit commission-transit operating employees retirement fund and shall cease to have any accrual of service credit, rights, or benefits under that retirement fund. After July 1, 1978, those employees become members of the Minnesota state retirement system, are considered state employees for purposes of this chapter, unless specifically excluded by section 352.01, subdivision 2b, and shall have past service with the transit operating division of the metropolitan transit commission credited by the Minnesota state retirement system in accordance with section 352.01, subdivision 11, clause (10). ~~Any employees on authorized leaves of absence from the transit operating division of the metropolitan transit commission who become employed by the labor organization which is the exclusive bargaining agent representing employees of the transit operating division after July 1, 1978, shall be entitled to be members of the Minnesota state retirement system under section 352.029.~~

Page 55, line 10, delete "11" and insert "2"

Page 55, line 18, after the period, insert "For a labor organization employee who qualified for membership in a public pension plan under a law in effect before the effective date of this section, the covered salary is limited to the lesser of:

(1) the employee's actual salary; or (2) 75 percent of the salary established for the governor under section 15A.082 at the time the person received the salary."

Pages 55 and 56, delete Article 5, section 12, and insert:

"Sec. 3. Minnesota Statutes 1992, section 422A.09, subdivision 2, is amended to read:

Subd. 2. The contributing class shall consist of all employees not included in the exempt class, who become prospective beneficiaries of the fund created by sections 422A.01 to 422A.25.

~~A member of the contributing class who is granted a leave of absence without pay by the member's employer to serve as an employee or agent of a labor union primarily representing members of the contributing class may continue as a member of the contributing class during the period of such leave of absence by depositing each month with the fund the amount of the contribution of the employee as required by sections 422A.01 to 422A.25 which amount shall be the normal employee contribution.~~

~~The contributions referred to in this subdivision shall be based on the salary for the position or its equivalent held by the member immediately prior to such leave of absence subject to any adjustment thereof during the period of such leave.~~

Sec. 4. [REPEALER.]

Minnesota Statutes 1992, sections 352.029; and 354.41, subdivision 4, 5, 7, and 9; Minnesota Statutes 1993 Supplement, section 353.017; and Laws 1992, chapter 598, article 3, section 2, are repealed.

Sec. 5. [EFFECTIVE DATE.]

Sections 1 to 4 are effective the day following final enactment. Sections 1, 3, or 4 do not affect retirement coverage, benefits, or contributions by or on behalf of a person who is a member of a fund referred to in sections 1, 3 or 4 by virtue of serving as an employee, agent, or officer of a labor organization or professional educational organization that represents state, public, Minneapolis, or metropolitan transit operating employees, or professional educators or administrators on the effective date of sections 1, 3 or 4."

A roll call was requested and properly seconded.

The question was taken on the Krinkie amendment and the roll was called. There were 40 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Abrams	Dauids	Finseth	Goodno	Haukoos	Johnson, V.	Leppik
Bettermann	Dehler	Frerichs	Gruenes	Holsten	Koppendrayner	Limner
Commers	Erhardt	Girard	Gutknecht	Hugoson	Krinkie	Lindner

Lynch	Morrison	Rhodes	Sviggum	Van Dellen	Waltman	Workman
Macklin	Pauly	Seagren	Swenson	Van Engen	Weaver	
Molnau	Pawlentz	Stanius	Tompkins	Vickerman	Worke	

Those who voted in the negative were:

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

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

H. F. No. 2405, A bill for an act relating to retirement; making various administrative and minor substantive changes in the laws governing the Minnesota state retirement system, the public employees retirement association, the teachers retirement association, and police and firefighters retirement law; requiring disclosure of certain investment information; amending Minnesota Statutes 1992, sections 352.01, subdivisions 11 and 13; 352.029, subdivision 1, and by adding subdivisions; 352.04, subdivisions 2 and 3; 352.119, by adding a subdivision; 352B.265; 352D.04, subdivision 2; 353.03, subdivisions 1 and 3a; 354.05, subdivisions 2, 21, 22, 35, and by adding subdivisions; 354.06, subdivisions 2a and 4; 354.071, subdivision 5; 354.091; 354.10, subdivisions 1 and 2; 354.41, subdivision 4, and by adding subdivisions; 354.42, subdivisions 3 and 5; 354.44, subdivisions 1a, 4, and 5a; 354.47; 354.48, subdivision 2; 354.49, subdivision 1; 354.52, subdivisions 2, 2a, 4, and by adding subdivisions; 354.66, subdivisions 2, 3, and by adding a subdivision; and 356.30, subdivision 1; Minnesota Statutes 1993 Supplement, sections 3A.02, subdivision 5; 352.22, subdivision 2; 352.93, subdivision 2a; 352.96, subdivision 4; 352B.08, subdivision 2a; 353.01, subdivisions 10, 12a, 16, and 28; 353.017, subdivisions 1, 3, and by adding subdivisions; 353.27, subdivision 7; 353.37, subdivisions 1, 2, and 4; 353.65, subdivision 3a; 353A.08, subdivision 3; 354.05, subdivision 8; and 354.46, subdivisions 1 and 5; proposing coding for new law in Minnesota Statutes, chapters 354; 356; and 423A; repealing Minnesota Statutes 1992, sections 352.15, subdivision 2; 352D.09, subdivision 6; 354.05, subdivisions 15 and 29; 354.43, subdivision 3; 354.57; 354.65; and 356.18.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Sekhon	Solberg	Tomassoni	Van Dellen	Wagenius	Wenzel	Workman
Simoneau	Stanius	Tompkins	Van Engen	Waltman	Winter	Spk. Anderson, I.
Skoglund	Steensma	Trimble	Vellenga	Weaver	Wolf	
Smith	Swenson	Tunheim	Vickerman	Wejcmán	Worke	

Those who voted in the negative were:

Limmer Lindner Sviggum

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

H. F. No. 2617 was reported to the House.

Orenstein, Vellenga and Jacobs moved to amend H. F. No. 2617, the first engrossment, as follows:

Page 20, line 10, before "Notwithstanding" insert "(a)"

Page 20, line 18, delete everything after the period

Page 20, delete lines 19 to 22

Page 20, after line 22, insert:

"(b) Notwithstanding any state or local law or charter provision, the city of St. Paul may issue an on-sale license to the catering service that serves the University of St. Thomas for the sale of wine and 3.2 percent malt liquor at the Murray Herrick Campus Center and the O'Shaughnessy Education Center on the campus of the University of St. Thomas. The license may only authorize the licensee to dispense wine and 3.2 percent malt liquor to persons attending events at the Murray Herrick Campus Center or the O'Shaughnessy Education Center.

(c) The licenses authorized by this section are in addition to any other licenses authorized by law. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the licenses authorized by this section."

The motion prevailed and the amendment was adopted.

Dawkins moved to amend H. F. No. 2617, the first engrossment, as amended, as follows:

Page 11, line 13, delete "depicts" and insert "states or implies in a false or misleading manner a connection with"

The motion prevailed and the amendment was adopted.

Kahn, Rukavina and Greenfield moved to amend H. F. No. 2617, the first engrossment, as amended, as follows:

Page 19, after line 4, insert:

"Sec. 26. Minnesota Statutes 1992, section 340A.504, subdivision 2, is amended to read:

Subd. 2. [INTOXICATING LIQUOR; ON-SALE.] No sale of intoxicating liquor for consumption on the licensed premises may be made:

(1) between ~~1:00~~ 2:00 a.m. and 8:00 a.m. on the days of Monday through Saturday;

(2) after ~~1:00~~ 2:00 a.m. on Sundays, except as provided by subdivision 3;

(3) between 8:00 p.m. on December 24 and 8:00 a.m. on December 25, except that when December 25 occurs on a Sunday on-sales on that day are governed by subdivision 3."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Kahn et al amendment and the roll was called. There were 11 yeas and 120 nays as follows:

Those who voted in the affirmative were:

Beard	Greenfield	Jefferson	Osthoff	Sarna	Spk. Anderson, I.
Bertram	Jaros	Kahn	Rukavina	Tomassoni	

Those who voted in the negative were:

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

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

Dehler offered an amendment to H. F. No. 2617, the first engrossment, as amended.

POINT OF ORDER

Osthoff raised a point of order pursuant to rule 3.09 that the Dehler amendment was not in order. The Speaker ruled the point of order well taken and the amendment out of order.

H. F. No. 2617, A bill for an act relating to alcoholic beverages; defining terms; regulating agreements between brewers and wholesalers; providing for amounts of malt liquor that may be brewed in a brewery-restaurant; providing exemption from law regulating nondiscrimination in liquor wholesaling; prohibiting certain solicitations by wholesalers; allowing only owner of a brand of distilled spirits to register that brand; denying registration to certain brand labels; requiring reports by certain brewers; requiring permits for transporters of distilled spirits and wine; removing requirements that retail licensees be citizens or resident aliens; allowing counties to issue on-sale licenses to hotels; allowing political committees to obtain temporary on-sale licenses; restricting issuance of off-sale licenses to drugstores; allowing counties to issue exclusive liquor store licenses in certain towns; allowing counties to issue wine auction licenses; restricting issuance of temporary on-sale licenses to one organization or for one location; imposing new restrictions on issuance of more than one off-sale license to any person in a municipality; regulating

wine tastings; allowing on-sales of intoxicating liquor after 8 p.m. on Christmas eve; allowing certain sales by off-sale retailers to on-sale retailers' restricting use of coupons by retailers, wholesalers, and manufacturers; providing for inspection of premises of temporary on-sale licensees; authorizing issuance of licenses by certain cities and counties; amending Minnesota Statutes 1992, sections 325B.02; 325B.04; 325B.05; 325B.12; 340A.101, subdivision 13; 340A.301, subdivisions 6, 7, and by adding a subdivision; 340A.307, subdivision 4; 340A.308; 340A.311; 340A.404, subdivisions 6 and 10; 340A.405, subdivisions 1, 2, and 4; 340A.410, by adding a subdivision; 340A.412, subdivision 3; 340A.416, subdivision 3; 340A.505; and 340A.907; Minnesota Statutes 1993 Supplement, sections 340A.402; and 340A.415; proposing coding for new law in Minnesota Statutes, chapters 325B; and 340A.

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 120 yeas and 14 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Asch	Haukoos	McGuire	Onnen	Rodosovich	Steensma	Waltman
Clark	Lindner	Olson, M.	Rice	Skoglund	Wagenius	Wejcman

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

S. F. No. 819, A bill for an act relating to telephone services; prohibiting collection of charges for information services as if they were charges for telephone services; providing for notice of certain call blocking options; amending Minnesota Statutes 1992, section 237.66, by adding a subdivision; 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 132 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Long

The bill was passed and its title agreed to.

H. F. No. 1834, A bill for an act relating to solid waste management; postponing the prohibition on disposing of unprocessed mixed municipal solid waste at substandard landfills under specific circumstances; amending Minnesota Statutes 1993 Supplement, section 115A.415.

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 54 yeas and 76 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Cooper	Huntley	Lieder	Opatz	Sarna	Tomassoni
Battaglia	Dauner	Jaros	Luther	Ostrom	Simoneau	Trimble
Bauerly	Dorn	Jennings	Mahon	Pelowski	Smith	Tunheim
Bertram	Girard	Johnson, R.	Milbert	Peterson	Solberg	Wenzel
Brown, C.	Goodno	Johnson, V.	Mosel	Pugh	Stanis	Wolf
Brown, K.	Gruenes	Kalis	Murphy	Reding	Steensma	Spk. Anderson, I.
Carlson	Gutknecht	Kelley	Nelson	Rice	Sviggum	
Carruthers	Hasskamp	Kinkel	Olson, E.	Rukavina	Swenson	

Those who voted in the negative were:

Abrams	Dempsey	Holsten	Krueger	McGuire	Pauly	Van Engen
Asch	Erhardt	Hugoson	Lasley	Molnau	Pawlenty	Vellenga
Beard	Evans	Jefferson	Leppik	Morrison	Perlt	Vickerman
Bergson	Farrell	Johnson, A.	Limmer	Munger	Rest	Wagenius
Bettermann	Finseth	Kahn	Lindner	Neary	Rhodes	Waltman
Clark	Frerichs	Kelso	Long	Ness	Rodosovich	Weaver
Commers	Garcia	Klinzing	Lourey	Olson, M.	Seagren	Wejcmán
Davids	Greenfield	Knickerbocker	Lynch	Onnen	Sekhón	Winter
Dawkins	Greiling	Macklin	Macklin	Orenstein	Skoglund	Worke
Dehler	Haukoos	Koppendraye	Mariani	Ostho	Tompkins	Workman
Delmont	Hausman	Krinkie	McCollum	Ozment	Van Dellen	

The bill was not passed.

H. F. No. 2796, A bill for an act relating to the environment; toxic pollution prevention act; adding definitions; clarifying applicability; modifying the schedule for submitting plans and reports; amending Minnesota Statutes 1992, sections 115D.03, subdivision 5, and by adding a subdivision; 115D.05; and 115D.08, subdivision 1; Minnesota Statutes 1993 Supplement, sections 115D.07, subdivision 1; and 115D.12, subdivision 2.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2658 was reported to the House.

Kahn moved to amend H. F. No. 2658, the first engrossment, as follows:

Page 2, line 17, delete everything after the first "the" and insert "salary that would have been paid if the person had been employed full-time for the year immediately preceding the time employment under this section ends"

Page 2, line 18, delete everything before the period

The motion prevailed and the amendment was adopted.

H. F. No. 2658, A bill for an act relating to retirement; waiving the annuity reduction for certain faculty in the state university system who return to teaching part-time after retirement; mandating employer-paid health insurance for these faculty; proposing coding for new law in Minnesota Statutes, chapters 136 and 354.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abrams	Battaglia	Bergson	Bishop	Carlson	Commers	Davids
Anderson, R.	Bauerly	Bertram	Brown, C.	Carruthers	Cooper	Dawkins
Asch	Beard	Bettermann	Brown, K.	Clark	Dauner	Dehler

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

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

H. F. No. 1999, A bill for an act relating to insurance; requiring disclosure of information relating to insurance fraud; granting immunity for reporting suspected insurance fraud; requiring insurers to develop antifraud plans; prescribing penalties; proposing coding for new law in Minnesota Statutes, chapter 60A.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

GENERAL ORDERS

Carruthers moved that the bills on General Orders for today be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

Molnau moved that the names of Limmer and Pawlenty be added as authors on H. F. No. 2530. The motion prevailed.

Pugh moved that the name of Peterson be added as an author on H. F. No. 3032. The motion prevailed.

Carruthers moved that H. F. No. 1918, now on Technical General Orders, be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Carruthers moved that H. F. No. 2958, now on General Orders, be re-referred to the Committee on Health and Human Services. The motion prevailed.

Cooper moved that H. F. No. 2145 be returned to its author. The motion prevailed.

Cooper moved that H. F. No. 2578 be returned to its author. The motion prevailed.

Cooper moved that H. F. No. 3007 be returned to its author. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2248:

Gutknecht, Dauner and Davids.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 2260:

McCollum, Osthoff and Lieder.

ADJOURNMENT

Carruthers moved that when the House adjourns today it adjourn until 8:00 a.m., Friday, April 8, 1994. The motion prevailed.

Carruthers moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 8:00 a.m., Friday, April 8, 1994.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

