

TWENTY-SECOND DAY

St. Paul, Minnesota, Wednesday, March 9, 1983

The Senate met at 12:00 noon and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Richard Goebel.

The roll was called, and the following Senators answered to their names:

Adkins	Diessner	Knutson	Novak	Samuelson
Anderson	Dieterich	Kroening	Olson	Schmitz
Belanger	Frank	Kronebusch	Pehler	Sieloff
Benson	Frederick	Laidig	Peterson, C.C.	Solon
Berglin	Frederickson	Langseth	Peterson, D.C.	Spear
Bernhagen	Freeman	Lantry	Peterson, D.L.	Storm
Bertram	Hughes	Lessard	Peterson, R.W.	Stumpf
Brataas	Isackson	McQuaid	Petty	Taylor
Chmielewski	Johnson, D.E.	Mehrkens	Pogemiller	Ulland
Dahl	Johnson, D.J.	Merriam	Purfeerst	Waldorf
Davis	Jude	Moe, D.M.	Ramstad	Wegscheid
DeCramer	Kamrath	Moe, R.D.	Reichgott	Willet
Dicklich	Knaak	Nelson	Renneke	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Luther and Vega were excused from the Session of today.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 113.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 7, 1983

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 8: A Senate concurrent resolution relating to adjournment for more than three days.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 7, 1983

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 298.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 7, 1983

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 298: A bill for an act relating to the city of St. Paul; regulating appeals, hearings, and procedures concerning the human rights commission; amending Laws 1965, chapter 866, section 1.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 412: A bill for an act relating to corrections; providing for the supervision and control of parolees and persons on supervised release by the commissioner of corrections; transferring functions and powers of the corrections board to the commissioner of corrections; amending Minnesota Statutes 1982, sections 241.26, subdivisions 1, 3, and 4; 243.05; 244.05; 244.06; 244.065; repealing Minnesota Statutes 1982, sections 241.045; 243.07; 243.09; 243.10; 243.12; and 243.14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 8, strike "the" in both places

Page 2, lines 9 and 21, strike "the"

Page 2, line 21, strike "of"

Page 2, line 24, strike "as"

Page 2, line 25, after "educational" insert a comma

Page 3, line 20, strike "thereof" and insert "*of rule or policy*"

Page 3, line 24, strike "thereof"

Page 3, line 33, strike "shall be" and insert "*is*" and strike "to" and insert "*authority for*"

Page 4, line 5, strike "to" and insert "*authority for*"

Page 4, line 16, strike "without" and insert "*outside*"

Page 6, line 8, delete "*such*" and insert "*that*"

Page 7, after line 13, insert:

"Sec. 5. Minnesota Statutes 1982, section 243.51, subdivision 3, is amended to read:

Subd. 3. [TEMPORARY DETENTION.] The commissioner of corrections is authorized to contract with the United States attorney general and with the appropriate officials of any county of this state for the temporary detention of any person in custody pursuant to any process issued under the authority of the United States or the district courts of this state. The contract shall provide for reimbursement to the state of Minnesota for all costs and expenses involved. Money received under contracts shall be deposited in the state treasury to the credit of the facility in which the persons may be confined. ~~This subdivision is effective to June 30, 1983.~~"

Page 7, line 17, after "1." insert "[SUPERVISED RELEASE REQUIRED.]"

Page 7, line 24, after "2." insert "[RULES.]"

Page 7, line 32, after "3." insert "[SANCTIONS FOR VIOLATION.]"

Page 8, line 7, after "4." insert "[MINIMUM IMPRISONMENT, LIFE SENTENCE.]"

Page 8, line 10, after "5." insert "[SUPERVISED RELEASE, LIFE SENTENCE.]"

Page 9, after line 2, insert:

"Sec. 9. Minnesota Statutes 1982, section 260.251, subdivision 1a, is amended to read:

Subd. 1a. [COST OF GROUP FOSTER CARE.] Whenever a child is placed in a group foster care facility as provided in section 260.185, subdivision 1, clause (b) or clause (c), item (5) *or in section 260.194, subdivision 1, clause (b) or clause (c)*, the cost of providing the care shall, upon certification by the juvenile court, be paid from the welfare fund of the county in which the proceedings were held. To reimburse the counties for the costs of providing group foster care for delinquent children and to promote the establishment of suitable group foster homes, the state shall quarterly, from funds appropriated for that purpose, reimburse counties 50 percent of the costs not paid by federal and other available state aids and grants. Reimbursement shall be prorated if the appropriation is insufficient.

The commissioner of corrections shall establish procedures for reimbursement and certify to the commissioner of finance each county entitled to receive state aid under the provisions of this subdivision. Upon receipt of a certificate the commissioner of finance shall issue a state warrant to the county treasurer for the amount due, together with a copy of the certificate prepared by the commissioner of corrections."

Page 9, line 13, delete "*Sections 1 to 9 are*" and insert "*This act is*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "removing the limitation on contracts for temporary detention of pre-trial detainees;"

Page 1, line 6, after the semicolon, insert "providing for reimbursement of foster care costs for delinquent juveniles;"

Page 1, line 8, after "243.05;" insert "243.51, subdivision 3;"

Page 1, line 8, after "244.065;" insert "260.251, subdivision 1a;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which was referred

H.F. No. 215: A bill for an act relating to local government; authorizing flood control projects by the city of Rochester, Olmsted County and the Olmsted county soil conservation district.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 11, 22, and 23, after "soil" insert "and water"

Amend the title as follows:

Page 1, line 4, after "soil" insert "and water"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was referred

S.F. No. 237: A bill for an act relating to taxation; property; allowing the county board to abate taxes in certain instances; proposing new law coded in Minnesota Statutes, chapter 375.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, delete "[375.1925]" and before "ABATEMENT" insert "ST. LOUIS COUNTY"

Page 1, line 9, after "board" insert "of St. Louis County"

Page 1, after line 22, insert:

"Sec. 2. [APPLICABILITY.]

On its effective date, section 1 applies to St. Louis County."

Page 1, line 24, delete "the day after final enactment" and insert "after local approval at 12:01 a.m. on the day after compliance with Minnesota Statutes, section 645.021, subdivision 3,"

Page 1, line 25, delete "thereafter" and insert "1979"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "taxation; property" and insert "St. Louis County"

Page 1, line 3, after "abate" insert "property" and delete "; proposing" and insert a period

Page 1, delete line 4

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was referred

S.F. No. 267: A bill for an act relating to taxation; increasing the amount of reduced valuations required to be maintained as public record; allowing the commissioner discretion in apportioning levies; increasing the amount of reduction in valuation requiring an opportunity for hearing; allowing county auditors to combine legal descriptions over section lines; classifying farm rental value data; excluding certain corporations from receiving agricultural property tax valuation; providing for the assessment of certain class 3 property based upon its use; clarifying the requirements for homesteads of members of the armed forces; requiring publication of certain requirements for obtaining a homestead after the assessment date; clarifying the method of assessment for certain low income properties; providing for split classification of certain homestead property; removing special taxing districts from levy limits; allowing counties to charge for NSF checks; providing for rounding of tax amounts on tax statements; directing the use of the previous years mill rate when distributing delinquent tax proceeds; changing the date for filing list of delinquent personal property taxes; extending application of the alternate sale procedure; increasing the fee for lost deeds; removing certain exempt entities from payment of mortgage registration tax; changing the process for distributing mortgage registration tax proceeds; raising the fee for trip permits; requiring filing of an amended estate tax return in certain situations; clarifying the date interest accrues on estate tax amounts due; providing for department action following the filing of an amended return; requiring state's share of federal credit to not be less than state's share of the estate; providing a definition of surviving spouse for estate tax purposes; requiring filing of final account to commissioner of revenue; changing the requirement for filing a declaration of estimated gross earnings tax; imposing a penalty for failure to pay estimated gross earnings tax; extending the time allowed to claim gasoline or special fuel tax refunds; changing the requirements relating to distribution of free samples of cigarettes; imposing a penalty for failure to pay the tax on wines and spirituous liquors; conforming penalties for nonpayment of tax on deed to penalties imposed on other taxes; requiring payment of current taxes before a plat is recorded; amending Minnesota Statutes 1982, sections 270.10, subdivisions 1 and 3; 270.12, subdivision 3; 270.19; 272.46, subdivision 1; 273.11, subdivision 7; 273.111, subdivision 3; 273.13, subdivisions 4, 10, 16, 17, 17b, 17c, and by adding a subdivision; 275.50, subdivision 2; 276.02; 276.04; 276.10; 277.02; 282.01, subdivision 7a; 282.33, subdivision 1; 287.06; 287.08; 291.005, subdivision 1; 291.03, subdivision 1; 291.07, subdivision 1; 291.09, subdivision 3a; 291.131, subdivision 6; 291.132, subdivision 1; 291.215, subdivision 3; 295.365; 295.366, subdivision 1; 296.17, subdivisions 3 and 17; 297.03, subdivision 10; 340.485, subdivision 1, and by adding subdivisions; 340.492; 505.04; 524.3-1001; 524.3-1003; and 524.3-1204; repealing Minnesota Statutes 1982, sections 272.022;

272.023; 272.024; 273.13, subdivision 18; 273.23; 273.24; 273.28; 273.29; 273.30; 273.31; 273.34; 273.43; 273.44; 273.45; 273.52; 288.01; 288.02; 288.03; 288.04; 288.05; 291.07, subdivision 3; 473F.04; and 477A.04.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 15, after "thereafter" insert "*when a taxing jurisdiction lies in two or more counties*"

Page 4, line 19, reinstate the stricken "shall" and delete "may" and strike the period and delete "*Factors which*"

Page 4, line 20, delete "*may affect the decision to apportion include*" and insert "*unless it finds that*" and delete "if"

Page 4, line 23, delete "if"

Page 6, line 1, delete "1" and insert "2"

Page 6, delete lines 2 to 19 and insert:

"Subd. 2. [AUDITOR TO COMBINE LEGAL DESCRIPTIONS.] The county auditor, upon written application of any person, shall for property tax purposes only, combine legal descriptions, as defined in section 272.195, of contiguous parcels to which the applicants hold title. *The county auditor shall not be required to combine legal descriptions over section lines in the following situations: when the parcels to be combined are located in different school districts or different assessment districts or when a combination of legal descriptions would require the auditor's office to modify an existing record keeping system.*"

Page 7, line 8, delete "nonpublic" and insert "private"

Page 7, line 9, delete "15.162, subdivision 5c" and insert "13.02, subdivision 12"

Page 7, line 10, after "and" insert ", upon request, to"

Page 7, delete lines 11 to 13

Page 7, line 36, delete "act" and insert "section"

Page 8, after line 11, insert:

"Sec. 8. Minnesota Statutes 1982, section 273.112, subdivision 7, is amended to read:

Subd. 7. When real property which is being, or has been, valued and assessed under this section ~~is sold or~~ no longer qualifies under subdivision 3, ~~the portion sold or~~ the portion which no longer qualifies under subdivision 3 shall be subject to additional taxes, in the amount equal to the difference between the taxes determined in accordance with subdivision 4, and the amount determined under subdivision 5, provided; ~~however,~~ that the amount determined under subdivision 5 shall not be greater than it would have been had the actual bona fide sale price of the real property at an arms length transaction been used in lieu of the market value determined under subdivision 5. ~~Such~~ The additional taxes shall be extended against the property on the tax list for the current year, provided; ~~however,~~ that no

interest or penalties shall be levied on ~~such~~ the additional taxes if timely paid, and provided further, that ~~such~~ the additional taxes shall only be levied with respect to the last seven years that the ~~said~~ property has been valued and assessed under this section.

Sec. 9. Minnesota Statutes 1982, section 273.112, is amended by adding a subdivision to read:

Subd. 10. When real property qualifying under subdivision 3 is sold, no additional taxes plus interest shall be extended against the property provided the property continues to qualify pursuant to subdivision 3, and provided the new owner files an application for continued deferment within 30 days after the sale."

Page 8, line 19, reinstate the stricken language

Page 8, line 20, reinstate the stricken "provided by classes 1, 3b, 3e,"

Pages 9 and 10, delete section 9

Pages 11 to 13, delete sections 11 to 14

Page 13, line 28, delete "shall" and insert "may"

Page 13, line 29, delete "\$10" and after "any" insert "dishonored" and delete "returned due to insufficient"

Page 13, line 30, delete "funds"

Page 14, line 11, after the period, insert "For purposes of this section whole odd numbered dollars shall be adjusted to the next higher even numbered dollar."

Page 16, line 3, delete "building"

Pages 16 and 17, delete section 22

Page 19, line 25, strike "1981" and insert "1982"

Page 19, line 29, after "occurred" insert "or a person who was party to a contract with the decedent at time of death pursuant to Minnesota Statutes, section 513.075, if the contract specifies the distribution of assets to be made at time of death"

Page 24, line 15, delete "specified in section 270.75" and insert "of eight percent per annum"

Page 31, after line 27, insert:

"Sec. 36. Minnesota Statutes 1982, section 477A.04, is amended to read:

477A.04 [ASSESSMENT DISPERSION PENALTY.]

Subdivision 1. To encourage the proper assessment of property an assessment dispersion penalty shall be imposed on assessment districts as provided in subdivision 2. Each city or town which employs a local assessor, either singly or jointly with other cities or towns, shall be considered an assessment district for purposes of this section. Any two or more cities or towns which enter into an agreement pursuant to section 471.59, for the assessment of property in the contracting units, shall for purposes of this section be a single assessment district. The balance of each county, includ-

ing any city or town which contracts with the county for assessment of property therein, shall be deemed a single assessment district for purposes of this section.

The coefficient of dispersion shall be determined by the equalization aid review committee of the department of revenue. The coefficient of dispersion shall be determined on the assessor's market value before the limitation provided in section 273.11, subdivision 2. The population shall be the number of persons residing in the assessment district according to the 1970 federal census.

Subd. 2. Beginning in calendar year ~~1984~~ 1985 and subsequent years, an assessment district shall be penalized according to the following schedule:

(a) \$1 per capita if the coefficient of dispersion in assessments for the preceding year is more than ten percent but less than 12.5 percent;

(b) \$3 per capita if the coefficient of dispersion in assessments for the preceding year is at least 12.5 percent but no more than 15 percent;

(c) \$5 per capita if the coefficient of dispersion in assessments for the preceding year is greater than 15 percent.

Subd. 3. The amount of penalty resulting from this section shall be deducted from the local government aid payments provided in sections 477A.011 to 477A.014."

Pages 31 to 35, delete sections 41 to 43

Page 35, line 30, delete "273.43;"

Page 35, line 31, after "288.05;" insert "and" and delete "; and 477A.04"

Page 35, line 36, delete "10, 16, 20 and 21" and insert "11, 13, 17, and 18"

Page 36, line 1, delete "15, and 17" and insert "9, 10, 12, and 14"

Page 36, line 3, delete "19, 33, 34, and 44" and insert "16, 29, 30, 36, and 38"

Page 36, line 4, delete "Sections 9, 11, 12, 13, and 14 are"

Page 36, delete line 5

Page 36, line 6, delete "1985 and thereafter." and delete "18" and insert "15"

Page 36, line 7, delete "22, 23, 32, 35, 36, 37, 38" and insert "19, 28, 31, 32, 33, 34"

Page 36, line 8, delete "39" and insert "35" and delete "24" and insert "20"

Page 36, line 10, delete "25, 26, 27, 28, 29, 30, 41, 42, 43, and 44" and insert "21, 22, 23, 24, 25, 26, and 38"

Page 36, line 12, delete "31" and insert "27" and delete "40" and insert "37"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after the semicolon, insert "providing for continuation of open space treatment;"

Page 1, line 12, delete "clarifying the requirements for homesteads of"

Page 1, line 13, delete "members of the armed forces;"

Page 1, line 15, delete "clarifying the method of"

Page 1, delete line 16

Page 1, line 26, delete "removing certain exempt entities from payment"

Page 1, line 27, delete "of mortgage registration tax;"

Page 1, line 46, delete "deed" and insert "beer"

Page 2, line 1, after the semicolon, insert "delaying implementation of the assessment penalty;"

Page 2, line 4, delete "1" and insert "2"

Page 2, line 5, after "3;" insert "273.112, subdivision 7, and by adding a subdivision;"

Page 2, line 6, after "4," insert "and" and delete "10," and delete "17, 17b, 17c, and by adding a"

Page 2, line 7, delete "subdivision"

Page 2, line 9, delete "287.06;"

Page 2, line 15, after "340.492;" insert "477A.04;" and delete "524.3-1001;"

Page 2, line 16, delete everything before "repealing"

Page 2, line 19, delete "273.43;"

Page 2, line 21, after "3;" insert "and" and delete "; and 477A.04"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Merriam from the Committee on Agriculture and Natural Resources, to which was referred

S.F. No. 238: A bill for an act relating to environment; providing for the reclamation of peat bogs; amending Minnesota Statutes 1982, sections 93.44; 93.46, subdivision 2, and by adding a subdivision; 93.47, subdivisions 2 and 5; and 93.481, subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, delete "and" and insert "or"

Pages 2 to 4, delete sections 3 to 6 and insert:

"Sec. 3. Minnesota Statutes 1982, section 93.46, subdivision 6, is amended to read:

Subd. 6. "Operator" means any owner or lessee of mineral rights *or peat*

rights engaged in or preparing to engage in mining operations with respect thereto.

Sec. 4. [93.461] [PEAT INCLUDED IN MINELAND RECLAMATION.]

Sections 93.46 to 93.51 apply to peat in the same manner as to metallic minerals, to the greatest extent practicable, with the following exceptions:

(a) No permit to mine peat is required under section 93.481 until 180 days after the effective date of rules promulgated to regulate peat mining and reclamation. The rules shall be adopted by July 1, 1985.

(b) No permit is required for a peat mining operation of 40 acres or less, unless the commissioner determines that there is potential for significant environmental effects which may result from the peat mining operation. A person intending to engage in or carry on a peat mining operation of 40 acres or less, if the intended operation involves removal of more than 2,000 tons of air dried peat per year, shall notify the commissioner in writing at least 90 days before beginning any mining, specifying the legal description of the tract to be mined and the mining methods to be used. Within 20 days after receipt of written notice of intent to mine such a tract, or after receiving additional information requested, the commissioner shall notify the person of his decision to require, or not to require, a permit.

Sec. 5. Minnesota Statutes 1982, section 93.481, is amended by adding a subdivision to read:

Subd. 6. [RECLAMATION RULES REQUIRED BEFORE ISSUANCE OF A PERMIT TO MINE.] Except for taconite and iron ore mining permits, no permit to mine metallic minerals may be issued by the commissioner until rules relating to reclamation of metallic mineral minelands have been amended, or new rules adopted, under sections 93.44 to 93.51 and in the manner provided in chapter 14, for the reclamation of minelands of the class for which the permit application is submitted. This section does not apply to metallic minerals which are mined incidentally to the mining of a mineral included in any mineland reclamation rule and covered by the permit to mine which has been issued for the mining project.

Sec. 6. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Amend the title as follows:

Page 1, delete lines 2 to 6 and insert:

"relating to mining; including peat within the provisions of mineland reclamation laws; requiring adoption of certain reclamation rules prior to issuance of metallic mining permits; amending Minnesota Statutes 1982, sections 93.44; 93.46, subdivisions 2 and 6; and 93.481, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 93."

And when so amended the bill do pass and be re-referred to the Committee on Energy and Housing. Amendments adopted. Report adopted.

Mr. Moe, D. M. from the Committee on Governmental Operations, to which was referred

S.F. No. 322: A bill for an act relating to soil and water conservation

districts; authorizing annual audits by certified public accountants; amending Minnesota Statutes 1982, section 40.06, subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, delete "*unless*" and insert "*or, at the request of*"

Page 1, line 18, delete "*shall*" and insert "*, the state auditor may*"

Page 1, line 19, after the period, insert "*The state auditor may determine that an annual audit of a soil and water conservation district is not necessary, in which case the audit shall be conducted at least every four years.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe, D. M. from the Committee on Governmental Operations, to which was referred

S.F. No. 428: A bill for an act relating to state government; removing the expiration date of certain advisory committees and councils; repealing certain inactive advisory councils, committees, and task forces; amending Minnesota Statutes 1982, sections 3.922, subdivision 8; 16.02, subdivision 28; 121.87, subdivision 3; 121.902, subdivisions 1 and 1a; 126.531; 145.93, subdivision 3; 148.191, subdivision 2; 148.67; 149.02; 175.007, subdivision 1; 182.656, subdivision 3; 198.055, subdivision 1; 241.64; 246.017; 252.31; 254A.04; 256.482, subdivision 1; 256B.58; 268.12, subdivision 6; Laws 1976, chapter 314, section 3; and Laws 1980, chapter 614, section 192; repealing Minnesota Statutes 1982, sections 4.31, subdivision 5; 15.059, subdivision 5; 16.853; 16.91; 21.112, subdivision 2; 31.60, subdivisions 2 and 3; 43A.31, subdivision 4; 82.30; 84B.11; 86A.10; 115A.12, subdivision 2; 121.901; 121.938; 123.581; 124.215; 129B.09, subdivision 8; 136A.02, subdivision 6; 141.24; 144.011, subdivision 2; 144.571; 144A.17; 144A.55; 145.93, subdivision 2; 151.13, subdivision 2; 178.02; 184.23; 214.14; 222.65; 241.71; 245.84, subdivision 4; 326.41; 326.49; and 363.04, subdivisions 4, 4a, and 5.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1982, section 3.9223, subdivision 1, is amended to read:

Subdivision 1. [MEMBERSHIP.] There is created a state council on affairs of Spanish-speaking people to consist of seven members appointed by the governor with the advice and consent of the senate. The members of the council shall be broadly representative of the Spanish-speaking community of the state. Membership, terms, compensation, removal of members and filling of vacancies shall be as provided in Minnesota Statutes, Section 15.0575. The council shall annually elect from its membership a chairperson and other officers it deems necessary. *The council shall expire on the date provided by section 15.059, subdivision 5.*

Sec. 2. Minnesota Statutes 1982, section 4.31, subdivision 5, is amended to read:

Subd. 5. The governor shall appoint an advisory committee of not more than 21 members, at least one member from each economic development region, to advise and make recommendations to him and the director of volunteer services. Notwithstanding this numerical limitation, members currently serving on an advisory group to the governor's office of volunteer services shall complete their prescribed terms of office; thereafter, appointments of successors shall be made so as to be consistent with the numerical limitation contained in this section. Membership terms, compensation, removal and filling of vacancies of members *and expiration* of the advisory committee shall be as provided in section 15.059; provided, that members shall not be eligible for a per diem.

Sec. 3. Minnesota Statutes 1982, section 11A.08, subdivision 4, is amended to read:

Subd. 4. [TERMS; COMPENSATION; REMOVAL; VACANCIES; *EXPIRATION.*] The membership terms, compensation ~~and~~, removal of members appointed by the state board, ~~and~~ filling of vacancies of ~~such~~ members, ~~and expiration of the board~~ shall be as provided in section 15.059 except that council members shall not receive a per diem.

Sec. 4. Minnesota Statutes 1982, section 15.059, subdivision 5, is amended to read:

Subd. 5. [EXPIRATION DATE.] Unless an earlier date is specified by law, the existence of each advisory council and committee governed by this section shall terminate on June 30, ~~1983~~ 1989.

Sec. 5. Minnesota Statutes 1982, section 16.02, subdivision 28, is amended to read:

Subd. 28. To provide an employee assistance program comprised of training, diagnostic and referral services for state employees and their dependents. ~~In conjunction with the program, the governor shall appoint an advisory committee on state employee assistance consisting of not more than 15 members. The committee, which shall be subject to the provisions of section 15.059, shall advise the commissioner regarding the operational policies of the employee assistance program.~~

Sec. 6. Minnesota Statutes 1982, section 16.872, subdivision 3, is amended to read:

Subd. 3. The state ceremonial building council consists of the following 15 members: the commissioner of administration; the spouse of the governor; the executive director of the board of arts; the director of the Minnesota historical society; a member of the senate appointed pursuant to the rules of the senate; a member of the house of representatives appointed pursuant to the rules of the house of representatives; seven persons appointed by the governor including one in the field of higher education, one member of the American Society of Interior Designers, Minnesota chapter, one member of the American Institute of Architects, Minnesota chapter, one member of the American Society of Landscape Architects, Minnesota chapter, one member of the family that donated the ceremonial building to the state, if available, and four public members. Members of the council serve without compensation. Membership terms, removal, and filling of vacancies for members appointed by the governor are governed by section 15.0575. The

council shall elect a chairman and a secretary from among its members. *The council shall expire on the date provided by section 15.059, subdivision 5.*

Sec. 7. Minnesota Statutes 1982, section 21.112, subdivision 2, is amended to read:

Subd. 2. [ADVISORY SEED POTATO CERTIFICATION COMMITTEE.] ~~He~~ *The commissioner* shall appoint an advisory seed potato certification committee to consist of six members, each of whom shall be a grower in Minnesota of certified seed potatoes, and shall serve without compensation, ~~except he~~ *but* shall receive ~~his~~ traveling expenses and other expenses necessary in attending committee meetings. The term of each committee member shall be three years from July 1 following ~~his~~ appointment, except that of the first committee to be appointed, two members shall serve one year, two members shall serve two years and two members shall serve three years. Vacancies shall be filled by the commissioner for the balance of the vacant term. ~~Said~~ *The* committee shall hold at least one meeting each year and other meetings ~~when deemed necessary by~~ *at the call of the commissioner. The committee shall expire on the date provided by section 15.059, subdivision 5.*

Sec. 8. Minnesota Statutes 1982, section 41.54, subdivision 2, is amended to read:

Subd. 2. [TERMS AND COMPENSATION.] The compensation ~~and~~, removal of members *and expiration* of the council shall be governed by section 15.059. The council shall meet monthly or more often as needed.

The terms of the members serving on January 15, 1981, shall end on the first Monday in April in the year indicated as follows:

(a) The dairy farmer and one officer from a commercial lending institution, 1982;

(b) The cash grain farmer and the officer from a farm credit association, 1983;

(c) The livestock farmer and one officer from a commercial lending institution, 1984; and

(d) The agricultural economist, 1985.

After a term expires as provided in clauses (a) to (d), all successors shall be appointed for four year terms. The terms of the present officers from a commercial lending institution shall be decided by lot subject to clauses (a) and (c).

Sec. 9. Minnesota Statutes 1982, section 52.062, subdivision 1, is amended to read:

Subdivision 1. Whenever the commissioner of banks shall find that a credit union is engaged in unsafe or unsound practices in conducting its business or that the shares of the members are impaired or are in immediate danger of becoming impaired, or that such credit union has knowingly or negligently permitted any of its officers, directors, committee members, or employees to violate any material provision of any law, bylaw, or regulation to which the credit union is subject, the commissioner of banks may proceed in the manner provided by ~~either~~ subdivision 2 ~~or~~ subdivision 3.

Sec. 10. Minnesota Statutes 1982, section 52.062, subdivision 2, is

amended to read:

Subd. 2. The commissioner of banks may suspend the operation of the credit union by giving notice to its board of directors by certified mail ~~with a copy to the advisory council~~. Said notice shall include a list of reasons for said suspension and a list of any specific violations of law, bylaw, or regulation, and shall specify which operations of the credit union may be continued during the period of suspension. The notice shall also fix a time and place for a hearing before the commissioner of banks or such person or persons as the commissioner of banks may designate. The hearing shall be held within 60 days of the notice of suspension, and the advisory council shall sit at such hearing for the purpose of providing advice and counsel to the commissioner of banks or his representative. Evidence may be produced at said hearing by any party thereto, and the commissioner of banks shall base his decision as to the continued suspension of operation of the credit union upon said evidence. If the commissioner of banks decides to continue the suspension, he shall give notice of his decision to the board of directors of the credit union.

Sec. 11. Minnesota Statutes 1982, section 115A.12, subdivision 1, is amended to read:

Subdivision 1. [SOLID AND HAZARDOUS WASTE MANAGEMENT.] The chairperson of the board shall establish a solid waste management advisory council and a hazardous waste management planning council broadly representative of the geographic areas and interests of the state. The councils shall have not less than nine nor more than 18 members each. The membership of the solid waste council shall consist of one-third citizen representatives, one-third representatives from local government units, and one-third representatives from private solid waste management firms. The solid waste council shall contain at least one member experienced in each of the following areas: state and municipal finance; solid waste collection, processing, and disposal; and solid waste reduction and resource recovery. The membership of the hazardous waste advisory council shall consist of one-third citizen representatives, one-third representatives from local government units, and one-third representatives of hazardous waste generators and private hazardous waste management firms. The chairpersons of the advisory councils shall be appointed by the chairperson of the board. The chairperson of the board shall provide administrative and staff services for the advisory councils. The advisory councils shall have such duties as are assigned by law or the chairperson of the board. The solid waste advisory council shall make recommendations to the board on its solid waste management activities. The hazardous waste advisory council shall make recommendations to the board on its activities under sections 115A.08, 115A.09, 115A.10, and 115A.11, and sections 115A.20, 115A.21 115A.23, and 115A.24. Members of the advisory councils shall serve without compensation but shall be reimbursed for their reasonable expenses as determined by the chairperson of the board. *The councils shall expire on the date provided by section 15.059, subdivision 5.*

Sec. 12. Minnesota Statutes 1982, section 121.938, is amended to read:

121.938 [STUDENT AND PERSONNEL REPORTING STANDARDS; ADVISORY TASK FORCES.]

Subdivision 1. There ~~are~~ *is* created ~~two~~ *an* advisory task ~~forces~~, ~~one on uniform data standards for student reporting and one force on uniform data standards for personnel/payroll reporting~~, each composed of nine members as follows:

(a) One employee of the state department of education appointed by the commissioner of education;

(b) One representative of the management information services division of the Minnesota educational computing consortium appointed by the board of the Minnesota educational computing consortium;

(c) One representative from the regional management information centers appointed by the state board of education;

(d) Three persons who are representatives of the various size school districts in the state and who are public school employees whose positions involve activities related to student reporting or personnel/payroll reporting, as applicable, appointed by the state board of education;

(e) One person representing the office of the governor appointed by the governor to serve ex officio;

(f) One person representing the senate appointed by the committee on committees to serve ex officio;

(g) One person representing the house of representatives appointed by the speaker of the house to serve ex officio.

Subd. 2. ~~Each task force shall report to the legislature, by September 1, 1981, recommendations for broad policy standards for school district reporting of student data or personnel/payroll data. Each~~ The task force shall recommend to the ~~ESV computer council and the state board specific data standards for student data or personnel/payroll data~~. These data standards shall be consistent with the uniform financial accounting and reporting standards and the uniform property accounting and reporting standards adopted by the state board pursuant to sections 121.90 to 121.917.

Subd. 3. The task ~~forces~~ *force* shall expire and the terms, compensation and removal of members shall be as provided in section 15.059.

Sec. 13. Minnesota Statutes 1982, section 123.581, subdivision 1, is amended to read:

Subdivision 1. [ESTABLISHMENT.] Programs for in-service training for regular classroom teachers, assistant principals and principals in techniques of education of handicapped pupils shall be established in school districts designated by the state board of education. Funds for these programs shall be granted by the state board ~~upon the recommendation of the advisory council for in-service training in techniques of education of handicapped pupils~~. Handicapped pupils for the purposes of this section, are those defined in section 120.03.

Sec. 14. Minnesota Statutes 1982, section 126.531, is amended to read:

126.531 [ADVISORY TASK FORCE COUNCIL ON AMERICAN INDIAN LANGUAGE AND CULTURE EDUCATION PROGRAMS.]

Subdivision 1. The Minnesota Indian Affairs intertribal board shall nomi-

nate 15 persons for membership to the American Indian language and culture education advisory ~~task force~~ *council*. The state board of education shall appoint nine persons from those so nominated to constitute the ~~task force~~ *council*. Members shall include representatives of community groups, parents of children eligible to be served by the programs, American Indian administrators and teachers, persons experienced in the training of teachers for American Indian language and culture education programs, persons involved in programs for American Indian children in nonsectarian nonpublic, urban, community, tribal or alternative schools and persons knowledgeable in the field of American Indian language and culture education. Members shall be appointed so as to be representative of significant segments of the population of American Indians.

Subd. 2. The advisory ~~task force~~ *council* on American Indian language and culture education programs shall advise the state board in the administration of its duties under sections 126.45 to 126.55.

Subd. 3. The advisory task force shall expire and the terms, ~~compensation~~ and removal of members shall be as provided for in section 15.059, ~~subdivision 6~~ *but members shall not receive per diem, but shall receive expenses in the same manner and amount as state employees.*

Sec. 15. Minnesota Statutes 1982, section 145.919, is amended to read:

145.919 [COMMUNITY HEALTH SERVICES ADVISORY COMMITTEE.]

An advisory committee is established to advise, consult with, and make recommendations to the state commissioner of health on matters relating to the development, maintenance, funding and evaluation of community health services. Each board of health meeting the eligibility requirements of section 145.917 may appoint a member to serve on the committee. The terms shall be two years and no member shall serve more than three consecutive terms. Continuity of membership shall be assured by having an approximately equal number of terms expire each year. Members may receive a per diem and shall be reimbursed for travel and other necessary expenses while engaged in their official duties. The committee shall meet at least quarterly and special meetings may be called by the chairman or a majority of the members. *The committee shall expire June 30, 1989.*

Sec. 16. Minnesota Statutes 1982, section 145.93, subdivision 3, is amended to read:

Subd. 3. [GRANT AWARD; DESIGNATION; PAYMENTS UNDER GRANT.] Each year the commissioner shall give reasonable public notice of the availability of moneys appropriated pursuant to Laws 1980, Chapter 577, Section 2. ~~After consulting with the advisory council,~~ The commissioner shall select as grantee a nonprofit corporation or unit of government which applies for the moneys and best fulfills the criteria specified in subdivision 4. The grantee selected shall be designated the Minnesota poison information center. Moneys appropriated under Laws 1980, Chapter 577, Section 2 shall be paid to the grantee quarterly beginning on July 1.

Sec. 17. Minnesota Statutes 1982, section 145.98, subdivision 1, is amended to read:

Subdivision 1. [CREATION; MEMBERSHIP.] There is established in the

executive branch a council on health promotion and wellness. Members of the council shall be appointed by the governor. They shall be experienced or interested in health promotion and wellness. There shall be 15 members with at least one member from each congressional district. The initial membership shall include all persons holding current membership on the governor's council on health promotion and wellness established by Executive Order No. 81-6. The chairperson shall be appointed by the governor from among the members. Members shall not receive per diem pay but may be reimbursed for travel and other expenses in the same manner and amount as state employees. Terms of office shall be governed by section 15.0575. *The council shall expire on the date provided by section 15.059, subdivision 5.*

Sec. 18. Minnesota Statutes 1982, section 148.191, subdivision 2, is amended to read:

Subd. 2. The board is authorized to adopt and, from time to time, revise rules not inconsistent with the law, as may be necessary to enable it to carry into effect the provisions of sections 148.171 to 148.299. The board shall prescribe by rule curricula and standards for schools and courses preparing persons for licensure under sections 148.171 to 148.299. It shall conduct or provide for surveys of such schools and courses at such times as it may deem necessary. It shall approve such schools and courses as meet the requirements of sections 148.171 to 148.299 and board rules. It shall examine, license and renew the license of duly qualified applicants. It shall hold examinations at least once in each year at such time and place as it may determine. It shall by rule adopt, evaluate and periodically revise, as necessary, requirements for licensure and for registration and renewal of registration as defined in section 148.231. It shall cause the prosecution of all persons violating sections 148.171 to 148.299 and have power to incur such necessary expense therefor. It shall keep a record of all its proceedings. ~~The board shall appoint an advisory task force on nursing education consisting of 11 members for the purposes of advising the board on matters pertaining to career progression and the approval and operation of nursing programs; assisting with surveys of nursing programs; collecting nursing education data and providing liaison between the board and nursing education. Three members shall be either an administrator or supervisor in one of the following types of agencies at the time of appointment and throughout his term: hospital; nursing home or community nursing service. The remaining eight members shall be either an administrator or faculty member in one of the following types of educational programs at the time of appointment and throughout his term: nursing assistant program; practical nursing program preparing for licensure; professional nursing program preparing for licensure; or advanced nursing program for licensed practical or registered nurses. The task force shall expire and the compensation and removal of members shall be as provided in section 15.059.~~

Sec. 19. Minnesota Statutes 1982, section 152.02, subdivision 13, is amended to read:

Subd. 13. The state board of pharmacy ~~and the advisory council on controlled substances~~ shall study the implementation of Laws 1971, Chapter 937 in relation to the problems of drug abuse in Minnesota and shall report to the legislature annually on or before December 1, their recommendations concerning amendments to Laws 1971, Chapter 937.

Sec. 20. Minnesota Statutes 1982, section 155A.06, subdivision 5, is

amended to read:

Subd. 5. [COMPENSATION.] Members of the council shall be compensated for expenses *and the council shall expire* as provided in section 15.059.

Sec. 21. Minnesota Statutes 1982, section 156A.06, subdivision 1, is amended to read:

Subdivision 1. There is hereby created the water well contractors and exploratory borers advisory council, herein referred to as the "advisory council," as an advisory council to the state commissioner of health. The advisory council shall be composed of 13 voting members. Of the 13 voting members, one member shall be from the state department of health, appointed by the state commissioner of health; one member shall be from the department of natural resources, appointed by the commissioner of natural resources; one member shall be a member of the Minnesota geological survey of the University of Minnesota appointed by the director; two members shall be engaged in the business of exploratory boring for minerals; two public members who are not connected with the business of exploratory boring or the water well drilling industry; and six members shall be contractors actively engaged in the water well drilling industry, not to exceed two from the seven county metropolitan area and at least four from the remainder of the state who shall be representative of different geographical regions. They shall be residents of the state of Minnesota and appointed by the commissioner of health. No appointee of the water well drilling industry shall serve consecutive terms. The appointees to the advisory council from the water well drilling industry shall have been bona fide residents of this state for a period of at least three years prior to appointment and shall have had at least five years experience in the water well drilling business. The council shall ~~not expire, but~~ *and* the terms of the appointed members and the compensation and removal of all members shall be as provided in section 15.059.

Sec. 22. Minnesota Statutes 1982, section 161.1419, is amended by adding a subdivision to read:

Subd. 8. The commission shall expire on the date provided by section 15.059, subdivision 5.

Sec. 23. Minnesota Statutes 1982, section 198.055, is amended by adding a subdivision to read:

Subd. 1a. [REDUCED MEMBERSHIP.] After July 1, 1983, appointments to each group of appointees on the advisory committee shall be reduced by one so that after the second group of appointments subsequent to July 1, 1983, the committee shall consist of nine members. The commissioner shall comply with Laws 1976, chapter 149, section 48, regarding the composition of the committee in all appointments made after July 1, 1983.

Sec. 24. Minnesota Statutes 1982, section 241.64, is amended to read:

241.64 [ADVISORY TASK FORCE COUNCIL.]

Subdivision 1. [CREATION.] Within 60 days after the effective date of sections 241.61 to 241.66, the commissioner shall appoint a nine member advisory ~~task force~~ *council* to advise him on the implementation of sections

241.61 to 241.66. The provisions of section 15.059, ~~subdivision 6,~~ shall govern the terms, ~~compensation, and~~ removal of members, and expiration of the advisory ~~task force~~ council. *Council members shall not receive per diem, but shall receive expenses in the same manner and amount as state employees.*

Subd. 2. [MEMBERSHIP.] Persons appointed shall be knowledgeable in the fields of health, law enforcement, social services or the law. Five members of the advisory ~~task force~~ council shall be representatives of community or governmental organizations which provide services to battered women, and four members of the advisory ~~task force~~ council shall be public members.

Subd. 3. [DUTIES.] The advisory ~~task force~~ council shall:

(a) recommend to the commissioner the names of five applicants for the position of project coordinator.

(b) advise the commissioner on the rules promulgated pursuant to section 241.63;

(c) review and comment on applications received by the commissioner for designation as a pilot program and applications for education grants; and

(d) advise the project coordinator in the performance of his duties in the administration and coordination of the programs funded under section 241.62.

Sec. 25. Minnesota Statutes 1982, section 241.71, is amended to read:

241.71 [CREATION OF ADVISORY TASK FORCE.]

Within 60 days after July 1, 1981, the commissioner of corrections shall appoint an advisory task force on the woman offender in corrections. The task force shall have at least ten but no more than 20 members and shall reflect a statewide geographical representation. The provisions of section 15.059, subdivision 6, shall govern the terms, expenses, and removal of members of the advisory task force. *The task force shall expire on the date provided by section 15.059, subdivision 5.*

Sec. 26. Minnesota Statutes 1982, section 246.017, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP, DUTIES, MEETINGS.] The commissioner of public welfare shall create and establish a medical policy directional committee on mental health composed of seven members five of whom are experts in their fields of medicine, mental health, mental retardation, or related sciences. Two members shall be selected from social service, rehabilitation, volunteer services, nursing, hospital administration or related fields. Not more than one member shall be selected from any one field of medicine or related sciences which shall include the field of psychiatry, neurology, physiology, biochemistry, internal medicine, pediatrics, pharmacology, and psychology.

One member shall be appointed whose term shall expire July 1, 1954, and his successors thereafter shall be appointed for a period of three years; two members shall be appointed whose terms expire on July 1, 1955, and their successors shall be appointed for a term of three years; two members shall

be appointed whose terms shall expire on July 1, 1956, and their successors thereafter shall be appointed for a term of three years. Two members shall be appointed whose terms shall be determined by the commissioner. *The committee shall expire on the date provided by section 15.059, subdivision 5.*

The committee will meet at least six times each year at such times and in such places as the commissioner of public welfare may determine. He may call such additional meetings from time to time as he may deem necessary not exceeding a maximum of 50 meetings in any one year. Each member will receive the sum of \$50 per day for time actually spent in transacting the business of the board and shall be reimbursed for expenses actually incurred in the performance of their official duties.

The committee shall advise the commissioner of public welfare as to all phases of professional standards including patient care, training of personnel, management practices, establishment of treatment programs, obtaining adequate staff, establishment of medical and statistical records and operation of practices in order that they be compatible with professional requirements. The committee shall advise the commissioner of public welfare in approval and guidance of research projects and distribution of research funds. They shall assist him in establishing and maintaining the best possible practices in all mental institutions.

The commissioner of public welfare shall appoint, and unless otherwise established by law, set the salary of a licensed physician to serve as medical director to assist him in establishing and maintaining the medical policies of the department of public welfare. The commissioner may place the medical director's position in the unclassified service if the position meets the criteria of section 43A.08, subdivision 1a.

Sec. 27. Minnesota Statutes 1982, section 256B.58, is amended to read:

256B.58 [ADMINISTRATION.]

The pilot programs shall be administered by the commissioner. The commissioner may employ staff to administer the programs. The cost of the staff shall be met solely by funds authorized to be spent for administering the programs. ~~The commissioner shall appoint a seven member advisory task force to advise the commissioner on the operation of the pilot programs. All of the members of the advisory task force shall be senior citizens. The compensation of members, their removal from office, and the filling of vacancies shall be as provided in section 15.059.~~

Sec. 28. Minnesota Statutes 1982, section 268.12, subdivision 6, is amended to read:

Subd. 6. [ADVISORY COUNCILS.] The commissioner of economic security shall appoint a state advisory council and may appoint such local advisory councils as he deems advisable, composed in each case of an equal number of employer and employee representatives who shall be selected because of their vocation, employment, or affiliation, and of such members representing the general public as he may designate. ~~The commissioner may also appoint an agricultural employment advisory council and such other advisory councils as may be found necessary for proper administration. Such The~~ advisory councils shall aid the commissioner in formulating policies and discussing problems relating to the administration of sections 268.03 to

268.24 and in assuring impartiality and freedom from political influence in the solution of such problems. The councils shall expire and the terms, compensation and removal of members shall be as provided in section 15.059.

Sec. 29. Minnesota Statutes 1982, section 507.09, is amended to read:

507.09 [FORMS APPROVED; AMENDMENTS.]

The several forms of deeds, mortgages, land contracts, assignments, satisfactions, and other conveyancing instruments prepared by the uniform conveyancing blanks commission and filed by the commission with the secretary of state pursuant to Laws 1929, Chapter 135, as amended by Laws 1931, Chapter 34, are approved and recommended for use in the state. Such forms shall be kept on file with and be preserved by the secretary of state as a public record. The commissioner of securities and real estate may appoint an advisory committee on uniform conveyancing forms to recommend to the commissioner of securities and real estate amendments to existing forms or the adoption of new forms. *The terms, compensation, removal of members, vacancies, and expiration of the advisory committee shall be as provided by section 15.059.* The commissioner of securities and real estate may adopt amended or new forms consistent with the laws of this state by rule in accordance with chapter 14.

Sec. 30. Laws 1976, chapter 314, section 3, is amended to read:

Sec. 3. This act is effective upon final enactment. The board shall expire on ~~June 30, 1983~~ *the date provided by Minnesota Statutes, section 15.059, subdivision 5.*

Sec. 31. Laws 1980, chapter 614, section 192, is amended to read:

Sec. 192. [EFFECTIVE DATE.] Except as otherwise provided in this act, this act is effective the day following final enactment. Section 55 is effective retroactive to April 1, 1980. Sections 87 and 88 are effective for any notice of the objects of the petition served after the day following final enactment. Sections 85 and 86 are effective for each district named in section 86 upon approval by a majority of the board of managers of the respective districts, and upon compliance with the provisions of Minnesota Statutes, Section 645.021. Sections 168 to 180 are effective upon approval by resolution of the St. Paul city council. The resolution shall be adopted after published notice to the public and public hearing. Sections 37 to 39, 49, 51, 57, 60 to 68, 70 to 74, 79, 81 to 83, 89, 101 to 123, 126, 128, 135 to 145, 148, 152, and 155, are effective July 1, 1980. Section 187 is effective July 1, 1980 and expires ~~June 30, 1983~~ *on the date provided by Minnesota Statutes, section 15.059, subdivision 5.* Pursuant to Minnesota Statutes, Section 645.023, Subdivision 1, Clause (b), section 155 is effective without local approval July 1, 1980. Section 157 is effective March 1, 1981 and applies to causes of action accruing on or after that date. Section 191, subdivision 2 is effective July 1, 1981.

Sec. 32. [REPEALER.]

Minnesota Statutes 1982, sections 16.91; 16.853; 31.60, subdivisions 2 and 3; 43A.31, subdivision 4; 52.061; 52.062, subdivision 3; 82.30; 84.524; 84B.11; 86A.10; 115A.12, subdivision 2; 116J.04; 121.934; 123.581, sub-

divisions 2, 3, 4, 5, and 7; 124.215; 128A.03; 129B.09, subdivision 8; 136A.02, subdivision 6; 141.24; 144.011, subdivision 2; 144.571; 144A.17; 144A.55; 145.93, subdivision 2; 151.13, subdivision 2; 152.02, subdivision 11; 184.23; 214.14; 222.65; 245.84, subdivision 4; and 363.04, subdivisions 4, 4a, and 5 are repealed.

Sec. 33. [EFFECTIVE DATE.]

This act is effective July 1, 1983."

Delete the title and insert:

"A bill for an act relating to state government; extending the expiration date of certain advisory committees and councils; repealing certain inactive advisory councils, committees, and task forces; amending Minnesota Statutes 1982, sections 3.9223, subdivision 1; 4.31, subdivision 5; 11A.08, subdivision 4; 15.059, subdivision 5; 16.02, subdivision 28; 16.872, subdivision 3; 21.112, subdivision 2; 41.54, subdivision 2; 52.062, subdivisions 1 and 2; 115A.12, subdivision 1; 121.938; 123.581, subdivision 1; 126.531; 145.919; 145.93, subdivision 3; 145.98, subdivision 1; 148.191, subdivision 2; 152.02, subdivision 13; 155A.06, subdivision 5; 156A.06, subdivision 1; 161.1419, by adding a subdivision; 198.055, by adding a subdivision; 241.64; 241.71; 246.017, subdivision 2; 256B.58; 268.12, subdivision 6; and 507.09; Laws 1976, chapter 314, section 3; and Laws 1980, chapter 614, section 192; repealing Minnesota Statutes 1982, sections 16.91; 16.853; 31.60, subdivisions 2 and 3; 43A.31, subdivision 4; 52.061; 52.062, subdivision 3; 82.30; 84.524; 84B.11; 86A.10; 115A.12, subdivision 2; 116J.04; 121.934; 123.581, subdivisions 2, 3, 4, 5, and 7; 124.215; 128A.03; 129B.09, subdivision 8; 136A.02, subdivision 6; 141.24; 144.011, subdivision 2; 144.571; 144A.17; 144A.55; 145.93, subdivision 2; 151.13, subdivision 2; 152.02, subdivision 11; 184.23; 214.14; 222.65; 245.84, subdivision 4; and 363.04, subdivisions 4, 4a, and 5."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Spear from the Committee on Judiciary, to which was re-referred

S.F. No. 220: A bill for an act relating to the environment; establishing an environmental response, compensation and compliance fund to pay for removal and remedial action associated with certain hazardous substances released into the environment and for other purposes; providing for liability for cleanup costs, personal injury, economic loss, and damage to natural resources resulting from releases of hazardous substances; imposing taxes, fees, and penalties; providing for injunctive relief; appropriating money; amending Minnesota Statutes 1982, sections 115A.24, subdivision 1; 466.01, by adding a subdivision; and 466.04, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 116; proposing new law coded as Minnesota Statutes, chapter 115B; repealing Minnesota Statutes 1982, section 115A.24, subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 21 and 25, delete "19" and insert "20"

Page 2, line 22, delete "19" and insert "20"

Page 3, line 13, delete "holds title to,"

Page 3, line 14, after the first "of" insert ", has the right of control"

Page 3, line 14, after "including" insert "without limitation a person who may be"

Page 3, line 15, delete "or" and insert a comma

Page 3, line 15, after "tenant" insert ", lessor, contract for deed vendee, licensor, licensee, or occupant"

Page 3, after line 15, insert:

"Any person owning or holding a remainder or other nonpossessory interest or estate in real property shall become an owner of real property only from and after the time that person's interest or estate in the real property vests in actual possession or after that person obtains the unconditioned right to possession or control of the real property."

Page 3, line 18, after "the" insert "United States government, any interstate body, and the"

Page 6, line 21, delete "19" and insert "20"

Page 6, line 25, delete "Owned" and insert "Possessed with the right of control, controlled the use of,"

Page 7, line 32, delete "he"

Page 7, line 33, delete "acquired the property" and insert "right, title, or interest in the property was first acquired by the person and engaged in conduct by which he associated himself with the release"

Page 7, after line 36, insert:

"In determining whether any person acquiring any right, title, or interest in the real property or the owner of real property knew or reasonably should have known that a hazardous substance was located in or on the facility at the time he either acquired his interest in the property or became an owner of real property, he may rely upon a written warranty, representation, or undertaking set forth in any instrument conveying any right, title, or interest in the real property executed by the person conveying the right, title, or interest, or set forth in any memorandum of any such instrument executed for the purpose of recording. The written warranty, representation, or undertaking is admissible as evidence in any action involving the acquiring person's knowledge or duty to know of the location of a hazardous substance on or in the property and is prima facie evidence of the facts set forth in it and of the acquiring person's knowledge or duty to investigate; or

Any liabilities or causes of action accruing hereunder during the time the owner of real property is in possession with the right of control or has control of the real property shall not accrue against such other persons holding any right, title, or interest in the real property."

Page 8, line 4, delete "11" and insert "10"

Page 8, line 26, delete "16" and insert "17"

Page 8, delete lines 28 to 31

Page 8, line 32, delete “5” and insert “4”

Page 9, line 5, delete “6” and insert “5”

Page 9, line 13, delete “16” and insert “17”

Page 9, line 15, delete “7” and insert “6”

Page 9, line 21, after “party” insert “or the plaintiff”

Page 9, line 34, delete “8” and insert “7”

Page 10, line 26, delete “9” and insert “8”

Page 11, line 1, delete “10” and insert “9”

Page 11, line 5, delete “16” and insert “17”

Page 11, line 11, delete “11” and insert “10”

Page 11, line 12, delete “6 to 10” and insert “5 to 9”

Page 11, line 18, delete “9” and insert “8”

Page 12, delete lines 13 to 16

Page 12, line 17, delete “5” and insert “4”

Page 12, line 26, delete “6” and insert “5”

Page 12, line 32, after “party” insert “or the plaintiff”

Page 13, line 9, delete “7” and insert “6”

Page 14, line 1, delete “8” and insert “7”

Page 14, line 5, delete “16” and insert “17”

Page 14, line 11, delete “9” and insert “8”

Page 14, line 12, delete “6 to 8” and insert “5 to 7”

Pages 14 and 15, delete section 6 and insert:

“Sec. 6. [115B.06] [RETROACTIVE APPLICATION.]

Notwithstanding any provision or rule of law, if a defendant shows that his hazardous substance was placed or came to be located in or on the facility on or before April 1, 1963, sections 5, 7, 8, 10, and 13 do not apply to any claim or proceeding for personal injury, death, disease, or economic loss or other harm or loss subject to section 5.”

Page 15, delete lines 14 to 18 and insert:

“(a) There was a release of a hazardous substance;

(b) Defendant was a responsible person with respect to the release;

(c) The plaintiff was exposed to the hazardous substance;

(d) The hazardous substance to which the plaintiff was exposed was the same kind of substance as that which was released from the facility;”

Page 15, line 19, delete “(c) It is more likely than not that” and insert “(e)”

Page 15, line 32, after "disease" insert " , or that a defendant is a person responsible for the release of the hazardous substance from the facility"

Pages 15 and 16, delete section 8 and insert:

"Sec. 8. [115B.08] [COMPARATIVE FAULT OF PLAINTIFF AND DEFENDANT; LIABILITY LIMITED; CONTRIBUTION.]

Subdivision 1. [COMPARATIVE FAULT.] In an action under section 5, the court may, and when requested by any party shall, direct the jury to find separate special verdicts determining the amount of damages that are recoverable in the action, and the percentage of fault attributable to each party. The court shall then reduce the amount of damages that are recoverable by the percentage of fault attributable to the plaintiff.

Subd. 2. [FAULT ATTRIBUTABLE TO PLAINTIFF.] For the purpose of subdivision 1, fault attributable to a plaintiff is limited to:

(a) Voluntary assumption of a known risk; or

(b) Knowingly and unreasonably subjecting himself to a risk which results from the special or unusual character of the hazardous substance.

A plaintiff does not assume a risk for purposes of clause (a) if, in order to avoid assuming the risk, the plaintiff would be required to forego the exercise of a valuable right or privilege.

Subd. 3. [FAULT ATTRIBUTABLE TO DEFENDANT.] For the purpose of subdivision 1, the following factors shall be considered in determining the percentage of fault attributable to a defendant:

(a) The extent to which the defendant's contribution to the release of a hazardous substance can be distinguished;

(b) The amount of hazardous substance involved;

(c) The degree of toxicity of the hazardous substance involved;

(d) The degree of involvement of and care exercised by the defendant in manufacturing, treating, transporting, and disposing of the hazardous substance;

(e) The degree of cooperation by the defendant with federal, state, or local officials to prevent any harm to the public health or the environment; and

(f) Knowledge of the defendant of the hazardous nature of the substance.

The burden is on a defendant to show the percentage of fault which is attributable to him or to other defendants.

Subd. 4. [LIMITATION OF LIABILITY.] If the percentage of fault attributable to a defendant is determined as provided in this section, the defendant shall be liable for that percentage of the damages recoverable in the action.

Subd. 5. [CONTRIBUTION.] Any defendant held liable for damages which exceed that proportion of the damages recoverable in the action which is attributable to the fault of the defendant is entitled to seek contribution from any other defendant to the extent of that other defendant's proportionate share of the damages."

Page 16, line 35, delete “14” and insert “15”

Page 17, lines 4, 10, 13, 26, and 33, delete “14” and insert “15”

Page 18, lines 4, 14, 18, 20, 35, and 36, delete “14” and insert “15”

Page 18, delete lines 23 to 34 and insert:

“Sec. 14. [115B.14] [STATE AND POLITICAL SUBDIVISION LIABILITY.]

Notwithstanding any other provision or rule of law, including sections 3.732 to 3.84 and chapter 466, the state and political subdivisions shall be subject to the same liability, responsibility, and proceedings as a private individual for claims arising out of the release or threatened release of hazardous substances or pollutants and contaminants.”

Page 18, line 35, delete “[115B.14]” and insert “[115B.15]”

Page 19, line 3, delete “14” and insert “15”

Page 19, line 7, delete “[115B.15]” and insert “[115B.16]”

Page 19, line 22, delete “the owner” and insert “a person having any right, title, or interest in real property”

Page 19, line 35, delete “or ascertainable”

Page 20, line 25, delete “owner” and insert “person”

Page 20, line 35, delete “[115B.16]” and insert “[115B.17]”

Page 21, line 19, delete “the owner of real property” and insert “any person having any right, title, or interest in the real property”

Page 21, line 21, delete “owner” and insert “person”

Page 21, line 36, delete “, sub-clauses (1) and (2)”

Page 22, line 20, delete “17” and insert “18”

Page 22, lines 23 and 24, delete “the owner of” and insert “a person having any right, title, or interest in the”

Page 23, lines 16 and 17, delete “17” and insert “18”

Page 23, line 30, delete “19” and insert “20”

Page 24, lines 5 and 16, delete “19” and insert “20”

Page 25, line 10, delete “6” and insert “5”

Page 26, line 12, delete “[115B.17]” and insert “[115B.18]”

Page 26, line 29, delete “16” and insert “17”

Page 27, line 6, delete “the owner of” and insert “any person having any right, title, or interest in and to the”

Page 27, line 9, delete “owner” and insert “person”

Page 27, line 26, delete “[115B.18]” and insert “[115B.19]”

Page 27, line 28, delete “19” and insert “20”

Page 27, line 29, delete “21” and insert “22”

Page 28, line 18, delete "[115B.19]" and insert "[115B.20]"

Page 28, lines 28 and 33, delete "16" and insert "17"

Page 28, lines 31 and 34, delete "16 or" and after "17" insert "or 18"

Page 29, line 11, delete "16" and insert "17"

Page 29, line 12, delete "16 or" and after "17" insert "or 18"

Page 30, line 29, delete "21" and insert "22"

Page 30, line 30, delete "17" and insert "18"

Page 30, line 34, delete "24" and insert "25"

Page 31, line 16, delete "20 to 23" and insert "21 to 24"

Page 32, line 32, delete "21" and insert "22"

Page 32, line 34, delete "19" and insert "20"

Page 33, line 2, delete "19" and insert "20"

Page 33, lines 7, 26, and 36, delete "21" and insert "22"

Page 34, lines 1, 11, 25, 29, and 32, delete "21" and insert "22"

Page 34, line 22, delete "20" and insert "21"

Page 35, line 8, delete "19" and insert "20"

Pages 37 and 38, delete sections 26 to 28

Page 38, line 23, delete "19" and insert "20"

Page 38, line 27, delete "20 and 22" and insert "21 and 23"

Page 39, after line 12, insert:

"Sec. 28. [STUDY.]

The commissioner of insurance shall conduct a study to determine (1) whether adequate private insurance is available on reasonable terms and conditions to the persons subject to liability under section 5 of this act, and (2) whether the market for this insurance is sufficiently competitive to insure purchasers of features such as a reasonable range of deductibles, co-insurance provisions, and exclusions. The commissioner shall submit the results of the study, together with his recommendations, to the legislature by January 1, 1985. The director of the pollution control agency shall cooperate with and provide assistance to the commissioner during the course of the study."

Page 39, lines 2 and 9, delete "16" and insert "17"

Page 39, line 4, delete "19" and insert "20"

Page 39, line 17, delete "23" and insert "24" and delete "29" and insert "27"

Page 39, line 18, delete "21" and insert "22"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after the second semicolon, insert "providing for a study of insurance availability;"

Page 1, line 12, delete "sections" and insert "section" and delete everything after the semicolon

Page 1, line 13, delete everything before "proposing"

And when so amended the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Amendments adopted. Report adopted.

Mr. Moc, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 79 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
79	144				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 79 be amended as follows:

Page 2, line 20, to page 4, line 2, delete sections 3, 4, and 5 and insert:

"Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective August 1, 1983, and apply to adult reference motions filed on or after that date. Orders for reference issued prior to the effective date shall be considered in the enforcement of this act."

Amend the title as follows:

Page 1, line 5, delete the semicolon and insert a period

Page 1, delete lines 6 and 7

And when so amended H.F. No. 79 will be identical to S.F. No. 144, and further recommends that H.F. No. 79 be given its second reading and substituted for S.F. No. 144, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 412, 237, 267, 322 and 428 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 215 and 79 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Mehrkens moved that his name be stricken as a co-author to S.F. No. 342. The motion prevailed.

Mr. Petty moved that the name of Mr. Ramstad be added as a co-author to

S.F. No. 455. The motion prevailed.

Mr. Peterson, R.W. moved that the name of Ms. Reichgott be added as a co-author to S.F. No. 483. The motion prevailed.

Mrs. Lantry moved that the name of Mr. Lessard be added as a co-author to S.F. No. 531. The motion prevailed.

Mr. Solon moved that the name of Mr. Lessard be added as a co-author to S.F. No. 583. The motion prevailed.

Mr. Moe, R.D. moved that the name of Mr. Chmielewski be added as a co-author to S.F. No. 584. The motion prevailed.

Ms. Berglin moved that the name of Mr. Pogemiller be added as a co-author to S.F. No. 568. The motion prevailed.

Mr. Pogemiller moved that the name of Ms. Berglin be added as a co-author to S.F. No. 585. The motion prevailed.

Mr. Belanger introduced—

Senate Resolution No. 25: A Senate resolution congratulating the slalom skiing team from Bloomington Jefferson High School for winning the 1983 State Championship.

Referred to the Committee on Rules and Administration.

CONFIRMATION

Mr. Merriam moved that the report from the Committee on Agriculture and Natural Resources, reported March 7, 1983, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Merriam moved that the foregoing report be now adopted. The motion prevailed.

Mr. Merriam moved that in accordance with the report from the Committee on Agriculture and Natural Resources, reported March 7, 1983, the Senate, having given its advice, do now consent to and confirm the appointments of:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Lauren Larsen, 109 E. Anoka Street, Duluth, St. Louis County, effective January 4, 1982, for a term expiring the first Monday in January, 1986.

MINNESOTA POLLUTION CONTROL AGENCY

Duane A. Dahlberg, 421 Horn Avenue South, Moorhead, Clay County, effective February 23, 1982, for a term expiring the first Monday in January, 1984.

The motion prevailed. So the appointments were confirmed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Kroening moved that S. F. No. 164, on the Calendar, be stricken and

placed at the top of General Orders.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 47 and nays 16, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Knaak	Olson	Storm
Anderson	Frank	Knutson	Pehler	Stumpf
Belanger	Frederick	Kroening	Peterson, C. C.	Taylor
Benson	Frederickson	Kronebusch	Peterson, D. L.	Ulland
Bernhagen	Hughes	Langseth	Ramstad	Waldorf
Bertram	Isackson	Lantry	Reichgott	Wegscheid
Brataas	Johnson, D. E.	Lessard	Renneke	Willet
Chmielewski	Johnson, D. J.	McQuaid	Samuelson	
Dahl	Jude	Mehrkins	Schmitz	
Davis	Kamrath	Merriam	Sieloff	

Those who voted in the negative were:

Berglin	Freeman	Nelson	Peterson, R. W.	Purfeerst
Dicklich	Moe, D. M.	Novak	Petty	Solon
Diessner	Moe, R. D.	Peterson, D. C.	Pogemiller	Spear
Dieterich				

The motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Hughes in the chair.

After some time spent therein, the committee arose, and Mr. Hughes reported that the committee had considered the following:

S.F. No. 39 which the committee recommends to pass, after the following motions:

Mr. Davis moved to amend S.F. No. 39 as follows:

Page 2, lines 4 and 9, after "board" insert "may review and comment, but"

The motion prevailed. So the amendment was adopted.

Mr. Davis then moved to amend S.F. No. 39 as follows:

Page 2, line 9, delete "immediately" and insert ", within 30 days,"

The motion prevailed. So the amendment was adopted.

Mr. Knutson moved to amend S.F. No. 39 as follows:

Page 2, line 9, after "immediately" insert "order a hearing in accordance with section 414.09, and if no township or municipality has withdrawn its consent to the joint resolution within 30 days after the hearing, the board shall"

Page 2, line 10, after the period, insert "The criteria stated in section 414.0325, subdivision 3, and any other appropriate criteria shall be considered at the hearing."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 26 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Olson	Taylor
Belanger	Frederickson	Kronebusch	Peterson, D.L.	Ulland
Benson	Isackson	Laidig	Peterson, R.W.	
Brataas	Johnson, D.E.	McQuaid	Ramstad	
Chmielewski	Kamrath	Mehrkens	Sieloff	
Dieterich	Knaak	Merriam	Storm	

Those who voted in the negative were:

Adkins	Dicklich	Kroening	Pehler	Samuelson
Berglin	Diessner	Lantry	Peterson, C.C.	Schmitz
Bernhagen	Frank	Lessard	Peterson, D.C.	Solon
Bertram	Freeman	Moe, D. M.	Petty	Spear
Dahl	Hughes	Moe, R. D.	Pogemittler	Stumpf
Davis	Johnson, D.J.	Nelson	Purfeerst	Waldorf
DeCramer	Jude	Novak	Reichgott	Wegscheid

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

On motion of Mr. Moe, R.D., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Messrs. Petty, Pehler and Samuelson introduced—

S.F. No. 597: A bill for an act relating to financial institutions; credit unions; expanding the class of persons who may become members; allowing certain small groups to join an existing credit union or form a separate credit union; amending Minnesota Statutes 1982, section 52.05.

Referred to the Committee on Economic Development and Commerce.

Mr. Solon introduced—

S.F. No. 598: A bill for an act relating to insurance premium finance companies; authorizing finance charges based on the federal discount rate; amending Minnesota Statutes 1982, section 59A.09, subdivisions 3 and 6.

Referred to the Committee on Economic Development and Commerce.

Messrs. Petty, Solon, Freeman and Belanger introduced—

S.F. No. 599: A bill for an act relating to commerce; motor vehicle sales and distribution; requiring certain payments to be made upon termination of motor vehicle franchises; amending Minnesota Statutes 1982, section 80E.09, subdivision 1.

Referred to the Committee on Economic Development and Commerce.

Messrs. Chmielewski, Purfeerst, Berg, Bernhagen and Schmitz introduced—

S.F. No. 600: A bill for an act relating to transportation; apportioning five percent of the net highway user tax distribution fund; creating a town road account in the county state-aid highway fund; providing for the distribution of money in the town road account to towns for the construction, reconstruction, and maintenance of town roads; abolishing county and municipal turn-back accounts; amending Minnesota Statutes 1982, sections 161.081; 162.08, subdivision 4; and 383A.16, subdivision 5; proposing new law coded in Minnesota Statutes, chapter 162; repealing Minnesota Statutes 1982, sections 161.082; 161.083; 161.084; 161.085; and 162.08, subdivision 3.

Referred to the Committee on Transportation.

Messrs. Ulland and Solon introduced—

S.F. No. 601: A bill for an act relating to housing; eliminating requirements that housing programs for urban Indians combine appropriated money with funds from other sources whenever possible; amending Minnesota Statutes 1982, section 462A.07, subdivision 15; and Laws 1978, chapter 670, section 3, subdivision 3.

Referred to the Committee on Energy and Housing.

Messrs. Luther, Waldorf, Mrs. Adkins, Messrs. Belanger and Wegscheid introduced—

S.F. No. 602: A bill for an act relating to highway traffic regulations; authorizing admission into evidence of a defendant's refusal to submit to chemical testing; amending Minnesota Statutes 1982, section 169.121, subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Dahl, Luther, Willet, Dicklich and Langseth introduced—

S.F. No. 603: A bill for an act relating to elections; providing for the preparation and availability of correct precinct lists; amending Minnesota Statutes 1982, section 201.091, subdivision 2.

Referred to the Committee on Elections and Ethics.

Messrs. Jude, Luther, Spear, Freeman and Kamrath introduced—

S.F. No. 604: A bill for an act relating to corporations; foreign corporations; establishing bond requirements; authorizing the secretary of state to insure compliance with these requirements; amending Minnesota Statutes 1982, sections 303.08, subdivision 1; 303.17, subdivision 1; and 303.19, subdivision 3; proposing new law coded in Minnesota Statutes, chapter 303.

Referred to the Committee on Economic Development and Commerce.

Messrs. Anderson, Knaak, Langseth and Mehrkens introduced—

S.F. No. 605: A bill for an act relating to taxation; exempting sales of currency or legal tender from the sales and use tax; amending Minnesota Statutes 1982, section 297A.25, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Spear; Moe, D.M.; Renneke and Frederickson introduced—

S.F. No. 606: A bill for an act relating to retirement; public employees funds generally; increasing interest rates paid on refunds and rates required for repayment of refunds and other payments to the funds; amending Minnesota Statutes 1982, sections 3A.03, subdivision 2; 352.029, subdivision 4; 352.04, subdivision 8; 352.12, subdivision 1; 352.22, subdivision 2; 352.23; 352.27; 352.271; 352B.11, subdivisions 1, 3, and 4; 352C.09, subdivision 2; 353.01, subdivision 16; 353.27, subdivision 12; 353.28, subdivision 5; 353.32, subdivision 1; 353.34, subdivision 2; 353.35; 353.36, subdivision 2; 354.47, subdivision 1; 354.49, subdivisions 2 and 3; 354.50, subdivision 2; 354.51, subdivisions 4 and 5; 354.52, subdivision 4; 354.53, subdivision 1; 354.532, subdivision 3; 354A.093; 354A.35, subdivision 1; 354A.37, subdivisions 3 and 4; 354A.38, subdivision 3; 422A.09, subdivision 3; 422A.11, subdivision 2; 422A.16, subdivision 5; and 422A.221, subdivision 2; repealing Minnesota Statutes 1982, section 354.49, subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Spear; Moe, D.M.; Ms. Berglin, Mr. Pogemiller and Mrs. McQuaid introduced—

S.F. No. 607: A bill for an act relating to state employees; authorizing the deduction from salaries or wages of sums of money designated by them for certain combined charitable funds; amending Minnesota Statutes 1982, section 15.375, subdivision 2; proposing new law coded in Minnesota Statutes, chapter 309; repealing Minnesota Statutes 1982, section 15.375, subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Spear and Peterson, C.C. introduced—

S.F. No. 608: A bill for an act relating to employment; encouraging public and private sector pension funds to invest in real estate; permitting certain public funds to participate in real estate investments; amending Minnesota Statutes 1982, sections 69.77, subdivision 2; 354A.08; 422A.05, subdivision 2c; 423.389; and 423.60; proposing new law coded in Minnesota Statutes, chapter 356.

Referred to the Committee on Governmental Operations.

Messrs. Wegscheid, Belanger, Solon, Benson and Mrs. Adkins introduced—

S.F. No. 609: A bill for an act relating to financial institutions; industrial loan and thrift companies; regulated loans; enlarging the group of institutions which may utilize electronic fund transfer facilities; modifying the capital and reserve limitation on loans by industrial loan and thrift companies; regulating loan splitting; eliminating the receipt requirement for money orders; standardizing certain penalties; excepting loan and thrifts

and regulated lenders from the licensing requirements for real estate brokers and salespersons; amending Minnesota Statutes 1982, sections 47.61, subdivision 4; 47.64, subdivision 1; 48.196; 53.03, subdivision 5; 53.05; 56.131, subdivision 3; 56.14; and 82.18; repealing Minnesota Statutes 1982, section 56.19, subdivision 1.

Referred to the Committee on Economic Development and Commerce.

Mr. Novak introduced—

S.F. No. 610: A bill for an act relating to manufactured homes; granting the right to make in park sales of homes more than 15 years old; amending Minnesota Statutes 1982, sections 327C.02, subdivision 5; and 327C.07, subdivision 1.

Referred to the Committee on Energy and Housing.

Messrs. Novak and Purfeerst introduced—

S.F. No. 611: A bill for an act relating to occupations and professions; establishing licensing, bonding, and insurance requirements for tow truck operators; requiring the commissioner of transportation to adopt rules; providing for the revocation, suspension, and denial of a license; prohibiting local regulation; proposing new law coded in Minnesota Statutes, chapter 221.

Referred to the Committee on Transportation.

Messrs. Belanger, Frederick and Jude introduced—

S.F. No. 612: A bill for an act relating to the city of Bloomington; authorizing the issuance of capital notes for certain equipment acquisitions.

Referred to the Committee on Local and Urban Government.

Messrs. Dahl, Solon, Freeman, Mrs. Adkins and Mr. Laidig introduced—

S.F. No. 613: A bill for an act relating to insurance; fire; requiring the insured, in case of loss, to show the damaged property and related records to the company and consent to be examined under oath; providing for the exchange of information on losses or potential losses between companies and authorized persons; amending Minnesota Statutes 1982, sections 65A.01, subdivision 3; and 299F.054, subdivisions 1, 2, 4, and by adding a subdivision.

Referred to the Committee on Economic Development and Commerce.

Mr. Renneke introduced—

S.F. No. 614: A resolution memorializing the President and Congress of the United States to provide medical care for former members of the military forces who were exposed to atomic radiation in the course of their duties.

Referred to the Committee on Veterans and General Legislation.

Mr. Knutson, Mrs. Brataas, Messrs. Renneke and Benson introduced—

S.F. No. 615: A bill for an act relating to health; changing eligibility requirements for catastrophic health expense protection; including insurance premiums; appropriating money; amending Minnesota Statutes 1982, sections 62E.52, subdivisions 2 and 3; 62E.53, subdivisions 1 and 2; 62E.531, subdivision 2; 62E.54, by adding a subdivision; and 256.98; proposing new law coded in Minnesota Statutes, chapter 62E.

Referred to the Committee on Economic Development and Commerce.

Mr. Solon, Mrs. McQuaid, Messrs. Wegscheid, Pogemiller and Dicklich introduced—

S.F. No. 616: A bill for an act relating to the council for the handicapped; providing for appointment of members to the council; decreasing the number of council members; making the council permanent; clarifying the purposes of committees within the council; describing duties; amending Minnesota Statutes 1982, sections 256.481; and 256.482; repealing Minnesota Statutes 1982, section 256.483.

Referred to the Committee on Governmental Operations.

Ms. Berglin; Messrs. Solon; Johnson, D.E. and Mrs. Lantry introduced—

S.F. No. 617: A bill for an act relating to health; providing for the distribution of federal funds for maternal and child health care; amending Minnesota Statutes 1982, sections 145.881, subdivision 1; and 145.882; proposing new law coded in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Ms. Berglin, Messrs. Petty and Moe, D.M. introduced—

S.F. No. 618: A bill for an act relating to public welfare; providing for the establishment of a state foster care advisory council and local review boards under the jurisdiction of juvenile judges; prescribing conditions of membership and duties of board members; requiring agency cooperation; providing for the adoption of supreme court rules; setting limitations; appropriating money; proposing new law coded in Minnesota Statutes, chapter 260.

Referred to the Committee on Health and Human Services.

Messrs. Sieloff; Knaak; Dieterich; Peterson, R.W. and Laidig introduced—

S.F. No. 619: A bill for an act relating to taxation; providing for collection of employers' contributions to the unemployment compensation fund by the department of revenue; amending Minnesota Statutes 1982, sections 268.05, subdivision 2; 268.12, subdivision 12; 268.16, subdivisions 1 and 2; 268.161, subdivisions 1, 3, 4, 5, 6, 7, 8, and 9; proposing new law coded in chapter 270.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Wegscheid; Moe, D.M.; Ms. Berglin, Mr. Laidig and Ms.

Reichgott introduced—

S.F. No. 620: A bill for an act relating to public welfare; authorizing grants to county boards to provide semi-independent living services for mentally retarded persons; appropriating money; proposing new law coded in Minnesota Statutes, chapter 252.

Referred to the Committee on Health and Human Services.

Messrs. Wegscheid; Petty; Peterson, R.W.; Dahl and Anderson introduced—

S.F. No. 621: A bill for an act relating to state government; allowing the acceptance of gifts to the state without the governor's approval; authorizing the commissioner of administration to rent state property without the governor's approval; authorizing the state to transfer surplus state property to local units of government; allowing the governor and lieutenant governor to use unmarked state cars; amending Minnesota Statutes 1982, sections 7.09, subdivision 1; 16.02, subdivisions 14 and 18; 16.75, subdivision 7; and 16.753, subdivision 5.

Referred to the Committee on Governmental Operations.

Messrs. Petty, Dahl, Jude and Anderson introduced—

S.F. No. 622: A bill for an act relating to no-fault automobile insurance; clarifying legislative intent concerning stacking of insurance policies; establishing tort threshold limitations on uninsured motorist coverage; amending Minnesota Statutes 1982, sections 65B.47, by adding a subdivision; and 65B.49, subdivision 4.

Referred to the Committee on Economic Development and Commerce.

Messrs. Jude; Moe, D.M.; Novak; Sieloff and Merriam introduced—

S.F. No. 623: A bill for an act relating to taxation; property; expanding the purposes for which a certain levy may be used; providing that the county board expend the funds raised by the levy; amending Minnesota Statutes 1982, sections 450.23; 450.24; and 450.25; proposing new law coded in Minnesota Statutes, chapter 450.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Knutson, Sieloff, Ramstad, Kamrath and Knaak introduced—

S.F. No. 624: A bill for an act relating to courts; establishing judicial nominating commissions in each judicial district in the state; providing for membership and terms of office of commissions; providing a nomination procedure for selection of qualified persons to fill vacancies on trial courts; appropriating money; proposing new law coded as Minnesota Statutes, chapter 494.

Referred to the Committee on Judiciary.

Messrs. Knutson, Sieloff, Ramstad, Kamrath and Knaak introduced—

S.F. No. 625: A bill for an act relating to courts; establishing a supreme

court judicial nominating commission; providing for membership and terms of office of the commission; providing a nomination procedure for selection of qualified persons to fill supreme court vacancies; appropriating money; proposing new law coded as Minnesota Statutes, chapter 494.

Referred to the Committee on Judiciary.

Messrs. Knutson, Sieloff, Ramstad, Kamrath and Knaak introduced—

S.F. No. 626: A bill for an act relating to courts; establishing a court of appeals judicial nominating commission; providing for membership and terms of office of the commission; providing a nomination procedure for selection of qualified persons to fill court of appeals vacancies; appropriating money; proposing new law coded as Minnesota Statutes, chapter 494.

Referred to the Committee on Judiciary.

Messrs. Jude, Lessard, DeCramer, Schmitz and Storm introduced—

S.F. No. 627: A bill for an act relating to the Minnesota humane society; providing for appointment of the executive director by the governor; amending Minnesota Statutes 1982, section 343.01, subdivision 3.

Referred to the Committee on Veterans and General Legislation.

Messrs. Davis, DeCramer, Peterson, C.C.; Willet and Moe, R.D. introduced—

S.F. No. 628: A bill for an act relating to agriculture; providing for the prevention of economic waste in the marketing of certain agricultural crops produced in Minnesota by establishing minimum prices; providing for supply management and orderly marketing, administration, and enforcement; imposing a penalty; proposing new law coded in Minnesota Statutes, chapter 17.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Frank and Novak introduced—

S.F. No. 629: A bill for an act relating to hospitals; providing for adjustment of terms of office; changing filing dates for candidates for the hospital board; amending Minnesota Statutes 1982, section 447.32, subdivisions 1 and 4.

Referred to the Committee on Health and Human Services.

Ms. Reichgott, Messrs. Spear, Peterson, R.W.; Sieloff and Merriam introduced—

S.F. No. 630: A bill for an act relating to real property; revising and clarifying certain provisions relating to the registration of real property; amending Minnesota Statutes 1982, sections 508.03; 508.06; 508.08; 508.16, subdivision 2; 508.22; 508.23, by adding a subdivision; 508.24, subdivision 2; 508.25; 508.35; 508.36; 508.47, subdivision 6; 508.48; 508.49; 508.50; 508.55; 508.60; 508.62; 508.65; 508.71; 508.82; 508A.01, subdivision 1; 508A.06; 508A.17, subdivision 1; 508A.25; 508A.35; 508A.47,

subdivision 6; 508A.48; 508A.49; 508A.50; 508A.55; 508A.62; 508A.65; 508A.71; 508A.82; proposing new law coded in Minnesota Statutes, chapters 508 and 508A; repealing Minnesota Statutes, sections 508.41; 508.42; 508A.41; and 508A.42.

Referred to the Committee on Judiciary.

Messrs. Ramstad, Taylor and Frederick introduced—

S.F. No. 631: A bill for an act relating to unemployment compensation; providing an exception for contributions and coverage for self-employed business owners; proposing new law coded in Minnesota Statutes 1982.

Referred to the Committee on Employment.

Mr. Moe, R.D., by request, introduced—

S.F. No. 632: A bill for an act relating to education; authorizing residents of land which previously constituted a school district to petition the school board for detachment from the present school district; requiring the school board to call a referendum under certain conditions; providing for annexation of land subject to approval of annexing district; proposing new law coded in Minnesota Statutes, chapter 122.

Referred to the Committee on Education.

Messrs. Chmielewski, Pehler, Diessner and Taylor introduced—

S.F. No. 633: A bill for an act relating to unemployment compensation; regulating the disqualification of certain health facility workers; amending Minnesota Statutes 1982, section 268.09, subdivision 1.

Referred to the Committee on Employment.

Messrs. Peterson, C.C.; Johnson, D.J.; Bernhagen; Novak and Merriam introduced—

S.F. No. 634: A bill for an act relating to game and fish; designation of experimental and specialized fishing waters; notice of netting season; licensing fishing guides; fishing license surcharge and fees; establishing a sport fishing improvement account and joint select committee on sport fisheries; advisory committee; restricting the use of tip-ups; amending Minnesota Statutes 1982, sections 84.027, subdivision 2; 97.48, subdivision 26, and by adding a subdivision; 97.49, by adding a subdivision; 97.53, by adding a subdivision; 98.46, subdivision 5; and 101.42, subdivision 20; proposing new law coded in Minnesota Statutes, chapters 98 and 101.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Knutson introduced—

S.F. No. 635: A bill for an act relating to health; requiring registration of home health agencies; allowing for complaints about home health agencies to the office of health facility complaints; specifying rights; requiring reporting of abuse; amending Minnesota Statutes 1982, sections 144.651; 144A.51, by adding a subdivision; 144A.52, subdivision 3; 144A.53;

144A.54, subdivision 1; and 626.557, subdivision 2; proposing new law coded in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Messrs. DeCramer, Berg, Kamrath and Nelson introduced—

S.F. No. 636: A bill for an act relating to transportation; authorizing the commissioner to expend money for railroad acquisition by a regional railroad authority; modifying the regional railroad authority act to allow municipalities to form regional railroad authorities; allowing the expenditure of certain state funds for railroad improvement and acquisition; providing an aircraft base price for taxation purposes; amending Minnesota Statutes 1982, sections 222.50, subdivision 7; 360.531, subdivision 4; 398A.02; 398A.03; 398A.04, subdivisions 8 and 9; and Laws 1980, chapter 610, section 1, as amended.

Referred to the Committee on Transportation.

Messrs. Purfeerst, Berg and Stumpf introduced—

S.F. No. 637: A bill for an act relating to agriculture; establishing a program of financial assistance for agricultural commodity promotion organizations; appropriating money; proposing new law coded in Minnesota Statutes, chapter 17.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Novak, Purfeerst, Mrs. Lantry, Messrs. Vega and Laidig introduced—

S.F. No. 638: A bill for an act relating to metropolitan government; regulating transit commission debt; amending Minnesota Statutes 1982, section 473.436, subdivision 5.

Referred to the Committee on Transportation.

Messrs. Frank and Dahl introduced—

S.F. No. 639: A bill for an act relating to energy; data reporting; definition of "earth sheltered"; biennial energy reports; certificate of need fees; amending Minnesota Statutes 1982, sections 13.68, subdivision 1; 116J.06, subdivision 2; 116J.18, subdivision 1; and 116J.28, subdivision 6.

Referred to the Committee on Energy and Housing.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, March 14, 1983. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate