

TWENTY-THIRD DAY

St. Paul, Minnesota, Monday, March 14, 1983

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Moe, R.D. imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Gerald C. Stoppel.

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

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

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. Berg, Lessard, Novak and Vega were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received and referred to the committee indicated.

March 7, 1983

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

Our office is requesting the return of the appointment papers for Sally Martin, Director of the Public Service Department, which were forwarded to you for the Senate's action on January 25, 1983.

We would appreciate return of those documents from the respective assigned committee and from your office.

We expect shortly to forward a letter of appointment for the new appointee, Ray Bohn.

(Referred to the Committee on Public Utilities and State Regulated Industries.)

Sincerely,

Rudy Perpich, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 24 and 121.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 9, 1983

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 61: A bill for an act relating to crimes; requiring operators of certain vehicles to provide insurance information to peace officers; providing penalties; increasing penalties for failure to stop at the scene of certain accidents; amending Minnesota Statutes 1982, sections 65B.67, by adding a subdivision; and 169.09, subdivisions 1, 3, 6, 7, and 14.

Senate File No. 61 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 9, 1983

Mr. Luther moved that the Senate do not concur in the amendments by the House to S. F. No. 61, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 56, 182, 268, 223, 252 and 330.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 9, 1983

FIRST READING OF HOUSE BILLS

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

H.F. No. 56: A bill for an act relating to local government; providing for orderly annexations in accordance with the terms of the resolutions of local government units; amending Minnesota Statutes 1982, section 414.0325, subdivision 1.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 39, now on the Calendar.

H.F. No. 182: A bill for an act relating to the metropolitan transit commission; special fares for jobseekers; amending Minnesota Statutes 1982, section 473.408, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 459.

H.F. No. 268: A bill for an act relating to financial institutions; credit unions; removing the restrictions on the amounts that credit unions may invest in the corporate credit union; removing the borrowing restrictions of the corporate credit union; changing references to the central credit union to reflect its name change; amending Minnesota Statutes 1982, sections 52.04, subdivision 1; 52.09, subdivision 2; 52.15, subdivision 2; and 52.17, subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 236.

H.F. No. 223: A bill for an act relating to taxation; authorizing the assessment of personal liability of corporate or partnership officers or employees; deleting obsolete references; providing for service of summons and subpoena by mail; providing that tax liens include certain costs; providing for the filing of liens and the transcription of liens to other counties; eliminating the requirement of notification to commissioner of foreclosure in certain instances; providing for the assessment of taxes; providing time limitations for court proceedings to collect certain taxes; providing for a suspension of certain time limitations in bankruptcy cases; clarifying the classification of tax claims in estates; providing a bond requirement to secure withholding taxes; providing that the withholding tax clearance required for state contractors be expanded to include out-of-state subcontractors; amending Minnesota Statutes 1982, sections 270.06; 270.10, by adding a subdivision; 270.69, subdivisions 1, 4, 7, and by adding a subdivision; 270.70, subdivisions 1, 10, and 14; 290.49, subdivision 6; 290.58; 290.92, subdivisions 6 and 6a; 290.97; 297A.34, subdivisions 4, 5, and by adding a subdivision; 297A.42, subdivision 2; and 524.3-805.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 361.

H.F. No. 252: A bill for an act relating to occupations and professions; regulating the practice of dentistry; amending Minnesota Statutes 1982, sections 150A.05, subdivision 2; and 150A.11, subdivision 1.

Referred to the Committee on Health and Human Services.

H.F. No. 330: A bill for an act relating to courts; providing for the appeal of various matters to the court of appeals; providing for the manner of election of court of appeals judges; amending Minnesota Statutes 1982, sections 2.724, subdivision 2; 3.737, subdivision 4; 3.751, subdivision 4; 5.08, subdivision 2; 10A.01, subdivisions 5 and 19; 14.45; 14.62, subdivision 2; 14.63; 14.64; 14.65; 14.66; 14.68; 15A.18; 16.863; 25.43, subdivision 5; 32A.09, subdivision 5; 43A.02, subdivision 25; 43A.24, subdivision 2; 43A.27, subdivision 4; 44.09, subdivision 3; 45.07; 45.17, subdivision 5; 47.54, subdivision 5; 49.18; 52.063; 56.23; 60A.05; 60A.15, subdivisions 11 and 12; 72A.27; 84.59; 88.78; 97.481, subdivision 2; 97.50, subdivision 6; 105.462; 106.631, subdivisions 5 and 6; 110A.36; 111.42; 112.82, subdivisions 1 and 2; 114.13, subdivision 4; 115.49, subdivision 5; 116.07, subdivision 7; 116.11; 116A.19, subdivision 4; 116C.65; 120.17, subdivision 3b; 122.23, subdivision 16c; 123.32, subdivision 25; 127.25, subdivision 3; 127.33; 141.29, subdivision 2; 145.698, subdivision 2; 155A.11, subdivision 2; 156A.071, subdivision 9; 161.34, subdivision 4; 168.68; 169.123, subdivision 7; 177.29, subdivision 2; 178.09, subdivision 2; 179.64, subdivision 5; 179.741, subdivision 3; 181A.10, subdivision 2; 185.15; 192A.255, subdivision 1; 197.481, subdivision 6; 204B.06, subdivisions 4 and 6; 204B.11, subdivision 1; 204B.34, subdivision 3; 204B.36, subdivision 4; 204D.02, subdivision 1; 204D.08, subdivision 6; 204D.11, subdivision 1; 209.09; 210A.01, subdivision 3; 216.25; 216B.52, subdivision 5; 231.33; 237.20; 237.25; 237.27; 237.39; 244.11; 246.55; 252A.21, subdivision 1; 253B.19, subdivision 5; 253B.23, subdivision 7; 256.045, subdivisions 9 and 10; 259.32; 260.291, subdivision 2; 268.06, subdivision 20; 268.10, subdivision 8; 268.12, subdivision 13; 270.22; 270.23; 270.26; 270.68, subdivision 2; 273.16; 279.21; 282.01, subdivision 3; 290.48, subdivision 6; 290.92, subdivision 6; 294.09, subdivision 3; 297.08, subdivisions 3 and 4; 297A.15, subdivision 4; 298.09, subdivision 3; 299F.25; 299F.26, subdivision 3; 327B.05, subdivision 2; 340.404, subdivision 7; 340.54, subdivision 2; 351.03; 352.01, subdivision 2B; 352D.02, subdivision 1; 357.07; 357.08; 363.072, subdivisions 1 and 2; 373.11; 375.67, subdivision 3; 387.41; 412.092, subdivision 1; 414.07, subdivision 2; 414.08; 419.12; 420.13; 430.03; 430.031, subdivision 4; 462.14, subdivision 12; 462.715; 465.43; 473.675, subdivision 4; 480.054; 480.055, subdivision 1; 480.061, subdivision 8; 480.062; 480.07; 480.19; 480A.02 by adding a subdivision; 480A.06, subdivision 1; 481.02, subdivisions 3 and 6; 482.07, subdivision 8; 485.16; 487.39; 488A.01, subdivision 14; 488A.17, subdivision 12; 488A.18, subdivision 14; 488A.34, subdivision 11; 501.35; 508.29; 508A.29; 525.71; 525.714; 525.73; 548.29, subdivision 2; 558.215; 562.04; 571.64; 574.18; 582.11; 586.09; 586.11; 586.12; 589.02; 589.29; 589.30; 590.01, subdivision 1; 590.04, subdivision 3; 590.06; 595.024, subdivision 3; 595.025, subdivision 3; 609.39; 611.07, subdivisions 2 and 3; 611.071, subdivisions 1 and 2; 611.14; 611.18; 611.25; and 648.39, subdivision 1; and Laws 1982, chapter 501, section 27; repealing Minnesota Statutes 1982, sections 14.70; 80A.24, subdivision 3; 363.10; 484.63; 525.711; 525.74; and Laws 1982, chapter 501, sections 17, 18, 19, and 25.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES

Mr. Moc, R.D. moved that the Committee Reports at the Desk be now

adopted, with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Purfeerst from the Committee on Transportation, to which was referred

S.F. No. 337: A bill for an act relating to drivers' licenses; requiring licenses of a distinguishing color for persons under 19 years of age; amending Minnesota Statutes 1982, section 171.07, subdivision 1.

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

Page 2, after line 5, insert:

“Sec. 2. [EXTENSION OF EXISTING PROVISIONAL LICENSES.]

Provisional licenses issued before the effective date of this act will remain valid until the licensee reaches the age of 19.”

Renumber the sections in sequence

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

Mr. Purfeerst from the Committee on Transportation, to which was referred

S.F. No. 458: A bill for an act relating to metropolitan government; providing for the metropolitan transit commission property tax; amending Minnesota Statutes 1982, section 473.446, subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Purfeerst from the Committee on Transportation, to which was referred

S.F. No. 459: A bill for an act relating to the metropolitan transit commission; special fares for jobseekers; amending Minnesota Statutes 1982, section 473.408, by adding a subdivision.

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 473.408, is amended by adding a subdivision to read:

Subd. 3a. [SPECIAL FARES FOR JOBSEEKERS.] The commission may print or have printed special bus passes for jobseekers, and shall distribute the passes to government agencies, civic and community organizations and other nonprofit organizations which assist persons seeking employment and which the commission determines will use the passes in compliance with the intent of this subdivision. Agencies and organizations receiving the passes may use them only for loaning at no charge to unemployed or underemployed persons who are actively seeking employment, and persons using the passes

may use them only while engaged in travel relating to the seeking of employment. Agencies and organizations receiving the passes are responsible for the use of the passes in conformity with this subdivision. From Monday through Friday, during the off-peak hours specified by the commission, the commission may charge a reduced fare for persons displaying cards issued pursuant to this subdivision.

This subdivision expires June 30, 1985.

Sec. 2. Minnesota Statutes 1982, section 473.408, subdivision 5, is amended to read:

Subd. 5. [OTHER REDUCED FARES PROHIBITED; EXCEPTION.] Except for the advance sale of service through special passes or for other special promotional efforts, and except as provided in subdivisions 3 and 4 and section 1, the commission and other operators ~~shall~~ may not grant ~~any~~ reduced fares for regular route bus service.

Sec. 3. [JOBSEEKER FARE NOT A SOCIAL FARE.]

The reduced fare for jobseekers under section 1 is not a social fare for which the commission may receive reimbursement under section 174.24, subdivision 4.

Sec. 4. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Amend the title as follows:

Page 1, line 2, after the semicolon, insert "providing for"

Page 1, line 4, before "by" insert "subdivision 5. and"

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. 361: A bill for an act relating to taxation; authorizing the assessment of personal liability of corporate or partnership officers or employees; deleting obsolete references; providing for service of summons and subpoena by mail; setting the amount of bond for liquor licenses and making them conditioned on payment of taxes to the state; providing that tax liens include certain costs; providing for the filing of liens and the transcription of liens to other counties; eliminating the requirement of notification to commissioner of foreclosure in certain instances; providing for the assessment of taxes; providing time limitations for court proceedings to collect certain taxes; providing for a suspension of certain time limitations in bankruptcy cases; clarifying the classification of tax claims in estates; providing a bond requirement to secure withholding taxes; providing that state contract settlement proceeds be applied to unpaid withholding taxes of contractors or subcontractors; amending Minnesota Statutes 1982, sections 270.06; 270.10, by adding a subdivision; 270.69, subdivisions 1, 4, 7, and by adding a subdivision; 270.70, subdivisions 1, 10, and 14; 290.49, subdivision 6; 290.58; 290.92, subdivisions 6 and 6a; 290.97; 297A.34, subdivisions 4,

5, and by adding a subdivision; 290A.42, subdivision 2; 340.12; and 524.3-805.

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

Page 3, line 27, delete the period

Page 3, delete lines 28 and 29

Page 3, line 30, delete the new language

Page 5, line 13, after "court" insert "*without payment of the tax, penalty, or interest*"

Page 7, line 3, after "or" insert "*if the tax judgment has been filed,*"

Page 7, line 23, after "court" insert "*without payment of the tax, penalty, or interest*"

Page 9, line 5, delete the new language

Page 9, delete lines 6 to 8

Page 14, line 24, after "determines" insert "*, not to exceed twice the estimated average liability for future monthly withholding tax periods*"

Page 15, line 18, after "and" insert "by"

Page 15, line 19, delete "*, if any*" and insert "*whose business location is outside of the state of Minnesota*"

Page 15, line 20, after "contractor" insert "*or out-of-state subcontractor*"

Page 15, line 22, before the period, insert "*with respect to the contractor or out-of-state subcontractor. If, at the time of final settlement, there are any unpaid withholding taxes, penalties, or interest arising from the government contract, the department shall issue a certification to the contractor or out-of-state subcontractor upon payment, with certified funds, of any unpaid withholding taxes, penalties, and interest. Payment is received by the department upon delivery of the certified funds to the central office located in St. Paul, or any district or subdistrict office located throughout the state*"

Page 15, lines 22 to 28, delete the new language

Page 17, line 3, delete the new language

Page 17, delete lines 4 to 6

Pages 17 to 19, delete section 19

Page 20, line 13, after "3" delete the comma and insert "to" and delete "20" and insert "19"

Page 20, line 16, delete "Section 19 is effective October 1, 1983" and insert "This act shall not apply to any tax, the collection of which is barred by statute of limitations on July 1, 1983"

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete lines 5 to 7

Page 1, line 8, delete "state;"

Page 1, line 18, delete "that state"

Page 1, delete lines 19 and 20 and insert "for payment of withholding taxes by contractors and certain subcontractors prior to final contract settlement;"

Page 1, line 27, delete "340.12;"

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. 153: A bill for an act relating to taxation; extending tax exemption to property held for future development by certain nonprofit organizations; amending Minnesota Statutes 1982, section 272.02, subdivision 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. [CITY OF BEMIDJI; PROPERTY TAX EXEMPTION FOR PROPERTY HELD FOR FUTURE DEVELOPMENT.]

The governing body of the city of Bemidji may authorize the exemption from property tax of property entirely located within the city of Bemidji, held by a qualified nonprofit organization for later resale for economic development purposes.

For purposes of this section, a "qualified nonprofit organization" is a corporation organized under the provisions of chapter 317 which is prohibited by its articles of incorporation from affording any pecuniary gain to its members or directors and which has as its primary purpose the civic betterment and development of the city of Bemidji. The exemption provided under this subdivision for property held by a qualified nonprofit organization shall apply only to property held for the purpose of encouraging development of commerce and industry in the city in accordance with the provisions of the articles of incorporation of the organization. This section shall not operate to create an exemption from sections 272.01, subdivision 2; 272.68; 273.19; or 462.575, subdivision 3; or other provision of law providing for the taxation of or for payments in lieu of taxes for publicly held property which is leased, loaned, or otherwise made available and used by a private person.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day after approval by the city council of the city of Bemidji at 12:01 a.m. the day after compliance with Minnesota Statutes, section 645.021, subdivision 3."

Amend the title as follows:

Page 1, line 2, delete "taxation; extending" and insert "the city of Bemidji; authorizing the granting of property tax"

Page 1, line 4, delete "; amending Minnesota Statutes" and insert a

period

Page 1, delete line 5

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. 444: A bill for an act relating to taxation; requiring notice of estimated mill rate increases likely to result from bond issue submitted to electors; amending Minnesota Statutes 1982, section 475.59.

Reports the same back with the recommendation that the bill do pass. Report adopted.

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

S.F. No. 333: A bill for an act relating to health care facilities; clarifying the rights and responsibilities of patients and residents; amending Minnesota Statutes 1982, section 144.651.

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 144.651, is amended to read:

144.651 [PATIENTS AND RESIDENTS OF HEALTH CARE FACILITIES; BILL OF RIGHTS.]

Subdivision 1. [LEGISLATIVE INTENT.] It is the intent of the legislature and the purpose of this section to promote the interests and well being of the patients and residents of health care facilities. No health care facility may require a patient or resident to waive these rights as a condition of admission to the facility. Any guardian or conservator of a patient or resident or, in the absence of a guardian or conservator, an interested person, may seek enforcement of these rights on behalf of a patient or resident. It is the intent of this section that every patient's civil and religious liberties, including the right to independent personal decisions and knowledge of available choices, shall not be infringed and that the facility shall encourage and assist in the fullest possible exercise of these rights.

Subd. 2. [DEFINITIONS.] For the purposes of this section, “patient” means a person who is admitted to an acute care inpatient facility for a continuous period longer than 24 hours, for the purpose of diagnosis or treatment bearing on the physical or mental health of that person. “Resident” means a person who is admitted to a non-acute care facility including extended care facilities, nursing homes, and board and care homes for care required because of prolonged mental or physical illness or disability, recovery from injury or disease, or advancing age.

Subd. 3. [PUBLIC POLICY DECLARATION.] It is declared to be the

public policy of this state that the interests of each patient and resident be protected by a declaration of a patients' bill of rights which shall include but not be limited to the following:

(1) Every patient and resident shall have the right to considerate and respectful care;

(2) Every patient and resident can reasonably expect to obtain from his physician or the resident physician of the facility complete and current information concerning his diagnosis, treatment and prognosis in terms and language the patient can reasonably be expected to understand. In cases in which it is not medically advisable to give the information to the patient or resident the information may be made available to the appropriate person in his behalf;

(3) Every patient and resident shall have the right to know by name and specialty, if any, the physician responsible for coordination of his care;

(4) Every patient and resident shall have the right to every consideration of his privacy and individuality as it relates to his social, religious, and psychological well being;

(5) Every patient and resident shall have the right to respectfulness and privacy as it relates to his medical care program. Case discussion, consultation, examination, and treatment are confidential and should be conducted discreetly;

(6) Every patient and resident shall have the right to expect the facility to make a reasonable response to his requests;

(7) Every patient and resident shall have the right to obtain information as to any relationship of the facility to other health care and related institutions insofar as his care is concerned;

(8) Every patient and resident shall have the right to expect reasonable continuity of care which shall include but not be limited to what appointment times and physicians are available;

(9) Every resident shall be fully informed, prior to or at the time of admission and during his stay, of services available in the facility, and of related charges including any charges for services not covered under medicare or medicaid or not covered by the facility's basic per diem rate;

(10) Every patient and resident shall be afforded the opportunity to participate in the planning of his medical treatment and to refuse to participate in experimental research;

(11) No resident shall be arbitrarily transferred or discharged but may be transferred or discharged only for medical reasons, for his or other residents' welfare, or for nonpayment for stay unless prohibited by the welfare programs paying for the care of the resident, as documented in the medical record. Reasonable advance notice of any transfer or discharge must be given to a resident;

(12) Every resident may manage his personal financial affairs, or shall be given at least a quarterly accounting of financial transactions on his behalf if he delegates this responsibility in accordance with the laws of Minnesota to the facility for any period of time;

(13) Every resident shall be encouraged and assisted, throughout his period

of stay in a facility; to understand and exercise his rights as a patient and as a citizen; and to this end, he may voice grievances and recommend changes in policies and services to facility staff and outside representatives of his choice; free from restraint, interference, coercion, discrimination or reprisal;

(14) Every resident shall be free from mental and physical abuse, and free from chemical and physical restraints, except in emergencies, or as authorized in writing by his physician for a specified and limited period of time, and when necessary to protect the resident from injury to himself or to others;

(15) Every patient and resident shall be assured confidential treatment of his personal and medical records; and may approve or refuse their release to any individual outside the facility; except as otherwise provided by law or a third party payment contract;

(16) No resident shall be required to perform services for the facility that are not included for therapeutic purposes in his plan of care;

(17) Every resident may associate and communicate privately with persons of his choice; and send and receive his personal mail unopened; unless medically contraindicated and documented by his physician in the medical record;

(18) Every resident may meet with representatives and participate in activities of commercial, religious, and community groups at his discretion; provided, however, that the activities shall not infringe upon the right to privacy of other residents;

(19) Every resident may retain and use his personal clothing and possessions as space permits; unless to do so would infringe upon rights of other patients or residents; and unless medically contraindicated and documented by his physician in the medical record;

(20) Every resident, if married, shall be assured privacy for visits by his or her spouse and if both spouses are residents of the facility, they shall be permitted to share a room; unless medically contraindicated and documented by their physicians in the medical record;

(21) Every patient or resident shall be fully informed, prior to or at the time of admission and during his stay at a facility, of the rights and responsibilities set forth in this section and of all rules governing patient conduct and responsibilities; and

(22) Every patient or resident suffering from any form of breast cancer shall be fully informed, prior to or at the time of admission and during her stay, of all alternative effective methods of treatment of which the treating physician is knowledgeable; including surgical, radiological, or chemotherapeutic treatments or combinations of treatments and the risks associated with each of those methods *rights specified in this section.*

Subd. 4. [INFORMATION ABOUT RIGHTS.] Patients and residents shall be fully informed, prior to or at the time of admission and during their stay at a facility, of the rights and responsibilities set forth in this section and of all facility policies governing their rights and responsibilities. This information shall be provided both verbally and in writing, with reasonable arrangements made for those with communication impairments and those who speak a language other than English. Current facility policies and inspection findings of state and local health authorities shall be available to patients,

residents, their guardians or their designated representatives upon reasonable request to the administrator or other designated staff person.

Subd. 5. [COURTEOUS TREATMENT.] Patients and residents have the right to be treated with courtesy and respect for their individuality by employees of or persons providing service in a health care facility.

Subd. 6. [APPROPRIATE HEALTH CARE.] Patients and residents shall have the right to medical and personal care based on individual needs to achieve their highest level of physical and mental functioning. This right is limited where the service is not reimbursable by public or private resources.

Subd. 7. [PHYSICIAN'S IDENTITY.] Patients and residents shall have or be given, in writing, the name, business address, telephone number, and specialty, if any, of the physician responsible for coordination of their care. In cases where it is medically inadvisable, as documented by the attending physician in a patient's or resident's care record, the information shall be given to the patient's or resident's guardian or other person designated by the patient or resident as his or her representative.

Subd. 8. [RELATIONSHIP WITH OTHER HEALTH SERVICES.] Patients and residents shall be informed, in writing, of any health care services which are provided to those patients or residents by individuals, corporations, or organizations other than their facility. Information shall include the name of the outside provider, the address, and a description of the service which may be rendered. In cases where it is medically inadvisable, as documented by the attending physician in a patient's or resident's care record, the information shall be given to the patient's or resident's guardian or other person designated by the patient or resident as his or her representative.

Subd. 9. [INFORMATION ABOUT TREATMENT.] Patients and residents shall be given by their physicians complete and current information concerning their diagnosis, treatment, and prognosis in terms and language the patients or residents can reasonably be expected to understand. Patients and residents may be accompanied by a family member or other chosen representative. This information shall include the probable medical or psychological consequences of the treatment and its alternatives. In cases where it is medically inadvisable, as documented by the attending physician in a patient's or resident's care record, the information shall be given to the patient's or resident's guardian or other person designated by the patient or resident as his or her representative. Individuals have the right to refuse this information.

Subd. 10. [PARTICIPATION IN PLANNING TREATMENT.] Patients and residents shall have the right to participate in the planning of their health care. This right includes the opportunity to discuss treatment and alternatives with individual caregivers, the opportunity to participate in care conferences, and the right to include a family member or other chosen representative.

Subd. 11. [CONTINUITY OF CARE.] Patients and residents shall have the right to be cared for with reasonable regularity and continuity of staff assignment as far as facility policy allows.

Subd. 12. [RIGHT TO REFUSE CARE.] Competent patients and residents

shall have the right to refuse treatment, medication, or dietary restrictions and be given the medical or psychological consequences of the refusal, with documentation in the individual care record. In cases where a resident is incapable of understanding the circumstances but has not been adjudicated incompetent, limitation of this right shall be fully documented by the attending physician in the patient's or resident's care record.

Subd. 13. [EXPERIMENTAL RESEARCH.] Written, informed consent must be obtained prior to a patient's or resident's participation in experimental research. Patients and residents have the right to refuse participation. Both consent and refusal shall be documented in the individual care record.

Subd. 14. [FREEDOM FROM ABUSE.] Patients and residents shall be free from mental or physical abuse as defined in section 626.557, subdivision 2, clause (d). "Abuse" means any act which constitutes solicitation, inducement or promotion of prostitution as described in section 609.322 or criminal sexual conduct as defined in sections 609.342, 609.343, 609.344, and 609.345; or the intentional and non-therapeutic infliction of physical pain or injury, or any persistent course of conduct intended to produce mental or emotional distress. Every patient and resident shall also be free from chemical and physical restraints, except in fully documented emergencies, or as authorized in writing after examination by a patient's or resident's physician for a specified and limited period of time, and only when necessary to protect the resident from self-injury or injury to others.

Subd. 15. [TREATMENT PRIVACY.] Patients and residents shall have the right to respectfulness and privacy as it relates to their medical and personal care program. Case discussion, consultation, examination, and treatment are confidential and shall be conducted discreetly. Privacy shall be respected during toileting, bathing, and other activities of personal hygiene, except as needed for patient or resident safety or assistance.

Subd. 16. [CONFIDENTIALITY OF RECORDS.] Patients and residents shall be assured confidential treatment of their personal and medical records, and may approve or refuse their release to any individual outside the facility. Patients and residents shall be notified when personal records are requested and may select someone to accompany them when the records or information are the subject of a personal interview. Copies of records and written information from the records shall be made available in accordance with this subdivision and section 144.335. This right does not apply to complaint investigations and inspections by the department of health, where required by third party payment contracts, or where otherwise provided by law.

Subd. 17. [DISCLOSURE OF SERVICES AVAILABLE.] Patients and residents shall be fully informed, prior to or at the time of admission and during their stay, of services which are included in the facility's basic per diem rate and other available services for which there are additional charges. Facilities shall make every effort to assist patients and residents in obtaining information regarding whether the medicare or medical assistance program will pay for any or all of the aforementioned services. A resident may purchase or rent goods or services not included in the per diem rate from a supplier of his or her choice unless otherwise provided by law. The

supplier shall ensure that these purchases are sufficient to meet the medical or treatment needs of the resident.

Subd. 18. [FINANCIAL AFFAIRS.] Competent residents may manage their personal financial affairs, or shall be given at least a quarterly accounting of financial transactions on their behalf if they delegate this responsibility in accordance with the laws of Minnesota to the facility for any period of time.

Subd. 19. [RESPONSIVE SERVICE.] Patients and residents shall have the right to a prompt and reasonable response to their questions and requests.

Subd. 20. [PERSONAL PRIVACY.] Patients and residents shall have the right to every consideration of their privacy, individuality, and cultural identity as related to their social, religious, and psychological well-being. Facility staff shall respect the privacy of a patient's or resident's room by knocking on the door and seeking consent before entering, except in an emergency or where clearly inadvisable.

Subd. 21. [GRIEVANCES.] Patients and residents shall be encouraged and assisted, throughout their stay in a facility, to understand and exercise their rights as patients, residents, and citizens. Patients and residents may voice grievances and recommend changes in policies and services to facility staff and others of their choice, free from restraint, interference, coercion, discrimination, or reprisal, including threat of discharge. Notice of the facility's grievance procedure, as well as addresses and telephone numbers for the office of health facility complaints and the area nursing home ombudsman pursuant to the Older Americans Act, section 307(a)(12), shall be posted in a conspicuous place.

Subd. 22. [COMMUNICATION PRIVACY.] Patients and residents may associate and communicate privately with persons of their choice and enter and leave the facility as they choose. In cases where it is medically or programmatically inadvisable, as documented by the attending physician in a patient's or resident's care record, this right shall be limited accordingly. Patients and residents shall have access, at their expense, to writing instruments, stationery, and postage. Personal mail shall be sent without interference and received unopened unless medically or programmatically contraindicated and documented by the physician in the medical record. There shall be access to a telephone where patients and residents can make and receive calls as well as speak privately. Facilities which are unable to provide a private area shall make reasonable arrangements to accommodate the privacy of patients' and residents' calls.

Subd. 23. [RIGHT TO ASSOCIATE.] Residents may meet with visitors and participate in activities of commercial, religious, political, as defined in section 203B.11, and community groups without interference at their discretion if the activities do not infringe on the right to privacy of other residents or are not programmatically contraindicated. This includes the right to join with other individuals within and outside the facility to work for improvements in long-term care.

Subd. 24. [ADVISORY COUNCILS.] Residents and their families shall have the right to organize, maintain, and participate in resident advisory and

family councils. Each facility shall provide assistance and space for meetings. Council meetings shall be afforded privacy, with staff or visitors attending only upon the council's invitation. A staff person shall be designated the responsibility of providing this assistance and responding to written requests which result from council meetings. Resident and family councils shall be encouraged to make recommendations regarding facility policies.

Subd. 25. [PERSONAL PROPERTY.] Patients and residents may retain and use their personal clothing and possessions as space permits, unless to do so would infringe upon rights of other patients or residents, and unless medically or programmatically contraindicated and documented by their physicians in the medical record. The facility must either maintain a central locked depository or provide individual locked storage areas in which residents may store their valuables for safekeeping. The facility may, but is not required to, provide compensation for or replacement of lost or stolen items.

Subd. 26. [MARRIED RESIDENTS.] Residents, if married, shall be assured privacy for visits by their spouses and, if both spouses are residents of the facility, they shall be permitted to share a room, unless medically contraindicated and documented by their physicians in the medical records.

Subd. 27. [SERVICES FOR THE FACILITY.] No patients or residents shall be required to perform services for the facility unless the services are included for therapeutic purposes in their plans of care.

Subd. 28. [TRANSFERS AND DISCHARGES.] Residents shall not be arbitrarily transferred or discharged. Residents must be notified, in writing, of the proposed discharge or transfer and its justification no later than 30 days before discharge from the facility and seven days before transfer to another room within the facility. This notice shall include the resident's right to contest the proposed action, with the address and telephone number of the area nursing home ombudsman pursuant to the Older Americans Act, section 307(a)(12). The resident, informed of this right, may choose to relocate before the notice period ends. The notice period may be shortened in situations outside the facility's control, such as a determination by utilization review, the accommodation of newly-admitted residents, a change in the resident's medical or treatment program, the resident's own or another resident's welfare, or non-payment for stay unless prohibited by the public program or programs paying for the resident's care, as documented in the medical record. Facilities shall make a reasonable effort to accommodate new residents without disrupting room assignments.

Sec. 2. Minnesota Statutes 1982, section 144.652, subdivision 1, is amended to read:

144.652 ~~[POLICY STATEMENT]~~ BILL OF RIGHTS NOTICE TO PATIENT OR RESIDENT; VIOLATION.]

Subdivision 1. [DISTRIBUTION; POSTING.] ~~The policy statement contained in~~ Except as provided below, section 144.651 shall be posted conspicuously in a public place in all facilities licensed under the provisions of sections 144.50 to 144.58, or 144A.02 ~~or any law providing for the licensure of nursing homes.~~ Copies of the ~~policy statement~~ law shall be furnished the patient or resident and the patient or resident's guardian or conservator upon admittance to the facility. ~~Hospitals may delete subdivisions 18, 23, 24, 26,~~

and 28 from copies posted or distributed to hospital patients. A notation of this deletion shall be made. The policy statement shall include the address and telephone number of the board of medical examiners and/or the name and phone number of the person within the facility to whom inquiries about the medical care received may be directed. The notice shall include a brief statement describing how to file a complaint with the ~~nursing home complaint team of the health department or any division or agency of state government which succeeds its~~ office of health facility complaints established pursuant to section 144A.52 concerning a violation of section 144.651 or any other state statute or rule. This notice shall include the address and phone number of the office of health facility complaints."

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections" and before the period insert "; and 144.652, subdivision 1"

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

Mr. Solon from the Committee on Economic Development and Commerce, to which was referred

S.F. No. 236: A bill for an act relating to financial institutions; credit unions; removing the restrictions on the amounts that credit unions may invest in the corporate credit union; removing the borrowing restrictions of the corporate credit union; changing references to the central credit union to reflect its name change; amending Minnesota Statutes 1982, sections 52.04, subdivision 1; 52.09, subdivision 2; 52.15, subdivision 1; and 52.17, subdivision 2.

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

Page 1, line 15, after the period, insert "[GENERALLY.]"

Page 1, line 15, strike "shall have" and insert "has"

Page 1, line 19, strike "such"

Page 2, line 13, strike "providing that" and insert ". However,"

Page 2, line 14, strike "shall be" and insert "are"

Page 2, line 16, strike "shall" and insert "do"

Page 2, line 33, strike "shall be" and insert "is"

Page 2, line 33, strike "such" and insert "the"

Page 2, line 35, strike "Such" and insert "The"

Page 2, line 35, strike "shall" and insert "is"

Page 2, line 35, strike "be"

Page 3, line 6, strike "such" and insert "those"

Page 3, line 10, strike "provided that any" and insert "but a"

Page 3, line 29, strike "provided that" and insert "if"

Page 3, line 30, strike “shall obtain” and insert “*obtains*”

Page 4, line 15, strike “such” and strike “as”

Page 4, line 16, strike “may be”

Page 4, line 18, strike “provided” and insert “if”

Page 5, line 35, strike “It shall be the duty of”

Page 5, line 36, strike “to have general management of” and insert “*shall manage*”

Page 6, line 1, strike “, particularly” and insert “*and shall*”

Page 6, lines 2, 8, 15, 19, 22, and 35, strike “to”

Page 6, line 4, strike “The” and insert “An”

Page 6, lines 5 and 36, strike “shall” and insert “*must*”

Page 6, line 13, after “directors” insert a comma

Page 6, line 13, strike “may” and insert “*need*”

Page 6, line 15, strike “which shall be”

Page 6, line 17, strike the first and second “to” and strike the commas

Page 6, line 28, strike “shall” and insert “*is*”

Page 6, line 29, strike “be”

Page 6, line 29, strike “central” and after “*corporate*” insert “*credit*”

Page 6, line 32, strike the first “to”

Page 7, line 2, strike “to”

Page 7, line 3, strike “shall” and insert “*will*”

Page 7, lines 4, 9, and 14, strike the first “to”

Page 7, line 6, strike “to” and insert a comma

Page 7, line 8, strike “to be”

Page 7, line 17, strike the second “to”

Page 7, line 22, strike “which shall” and strike “exceed” and insert “*exceeding*”

Page 7, lines 28 and 29, delete the new language

Page 7, after line 29, insert:

“Sec. 4. Minnesota Statutes 1982, section 52.15, subdivision 2, is amended to read:

Subd. 2. Notwithstanding the provisions of subdivision 1, a credit union, with the prior written approval of the commissioner of banks, may borrow additional sums to meet its liquidity needs. For purposes of this subdivision, “liquidity needs” means the needs of a credit union for:

(a) Short-term adjustment credit to cushion deposit or share outflows pending an orderly adjustment of assets and liabilities;

(b) Seasonal needs arising from a combination of expected patterns of movement in share and deposit accounts and loans; and

(c) Protracted adjustment needs in the event of unusual or emergency circumstances of a longer-term nature resulting from national, regional or local difficulties. *Applications for written approval must include the specific dollar amount or increase in the aggregate percentage with respect to unimpaired assets that may be borrowed by the credit union and the period of time the additional borrowed sums will be needed. The commissioner's approval must state the specific dollar amount or increase in the aggregate percentage being approved and the period of time for which the approval is effective.*"

Page 7, line 35, strike "shall" and insert "must"

Page 8, line 18, delete "30 days after its date of final"

Page 8, line 19, delete "enactment" and insert "June 1, 1983"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 9, delete "subdivision 1" and insert "subdivisions 1 and 2"

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

Mr. Dieterich from the Committee on Public Utilities and State Regulated Industries, to which was referred

S.F. No. 200: A bill for an act relating to intoxicating liquor; authorizing the use of wine catalogs by off-sale dealers; amending Minnesota Statutes 1982, section 340.15, subdivision 1.

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

Page 1, line 15, after "licensees" insert "or municipal liquor stores"

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

Mr. Dieterich from the Committee on Public Utilities and State Regulated Industries, to which was referred

S.F. No. 201: A bill for an act relating to intoxicating liquor; authorizing off-sale licensees to dispense samples of wine, liqueurs and cordials; amending Minnesota Statutes 1982, section 340.11, subdivision 15.

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

Page 1, line 22, after "licensee" insert "or municipal liquor store"

Page 1, line 23, after "licensee" insert "or municipal liquor store"

Page 2, line 2, before the period, insert "in a quantity less than 50 milliliters of wine per variety per customer and 25 milliliters of liqueur or cordial per variety per customer"

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. 325: A bill for an act relating to state lands; authorizing sale of a fractional interest in certain land in Bear Island state forest; correcting an erroneous description in a certain St. Louis County land sale authority; amending Laws 1982, chapter 434, section 2.

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

Page 1, line 23, delete "*could be devoted to state forest purposes and*"

Page 2, line 24, delete "*state forest*"

Page 2, line 24, before the period, insert "*pertaining to the activities of the department*"

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

Mr. Solon from the Committee on Economic Development and Commerce, to which was referred

H.F. No. 26: A bill for an act relating to commerce; consumer protection; requiring the repair, refund, or replacement of new motor vehicles under certain circumstances; proposing new law coded in Minnesota Statutes, chapter 325F.

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

Page 1, line 12, delete "(1)" and insert "(a)"

Page 1, line 13, delete "*normally*"

Page 1, line 14, after "*purposes*" insert "*at least 50 percent of the time*"

Page 1, line 19, delete "(2)" and insert "(b)"

Page 1, line 24, delete "(3)" and insert "(c)"

Page 2, line 4, delete "(4)" and insert "(d)"

Page 2, line 4, delete "(a)" and insert "(1)"

Page 2, line 6, delete "(b)" and insert "(2)"

Page 2, line 22, delete the first "*or*"

Page 2, line 22, after "*agents*" insert a comma

Page 2, line 22, after the second "*or*" insert "*its*"

Page 2, line 27, after "*shall*" insert "*, at the consumer's option, either*"

Page 2, line 32, delete "*shall*" and insert "*must*"

Page 2, line 34, delete "*may*"

Page 3, line 9, after "*or*" insert "*its*"

Page 3, line 13, delete the second "or" and insert a comma

Page 3, line 14, after "agents" insert a comma

Page 3, line 14, after "or" insert "its"

Page 3, line 24, delete "In"

Page 3, line 25, delete "no event shall" and insert "Except as provided below," and after "section" insert "shall"

Page 3, line 26, delete "unless" and insert "only if"

Page 3, line 26, delete the first "or" and insert a comma

Page 3, line 26, after "agent" insert a comma

Page 3, line 26, after the second "or" insert "its"

Page 3, line 27, after "prior" insert "written"

Page 3, line 28, after "consumer" insert "at least once"

Page 3, line 29, after the period, insert: "If the notification is received by the manufacturer's agent or authorized dealer, the agent or dealer must forward it to the manufacturer by certified mail, return receipt requested. At the time of purchase, the manufacturer, either directly or through its agent or its authorized dealer, must provide the consumer a written statement on a separate piece of paper, in ten point all capital type, in substantially the following form: 'IMPORTANT: IF THIS VEHICLE IS DEFECTIVE, YOU MAY BE ENTITLED UNDER STATE LAW TO REPLACEMENT OF IT OR A REFUND OF ITS PURCHASE PRICE. HOWEVER, TO BE ENTITLED TO REFUND OR REPLACEMENT, YOU MUST FIRST NOTIFY THE MANUFACTURER, ITS AGENT, OR ITS AUTHORIZED DEALER OF THE PROBLEM IN WRITING AND GIVE THEM AN OPPORTUNITY TO REPAIR THE VEHICLE.'"

Page 4, line 2, after "as" insert "nonbinding" and delete "but not binding"

Page 4, line 10, delete "shall" and insert "must"

Page 4, line 13, delete "earlier" and insert "later"

Page 4, line 18, delete "the day following final enactment" and insert "June 15, 1983, and applies to all motor vehicles which as of that date are still under a manufacturer's express warranty and were originally delivered during the previous one year period"

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

Mr. Willet from the Committee on Finance, to which was re-referred

S.F. No. 253: A bill for an act relating to public welfare; retroactively exempting certain health maintenance organizations from the four percent medical assistance payment reduction.

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

Page 1, line 11, delete "current"

Page 1, line 12, after "commissioner" insert "*, in effect at any time between January 1, 1983, and June 30, 1983,*"

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

Mr. Willet from the Committee on Finance, to which was re-referred

S.F. No. 254: A bill for an act relating to public welfare; providing for medical assistance payment for certain nutritional supplements; requiring temporary rules for prospective hospital payment; amending Minnesota Statutes 1982, section 256B.02, subdivision 8.

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

Page 2, line 28, delete "and"

Page 2, line 29, after "formula" insert "*, or any other childhood or adult diseases, conditions, or disorders identified by the commissioner as requiring a similarly necessary nutritional product*"

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

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

S.F. No. 369: A bill for an act relating to local government; providing for the investment of debt service funds; amending Minnesota Statutes 1982, section 475.66, subdivision 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

S.F. No. 278: A bill for an act relating to Hennepin county; providing for financing of motor vehicle parking facilities; authorizing the issuance of general obligation or revenue bonds of the county; amending Laws 1969, chapter 1037, section 1, subdivision 2.

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

Page 1, after line 8, insert:

"Section 1. Laws 1969, chapter 1037, section 1, subdivision 1, is amended to read:

Subdivision 1. [HENNEPIN COUNTY; PARKING FACILITIES.] The county of Hennepin, *subject to the limitation imposed by subdivision 4*, may use and develop any property heretofore acquired or hereafter acquired by gift, lease, purchase or condemnation proceedings, which condemnation proceedings shall be in accordance with Minnesota Statutes, Chapter 117,

any real property within said county of Hennepin, or any interest therein, deemed by the board of county commissioners to be needed for the purposes of providing off street parking facilities in conjunction with any of the public buildings which are under the control of the board of county commissioners for county purposes. The term "off street parking facilities" as used in this section includes lots, lanes, garages, ramps or other structures and accessories."

Page 2, line 10, delete "not"

Page 2, after line 14, insert:

"Sec. 3. Laws 1969, chapter 1037, section 1, is amended by adding a subdivision to read:

"*Subd. 4. [LOCATION OF PARKING FACILITY: MINNEAPOLIS.] The county of Hennepin may build not more than one off street parking facility within the city of Minneapolis. The facility shall be located in proximity to and primarily used for the Hennepin County medical center and juvenile justice facility. The amount of bonded indebtedness to be issued for the facility shall not exceed \$11,000,000. This section shall not limit the authority of Hennepin County to build off street parking facilities outside of the city of Minneapolis.*"

Page 2, line 16, delete "Section 1" and insert "This act"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "authorizing the construction of one off street parking facility within the city of Minneapolis;"

Page 1, line 6, delete "subdivision 2" and insert "subdivisions 1 and 2, and by adding a subdivision"

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

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

S.F. No. 240: A bill for an act relating to domestic abuse; protecting persons from abuse by former spouses and others; authorizing an arrest for violations of certain orders; amending Minnesota Statutes 1982, section 518B.01, subdivisions 2, 13, and 14.

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

Page 1, line 16, strike "or"

Page 1, line 19, after the semicolon, insert "*or (iii) intrafamilial sexual abuse, within the meaning of sections 609.364 to 609.3644, committed against a minor family or household member by an adult family or household member;*"

Page 2, line 28, delete "notice" and insert "*the filing of an affidavit*" and delete ", someone designated by"

Page 2, line 29, delete "*the petitioner,*" and after "*officer*" insert a

comma

Page 2, line 31, delete "*shall*" and insert "*may*"

Page 2, line 31, delete "*a summons*" and insert "*an order*"

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

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

S.F. No. 455: A bill for an act relating to nonprofit corporations; providing for approval of certain actions by boards of directors without formal board meetings; amending Minnesota Statutes 1982, section 317.20, subdivision 12.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Pehler from the Committee on Education, to which was referred

S.F. No. 156: A bill for an act relating to education; providing for active military service to be counted toward the number of years required to be eligible for the teacher early retirement incentive program; extending the date of application to March 1, 1983, for certain individuals; requiring expeditious processing of certain applications in 1983; amending Minnesota Statutes 1982, section 125.611, subdivision 1.

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

Pages 1 and 2, delete section 1 and insert:

"Section 1. Minnesota Statutes 1982, section 125.611, subdivision 1, is amended to read:

Subdivision 1. [CRITERIA.] For purposes of this section, "teacher" means a teacher as defined in section 125.03, subdivision 1, who:

(a) is employed in the public elementary, secondary or area vocational-technical schools in the state and

(b) either

(1)(i) has not less than 15 total years of full time teaching service in elementary, secondary and area vocational-technical schools, *or at least 15 years of allowable service as defined in sections 354.05, subdivision 13, or 354A.011, subdivision 4, and*

(ii) has or will have attained the age of 55 years but less than 65 years as of the June 30 in the school year during which an application for an early retirement incentive is made, or

(2) has not less than 30 total years of full time teaching service in elementary, secondary and area vocational-technical schools, *or at least 30 years of allowable service as defined in sections 354.05, subdivision 13, or 354A.011, subdivision 4."*

Page 2, line 14, delete "*March*" and insert "*June*"

Delete the title and insert:

“A bill for an act relating to education; authorizing allowable service years to be used for the teacher early retirement incentive program; amending Minnesota Statutes 1982, section 125.611, subdivision 1.”

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

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

S.F. No. 87: A bill for an act relating to public welfare; requiring reporting of abuse or neglect of children; exempting determinations of eligibility for day care and foster care licenses from application of the Minnesota criminal offenders rehabilitation law; requiring arrest information and reports to be made available to the commissioner of public welfare for the purpose of investigating applicants for a day care or residential facility license; requiring denial or revocation of a day care or foster care license to be upheld by hearing examiners unless the decision is arbitrary or capricious; providing for appointment of guardianship of children whose parents are deceased; clarifying investigative authority of welfare agencies in making mandated investigations of physical or sexual abuse and neglect; providing that whenever there is a conflict of interest under the juvenile court act, the child's interests shall prevail over parental rights; amending Minnesota Statutes 1982, sections 245.783, subdivision 3; 245.801, subdivisions 1 and 4; 260.011, subdivision 2; 260.242, subdivision 2, and by adding a subdivision; 364.09; 626.556, subdivision 10; proposing new law coded in Minnesota Statutes, chapter 245.

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 245.783, subdivision 3, is amended to read:

Subd. 3. [STUDY OF APPLICANT.] Before issuing a license or renewing a license, the commissioner shall conduct a study of the applicant and the agency or the day care or residential facility. The bureau of criminal apprehension, a county attorney, a county sheriff, and a chief of a local police department ~~with the informed consent of~~ , *after notice to* the subject of the data, shall assist in this study by providing to the commissioner, the director of any local agency responsible for licensing, or their representatives all criminal conviction data, *arrest information, reports regarding abuse or neglect of children, and investigation results* available from local, state, and national criminal history record repositories, including the criminal justice data communications network, pertaining to the following individuals connected with the application for or renewal of a license: applicants, operators, all persons living in the household, all staff of any day care or residential facility and all staff of agencies placing children for care. If the commissioner is satisfied that the provisions of sections 245.781 to 245.812 and 252.28, subdivision 2 and the applicable rules ~~and regulations~~ promulgated by him are substantially met, a license shall be issued. If the results of the study indicate that all of the applicable laws, ~~and rules and regulations~~ can-

not be met immediately, but can and will be met within one year or less, and the deviations do not threaten the health, rights, or safety of persons to be served, a provisional license may be issued for a period not to exceed one year from the date of issuance.

The commissioner may request advice from persons using the facility, agency, or service, operators of a similar facility, agency, or service, and relevant professionals as part of the evaluation of an applicant.

Sec. 2. Minnesota Statutes 1982, section 245.801, subdivision 4, is amended to read:

Subd. 4. [SUSPENSION; APPEAL.] An operator whose license the commissioner proposes to suspend, revoke, or make probationary shall be given notice by certified mail addressed to the location shown on the license. The notice shall contain a statement of, and the reasons for, the proposed action and shall inform the operator of his right to appeal the decision to the commissioner, in writing, within ten days after receipt of the notice of the proposed action. Upon receiving a timely written appeal, the commissioner shall give the operator reasonable notice and an opportunity for a prompt hearing before an impartial hearing examiner. *The local welfare agency may demonstrate reasonable cause to revoke, suspend, not renew, or make probationary a family foster care or family day care license by submitting reports, statements, affidavits, or other reliable hearsay to substantiate the allegations of noncompliance with rules promulgated by the commissioner pursuant to section 245.802 governing family foster care licensing and family day care licensing. Upon demonstration by the agency that reasonable cause exists to take the proposed action with respect to a family foster care or family day care license, the burden of proof shall shift to the licensee to demonstrate compliance with the rule by a preponderance of the evidence.* The hearing examiner shall make a recommendation to the commissioner as to whether the license shall be suspended, revoked, or made probationary. However, if the commissioner finds that the health, safety or rights of the persons served by the facility or agency are in imminent danger, he shall order the immediate suspension of the license. The operator shall be given written notice of the order by personal service. The notice shall contain a statement of the reasons for the suspension and shall inform the operator of his right to petition the commissioner for reconsideration of the order. The petition shall be in writing and shall be made within five days after the personal service of the order. Upon receiving a timely written petition, the commissioner shall give the operator reasonable notice and an opportunity for a prompt hearing before an impartial hearing examiner with respect to the order of suspension of the license. The hearing examiner shall make a recommendation to the commissioner as to whether the order of suspension should be affirmed or reversed. The commissioner shall not be bound by the recommendation of the hearing examiner. The final decision of the commissioner shall be served on the operator by personal service, and shall inform the applicant of his rights under chapter 14 *and as stated in this section.*

Sec. 3. Minnesota Statutes 1982, section 260.011, subdivision 2, is amended to read:

Subd. 2. [PURPOSE; CONSTRUCTION.] (a) The purpose of the laws

relating to juvenile courts is to secure for each child alleged or adjudicated neglected or dependent and under the jurisdiction of the court, the care and guidance, preferably in his own home, as will serve the spiritual, emotional, mental, and physical welfare of the child and the best interests of the state; to preserve and strengthen the child's family ties whenever possible, removing him from the custody of his parents only when his welfare or safety cannot be adequately safeguarded without removal; and, when the child is removed from his own family, to secure for him custody, care and discipline as nearly as possible equivalent to that which should have been given by his parents court and alleged or adjudicated dependent or neglected children is to carry out the public policy of protecting children whose health or welfare may be jeopardized by physical abuse, neglect, or sexual abuse and to secure for each of these children care and guidance which will serve the spiritual, emotional, mental, and physical welfare of the child and further the best interests of the state in protecting its child citizens.

Further, it is the policy of this state to preserve and strengthen the family by improving parental and guardian capacity for responsible child care so that a child under the jurisdiction of the juvenile court may safely reside in his or her own home. It is preferable that a child's needs be met in his or her own home. However, if the child's welfare or safety cannot be adequately safeguarded without removal, the child should be removed from the custody of his or her parents, guardian, or custodian and placed in a safe temporary or permanent home environment.

When the child is removed from his or her own family, it is the policy of the state to secure for him or her custody, care and discipline, as nearly as possible equivalent to that which should have been given by his or her parents.

(b) The purpose of the laws relating to children alleged or adjudicated to be delinquent is to promote the public safety and reduce juvenile delinquency by maintaining the integrity of the substantive law prohibiting certain behavior and by developing individual responsibility for lawful behavior. This purpose should be pursued through means that are fair and just, that recognize the unique characteristics and needs of children, and that give children access to opportunities for personal and social growth.

(c) The laws relating to juvenile courts shall be liberally construed to carry out these purposes.

Sec. 4. Minnesota Statutes 1982, section 260.242, is amended by adding a subdivision to read:

Subd. 1a. [BOTH PARENTS DECEASED.] If upon petition to the juvenile court by any reputable person, including but not limited to any agent of the commissioner of public welfare, and upon hearing in the manner provided in section 260.155, the court finds that both parents are deceased and no appointment has been made or petition for appointment filed pursuant to sections 525.6155 to 525.6165, the court shall order the guardianship and legal custody of the child transferred to:

(a) the commissioner of public welfare;

(b) a licensed child placing agency; or

(c) an individual who is willing and capable of assuming the appropriate

duties and responsibilities to the child.

Sec. 5. Minnesota Statutes 1982, section 260.242, subdivision 2, is amended to read:

Subd. 2. [GUARDIAN'S POWERS.] (a) A guardian appointed under the provisions of ~~subdivision 1~~ *this section* has legal custody of his ward unless the court which appoints him gives legal custody to some other person. If the court awards custody to a person other than the guardian, the guardian nonetheless has the right and responsibility of reasonable visitation, except as limited by court order.

(b) The guardian may make major decisions affecting the person of his ward, including but not limited to giving consent (when consent is legally required) to the marriage, enlistment in the armed forces, medical, surgical, or psychiatric treatment, or adoption of the ward. When, pursuant to ~~subdivision 1, clause (a)~~ *this section*, the commissioner of public welfare is appointed guardian, he may delegate to the welfare board of the county in which, after the appointment, the ward resides, the authority to act for him in decisions affecting the person of his ward, including but not limited to giving consent to the marriage, enlistment in the armed forces, medical, surgical, or psychiatric treatment of the ward.

(c) A guardianship created under the provisions of ~~subdivision 1~~ *this section* shall not of itself include the guardianship of the estate of the ward.

Sec. 6. Minnesota Statutes 1982, section 364.09, is amended to read:

364.09 [LAW ENFORCEMENT; EXCEPTION.]

This chapter shall not apply to the practice of law enforcement; ~~but or to eligibility for a family day care license or a family foster care license.~~ Nothing in this section shall be construed to preclude the Minnesota police and peace officers training board from recommending policies set forth in this chapter to the attorney general for adoption in his discretion *to apply to law enforcement.*

Sec. 7. Minnesota Statutes 1982, section 626.556, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] As used in this section, the following terms have the meanings given them unless the specific content indicates otherwise:

(a) "Sexual abuse" means the subjection ~~by the child's parents, guardian, or person responsible for the child's care,~~ *of a child* to any act which constitutes a violation of sections 609.342, 609.343, 609.344, or 609.345, or sections 609.364 to 609.3644. Sexual abuse also includes any act which involves a minor which constitutes a violation of sections 609.321 to 609.324 or 617.246.

(b) "Neglect" means failure by a ~~parent, guardian or other~~ person responsible for a child's care to supply a child with necessary food, clothing, shelter or medical care when reasonably able to do so or failure to protect a child from conditions or actions which imminently and seriously endanger the child's physical or mental health when reasonably able to do so. Nothing in this section shall be construed to mean that a child is neglected solely

because the ~~child's parent, guardian or other~~ person responsible for his care in good faith selects and depends upon spiritual means or prayer for treatment or care of disease or remedial care of the child.

(c) "Physical abuse" means:

(i) Any physical injury inflicted by a ~~parent, guardian or other~~ person responsible for the child's care on a child other than by accidental means; or

(ii) Any physical injury that cannot reasonably be explained by the *child's* history of injuries ~~provided by a parent, guardian or other person responsible for the child's care.~~

(d) "Report" means any report received by the local welfare agency, police department or county sheriff pursuant to this section.

(e) "Facility" means a day care facility or a residential facility as defined in section 245.782.

(f) "Operator" means an operator or agency as defined in section 245.782.

(g) "Commissioner" means the commissioner of public welfare.

Sec. 8. Minnesota Statutes 1982, section 626.556, subdivision 4, is amended to read:

Subd. 4. [IMMUNITY FROM LIABILITY.] Any person, including those voluntarily making reports and those required to make reports under subdivision 3, participating in good faith and exercising due care in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that otherwise might result by reason of his action.

Any public or private school, other facility, or the employee of any public or private school or other facility who permits access by a local welfare agency and assists in good faith in an investigation pursuant to subdivision 10 shall have immunity from any liability, civil or criminal, that otherwise might result by reason of that action.

This subdivision shall not be construed to provide immunity to any person for failure to make a required report or for committing any neglect, physical abuse, or sexual abuse of a child.

Sec. 9. Minnesota Statutes 1982, section 626.556, subdivision 7, is amended to read:

Subd. 7. [REPORT.] An oral report shall be made immediately by telephone or otherwise. An oral report made by a person required under subdivision 3 to report shall be followed as soon as possible by a report in writing to the appropriate police department, the county sheriff or local welfare agency. Any report shall be of sufficient content to identify the child, ~~the parent, guardian, or other~~ any person *believed to be* responsible for ~~his care~~ *the child's injuries if the person is known*, the nature and extent of the child's injuries and the name and address of the reporter. Written reports received by a police department or the county sheriff shall be forwarded immediately to the local welfare agency. The police department or the county sheriff may keep copies of reports received by them. Copies of written reports received by a local welfare department shall be forwarded im-

mediately to the local police department or the county sheriff.

A written copy of a report maintained by personnel of agencies, other than welfare or law enforcement agencies, which are subject to chapter 13 shall be confidential. An individual subject of the report may obtain access to the original report as provided by subdivision 11.

Sec. 10. Minnesota Statutes 1982, section 626.556, subdivision 10, is amended to read:

Subd. 10. [DUTIES OF LOCAL WELFARE AGENCY UPON RECEIPT OF A REPORT.] (1) [PARENT; GUARDIAN; RESPONSIBLE PERSON.] (a) *If the report alleges neglect, physical abuse, or sexual abuse by a parent, guardian, or person responsible for a child's care, the local welfare agency shall immediately investigate and offer protective social services for purposes of preventing further abuses, safeguarding and enhancing the welfare of the abused or neglected minor, and preserving family life whenever possible. When necessary the local welfare agency shall seek authority to remove the child from the custody of his parent, guardian or adult with whom he is living. In performing any of these duties, the local welfare agency shall maintain appropriate records.*

(b) Authority of the local welfare agency responsible for investigating the child abuse report shall include, but not be limited to, authority to interview, without parental consent, the alleged victim and any other minors who currently reside with or who have resided with the alleged perpetrator. The interview may take place at school or any other facility where the alleged victim or other minors might be found and may take place outside the presence of the perpetrator or parent.

(c) Where a parent, guardian, or person responsible for the care of the alleged victim or other minor, or the perpetrator prevents access to the victim or other minor by the local welfare agency, the juvenile court may order the parents to produce the alleged victim or other minor for questioning by the local welfare agency outside the presence of the perpetrator and parents at reasonable places and times as specified by court order.

(d) Before making any order under clause (c), the court shall issue an order to show cause, either upon its own motion or upon a verified petition, specifying the basis for the requested interviews and fixing the time and place of the hearing. The order to show cause shall be served personally and shall be heard in the same manner as provided in other cases in the juvenile court.

(e) The commissioner and the local welfare agencies responsible for investigating reports have the right to enter facilities and inspect and copy records of a facility or agency required to be licensed as part of its investigation. Notwithstanding the provisions of chapter 13, they also have the right to inform the facility or agency under investigation that it is conducting an investigation and to disclose to the facility or agency the names of the individuals under investigation for abusing or neglecting a child and to provide the facility or agency with a copy of the report and its investigative findings.

(2) [DUTIES OF SCHOOL OFFICIALS.] *When the local welfare agency determines that an interview should take place on school property, written notification must be received by school officials prior to the interview. The*

notification shall include the name of the child to be interviewed, the purpose of the interview, and a reference to the statutory authority to conduct an interview on school property. The notification must be signed by the chairman of the county welfare board or his designee. The time, place, and manner of the interview on school premises shall be within the discretion of school officials. The conditions as to time, place, and manner of the interview set by the school officials shall be reasonable and the interview shall be conducted as soon as reasonably possible but not more than 24 hours after the receipt of the notification or at such other time as deemed appropriate and necessary by agreement between the school officials and the local welfare agency. School officials shall not disclose to the parent or perpetrator that a request to interview the child has been made until after abuse investigation has been concluded. Every effort shall be made to reduce the disruption of the educational program of the child, other students, or school staff when an interview is conducted on school premises.

(3) [DUTIES OF COMMISSIONER; NEGLECT OR ABUSE IN A FACILITY.] *If the report alleges that a child in the care of a facility or agency required to be licensed is neglected, physically abused, or sexually abused by an individual in that facility or agency, the commissioner shall immediately investigate. The commissioner shall arrange for the transmittal of reports received by local agencies to him or her and may delegate to any local welfare agency the duty to investigate reports. In conducting an investigation under this section, the commissioner has the powers and duties specified for local welfare agencies under this section."*

Delete the title in its entirety and insert:

"A bill for an act relating to public welfare; requiring reporting of abuse or neglect of children; exempting determinations of eligibility for day care and foster care licenses from application of the Minnesota criminal offenders rehabilitation law; requiring arrest information and reports to be made available to the commissioner of public welfare for the purpose of investigating applicants for a day care or residential facility license; establishing the burden of proof in certain appeals; providing for appointment of guardianship of children whose parents are deceased; clarifying investigative authority of welfare agencies in making mandated investigations of physical or sexual abuse and neglect; amending Minnesota Statutes 1982, sections 245.783, subdivision 3; 245.801, subdivision 4; 260.011, subdivision 2; 260.242, subdivision 2, and by adding a subdivision; 364.09; and 626.556, subdivisions 2, 4, 7, and 10."

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

Mr. Lessard from the Committee on Veterans and General Legislation, to which was referred

H.F. No. 121: A bill for an act relating to state historic sites; designating the old administration building at the Minnesota Veterans Home and the Longfellow House in Minneapolis as state historic sites; amending Minnesota Statutes 1982, section 138.53, by adding a subdivision; and section 138.56, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass.

Report adopted.

Mr. Vega from the Committee on Energy and Housing, to which was referred

S.F. No. 324: A bill for an act relating to the housing finance agency; increasing the maximum permissible return to certain mortgagors; increasing the maximum rehabilitation loan amount; combining certain bonding categories; clarifying other agency duties and powers; amending Minnesota Statutes 1982, sections 462A.03, subdivision 13; 462A.05, subdivisions 14a and 18; 462A.06, subdivision 8; 462A.09; 462A.21, subdivision 4b; and 462A.22, subdivisions 1 and 5; repealing Minnesota Statutes 1982, section 462A.22, subdivision 1a.

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

Page 2, after line 4, insert:

“Sec. 2. Minnesota Statutes 1982, section 462A.05, subdivision 4, is amended to read:

Subd. 4. It may purchase and enter into commitments for the purchase of eligible securities, *certificates of deposit, time deposits, or existing mortgage loans from banks, savings and loan associations, insurance companies, or other financial intermediaries*, provided that the agency shall first determine that the proceeds of such ~~securities instruments~~ will be utilized for the purpose of making loans for residential housing ~~for occupancy by persons or families of low and moderate income as defined in section 462A.03, subdivision 7.~~

Sec. 3. Minnesota Statutes 1982, section 462A.05, subdivision 9, is amended to read:

Subd. 9. It may invest any funds not required for immediate disbursement ~~in direct obligations of the United States government or in obligations the principal of and interest on which are guaranteed by the United States government or an agency thereof~~ *in accordance with the provisions of section 462A.18, subdivision 2.*”

Page 3, after line 23, insert:

“Sec. 6. Minnesota Statutes 1982, section 462A.05, is amended by adding a subdivision to read:

Subd. 22. It may make or participate in the making and enter into commitments for the making of loans to any banking institution, savings and loan association, or other lender approved by the members, organized under the laws of this or any other state or of the United States having an office in this state, notwithstanding the provisions of section 462A.03, subdivision 13, if it first determines that the proceeds of such loans will be utilized for the purpose of making loans to or for the benefit of eligible persons and families as provided and in accordance with sections 462A.01 to 462A.24. Loans pursuant to this subdivision shall be secured, repaid and bear interest at the rate as determined by the members.”

Page 3, line 29, delete “therein” and insert “in one or more loans”

Page 3, line 31, after "loan" insert "", to enter into commitments for timely remittal of the principal and interest."

Page 4, lines 9 to 11, delete the new language

Page 4, line 11, after the period, insert "If, for any reason, whether existing at the date of issue of any bonds or notes or at the date of making or purchasing any loan or securities from the proceeds or thereafter, the interest on any bonds or notes shall be or become subject to federal income taxation, this shall not impair or affect the validity or the provisions made for the security of the bonds or notes. The agency may make such covenants and take or cause to be taken such actions as are in its judgment necessary or desirable to comply with conditions established by federal law or regulations for the exemption of interest on its obligations. The agency may refrain from compliance with such conditions if in its judgment this would serve the purposes and policies set forth in this chapter with respect to any particular issue of bonds or notes, unless this would violate covenants made by the agency."

Page 5, after line 8, insert:

"Sec. 10. Minnesota Statutes 1982, section 462A.21, is amended by adding a subdivision to read:

Subd. 8a. It may establish a multifamily development assistance fund, on terms and conditions it deems advisable, to be used in connection with the financing of multifamily developments (a) to make loans, with or without interest, pursuant to section 462A.05, subdivisions 1 and 3, or (b) to make payments into accounts of the agency for the purpose of making payments required by a resolution for the issuance of its notes or bonds, as permitted by section 462A.10, subdivision 4."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, before "14a" insert "4, 9," and after "18" insert "", and by adding a subdivision"

Page 1, line 9, after "4b" insert "", and by adding a subdivision"

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

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

S.F. No. 218: A bill for an act relating to commitment of persons who are mentally ill, mentally retarded, or mentally ill and dangerous; requiring mental commitment proceedings for persons acquitted of a criminal charge pursuant to a verdict of not guilty by reason of mental illness or not guilty by reason of mental retardation to be held in the court in which acquittal took place; modifying the standard of proof on the issues of mental illness, mental retardation, and mental illness and dangerousness in certain cases; amending Minnesota Statutes 1982, sections 253B.02, subdivision 4, and by adding subdivisions; 253B.07, subdivisions 1, 2, 3, and 7; 253B.08, subdivision 7; 253B.09, subdivision 1; 253B.12, subdivision 4; 253B.18, subdivision 1; 253B.19, subdivision 1; 253B.21, subdivision 5; 253B.23,

subdivisions 7 and 9; and 611.026; proposing new law coded in Minnesota Statutes, chapter 253B.

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

Page 2, lines 1 and 3, delete the commas and insert semicolons

Page 2, line 2, delete “, 609.21,” and insert a semicolon and after “609.205” delete the comma and insert “; 609.21;”

Page 2, line 2, delete the remaining commas and insert semicolons

Page 2, line 4, after “609.255” delete the comma and insert “; 609.265;”

Page 2, line 6, after the semicolon, delete the commas and insert semicolons

Page 2, line 7, delete the first three commas and insert semicolons and delete “609.405” and insert “609.365”

Page 2, line 8, delete “and” and before the period, insert “; 609.562; and 609.595”

Page 2, line 13, delete “*Minnesota Rules of Criminal Procedure*” and insert “*rules of criminal procedure*”

Page 2, line 23, delete “*retardation*” and insert “*deficiency*”

Page 3, line 30, delete “*retardation*” and insert “*deficiency*”

Page 4, line 3, delete “*retardation*” and insert “*deficiency*”

Page 4, after line 26, insert:

“Sec. 6. Minnesota Statutes 1982, section 253B.07, is amended by adding a subdivision to read:

Subd. 2a. [PETITION FOLLOWING ACQUITTAL; REFERRAL.] When a petition is filed pursuant to subdivision 2 with the court in which acquittal of a criminal charge took place, the court shall assign the judge before whom the acquittal took place to hear the commitment proceedings unless that judge is unavailable.”

Page 5, line 20, delete “*immediately*”

Page 5, lines 20 and 32, delete “*retardation*” and insert “*deficiency*”

Page 5, line 21, delete “*prima facie*”

Page 5, line 23, before the period, insert “*and shifts the burden of going forward in the presentation of evidence to the proposed patient; provided that the standard of proof remains as required by this chapter*”

Pages 5 and 6, delete section 9

Page 7, line 13, delete "*immediately*"

Page 7, line 16, delete "*prima facie*"

Page 7, line 17, before the period, insert "*and shifts the burden of going forward in the presentation of evidence to the proposed patient; provided that the standard of proof remains as required by this chapter*"

Page 7, line 36, delete "*for*"

Page 8, lines 1 and 2, delete the new language

Page 8, line 20, delete "*retardation*" and insert "*deficiency*"

Page 8, line 29, strike "*district*"

Page 8, lines 29 and 34, after "*court*" insert "*of appeals*"

Page 8, line 30, after "*chapter*" insert "*as*" and strike "*the manner prescribed in section 487.39*"

Page 8, lines 31 and 32, delete the new language and insert "*other civil cases*"

Page 9, line 2, delete "*appellate*" and after "*court*" insert "*of appeals*"

Page 9, line 2, strike everything after the period

Page 9, strike lines 3 to 5 and delete the new language in line 4

Page 9, delete sections 15 and 16

Page 10, line 1, delete "*Sections 1 to 17 are*" and insert "*This act is*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "*retardation*" and insert "*deficiency*"

Page 1, line 9, delete "*standard of proof*" and insert "*burden of going forward with the evidence*"

Page 1, line 14, after the first "*7*" insert "*, and by adding a subdivision*" and delete "*253B.09, subdivision 1;*"

Page 1, line 16, after "*5;*" insert "*and*"

Page 1, line 17, delete everything after "*253B.23,*" and insert "*subdivision 7; and 611.026.*"

Page 1, delete line 18

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 the following appointment as reported in the Journal for February 10, 1983:

MINNESOTA POLLUTION CONTROL AGENCY

Keith H. Langmo

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Willet from the Committee on Finance, to which was referred the following appointment as reported in the Journal for February 2, 1983:

DEPARTMENT OF FINANCE
COMMISSIONER

Gordon M. Donhowe

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Lessard from the Committee on Veterans and General Legislation, to which were referred the following appointments as reported in the Journal for February 10, 1983:

BOARD OF THE ARTS

Dee Knaak

Jane A. Wold

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Lessard from the Committee on Veterans and General Legislation, to which were referred the following appointments as reported in the Journal for February 14, 1983:

STATE COUNCIL ON AFFAIRS OF SPANISH-SPEAKING PEOPLE

Fermin Aragon

Raul Cardona, Jr.

Juan Moreno

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Lessard from the Committee on Veterans and General Legislation, to which was referred the following appointment as reported in the Journal for March 7, 1983:

STATE ZOOLOGICAL BOARD

James E. Stimson

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S.F. Nos. 337, 458, 459, 361, 153, 444, 333, 236, 200, 201, 325, 253,

254, 369, 278, 240, 455, 87, 324 and 218 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 26 and 121 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the name of Mr. Langseth be added as a co-author to S.F. No. 6. The motion prevailed.

Mr. Dicklich moved that the name of Mr. Petty be added as a co-author to S.F. No. 196. The motion prevailed.

Mr. Dicklich moved that the name of Mr. Diessner be added as a co-author to S.F. No. 422. The motion prevailed.

Ms. Peterson, D.C. moved that the names of Mrs. McQuaid and Mr. Wegscheid be added as co-authors to S.F. No. 495. The motion prevailed.

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

Ms. Berglin moved that the name of Mrs. Brataas be added as a co-author to S.F. No. 545. The motion prevailed.

Mr. Solon moved that the name of Mr. Diessner be added as a co-author to S.F. No. 598. The motion prevailed.

Mr. Renneke moved that the name of Mr. Lessard be added as a co-author to S.F. No. 614. The motion prevailed.

Mr. DeCramer moved that the name of Mr. Stumpf be added as a co-author to S.F. No. 636. 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. Nos. 351, 221, 233, 269, 73, 421, 31, 237, 270, 322 and H.F. Nos. 364, 46 and 215, which the committee recommends to pass.

H.F. No. 68, which the committee recommends to pass with the following amendment offered by Mr. Willet:

Amend H.F. No. 68, as amended pursuant to Rule 49, adopted by the Senate March 3, 1983, as follows:

(The text of the amended House File is identical to S.F. No. 62.)

Page 2, line 9, strike “, so”

Page 2, line 10, strike “far as practicable,”

The motion prevailed. So the amendment was adopted.

S.F. No. 271, which the committee recommends to pass with the follow-

ing amendment offered by Mr. Merriam:

Page 1, line 23, before “city” in both places insert “ *statutory or home rule charter*”

The motion prevailed. So the amendment was adopted.

S.F. No. 72, which the committee recommends be re-referred to the Committee on Governmental Operations.

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. Freeman, Vega and Spear introduced—

S.F. No. 640: A bill for an act relating to energy; creating the Minnesota conservation partnership; establishing a program of loans and financial assistance for households and municipalities; authorizing the issuance of bonds; appropriating money; proposing new law coded in Minnesota Statutes, chapter 4; repealing Minnesota Statutes 1982, section 3.351.

Referred to the Committee on Energy and Housing.

Messrs. Luther, Pogemiller, Ms. Reichgott, Messrs. Petty and Peterson, R.W. introduced—

S.F. No. 641: A bill for an act relating to insurance; no-fault automobile; regulating the crime of driving without the required security; providing penalties; amending Minnesota Statutes 1982, section 65B.67, subdivision 2, and by adding a subdivision; repealing Minnesota Statutes 1982, section 65B.67, subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Kroening, Chmielewski and Wegscheid introduced—

S.F. No. 642: A bill for an act relating to labor; regulating fair labor standards record keeping; amending Minnesota Statutes 1982, sections 177.27, subdivision 2; 177.30; 177.31; and 177.32, subdivision 1.

Referred to the Committee on Employment.

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

S.F. No. 643: A bill for an act relating to taxation; limiting the reduced assessment and reimbursement for certain structures used for housing; amending Minnesota Statutes 1982, section 273.13, subdivisions 17, 17b, and 17c.

Referred to the Committee on Taxes and Tax Laws.

Ms. Berglin introduced—

S.F. No. 644: A bill for an act relating to labor; providing funds for labor education; appropriating money.

Referred to the Committee on Economic Development and Commerce.

Messrs. Pogemiller and Vega introduced—

S.F. No. 645: A resolution memorializing the President and Congress to authorize the issuance of qualified mortgage bonds beyond the current expiration date of December 31, 1983.

Referred to the Committee on Energy and Housing.

Ms. Berglin, Messrs. Petty, Pogemiller, Ms. Peterson, D.C. and Mr. Spear introduced—

S.F. No. 646: A bill for an act relating to taxation; property; providing for the taxation of certain cable communications property; providing for deposit of the proceeds of certain levies in special funds in the city of Minneapolis and Independent School District No. 1; amending Minnesota Statutes 1982, sections 272.02, subdivision 1; and 273.13, subdivision 4.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Johnson, D.E.; Pehler and Bertram introduced—

S.F. No. 647: A bill for an act relating to public welfare; setting standards for determining the county of financial responsibility for purposes of medical assistance, community social services, and supplemental aid; amending Minnesota Statutes 1982, sections 256B.02, subdivisions 2 and 3; 256D.37, by adding a subdivision; and 256E.08, subdivision 7.

Referred to the Committee on Health and Human Services.

Messrs. Novak and Sieloff introduced—

S.F. No. 648: A bill for an act relating to taxation; sales; reducing the tax on sales of manufactured homes; exempting the sale of used manufactured homes; amending Minnesota Statutes 1982, sections 297A.02, subdivision 1, as amended; and 297A.25, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Solon, Dicklich, Pehler, Laidig and Mrs. Lantry introduced—

S.F. No. 649: A bill for an act relating to health; establishing minimum standards for systems of reimbursing providers of pharmaceutical goods and services to certain third-parties; proposing new law coded as Minnesota Statutes, chapter 151A.

Referred to the Committee on Economic Development and Commerce.

Messrs. Dieterich; Vega; Johnson, D.J. and Knaak introduced—

S.F. No. 650: A bill for an act relating to commerce; authorizing municipalities to grant franchises for the operation of certain video game arcades;

providing for the regulation of these franchises; proposing new law coded in Minnesota Statutes, chapter 465.

Referred to the Committee on Public Utilities and State Regulated Industries.

Messrs. Storm, Ulland, Knaak, Sieloff and Peterson, C.C. introduced—

S.F. No. 651: A bill for an act relating to taxation; allowing an income tax deduction for certain earnings on small business participating debentures; amending Minnesota Statutes 1982, sections 290.01, subdivision 20b, as amended, and by adding subdivisions; and 290.09, subdivision 3, as amended.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davis, Wegscheid, DeCramer and Bertram introduced—

S.F. No. 652: A bill for an act relating to agriculture; requiring the commissioner of agriculture to make certain rules relating to milk for manufacturing purposes; establishing a loan guarantee program; appropriating money; proposing new law coded in Minnesota Statutes, chapter 32.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Samuelson introduced—

S.F. No. 653: A bill for an act relating to natural resources; authorizing the marking of canoe and boating routes on the Pine river; amending Minnesota Statutes 1982, section 85.32, subdivision 1.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Samuelson introduced—

S.F. No. 654: A bill for an act relating to state departments and agencies; authorizing a study by the department of energy, planning and development of a possible merger of the departments of health and public welfare into a new state department to be called the department of human services; appropriating money.

Referred to the Committee on Health and Human Services.

Messrs. Storm, Kamrath, Freeman and DeCramer introduced—

S.F. No. 655: A bill for an act relating to the city of Edina; allowing the city to make special assessments against certain benefited property.

Referred to the Committee on Local and Urban Government.

Messrs. Nelson and Hughes introduced—

S.F. No. 656: A bill for an act relating to education; authorizing a school district to levy for the costs of providing cooperative programs; providing for an equalized aid; amending Minnesota Statutes 1982, section 275.125, by adding a subdivision; proposing new law coded in Minnesota Statutes,

chapter 124.

Referred to the Committee on Education.

Messrs. Belanger, Laidig, Knaak, Knutson and Renneke introduced—

S.F. No. 657: A bill for an act relating to workers' compensation; regulating benefits; amending Minnesota Statutes 1982, sections 176.011, subdivision 18, and by adding subdivisions; 176.021, subdivision 3; 176.095; 176.101, by adding subdivisions; 176.105, subdivision 2; 176.111, by adding subdivisions; 176.121; 176.131, subdivision 1; 176.132, subdivision 2; 176.165; 176.221, subdivision 1; and 176.645, subdivision 1; repealing Minnesota Statutes 1982, sections 176.021, subdivision 3a; 176.101, subdivisions 1, 2, 3, 4, 5, and 6; and 176.111, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 8a, 10, 12, 14, 15, 16, 17, 18, 20, and 21 are repealed.

Referred to the Committee on Employment.

Messrs. Dieterich, Waldorf, Mrs. Lantry, Messrs. Moe, D.M. and Knaak introduced—

S.F. No. 658: A bill for an act relating to the city of St. Paul; authorizing the city to permit, by ordinance, the use of an "on-sale" liquor license issued by the city at the Highland Park and Phalen Park club houses.

Referred to the Committee on Public Utilities and State Regulated Industries.

Mr. Moe, R.D. introduced—

S.F. No. 659: A bill for an act relating to the city of Crookston; providing for membership in the public employees police and fire fund by a certain police officer.

Referred to the Committee on Governmental Operations.

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

S.F. No. 660: A bill for an act relating to retirement; public plans generally; providing that moneys of public pension plans are for the exclusive benefit of eligible employees and their beneficiaries; proposing new law coded in Minnesota Statutes, chapter 356.

Referred to the Committee on Governmental Operations.

Mr. Sieloff introduced—

S.F. No. 661: A bill for an act relating to taxation; providing for apportionment of property tax refund claims for unrelated persons occupying a homestead; amending Minnesota Statutes 1982, sections 290A.03, subdivisions 8 and 13; and 290A.05.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Peterson, C.C.; Solon; Purfeerst; Mrs. Brataas and Mr. Moe,

D.M. introduced—

S.F. No. 662: A bill for an act relating to economic development; creating the office of tourism; appropriating money; amending Minnesota Statutes 1982, sections 116J.58, subdivisions 2 and 3; 116J.59; 116J.60; 116J.61; and 116J.63.

Referred to the Committee on Economic Development and Commerce.

Messrs. Jude, Schmitz, Mrs. Adkins, Messrs. Purfeerst and Sieloff introduced—

S.F. No. 663: A bill for an act relating to public safety; increasing the registration tax and establishing a special account; establishing a system for notification of unpaid fines; allowing computer communication between the department and deputy registrars; providing for a reporting system for unpaid fines; providing for notice of an unpaid traffic ticket; prohibiting issuance of arrest warrants on persons failing to pay parking tickets; amending Minnesota Statutes 1982, sections 169.95; 169.99, subdivision 1, and by adding a subdivision; and 171.16, subdivision 3, and by adding subdivisions; proposing new law coded in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation.

Mr. Pehler introduced—

S.F. No. 664: A bill for an act relating to the city of St. Cloud; authorizing the creation of a downtown parking district; providing for its finances.

Referred to the Committee on Local and Urban Government.

Messrs. Pehler, Davis, Taylor, Mrs. Brataas and Mr. Purfeerst introduced—

S.F. No. 665: A bill for an act relating to commerce; providing for a nonpossessory mechanics' lien under certain circumstances; proposing new law coded in Minnesota Statutes, chapter 514.

Referred to the Committee on Judiciary.

Mr. Peterson, R.W. introduced—

S.F. No. 666: A bill for an act relating to utilities; providing a penalty for failure to relinquish a coin-operated telephone for an emergency and other telephone-related situations; amending Minnesota Statutes 1982, section 609.78.

Referred to the Committee on Judiciary.

Messrs. Davis; Merriam; Johnson, D.J.; Pehler and Willet introduced—

S.F. No. 667: A bill for an act relating to education; establishing aid for certain adult vocational education programs; amending Minnesota Statutes 1982, section 124.572, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 124.

Referred to the Committee on Education.

Messrs. Davis; Jude; DeCramer; Johnson, D.J. and Purfeerst introduced—

S.F. No. 668: A bill for an act relating to public utilities; directing rate schedules for certain customers; proposing new law coded in Minnesota Statutes, chapter 216B.

Referred to the Committee on Public Utilities and State Regulated Industries.

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

S.F. No. 669: A bill for an act relating to public welfare; authorizing a prospective payment system for inpatient hospital service under the medical assistance and general assistance medical care programs; establishing an appeals board; defining "emergency services" for purposes of medical assistance outpatient services; amending Minnesota Statutes 1982, section 256B.02, subdivision 8; proposing new law coded in Minnesota Statutes, chapter 256.

Referred to the Committee on Health and Human Services.

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

S.F. No. 670: A bill for an act relating to retirement; guaranteeing public employees certain pension rights; proposing new law coded in Minnesota Statutes, chapter 356.

Referred to the Committee on Governmental Operations.

Mr. Merriam introduced—

S.F. No. 671: A bill for an act relating to education; clarifying the amount in the debt service fund of a school district which shall be considered excess and subtracted from levies; amending Minnesota Statutes 1982, section 475.61, subdivision 3.

Referred to the Committee on Education.

Mr. Merriam introduced—

S.F. No. 672: A bill for an act relating to game and fish; setting a size limit for walleyes; amending Minnesota Statutes 1982, section 101.42, by adding a subdivision.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Merriam introduced—

S.F. No. 673: A bill for an act relating to motor vehicles; abolishing vehicle weight limitation for handicapped persons to obtain special plates; amending Minnesota Statutes 1982, section 168.021, subdivision 1.

Referred to the Committee on Transportation.

Messrs. Waldorf; Diessner; Petty; Moe, D.M. and Johnson, D.E. intro-

duced—

S.F. No. 674: A bill for an act relating to mental health; regulating the collection, use, and disclosure of mental health agency data; amending the competency of witnesses statutes to provide an exemption for professional consultations; amending Minnesota Statutes 1982, sections 13.46, subdivision 1, and by adding a subdivision; 245.69, subdivision 2; and 595.02.

Referred to the Committee Judiciary.

Mr. Petty introduced—

S.F. No. 675: A bill for an act relating to notaries public; increasing the fees they may charge; amending Minnesota Statutes 1982, section 357.17.

Referred to the Committee on Judiciary.

Mr. Schmitz, Mrs. Adkins, Messrs. Purfeerst and Bernhagen introduced—

S.F. No. 676: A bill for an act relating to commerce; uniform commercial code; extending the time period for the perfection of or priority over certain security interests; amending Minnesota Statutes 1982, sections 336.9-301; 336.9-302; 336.9-306; and 336.9-312.

Referred to the Committee on Economic Development and Commerce.

Mr. Lessard introduced—

S.F. No. 677: A bill for an act relating to intoxicating liquor; allowing the city of Marble to permit on-sales of intoxicating liquor on a certain date.

Referred to the Committee on Public Utilities and State Regulated Industries.

Mr. Ramstad, by request, introduced—

S.F. No. 678: A bill for an act relating to elections; clarifying the right of employees to take time off to vote; amending Minnesota Statutes 1982, section 204C.04.

Referred to the Committee on Elections and Ethics.

Messrs. Dicklich; Johnson, D.J. and Solon introduced—

S.F. No. 679: A bill for an act relating to redevelopment; authorizing the financing of redevelopment projects by the iron range resources and rehabilitation board; amending Minnesota Statutes 1982, section 298.292; proposing new law coded in Minnesota Statutes, chapter 298.

Referred to the Committee on Economic Development and Commerce.

Mr. Pogemiller introduced—

S.F. No. 680: A bill for an act relating to data processing systems; directing the legislative reference library to develop and maintain a directory of state information systems; appropriating money; proposing new law

in Minnesota Statutes, chapter 3.

Referred to the Committee on Governmental Operations.

Mr. Johnson, D.J. introduced—

S.F. No. 681: A bill for an act relating to taxation; increasing the fee for issuance of a petroleum products distributors license; increasing the fee for issuance of special fuel dealers or bulk purchasers licenses; increasing the fee for issuance of a motor carrier license; increasing the fee for issuance of a temporary trip permit; amending Minnesota Statutes 1982, sections 296.06, subdivision 2; 296.12, subdivisions 1 and 2; and 296.17, subdivisions 10 and 17.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski and Ulland introduced—

S.F. No. 682: A bill for an act relating to animals; providing for the welfare of certain pets and companion animals; imposing penalties; proposing new law coded in Minnesota Statutes, chapter 346.

Referred to the Committee on Veterans and General Legislation.

Mr. Kroening introduced—

S.F. No. 683: A bill for an act relating to education; requiring the board of teaching to adopt temporary rules relating to placing provisionally licensed teachers on unrequested leaves of absence.

Referred to the Committee on Education.

Ms. Berglin introduced—

S.F. No. 684: A bill for an act relating to mortgage registry tax; providing for a valid and recordable security in a variable debt instrument; waiving mortgage registry tax for chapter 518 instruments; amending Minnesota Statutes 1982, section 287.03.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S.F. No. 685: A bill for an act relating to workers' compensation; providing an application fee for self-insurers; amending Minnesota Statutes 1982, section 176.181, by adding a subdivision.

Referred to the Committee on Employment.

Mr. Chmielewski introduced—

S.F. No. 686: A bill for an act relating to workers' compensation; creating a rehabilitation fund; proposing new law coded in Minnesota Statutes 1982, chapter 176.

Referred to the Committee on Employment.

Messrs. Frederick, Taylor and Mrs. Brataas introduced—

S.F. No. 687: A bill for an act relating to workers' compensation; regulating benefits; providing for rehabilitation; providing for continued insurance coverage; regulating workers' compensation insurance; requiring the release of medical information; requiring notice of injury to insurer; regulating late payments and medical reports; providing reemployment responsibilities; providing penalties; amending Minnesota Statutes 1982, sections 62A.10, subdivision 1; 62C.14, by adding a subdivision; 62D.10, by adding a subdivision; 79.25, subdivision 1, and by adding a subdivision; 79.63, subdivisions 1, 2, and 4; 176.011, subdivisions 3, 9, and by adding subdivisions; 176.021, subdivision 3; 176.061, subdivision 6; 176.121; 176.131, subdivisions 1, 1a, 6, 8, and 10; 176.132, subdivisions 1 and 2; 176.133; 176.135, by adding a subdivision; 176.155, subdivision 5; 176.182; 176.221, subdivisions 1, 2, 3, and 7; 176.225, subdivisions 1 and 5; 176.231, subdivision 10; 176.235, by adding a subdivision; 176.241, subdivision 4; 176.331; 176.391, subdivision 3; 176.641; 176.645, subdivision 1; 352E.04; proposing new law coded in Minnesota Statutes, chapters 79 and 176; repealing Minnesota Statutes 1982, sections 79.211, subdivision 1; 176.011, subdivisions 14 and 18; 176.021, subdivision 3a; 176.095; 176.101; 176.102; 176.105; 176.111; 176.152; 176.235, subdivisions 1 and 2.

Referred to the Committee on Employment.

Mr. Solon introduced—

S.F. No. 688: A bill for an act relating to alcoholic beverages; hours of sale on Sunday; amending Minnesota Statutes 1982, sections 340.034, subdivision 1; and 340.14, subdivision 5.

Referred to the Committee on Public Utilities and State Regulated Industries.

Mr. Pehler introduced—

S.F. No. 689: A bill for an act relating to the town of St. Cloud; permitting its division into urban and rural service districts.

Referred to the Committee on Local and Urban Government.

Mr. Pehler introduced—

S.F. No. 690: A bill for an act relating to the town of St. Cloud; permitting the town property tax to exceed statutory levy limits.

Referred to the Committee on Local and Urban Government.

Mr. Peterson, C.C. introduced—

S.F. No. 691: A bill for an act relating to education; authorizing school districts to use technology desired by them when making reports for the uniform financial accounting and reporting system; proposing new law coded in Minnesota Statutes, chapter 121.

Referred to the Committee on Education.

Messrs. Spear, Jude, Dieterich and DeCramer introduced—

S.F. No. 692: A bill for an act relating to public utilities; specifying the treatment of certain expenses; amending Minnesota Statutes 1982, section 216B.16, subdivision 7.

Referred to the Committee on Public Utilities and State Regulated Industries.

Mr. Solon introduced—

S.F. No. 693: A bill for an act relating to insurance; providing for the payment of certain expenses incurred in collecting certain claims; proposing new law coded in Minnesota Statutes, chapter 60A.

Referred to the Committee on Economic Development and Commerce.

Messrs. Merriam; Dahl; Moe, R.D.; Johnson, D.J. and Laidig introduced—

S.F. No. 694: A bill for an act relating to open space and recreation; authorizing the issuance of state bonds and expenditure of the proceeds to acquire and better regional recreation open space lands by the metropolitan council and metropolitan area local governmental units; appropriating money.

Referred to the Committee on Agriculture and Natural Resources.

Ms. Berglin, Messrs. Samuelson, Benson and Dicklich introduced—

S.F. No. 695: A bill for an act relating to public welfare; requiring new procedures for determining nursing home payment rates; requiring a moratorium on licensure or certification of new beds with certain exceptions; providing for an interagency board for quality assurance; appropriating money; amending Minnesota Statutes 1982, sections 144A.10, subdivision 6; 256B.091, subdivisions 1, 2, 4, and 8; 256B.41; 256B.47; and 256B.48; proposing new law coded in chapters 144A and 256B; repealing Minnesota Statutes 1982, sections 256B.42; 256B.43; 256B.44; 256B.45; and 256B.46.

Referred to the Committee on Health and Human Services.

Mr. Dicklich introduced—

S.F. No. 696: A bill for an act relating to health; directing the commissioner of health to revise rules regulating supervised living facilities; directing the commissioner of public welfare to revise certain rules for residential living facilities; amending Minnesota Statutes 1982, sections 144.56, subdivision 4; and 245.802, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Messrs. Dahl, Merriam, Davis, Luther and Willet introduced—

S.F. No. 697: A bill for an act relating to the disposal and reuse of waste

tires; defining terms; establishing a waste tire recycling account in the state treasury; providing for the expenditure of money in the account; granting certain powers to counties relative to tire dumps and the disposal of waste tires; defining duties and responsibilities of the pollution control agency; authorizing certain studies; providing for the licensure and regulation of waste tire processors; imposing an excise tax supplemental to the general sales tax on the sale at retail of new tires; imposing a registration and transfer tax on certain vehicles; providing for certain tax credits; appropriating money; amending Minnesota Statutes 1982, sections 86.11, by adding a subdivision; and 290.06, by adding a subdivision; proposing new law coded in Minnesota Statutes, chapter 168B.

Referred to the Committee on Agriculture and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Thursday, March 17, 1983. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate