

SIXTY-NINTH DAY

St. Paul, Minnesota, Thursday, March 29, 1984

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

Prayer was offered by the Chaplain, Rev. Dan Robinson.

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

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

REPORTS OF COMMITTEES

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

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

S.F. No. 1511: A bill for an act relating to taxation; property; modifying the exemption for property held by political subdivisions; amending Minnesota Statutes 1982, section 272.02, subdivision 5.

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

Page 1, line 13, reinstate the stricken language

Page 1, line 14, reinstate the stricken "exceed" and after the stricken "three" insert "six" and reinstate the stricken "years"

Pages 1 and 2, delete section 2

Page 2, line 8, delete "*Sections 1 and 2 are*" and insert "*Section 1 is*"

Renumber the sections in sequence

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

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

S.F. No. 1928: A bill for an act relating to education; lengthening membership on the higher education coordinating board to six-year terms; amending Minnesota Statutes 1982, section 136A.02, subdivision 1a.

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 1983 Supplement, section 136A.02, subdivision 1, is amended to read:

Subdivision 1. The higher education coordinating board shall consist of eight citizen members, one from each congressional district, ~~to be appointed by the governor with the advice and consent of the senate, and three~~ *two* citizen members ~~also to be appointed by the governor with the advice and consent of the senate~~ to represent the state at large, and one member who is a student at the time of appointment. All members shall be appointed by the governor with the advice and consent of the senate. All appointees to the board members shall be selected for their knowledge of and interest in post secondary education and at least one shall be selected specifically for knowledge of and interest in vocational education. No member of the board shall be an employee of or receive compensation from a public or private post-secondary institution while serving on the board.

Sec. 2. Minnesota Statutes 1982, section 136A.02, subdivision 1a, is amended to read:

Subd. 1a. *The term of each board member shall be six years, except that the term of the student member shall be four years. The membership other terms of membership, compensation, removal of members, and filling of vacancies on the board shall be as provided in section 15.0575.*

Sec. 3. [TRANSITION PROVISIONS.]

Notwithstanding the provisions of section 2, by June 1, 1984, the governor shall determine which member of the higher education coordinating board representing the state at large has the fewest years remaining in the term. When the term of that member has expired, the student member shall be appointed to the board. When the term of each remaining member expires, the term of the new member shall be six years."

Delete the title and insert:

"A bill for an act relating to education; providing for six-year terms for

members of the higher education coordinating board; designating one member of the board representing the state at large as a student member; amending Minnesota Statutes 1982, section 136A.02, subdivision 1a; and Minnesota Statutes 1983 Supplement, section 136A.02, subdivision 1."

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

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

S.F. No. 2031: A bill for an act relating to the human rights department; appropriating money to the commissioner of human rights to hire temporary staff.

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

Page 1, line 8, after the dollar sign insert "\$500,000"

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

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

S.F. No. 1258: A bill for an act relating to the environment; requiring an agreement between the state and federal government prior to test drilling of geologic structures for disposal of high level radioactive waste and notification of results; regulating transportation of high level radioactive waste in the state; providing penalties; amending Minnesota Statutes 1982, section 116C.71, by adding subdivisions; and 116C.74; proposing new law coded in Minnesota Statutes, chapter 116C.

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

Page 6, delete lines 17 to 23 and insert:

"Subd. 2. [HIGHWAY ROUTE DETERMINATION.] On an annual basis the commissioner shall review federally approved highway routes for transporting high level radioactive waste in the state and select new state-designated routes in accordance with Code of Federal Regulations, title 49, part 177, if safety considerations indicate the alternate routes would be preferable."

Page 6, line 25, after "submit" insert "to the commissioner of public safety"

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. 1747: A bill for an act relating to transportation; increasing special permit fees for vehicles exceeding weight limitations; amending Minne-

sota Statutes 1983 Supplement, section 169.86, subdivision 5.

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

Page 2, line 11, before "construction" insert "oversize"

Page 3, after line 8, insert:

"(f) As an alternative to paragraph (e), an annual permit may be issued for combination oversize and overweight construction equipment, machinery, and supplies. The fees for the permit are as follows:

<i>Gross Weight (pounds) of vehicle</i>	<i>Annual Permit Fee</i>
80,000 - 90,000	\$250.00
90,001 - 100,000	\$300.00
100,001 - 110,000	\$400.00
110,001 - 120,000	\$500.00
120,001 - 130,000	\$600.00
130,001 - 140,000	\$700.00

If the gross weight of the vehicle is more than 140,000 pounds the permit fee is determined under paragraph (e)."

Page 3, line 9, delete "(f)" and insert "(g)"

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. 1878: A bill for an act relating to transportation; allowing vending machines in rest areas, tourist information centers, and weigh stations; providing for installation of drain tile along or across highways; delineating debt collection authority of the department of transportation; authorizing road authorities to assist each other; reducing a fee; authorizing the commissioner to spend money to acquire or condemn certain outdoor advertising devices; amending Minnesota Statutes 1982, sections 160.08, subdivision 7; 160.20, subdivision 3, and by adding a subdivision; 160.28; 161.20, subdivision 4; 161.39, subdivisions 1, 5, and 6; and 173.13, subdivision 7; and Laws 1983, chapter 293, section 2, subdivision 4.

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 160.08, subdivision 7, is amended to read:

Subd. 7. [NO COMMERCIAL ESTABLISHMENT WITHIN RIGHT-OF-WAY.] No commercial establishment, including but not limited to automotive service stations, for serving motor vehicle users shall be constructed or located within the right-of-way of, or on publicly-owned or publicly-leased land acquired or used for or in connection with, a controlled access highway; except that (1) structures may be built within safety rest and tourist information center areas ~~and~~; (2) space within state owned buildings

in those areas may be leased for the purpose of providing information to travelers through commercial and public service advertising pursuant to under franchise agreements as provided in sections 160.276 to 160.278; (3) advertising signs may be erected within the right-of-way of interstate or controlled-access trunk highways by franchise agreements under section 12; and (4) vending machines may be placed in rest areas, tourist information centers, or weigh stations constructed or located within trunk highway rights-of-way.

Sec. 2. Minnesota Statutes 1982, section 160.20, subdivision 3, is amended to read:

Subd. 3. [INSTALLATION OF DRAIN TILE ALONG OR ACROSS HIGHWAY RIGHT-OF-WAY.] (a) When the course of natural drainage of any land runs to a highway, the owner of the land who has been granted a permit as provided in this subdivision 4 may install drain tile along or across the highway right-of-way along the general course of the natural drainage-way, provided further that there will be no diversion of drainage waters away from the natural receiving drainageway immediately downstream from the highway. Any installation shall be made in accordance with specifications set forth in the permit and any rules that apply to the installations. When any installation is made pursuant to this subdivision the highway shall be left in as good condition in every respect as it was before the installation was made.

(b) Any road authority may accept applications for permits for installation of drain tile along or across the right-of-way of a highway under its jurisdiction. The road authority may adopt reasonable rules for the installations and may require a bond before granting any permit. Permits for installation along a highway right-of-way shall insure that the length of the installation is restricted to the minimum necessary to achieve the desired agricultural benefits. No permit shall allow any open trenches to be left on the right-of-way after installation of drain tile is completed. A road authority that grants a permit for drain tile installation shall not be responsible for any damage to that installation resulting from the action of the authority or any other permittee utilizing the right-of-way.

(c) Any person who installs drain tile along or across a highway right-of-way without obtaining a permit as provided in this subdivision is guilty of a misdemeanor.

(d) The commissioner shall take no action pursuant to this subdivision which will result in the loss of any federal aid for highway construction in this state.

(e) For the purpose of this subdivision "highway" means any highway as defined in this chapter which is located outside the corporate limits of any home rule charter or statutory city.

Sec. 3. Minnesota Statutes 1982, section 160.20, is amended by adding a subdivision to read:

Subd. 4. [CONDITIONS.] (a) A road authority may accept applications for permits for installation of drain tile along or across the right-of-way under its jurisdiction. The road authority may adopt reasonable rules for the installations and may require a bond before granting a permit. Permits for installation along a highway right-of-way must ensure that the length of the installa-

tion is restricted to the minimum necessary to achieve the desired agricultural benefits. A permit must not allow open trenches to be left on the right-of-way after installation of the drain tile is completed. A road authority that grants a permit for tile drain installation is not responsible for damage to that installation resulting from the action of the authority or any other permittee utilizing the right-of-way.

(b) A person who installs drain tile along or across a highway right-of-way without obtaining a permit as provided in this section is guilty of a misdemeanor.

(c) The commissioner shall take no action under this section which will result in the loss of federal aid for highway construction in the state.

(d) For the purpose of this section, "highway" means any highway as defined in section 160.02 which is located outside the corporate limits of a home rule charter or statutory city.

Sec. 4. Minnesota Statutes 1982, section 160.28, is amended to read:

160.28 [PLANS FOR REST AREAS, TOURIST INFORMATION CENTERS AND WEIGH STATIONS; VENDING FACILITIES.]

The provisions of Subdivision 1. Any other law to the contrary notwithstanding, the commissioner of transportation is hereby authorized to cause to be prepared plans and specifications and detailed designs for the construction of buildings and facilities for rest areas, tourist information centers in combination with rest areas, and weigh stations when ~~he~~ the commissioner deems ~~such~~ these buildings and facilities to be necessary in the interest of safety and convenient public travel on highways.

Subd. 2. [VENDING MACHINES.] Any other law to the contrary notwithstanding, the commissioner may contract for or authorize the placement of vending machines in rest areas, tourist information centers, and weigh stations on interstate highways 35 and 94 for the purpose of dispensing non-alcoholic drinks, candy or gum. The commissioner shall only place vending machines operated under United States Code, title 20, sections 107 to 107e and as provided in section 248.07.

Sec. 5. Minnesota Statutes 1982, section 160.283, subdivision 3, is amended to read:

Subd. 3. For the purposes of sections 160.283 to 160.285 the term "resort" shall be as defined in ~~Minnesota Statutes 1969~~, section 157.01 or a golf course, restaurant, or motel as defined in section 157.01 or recreational camping area as defined in section 327.14, subdivision 8.

Sec. 6. Minnesota Statutes 1982, section 160.285, is amended to read:

160.285 [COUNTY PARTICIPATION.]

Subdivision 1. Any county of this state is authorized to expend county road and bridge funds for the purchase of ~~such~~ signs under section 160.283 ~~from the department of transportation~~, and for the erection of such signs along or adjacent to highways under their jurisdiction or along and adjacent to town roads within the county. ~~A certified copy of the resolution of the board of county commissioners authorizing the purchase of a specified number of such signs shall be forwarded to the department of transportation.~~, provided that the

cost of ~~such the~~ signs to the counties ~~shall must~~ be 100 percent of the actual cost to the department of transportation for the purchase of the signs. The counties may sell the signs to any person, provided that the sale price shall be 75 percent of the cost of such signs to the county reimbursed by the requestor.

Subd. 2. ~~Any county participating shall~~ *Counties may erect such and maintain these signs at its own the expense as it deems necessary of the requestor* on those county state-aid highways, county highways and town roads designated in section 160.283, subdivision 2 provided that ~~such these~~ signs shall be erected in a manner acceptable to the department of transportation and shall not be erected closer than 500 feet from trunk highways forming a part of the interstate system as provided in section 173.16, subdivision 4, clause (4), or closer than 300 feet from other trunk highways as provided in section 173.16, subdivision 4, clause (5).

Subd. 3. All money received from the purchase of signs from any county ~~shall must~~ be deposited in the state treasury and credited to a special account to be known as the local sign account. All money in such account is appropriated to the department of transportation for use in carrying out the provisions of sections ~~160.283 to 160.285~~ *the trunk highway fund*.

Sec. 7. Minnesota Statutes 1982, section 160.292, is amended to read:

160.292 [INFORMATION SIGNS FOR RESORTS AND RECREATIONAL CAMPING AREAS; DEFINITIONS.]

Subdivision 1. [GENERAL.] For the purposes of sections 160.292 to 160.296 the terms defined in this section have the meanings given them.

Subd. 2. [SPECIFIC SERVICE SIGN.] "Specific service sign" means a rectangular sign panel not greater than 1-1/2 feet by six feet displaying a motel, *restaurant*, resort or recreational camping area business name and, where appropriate, the direction to and distance to the camping area, motel, *restaurant*, or resort.

Subd. 3. [SPECIFIC SERVICE SIGN ASSEMBLY.] "Specific service sign assembly" means a combination of specific service sign panels not to exceed four panels to be placed within the right of way on appropriate approaches to an intersection.

Subd. 4. [SPECIFIC SERVICE SIGN CLUSTER.] "Specific service sign cluster" means a grouping of specific service sign assemblies ~~not exceeding two in number~~ on appropriate approaches to an intersection.

Subd. 5. [NONFREEWAY TYPE HIGHWAY.] "Nonfreeway type highway" means all roadways with crossing traffic at grade intersections except the roadway may have an isolated interchange.

Subd. 6. [RESORT.] "Resort" has the meaning given it in section 157.01.

Subd. 7. [MOTEL.] "Motel" has the meaning given to the word "hotel" in section 157.01.

Subd. 7a. [RESTAURANT.] "*Restaurant*" has the meaning given it in section 157.01.

Subd. 8. [RECREATIONAL CAMPING AREA.] "Recreational camping area" has the meaning given it in section 327.14, subdivision 8.

Subd. 9. [LOCAL ROAD.] "Local road" means any nontrunk highway.

Subd. 10. [SPECIFIC SERVICE.] "Specific service" means *restaurants*, motels, resorts or recreational camping areas that provide sleeping accommodations for the recreational traveler.

Sec. 8. Minnesota Statutes 1982, section 160.293, subdivision 1, is amended to read:

Subdivision 1. [PURPOSE.] Specific service signs are to be used to create and implement a system of signing for the purpose of displaying motel, *restaurant*, resort and recreational camping area information to the traveling public on nonfreeway type trunk highways in rural areas.

Sec. 9. Minnesota Statutes 1982, section 160.293, subdivision 3, is amended to read:

Subd. 3. [NUMBER OF TRUNK HIGHWAY INTERSECTIONS.] A specific service sign for a *restaurant*, motel, resort or recreational camping area is limited to one intersection on the trunk highway system.

Sec. 10. Minnesota Statutes 1982, section 160.295, subdivision 2, is amended to read:

Subd. 2. [DISTANCE TO SPECIFIC SERVICE.] A specific service sign may be placed on a nonfreeway type road if the specific service is located within ~~ten~~ 15 miles of the qualifying site.

Sec. 11. Minnesota Statutes 1982, section 160.295, subdivision 3, is amended to read:

Subd. 3. [MOTEL, RESTAURANT, AND RESORT WARRANT.] Motels, *restaurants*, and resorts served by the specific service signing shall be licensed by the state department of health as required by section 157.03.

Sec. 12. [160.80] [SIGN FRANCHISE PROGRAM.]

Subdivision 1. [COMMISSIONER MAY ESTABLISH PROGRAM.] The commissioner of transportation may establish a sign franchise program for the purpose of providing on the right-of-way of interstate and controlled-access trunk highways specific information on gas, food, camping, and lodging, for the benefit of the motoring public.

Subd. 2. [FRANCHISES.] The commissioner may, by public negotiation or bid, grant one or more franchises to qualified persons to erect and maintain, on the right-of-way of interstate and controlled-access trunk highways, signs informing the motoring public of gas, food, lodging, and camping facilities. A franchisee shall furnish, install, maintain, and replace signs for the benefit of advertisers who provide gas, food, lodging, and camping facilities for the general public, and lease advertising space on the signs to operators of these facilities.

Subd. 3. [COSTS.] All costs incurred under the program established by this section must be paid under agreements negotiated between a franchisee and an advertiser or advertisers, unless otherwise provided in the contract between the commissioner and the franchisee.

Subd. 4. [CONTRACT REQUIREMENTS.] All contracts made by the commissioner with a franchisee must provide for:

(1) a requirement that the franchisee obtain liability insurance in an amount the commissioner determines, jointly insuring the state and the franchisee against all liability for claims for damages occurring wholly or in part because of the franchise; and

(2) reasonable standards for the size, design, erection, and maintenance of service information signs and the advertising logos thereon.

The commissioner may require additional terms and conditions, including but not limited to provisions on the renewal and termination of the agreement, and in the event of termination the rights of the state and franchisee relative to the franchisee's advertising contracts.

Subd. 5. [RESTRICTIONS.] The commissioner shall take no action under this section which will result in the loss to the state of any federal highway construction funds.

Sec. 13. Minnesota Statutes 1982, section 161.20, subdivision 4, is amended to read:

Subd. 4. [DEBT COLLECTION.] The commissioner shall make reasonable and businesslike efforts to collect money owed to the department for licenses, fines, penalties, and permit fees or arising from damages to state-owned property and or other causes related to trunk highways the activities of the department of transportation. When a debt has been reduced to a money judgment, the commissioner may contract for debt collection services for the purpose of collecting the judgment. The commissioner may enter into an agreement with the commissioner of public safety for the purpose of using debt collection services authorized by this subdivision when civil penalties relating to the use of highways have been reduced to money judgment. Money received as full or partial payment shall be deposited in to the trunk highway appropriate fund. When money is collected through contracted services, the commissioner may make payment for the service from the money collected. The amount necessary for payment of contractual collection costs is appropriated from the trunk highway fund to which money so collected is deposited.

Sec. 14. Minnesota Statutes 1982, section 161.39, subdivision 1, is amended to read:

Subdivision 1. [TECHNICAL AND ENGINEERING ASSISTANCE, SURVEYS AND, PLANS, AND MAINTENANCE.] Upon the request of any another road authority, any road authority including the commissioner and the road authority of any city, the commissioner township, or county may provide technical and engineering advice, assistance and supervision to the requesting road authority; and may make surveys and prepare plans for the location, construction, and reconstruction of and perform maintenance on any highway, street, road, or bridge under the jurisdiction of the requesting road authority.

Sec. 15. Minnesota Statutes 1982, section 161.39, subdivision 5, is amended to read:

Subd. 5. [PAYMENT FOR SERVICES.] The cost of the work or services performed under the provisions of this section shall be paid by the road authority, department or agency for which the work or services were per-

formed. All money received *or expended* therefor shall be credited *or debited* to the trunk highway fund.

Sec. 16. Minnesota Statutes 1982, section 161.39, subdivision 6, is amended to read:

Subd. 6. [AGREEMENTS REGARDING SERVICES.] The road authorities, including road authorities of cities, *townships, counties*, state departments, or agencies may enter into agreements with the commissioner setting forth the work or services to be performed by the commissioner *or the road authority* under the provisions of this section and providing for the method of reimbursement to *or from* the trunk highway fund of the cost thereof.

Sec. 17. Minnesota Statutes 1982, section 173.02, subdivision 6, is amended to read:

Subd. 6. Directional and other official signs and notices shall mean:

(a) "Official signs and notices" mean signs and notices erected and maintained by public officers or public agencies within their territorial jurisdiction and pursuant to and in accordance with direction or authorization contained in federal or state law for the purposes of carrying out an official duty or responsibility. Historical markers authorized by state law and erected by state or local governmental agencies or nonprofit historical societies may be considered official signs.

(b) "Public utility signs" mean warning signs, notices, or markers which are customarily erected and maintained by publicly or privately owned public utilities, as essential to their operations.

(c) "Service club and religious notices" mean signs and notices, not exceeding eight square feet in advertising area, whose erection is authorized by law, relating to meetings and location of nonprofit service clubs or charitable associations, or religious services.

(d) "Directional signs" means ~~publicly owned~~ signs containing directional information about public places owned or operated by federal, state, or local governments or their agencies, publicly or privately owned natural phenomena, historic, cultural, ~~education~~ *scientific, educational*, and religious sites, and areas of natural scenic beauty or naturally suited for outdoor recreation, deemed to be in the interest of the traveling public. *To qualify for directional signs, privately owned attractions must be nationally or regionally known, and of outstanding interest to the traveling public.*

(e) All definitions in this subdivision are intended to be in conformity with the national standards for directional and other official signs.

Sec. 18. [173.081] [DIRECTIONAL SIGNS.]

The commissioner of transportation shall develop uniform standards for directional signs erected under this chapter. The standards must provide for the size, lighting, spacing, design, colors, and maintenance of the signs. The standards must provide that:

- (1) no pictorial or photographic representations be placed on the signs;*
- (2) directional signs facing the same direction of travel may not be placed less than one mile apart;*
- (3) signs located adjacent to an interstate highway must be within 75 miles*

of the described activity, and those located adjacent to other trunk highways must be within 50 miles of the described activity; and

(4) not more than one directional sign for the same activity and facing the same direction of travel may be erected along a single marked highway approaching the activity.

The standards may provide eligibility criteria, including visitor capacity, parking capacity, days and hours of operation, and annual and daily average attendance, for attractions qualifying for directional signs.

The commissioner shall take no action under this section which would result in the loss to the state of federal highway construction funds.

Sec. 19. Minnesota Statutes 1983 Supplement, section 173.13, subdivision 4, is amended to read:

Subd. 4. The annual fee for each such permit or renewal thereof shall be as follows:

(1) If the advertising area of the advertising device does not exceed 50 square feet, the fee shall be \$20.

(2) If the advertising area exceeds 50 square feet but does not exceed 300 square feet, the fee shall be \$40.

(3) If the advertising area exceeds 300 square feet, the fee shall be \$80.

(4) No fee shall be charged for a permit for ~~directional and other~~ official signs and notices as they are defined in section 173.02.

Sec. 20. Minnesota Statutes 1982, section 173.13, subdivision 7, is amended to read:

Subd. 7. A penalty of ~~two times~~ equal to one-half the annual fee shall be charged upon failure to pay the annual permit fee for renewal on or before August 1 of each year.

Sec. 21. Laws 1983, chapter 293, section 2, subdivision 4, is amended to read:

Subd. 4. Technical Services	28,573,600	28,158,500
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The amounts that may be expended from this appropriation for each activity are as follows:

Engineering Services	
\$ 18,024,800	\$ 17,629,100

This appropriation includes \$1,400,000 each year for the purpose of delivery of an expanded highway development program. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Engineering Development	
\$ 6,890,400	\$ 6,872,600

\$75,000 the first year and \$75,000 the second year is for a transportation re-

search contingent account to finance research projects that are reimbursable from the federal government or from other sources. Expenditures from this account are subject to the approval of the commissioner of finance. Reimbursements shall be deposited in the trunk highway fund. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

State Aid Technical Assistance

\$ 656,000 \$ 656,000

The variance committee shall be continued during the biennium ending June 30, 1985.

Electronic Communications

\$ 1,796,400 \$ 1,794,900

Environmental Services

\$ 1,206,000 \$ 1,205,900

~~For the fiscal biennium ending June 30, 1985, the commissioner shall spend no money to acquire or condemn outdoor advertising devices as defined in Minnesota Statutes, chapter 173.~~

Sec. 22. [INSTRUCTIONS TO REVISOR.]

The revisor of statutes shall, in the next and subsequent editions of Minnesota Statutes, delete the headnote "INTERSTATE HIGHWAYS" from the beginning of chapter 173.

Sec. 23. [EFFECTIVE DATE.]

Sections 1 to 22 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to transportation; providing for installation of drain tile along or across highways; delineating debt collection authority of the department of transportation; allowing vending machines in rest areas; tourist information centers, and weigh stations; providing for the erection of certain signs by counties; permitting restaurants to be included on specific service signs; providing for the clustering and spacing of specific service signs; directing the commissioner of transportation to establish a sign franchise program for the placement of advertising logos on the right-of-way of certain highways; authorizing road authorities to assist each other; redefining "directional signs" for purposes of outdoor advertising control and directing the commissioner of transportation to develop uniform standards for them; reducing a fee; repealing a restriction on the authority of the commissioner of transportation to expend money to acquire or condemn advertising devices; amending Minnesota Statutes 1982, sections 160.08, subdivision 7; 160.20, subdivision 3, and by adding a subdivision; 160.28; 160.283, subdivision 3; 160.285; 160.292; 160.293, subdivisions 1 and 3; 160.295, subdivisions 2 and 3; 161.20, subdivision 4; 161.39, subdivisions 1, 5, and 6; 173.02, subdivision 6; and 173.13, subdivision 7; Minnesota Statutes 1983 Supplement,

section 173.13, subdivision 4; and Laws 1983, chapter 293, section 2, subdivision 4; proposing new law coded in Minnesota Statutes, chapters 160 and 173."

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. 1578: A bill for an act relating to water pollution control; establishing an independent state grants program for the construction of municipal wastewater treatment facilities; appropriating money; amending Minnesota Statutes 1982, sections 115.03, subdivision 1; 116.16, subdivisions 2, 4, 5, 9, and by adding a subdivision; amending Minnesota Statutes 1983 Supplement, section 116.18; repealing Minnesota Statutes 1982, section 116.16, subdivisions 6 and 7.

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

Page 6, lines 27 to 32, delete the new language and insert:

"(m) To require a governmental subdivision that owns or operates a wastewater disposal system to have a plan to address the ability to pay costs of major repair of existing facility and planning and constructing an adequate replacement system at the end of the existing system's expected useful life."

Page 7, line 18, strike "clause" and insert "clauses" and after "(7)" insert "and (8)"

Page 7, line 34 to page 8, line 11, delete the new language and insert:

"(8) Notwithstanding clause (7), for state grants under section 9, the eligible cost includes the acquisition of land for stabilization ponds and the provision of reserve capacity sufficient to serve the reasonable needs of the municipality for 20 years in the case of treatment works and 40 years in the case of sewer systems. Notwithstanding clause (7), for state grants under section 9, the eligible cost does not include the provision of collector sewers as defined in agency rules, the provision of service to seasonal homes, or the control of combined sewer overflow."

Page 8, line 17, before "state" insert "applicable"

Page 8, line 18, strike the old language and delete ", rules," and after the stricken "acts" insert "law"

Page 9, line 8, before "state" insert "applicable"

Page 9, line 8, strike "laws" and delete ", rules,"

Page 9, line 8, strike "and regulations" and insert "law"

Page 9, line 13, before "The" insert "(a)"

Page 9, line 24, delete "but not limited to"

Page 9, line 26, delete "and" and insert a comma

Page 9, line 30, before "Except" insert "(b)"

Page 9, line 32, delete everything before "must" and insert "9"

Page 10, line 3, after the period, insert "This provision does not require

approval from federal agencies for the issuance of grants or for the construction of projects under section 9."

Page 10, line 15, after "funding" insert "for a project"

Page 10, line 16, after "make" insert "a"

Page 10, line 17, after "funding" insert "for that project"

Page 10, line 20, after "amended" insert "by"

Page 10, line 21, delete "No" and insert "A"

Page 10, delete lines 22 to 36 and insert "a final grant of funding for a project under the program established by the 1972 Federal Water Pollution Control Act amendments or the program established by section 9, is not eligible for additional funding to replace that project under the federal program or the state program, unless the funding is necessary as a result of subsequent changes in state water quality standards, effluent limits, or technical design requirements, or for a municipality awarded the final grant before October 1, 1984, if the funding is necessary for the provision of increased capacity."

Page 11, line 2, after the comma, insert "subdivision 1,"

Page 11, line 18, before "For" insert "(a)"

Page 12, line 13, before "If" insert "(b)"

Page 12, after line 29, insert:

"Sec. 8. Minnesota Statutes 1982, section 116.18, subdivision 2, is amended to read:"

Page 12, line 30, before "If" insert "(c)"

Page 13, after line 3, insert:

"Sec. 9. Minnesota Statutes 1982, section 116.18, is amended by adding a subdivision to read:"

Page 13, line 4, before "The" insert "(a)"

Page 13, delete lines 12 to 26 and insert:

"(b) Up to ten percent of the funds to be awarded as grants under this subdivision in any single fiscal year shall be set aside for municipalities having substantial economic development projects that cannot come to fruition without municipal wastewater treatment improvements. The agency shall forward its municipal needs list to the commissioner of energy and economic development at the beginning of each fiscal year, and the commissioner shall review the list and identify those municipalities having substantial economic development projects. After the first 90 percent of the total available funds are allocated to municipalities in accordance with agency priorities, the set-aside shall be used by the agency to award grants to remaining municipalities that have been identified.

(c) Grants may also be awarded under this subdivision to reimburse municipalities willing to proceed with projects and apply to be reimbursed in the subsequent year conditioned upon appropriation of sufficient funds under subdivision 1 for that year. The maximum amount of the reimbursement the

agency may commit in any single fiscal year is equal to the amount newly appropriated under subdivision 1 for that year.

Sec. 10. Minnesota Statutes 1982, section 116.18, subdivision 4, is amended to read:"

Page 14, delete lines 12 to 22

Page 14, line 26, delete "7" and insert "10"

Page 14, line 32, delete "9" and insert "12"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "amending" and insert "116.18, subdivisions 2, 4, and by adding a subdivision;"

Page 1, line 8, after "116.18" insert ", subdivision 1"

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

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

S.F. No. 1667: A bill for an act relating to veterans; clarifying certain veteran benefit definitions to include veterans who have served in Grenada or with the peacekeeping forces in Lebanon; amending Minnesota Statutes 1982, sections 43A.11, subdivision 1; 124.565, subdivision 7; 198.01; and 462A.05, subdivision 19.

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

Page 1, line 19, after "in" insert "the" and after "Grenada" insert "campaign"

Page 1, line 21, before "Lebanon" insert "the" and after "Lebanon" insert "campaign"

Page 2, line 13, before "Grenada" insert "the" and after "Grenada" insert "campaign"

Page 2, line 14, after "in" insert "the" and after "Lebanon" insert "campaign"

Page 3, line 28, strike "no" and after "interest" insert "free"

Page 4, line 9, after "in" insert "the" and after "Grenada" insert "campaign"

Page 4, line 10, after "in" insert "the" and after "Lebanon" insert "campaign"

Amend the title as follows:

Page 1, line 4, after "in" insert "the" and after "Grenada" insert "campaign"

Page 1, line 5, before "Lebanon" insert "the" and after "Lebanon" insert "campaign"

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

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

S.F. No. 1801: A bill for an act relating to charities; requiring disclosure from professional fund raisers; amending Minnesota Statutes 1982, section 309.556.

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

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

S.F. No. 1729: A bill for an act relating to the state agricultural society; changing the authority to make certain contracts; amending Minnesota Statutes 1983 Supplement, section 37.19.

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. 1867: A bill for an act relating to occupations and professions; authorizing the board to accept foreign pharmacy graduates for examination as pharmacists; amending Minnesota Statutes 1982, section 151.10.

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. 1819: A bill for an act relating to public welfare; clarifying the calculation of rates paid to health maintenance organizations; requiring the use of certain presentation materials; amending Minnesota Statutes 1982, sections 256.966, subdivision 2; and 256B.05, by adding a subdivision.

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

Page 1, line 15, after "the" insert "*projected*"

Page 1, lines 19 to 21, delete the new language

Page 2, line 1, after "*present*" insert "*all of*"

Page 2, line 4, after the period, insert "*The state agency shall monitor county agency presentations.*"

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

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

S.F. No. 1903: A bill for an act relating to communications; deregulating radio common carriers; amending Minnesota Statutes 1982, section 237.01, subdivision 2, and by adding a subdivision.

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

Page 2, line 1, delete "A radio"

Page 2, delete lines 2 to 4

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. 2077: A bill for an act relating to intoxicating liquor; allowing Shingobee township to issue and renew certain off-sale licenses; validating certain liquor licenses.

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

Page 1, line 19, before the period, insert "*under chapter 340 without obtaining a license from a local unit of government*"

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 re-referred

S.F. No. 1485: A bill for an act relating to gambling; removing the yearly total prize award limit on licensed organizations; amending Minnesota Statutes 1982, section 349.26, subdivision 15.

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

Pages 1 and 2, delete section 2 and insert:

"Sec. 2. [REPEALER.]

Minnesota Statutes 1982, section 349.26, subdivision 15a, is repealed."

Amend the title as follows:

Page 1, line 5, before the period, insert "; repealing Minnesota Statutes 1982, section 349.26, subdivision 15a"

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

Mr. Hughes from the Committee on Elections and Ethics, to which was referred

S.F. No. 1954: A bill for an act relating to elections; making procedural changes; correcting erroneous and obsolete provisions; amending Minnesota Statutes 1982, sections 200.02, subdivision 7; 201.021; 201.061, subdivision 2; 203B.04, subdivision 4; 203B.06, subdivision 4; 204B.27, subdivisions 2 and 3; 204B.28, subdivision 2; 204B.29, subdivision 1; 204C.27; and 208.04; Minnesota Statutes 1983 Supplement, sections 203B.12, subdivi-

sion 2; 204B.36, subdivision 2; 204C.10, subdivision 1; 204C.32, subdivision 2; and 204D.11, subdivisions 1 and 5; repealing Minnesota Statutes 1982, sections 201.018, subdivision 1; 204C.11; and 204C.30, subdivision 2.

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

Page 9, after line 9, insert:

"Sec. 16. Minnesota Statutes 1982, section 204D.11, subdivision 3, is amended to read:

Subd. 3. [CANARY BALLOT; GRAY BALLOT.] All questions and the names of all candidates for offices to be voted on at the state general election which are not placed on the white ballot shall be placed on a single ballot printed on canary paper which shall be known as the "canary ballot". The canary ballot shall be prepared by the county auditor.

When the length of the canary ballot would exceed 30 inches, all of the municipal judicial offices that are to be placed on the canary ballot may be placed instead on a single separate ballot printed on gray paper. Separate ballot boxes must be provided for these gray ballots.

Sec. 17. Minnesota Statutes 1982, section 204D.11, is amended by adding a subdivision to read:

Subd. 6. [GRAY BALLOT.] *All soil and water conservation district supervisor offices that are to be placed on the canary ballot under the provisions of section 40.05 may be placed instead on a single separate ballot printed on gray paper. Separate ballot boxes must be provided for these gray ballots. So far as is practicable, gray ballots must be distributed to voters, handled, counted, and canvassed in the manner provided by law for precincts using only paper ballots. The canvass of the gray paper ballots must not delay the canvass of votes recorded on the voting machines. A separate summary statement may be provided for reporting of the canvass of the gray paper ballots. The returns from the voting machines may be filed as provided in section 206.21 before the canvass of the gray paper ballots is completed. Additional or replacement election judges may be appointed to count the gray paper ballots. Soil and water district supervisor offices may be placed on the same separate gray paper ballot used for any other offices which are placed on a separate gray paper ballot under the provisions of state law."*

Page 9, line 16, after the quotation mark, insert "When the canary ballot is divided into two separate ballots as provided in subdivision 3, the ballot printed on canary paper must be headed "County Nonpartisan General Election Ballot" and the ballot printed on gray paper must be headed "Judicial Municipal Nonpartisan General Election Ballot.""

Page 9, after line 16, insert:

"Sec. 19. Minnesota Statutes 1982, section 206.15, is amended to read:

206.15 [MAY BE USED AT ALL ELECTIONS.]

Subdivision 1. [GENERAL.] Where voting machines shall be provided in the manner permitted by law, such voting machines may be used at all elections, insofar as the use of the same is applicable, and not inconsistent with

this chapter. If the mechanism of such machines will not permit the voter to record his vote in the manner provided by this chapter said machines may be used in the manner now provided by law so far as is applicable, and as to offices to which such voting machines will not apply, separate paper ballots conforming with the law shall be used. All votes on voting machines shall be recorded and counted and the results thereof ascertained, canvassed and returned as provided by this chapter. When voting machines are used in an election, a reasonable supply of paper ballots and ballot boxes shall be maintained in the possession of the authority charged with the duty of providing ballots for any polling place where voting machines are used. If one or more of the voting machines in any such polling place fails to function during the election, such authority may dispatch paper ballots and ballot boxes to the polling place in such quantity as the authority deems necessary to avoid undue delay occasioned by the machine failure. If paper ballots are used in an election pursuant to this section, they shall be handled, counted, and canvassed in the same manner as absentee ballots. At such time as notification of machine failure is received the officer in charge of supplying ballots shall notify the county headquarters of all major political parties with an office therein or the county chairman of said parties without delay and before said paper ballots are distributed.

Subd. 2. [GRAY BALLOTS.] If the number of offices to be voted on exceeds the number that can be accommodated on the voting machine, all the municipal judicial offices to be voted on must be placed on a single separate paper ballot prepared according to law. The separate paper ballot must be headed "Judicial Municipal Nonpartisan General Election Ballot" and printed on gray paper. Gray ballots must be distributed to voters, handled, counted, and canvassed in the manner provided by law for precincts using only paper ballots, so far as is practicable. The canvass of the gray paper ballots must not delay the canvass of votes recorded on the voting machines. A separate summary statement may be provided for reporting of the canvass of the gray paper ballots. The returns from the voting machines may be filed as provided in section 206.21 before the canvass of the gray paper ballots is completed. Additional or replacement election judges may be appointed to count the gray paper ballots."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, delete "and" and insert "204D.11, subdivision 3, and by adding a subdivision; 206.15;"

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

Mr. Hughes from the Committee on Elections and Ethics, to which was referred

S.F. No. 1809: A bill for an act relating to elections; clarifying certain provisions relating to voting machines; amending Minnesota Statutes 1982, sections 123.32, subdivision 7; 204C.24, subdivision 1; proposing new law coded in Minnesota Statutes, chapter 206; repealing Minnesota Statutes 1982, sections 206.01 to 206.23.

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

Page 32, delete section 31 and insert:

"Sec. 31. Minnesota Statutes 1983 Supplement, section 204C.24, subdivision 1, is amended to read:

Subdivision 1. [INFORMATION REQUIREMENTS.] ~~Notwithstanding the provisions of sections 206.185, subdivision 5; and 206.21, subdivisions 1 and 2,~~ Precinct summary statements shall be submitted by the election judges in every precinct. The election judges shall complete three or more copies of the summary statements, and each copy shall contain the following information for each kind of ballot:

(a) the number of votes each candidate received or the number of yes and no votes on each question, the number of partially blank ballots and the number of partially defective ballots with respect to each office or question;

(b) the number of totally blank ballots, the number of totally defective ballots, the number of spoiled ballots, and the number of unused ballots;

(c) the number of individuals who voted at the election in the precinct;

(d) in counties with permanent registration, the number of voters registered before the polling place opened and the number of voters registering on election day in that precinct; and

(e) the signatures of the election judges who counted the ballots certifying that all of the ballots cast were properly piled, checked, and counted; and that the numbers entered by the election judges on the summary statements correctly show the number of votes cast for each candidate and for and against each question."

Page 32, line 35, after "206.08" insert "*, subdivisions 1, 2, and 4*"

Page 32, line 36, delete "206.09;" and delete "206.11;"

Page 33, line 1, delete "206.19;" and after "206.21" insert "*, subdivisions 1, 2, 4, and 5*"

Page 33, line 2, delete "and" and after "206.23" insert "*; and Minnesota Statutes 1983 Supplement, sections 206.08, subdivision 3; 206.09; 206.11; 206.19; and 206.21, subdivision 3*"

Amend the title as follows:

Page 1, line 4, delete "sections" and insert "section" and after the semi-colon, insert "Minnesota Statutes 1983 Supplement, section"

Page 1, line 7, delete "to 206.23; and insert "*; 206.02; 206.025; 206.026; 206.03; 206.04; 206.05; 206.06; 206.07; 206.075; 206.08, subdivisions 1, 2, and 4; 206.095; 206.10; 206.12; 206.13; 206.14; 206.15; 206.16; 206.17; 206.18; 206.185; 206.195; 206.20; 206.21, subdivisions 1, 2, 4, and 5; 206.211; and 206.23; and Minnesota Statutes 1983 Supplement, sections 206.08, subdivision 3; 206.09; 206.11; 206.19; and 206.21, subdivision 3*"

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

Mr. Hughes from the Committee on Elections and Ethics, to which was referred

S.F. No. 1546: A bill for an act relating to elections; improving the accessibility of the election process to certain elderly and handicapped persons; amending Minnesota Statutes 1982, sections 201.071, subdivision 2; 201.091, subdivision 8; 203B.07; 204B.17; 204B.18, subdivision 1; 204B.27, subdivisions 3 and 4; 204C.06, subdivision 2; 204C.15, subdivision 1; 206.19, subdivision 2; 206.20; and Minnesota Statutes 1983 Supplement, sections 203B.02, subdivision 1; 204B.16; and 206.09; proposing new law coded in Minnesota Statutes, chapter 206.

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 201.071, subdivision 2, is amended to read:

Subd. 2. [INSTRUCTIONS.] A registration card shall be accompanied by instructions specifying the manner and method of registration, the qualifications for voting, ~~and the penalties for false registration, and the availability of registration and voting assistance for elderly and handicapped individuals and residents of health care facilities and hospitals. If, prior to election day, a person requests the instructions in Braille, on cassette tape, or in a version printed in 16-point bold type with heavy leading, the county auditor shall provide them in the form requested. The secretary of state shall prepare Braille and cassette copies and make them available.~~

Sec. 2. Minnesota Statutes 1982, section 201.091, subdivision 8, is amended to read:

Subd. 8. [REGISTRATION PLACES.] Each county auditor shall designate a number of public buildings in those political subdivisions of the county where preregistration of voters is allowed as provided in section 201.061, subdivision 1, where eligible voters may register to vote. At least one public building shall be designated for each 30,000 residents of the ~~political subdivision~~ county. *Every city of the first, second, and third class and county seat shall have at least one telecommunications device for the deaf for voter registration information.*

An adequate supply of registration cards ~~shall~~ and instructions must be maintained at each designated location, and a designated individual ~~shall~~ must be available there to accept registration cards and transmit them to the county auditor.

A person who, because of handicap, needs assistance in order to determine eligibility or to register shall be assisted by a designated individual. Assistance includes but is not limited to reading the registration form and instructions and filling out the registration form as directed by the eligible voter.

Sec. 3. Minnesota Statutes 1983 Supplement, section 203B.02, subdivi-

sion 1, is amended to read:

Subdivision 1. [UNABLE TO GO TO POLLING PLACE.] Any eligible voter who reasonably anticipates he will be unable to go to the polling place on election day in the precinct where the individual maintains residence because of absence from the precinct, illness, ~~physical~~ disability, religious discipline, observance of a religious holiday, or service as an election judge in another precinct may vote by absentee ballot as provided in sections 203B.04 to 203B.15.

Sec. 4. Minnesota Statutes 1982, section 203B.07, is amended to read:

203B.07 [RETURN AND BALLOT ENVELOPES; DIRECTIONS TO VOTERS.]

Subdivision 1. [DELIVERY OF ENVELOPES, DIRECTIONS.] The county auditor or the municipal clerk shall prepare, print, and transmit a return envelope, a ballot envelope, and a copy of the directions for casting an absentee ballot to each applicant whose application for absentee ballots is accepted pursuant to section 203B.04. *The directions for casting an absentee ballot shall be printed in at least 14-point bold type with heavy leading. When a person requests the directions in Braille or on cassette tape, the county auditor or municipal clerk shall provide them in the form requested. The secretary of state shall prepare Braille and cassette copies and make them available.*

When a voter registration card is sent to the applicant as provided in section 203B.06, subdivision 4, the directions or registration card shall include instructions for registering to vote.

Subd. 2. [DESIGN OF ENVELOPES.] The return envelope shall be of sufficient size to conveniently enclose and contain the ballot envelope and a voter registration card folded along its perforations. The return envelope shall be designed to open on the left hand end. A certificate of eligibility to vote by absentee ballot shall be printed on the right hand three-fourths of the back of the envelope. The certificate shall contain a statement to be signed and sworn by the voter indicating that the voter meets all of the requirements established by law for voting by absentee ballot. The certificate shall also contain a statement signed by an eligible voter of the county in which the absent voter maintains residence or by a notary public, United States postmaster, assistant postmaster, postal supervisor, clerk of a postal service contract station or other individual authorized to administer oaths stating that:

(a) the ballots were displayed to that individual unmarked;

(b) the voter marked the ballots in that individual's presence without showing how they were marked, *or, if the voter was physically unable to mark them, that the voter directed another individual to mark them;* and

(c) if the voter was not previously registered, that the voter has provided proof of residence as required by section 201.061, subdivision 3.

The county auditor or municipal clerk shall affix first class postage to the return envelopes.

Sec. 5. Minnesota Statutes 1983 Supplement, section 204B.16, is amended to read:

204B.16 [POLLING PLACES; DESIGNATION.]

Subdivision 1. [AUTHORITY; LOCATION.] The governing body of each municipality and of each county with precincts in unorganized territory shall designate by ordinance or resolution a polling place for each election precinct. The polling place for a precinct in a municipality shall be located within the boundaries of the precinct or within 1500 feet of one of those boundaries unless a single polling place is designated for a city pursuant to subdivision 2. *The polling place for a precinct may be located up to 3,000 feet outside one of the boundaries of the precinct if necessary to locate a polling place that is accessible to and usable by elderly and handicapped individuals as required in subdivision 5.* The polling place for a precinct in unorganized territory may be located outside the precinct at a place which is convenient to the voters of the precinct.

Subd. 2. [SINGLE POLLING PLACE PERMITTED.] The governing body of any city of the third or fourth class having more than one precinct or of any city with territory in more than one county may by ordinance or resolution designate a single, *accessible*, centrally located polling place where all the voters of the city shall cast their ballots. A single board of election judges may be appointed to serve at this polling place. The number of election judges appointed shall be determined by considering the number of voters in the entire city as if they were voters in a single precinct. Separate ballot boxes shall be provided and separate returns made for each precinct in the city.

Subd. 3. [DESIGNATION EFFECTIVE UNTIL CHANGED.] The designation of a polling place pursuant to this section shall remain effective until a different polling place is designated for that precinct. No designation of a new or different polling place shall become effective less than 30 days prior to an election.

Subd. 4. [PROHIBITED LOCATIONS.] No polling place shall be designated in any place where intoxicating liquors or non-intoxicating malt beverages are served or in any adjoining room. No polling place shall be designated in any place in which substantial compliance with the requirements of this chapter cannot be attained.

Subd. 5. [ACCESS BY ELDERLY AND HANDICAPPED.] Each polling place shall be accessible to and usable by elderly and physically handicapped individuals. A polling place is deemed to be accessible and usable if it complies with the ~~following~~ standards: *in paragraphs (a) to (f).*

(a) At least one set of doors ~~shall~~ *must* have a minimum width of 31 inches if the doors must be used to enter or leave the polling place.

(b) Any curb adjacent to the main entrance to a polling place ~~shall~~ *must* have curb cuts or temporary ramps. *Where the main entrance is not the accessible entrance, any curb adjacent to the accessible entrance must also have curb cuts or temporary ramps.*

(c) *Where the main entrance is not the accessible entrance, a sign shall be posted at the main entrance giving directions to the accessible entrance.*

~~(e)~~ (d) At least one set of stairs ~~shall~~ *must* have a temporary handrail and ramp if stairs must be used to enter or leave the polling place.

~~(d)~~ (e) No barrier in the polling place ~~shall~~ *may* impede the path of the physically handicapped to the voting booth.

(f) *At least one handicapped parking space, which may be temporarily so designated by the municipality for the day of the election, must be available near the accessible entrance.*

The doorway, handrails, ramps, and handicapped parking provided pursuant to this subdivision must conform to the standards specified in the state building code for accessibility by handicapped persons.

A governing body shall designate as polling places only those places which meet the standards prescribed in this subdivision unless no available place within a precinct *is accessible or can be made accessible.*

Subd. 6. [PUBLIC FACILITIES.] Every statutory city, home rule charter city, county, town, school district, and other public agency, including the University of Minnesota and other public colleges and universities, shall make their facilities, including parking, available for the holding of city, county, state, and federal elections. A charge for the use of the facilities may be imposed in an amount that does not exceed the lowest amount charged to any public or private group.

Sec. 6. Minnesota Statutes 1982, section 204B.17, is amended to read:

204B.17 [CHANGE OF POLLING PLACE BY ELECTION JUDGES.]

When a designated polling place does not comply with the requirements of this chapter the election judges of that precinct, on or before the opening of the polls on election day and upon approval by the municipal clerk in municipalities or the county auditor in unorganized territory, shall procure a polling place which is as near the designated polling place as possible and which does comply with those requirements.

When a new polling place is procured by the election judges, they shall meet on election day at the original polling place where they shall fill any vacancies in their number, publicly announce the change in polling place to the voters who are present and post a notice *in large print* of the change in a conspicuous place. *They shall also post a notice in a location visible by voters who vote from their motor vehicles as provided in 204C.15, subdivision 2.* Upon completing these duties the election judges shall adjourn to the new polling place, where they shall post a similar notice of the change in polling place. The election judges shall certify to the appropriate governing body the expenses incurred because of the change. These expenses shall be paid as part of the expenses of the election.

Sec. 7. Minnesota Statutes 1982, section 204B.18, subdivision 1, is amended to read:

Subdivision 1. [BOOTHES.] Each polling place ~~shall~~ *must* contain a number of voting booths in proportion to the number of individuals eligible to vote in the precinct. Each booth ~~shall~~ *must* be at least six feet high, three feet deep and two feet wide with a shelf at least two feet long and one foot wide placed at a convenient height for writing. The booth shall be provided with a door or curtains. *Each accessible polling place must have at least one accessible voting booth or other accessible voting station. All booths or stations or entrance and shall* *must* be constructed so that a voter is free from observation

while marking ballots. *In all other polling places every effort must be made to provide at least one accessible voting booth or other accessible voting station.* During the hours of voting, the booths ~~shall be provided with~~ *must have* instructions, a pencil, and other supplies needed to mark the ballots. *If needed, a chair must be provided for elderly and handicapped voters to use while in the voting booth.* All ballot boxes, voting booths, and election judges ~~shall~~ *must* be in open public view in the polling place.

Sec. 8. Minnesota Statutes 1982, section 204B.27, subdivision 3, is amended to read:

Subd. 3. [INSTRUCTION POSTERS.] At least 15 days before every state election the secretary of state shall prepare and furnish to the county auditor of each county in which paper ballots are used, voter instruction posters printed in large type upon cards or heavy paper. The instruction posters ~~shall~~ *must* contain the information needed to enable the voters to cast their paper ballots quickly and correctly *and indicate the types of assistance available for elderly and handicapped voters.* Two instruction posters shall be furnished for each precinct in which paper ballots are used.

Sec. 9. Minnesota Statutes 1982, section 204B.27, subdivision 4, is amended to read:

Subd. 4. [PAMPHLETS.] The secretary of state ~~may~~ *shall* prepare and distribute to election officials pamphlets for voters containing impartial instructions relating to voter registration and election procedures. *The pamphlets must indicate the types of registration and voting assistance available for elderly and handicapped individuals and residents of health care facilities and hospitals.*

Sec. 10. Minnesota Statutes 1982, section 204C.06, subdivision 2, is amended to read:

Subd. 2. [INDIVIDUALS ALLOWED IN POLLING PLACE.] Representatives of the secretary of state's office, the county auditor's office, and the municipal clerk's office may be present at the polling place to observe election procedures. Except for these representatives, election judges, sergeants-at-arms, and challengers, an individual may remain inside the polling place during voting hours only while voting or registering to vote, providing proof of residence for an individual who is registering to vote, or assisting a ~~physically~~ handicapped voter or a voter who is unable to read English. During voting hours no one except individuals receiving, marking, or depositing ballots shall approach within six feet of a voting booth, unless lawfully authorized to do so by an election judge.

Sec. 11. Minnesota Statutes 1982, section 204C.15, subdivision 1, is amended to read:

Subdivision 1. [INTERPRETERS; PHYSICAL ASSISTANCE IN MARKING BALLOTS.] A voter who states under oath that he is in need of assistance because he cannot read English or is physically unable to mark a ballot may obtain the aid of two election judges who are members of different major political parties. The election judges shall mark the ballots as directed by the voter and in as secret a manner as circumstances permit. If the voter is *deaf or* cannot speak English or understand it when it is spoken, the election judges may select two individuals who are members of different major polit-

ical parties to act as interpreters. The interpreters shall take an oath similar to that taken by election judges, and shall assist the individual in marking the ballots. A voter in need of assistance may alternatively obtain the assistance of a voter of the same precinct who any individual the voter chooses. The individual who assists the voter shall take an oath that he or she is eligible to do so. Only the following persons may not provide assistance to a voter: the voter's employer, an agent of the voter's employer, an officer or agent of the voter's union, or a candidate for election. The person who assists the voter shall, unaccompanied by an election judge, ~~shall~~ retire with that voter to a booth and mark the ballot as directed by the voter. No voter person who assists another voter as provided in the preceding sentence shall mark the ballots of more than three voters at one election. Before the ballots are deposited, the voter may show them privately to an election judge to ascertain that they are marked as the voter directed. An election judge or other individual assisting a voter shall not in any manner request, persuade, induce, or attempt to persuade or induce the voter to vote for any particular political party or candidate. The election judges or other individuals who assist the voter shall not reveal to anyone the name of any candidate for whom the voter has voted or anything that took place while assisting the voter.

Sec. 12. Minnesota Statutes 1982, section 204C.15, is amended by adding a subdivision to read:

Subd. 2a. [LEVER MACHINE PRECINCTS.] An individual who is unable to enter a polling place where a lever voting system is used may register and vote without leaving his motor vehicle. Two election judges who are members of different political parties shall assist the voter to register. They shall provide the voter with the necessary ballots, a ballot envelope and an absentee ballot return envelope, which shall be completed by the voter, returned to the election judge, and processed pursuant to section 203B.12.

An individual who is unable to enter a voting machine booth in a precinct where a lever voting system is used shall be provided with the necessary ballots, a ballot envelope, and an absentee ballot return envelope, which shall be completed by the voter and returned to the election judge and processed pursuant to section 203B.12.

Sec. 13. [206.065] [VOTING MACHINES, ACCESSIBILITY OF BALLOT.]

Items appearing on the ballot on a voting machine must be positioned as low as possible on the machine so that individuals not able to reach the voting levers at the top of the machine may vote to the greatest extent possible without assistance.

Sec. 14. Minnesota Statutes 1983 Supplement, section 206.09, is amended to read:

206.09 [BALLOT LABELS; DIAGRAMS FOR VOTING MACHINES.]

The same authorities as are charged with providing paper ballots when such are used shall be required to provide all ballots, ballot labels and ballot cards, diagrams, sample ballots, return sheets and all other necessary supplies needed for the voting machines or electronic voting systems.

In state and county general elections the county auditor of each county in

which voting machines or electronic voting systems are used shall provide all ballots, ballot labels, ballot cards, and other necessary printed forms and supplies needed for the voting machines, including all such forms needed for placing on such voting machines, all officers, candidates and constitutional amendments and other questions and propositions which are required by the election laws to be placed on the white, pink, and canary ballots.

Except as herein provided all ballots (or ballot labels) shall be printed in black ink on clear white material of such size as will fit the ballot frame of the voting machine or as will conform to the requirements of electronic voting systems where used, and in as plain clear type as the space will reasonably permit. In primaries where electronic voting systems are used, the ballot pages for the partisan primary ballots may be different colors or may be otherwise distinctively differentiated as between parties and all pages of the partisan primary ballot of a single party shall be consecutive without the intervention of any pages of any other party. In a prominent place on such ballots there shall be conspicuously printed a notice stating in substance the effect of attempting to vote in more than one partisan primary. Preparation of separate ballots for use on separate marking devices, each ballot containing the partisan primary ballot of only one party, shall also be permitted. Candidates' names may be set in as large type as the length of the majority of such names of all candidates on the ballot permits and the remaining candidates' names may be set in such smaller sizes or styles of type as the length of each such name requires based upon the available space in the frame of the voting machine or upon the space available on any card, paper, booklet, or pages. Ballots (or ballot labels) for constitutional amendments or that portion of the ballot containing constitutional amendments shall be printed on material tinted pink. In a prominent place on such ballots, there shall be conspicuously printed a notice stating in substance that if a voter fails to vote on a constitutional amendment he votes, in effect, in the negative. Ballots (or ballot labels) for other questions shall be printed on material so tinted as to conform with the laws relating to paper ballots.

The authorities charged with the duty of providing ballots for any polling place where voting machines are used shall provide therefor at least two sample ballots which shall be arranged in the form of a diagram showing such part of the face of the voting machine as shall be in use at that election for voting for all candidates whose names are entitled to be placed on the ballot at such election and shall also show such part of the face of the voting machine as shall be in use for voting for all referendum questions, constitutional amendments, or other propositions; the proper authorities shall provide at least two sample ballots, ballot cards, or ballot labels which shall be arranged in the form of a diagram showing the ballot label containing the names of all candidates and propositions to be voted upon at that election in each polling place. Candidates' names shall not be rotated on such sample ballots but shall be arranged in alphabetical order for all offices where rotation of names on the official ballots on the voting machines is required by law. Such sample ballots shall be either in full or ~~reduced~~ *enlarged* size and shall contain suitable illustrated directions for voting on the voting machine, or for operating a marking device, or such illustrated instructions shall be provided on a separate poster, to be posted adjacent to each sample ballot. Not less than two such sample ballots shall be posted in a prominent place in the polling place and shall remain open to inspection by the voters throughout the election day. *The instructions shall be printed in at least 14-point bold type with heavy leading.*

The county auditor may use a one inch or more space between partisan and

nonpartisan ballots, but in all cases a canary yellow color shall be used as background color on the nonpartisan ballots.

Sec. 15. Minnesota Statutes 1982, section 206.19, subdivision 2, is amended to read:

Subd. 2. The authorities in charge of elections shall provide adequate facilities for the instruction of voters prior to an election and cause to be placed in one or more convenient locations a voting machine with sample ballot labels affixed for the purpose of instructing voters in the operation of the machine. *The facilities for the instruction of voters and the location of the voting machine so far as practicable shall be accessible to elderly and handicapped individuals.* If the ballot labels that are used for this purpose are the same that will be used for the succeeding election the counting mechanism of the machine shall be concealed from view until the machine is prepared for the election and if the machine or machines are not used at the election the counting mechanism shall remain concealed from view until after the election.

Sec. 16. Minnesota Statutes 1982, section 206.20, is amended to read:

206.20 [ACCESSIBILITY; INSTRUCTIONS; ASSISTANCE TO VOTERS.]

Subdivision 1. The voting machine or machines shall be so placed and protected that each machine shall be accessible to only one voter at a time and in full view of all of the election officers and watchers at the polling place. An election judge shall inspect the face of each voting machine after each voter has voted to see that the ballot labels are in their proper places and that the machine has not been injured or tampered with. During elections the door or other compartment of the machine shall not be unlocked or opened or the counters exposed except by a custodian or other authorized person, a statement of which shall be made and signed by the custodian or authorized person and attached to the returns.

Subd. 2. For the instruction of the voters there shall be, so far as practicable in each polling place, at least one mechanical model being a mechanical reproduction of a portion of the face of the voting machine. The model shall be located during the election in some *accessible* place which the voter must pass to reach the machine. Every voter before entering the booth shall be instructed regarding its operation. The instruction shall be illustrated on the model and the voter given the opportunity to personally operate the model. The voter's attention shall also be called to the diagram of the face of the machine so that the voter becomes familiar with the location of the questions and the names of the offices and candidates. At least one election judge shall remain in constant attendance at the instruction model and diagram and occupy himself at all times with the duties of instructing the voters. If any voter after entering the voting machine booth asks for additional instruction in operating the machine the instruction shall be given him by two election judges who are members of different major political parties, if such there be. After giving instruction the election judges shall retire from the voting machine booth and the voter shall thereafter proceed to vote alone and in secrecy. If any voter at a primary after entering the voting machine booth and setting the primary lever of a major political party so as to release the candidates of that party for voting, and turning down levers over the names of

candidates, but before recording the votes for any candidates, states to the election judges that he wishes to enter the primary of a different major political party, the entire election board shall go to the machine and shall see that all voting levers have been returned to the unvoted position so that no votes may be cast for any candidates or for or against any questions or other propositions, and the voter shall then be permitted to return the operating lever to its original position and start from the beginning once more. In each such case the entire election board shall sign a certificate stating what was done and the certificate shall be returned with the official returns of the primary.

Subd. 3. When any voter states under oath that he cannot read English, or that he is physically unable to operate the voting machine in order to record his vote thereon, he may call to his aid two of the election judges of different major political party affiliation, who shall prepare his ballot on the machine as he may desire, and in as secret a manner as circumstances permit. ~~When he also states that he~~ *If the voter is deaf or cannot speak the English language or understand it when spoken, the election judges may select two persons from different major political parties to act as interpreters, who shall take an oath similar to that taken by the election judges, and assist such person in voting. When the voter shall prefer Alternatively, he the voter may call to his aid any voter of the same precinct, who obtain the assistance of any individual the voter chooses. The individual who assists the voter shall take an oath that he or she is eligible to do so. Only the following persons may not provide assistance to a voter: the voter's employer, an agent of the voter's employer, an officer or agent of the voter's union, or a candidate for election. The person who assists the voter shall, unaccompanied by an election judge, may retire with him the voter to the voting machine booth and prepare such the voter's ballot on such the voting machine for him the voter; but no such person shall prepare the ballot of more than three such voters at one election. Before registering his vote such voter may show his ballot, as prepared for recording, privately to an election judge to ascertain that it is prepared as directed. No election judge or other person so assisting a voter shall in any manner request, persuade, or induce, or attempt to persuade such voter to vote for or against any particular major political party, candidate or question, but shall prepare the ballot as requested, and shall not reveal to any other person the name of any candidate for whom the voter has voted, or anything that took place while so assisting him.*

Subd. 4. The election judges shall admit but one voter to the voting machine at one time and only after it has been ascertained that he is entitled to vote. The voting on the voting machine shall be secret except as herein provided for voters needing assistance and no voter shall remain within the voting machine booth longer than three minutes and if he shall refuse to leave it after the lapse of three minutes he shall be removed by the election judges. *If necessitated by the length of the ballot or the handicap of the voter, election judges may allow a voter to remain in the voting booth longer than three minutes.*

Subd. 5. If the official ballots at a precinct at which a voting machine is to be used are not delivered at the time required, or if after delivery they shall become lost, destroyed or stolen the election judges shall immediately notify the clerk or other authority under whose direction the ballots are printed who shall cause other ballots to be prepared, printed, or written as nearly in the form of the official ballot as practicable. The election judges shall cause such substituted ballots to be used in the same manner as the official ballots.

Subd. 6. Ballots cast for persons not nominated by the use of the machine device provided for that purpose shall be designated irregular ballots.

Subd. 7. If any voting machine being used in any election shall become out of order during such election it shall be repaired if possible or another machine substituted as promptly as possible. In case such substitution or repair cannot be made, paper ballots printed or written, and of any suitable form may be used for the taking of votes and for such purpose voting machine sample ballots may be used.

Sec. 17. [EFFECTIVE DATE; APPLICATION.]

Sections 1 to 16 are effective August 1, 1984, except that election materials printed before the effective date of sections 1 to 16 may be used until July 1, 1985."

Delete the title and insert:

"A bill for an act relating to elections; improving the accessibility of the election process to certain elderly and handicapped persons; amending Minnesota Statutes 1982, sections 201.071, subdivision 2; 201.091, subdivision 8; 203B.07; 204B.17; 204B.18, subdivision 1; 204B.27, subdivisions 3 and 4; 204C.06, subdivision 2; 204C.15, subdivision 1 and by adding a subdivision; 206.19, subdivision 2; 206.20; and Minnesota Statutes 1983 Supplement, sections 203B.02, subdivision 1; 204B.16; and 206.09; proposing new law coded in Minnesota Statutes, chapter 206."

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

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

H.F. No. 1377 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1377	1344				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1377 be amended as follows:

Page 1, line 7, after the period insert "[SUPPLEMENTAL LOCAL AID.]"

Page 1, line 10, after "between" insert "(a)"

Page 1, line 12, after "and" insert "Minnesota Statutes 1982, section 477A.014, subdivision 3, and (b)"

Page 1, line 15 after "2." insert "[TIME OF PAYMENTS.]"

Page 1, line 18, before "If" insert "However,"

Delete page 1, line 20 to page 2, line 1 and insert "article 3, section 1, and the amount distributed to it pursuant to this act exceeds the amount by which the governmental unit's levy limitation for taxes payable in 1984 exceeds its levy subject to limitation for taxes payable in 1984, the amount of that excess

distribution shall be used to reduce the governmental unit's levy limitation for taxes payable in 1985 accordingly."

Page 2, line 2, before "For" insert "[SUBSEQUENT YEARS.]"

Page 2, line 10, before "An" insert "[APPROPRIATION.]"

And when so amended H.F. No. 1377 will be identical to S.F. No. 1344, and further recommends that H.F. No. 1377 be given its second reading and substituted for S.F. No. 1344, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1382 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1382	1354				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1382 be amended as follows:

Page 2, line 29, insert a stricken period

Page 2, line 33, delete "1986" and insert "1985"

Page 3, line 2, delete the old period and insert a new period

Page 3, line 18, delete "*identifying and explaining*" and insert "*that identifies and explains*"

Page 3, line 19, insert "*and proposed modifications*"

Page 4, line 4, delete "*section 3*" and insert "*subdivision 5*"

And when so amended H.F. No. 1382 will be identical to S.F. No. 1354, and further recommends that H.F. No. 1382 be given its second reading and substituted for S.F. No. 1354, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1405 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1405	1328				

Pursuant to Rule 49, the Committee on Rules and Administration recom-

mends that H.F. No. 1405 be amended as follows:

Page 1, delete section 2

And when so amended H.F. No. 1405 will be identical to S.F. No. 1328, and further recommends that H.F. No. 1405 be given its second reading and substituted for S.F. No. 1328, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1408 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1408	1446				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1408 be amended as follows:

Page 3, line 24, delete "*primarily*"

Page 3, line 28, strike "all" and insert "*it may not be equipped with*"

Page 3, lines 29 and 30, strike "shall be removed from said vehicles"

Page 4, line 18, strike "district"

Page 4, line 19, strike "such"

Page 4, line 20, strike "a" and insert "*the*"

And when so amended H.F. No. 1408 will be identical to S.F. No. 1446, and further recommends that H.F. No. 1408 be given its second reading and substituted for S.F. No. 1446, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1460 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1460	1371				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1460 be amended as follows:

Page 1, line 8, before the comma insert "*and upon approval of the community college board*"

And when so amended H.F. No. 1460 will be identical to S.F. No. 1371, and further recommends that H.F. No. 1460 be given its second reading and substituted for S.F. No. 1371, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1496 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1496	1395				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1496 be amended as follows:

Page 1, line 6, delete "CONVEYANCE" and insert "LEASE"

Page 1, delete lines 7 to 11 and insert:

"The commissioner of natural resources may lease to the city of Pillager for a consideration of \$1 on an instrument approved by the attorney general the following described property located in the city of Pillager, Cass County, Minnesota:"

Page 1, delete lines 14 to 21 and insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

Amend the title as follows:

Page 1, line 1, delete "conveyance" and insert "lease"

And when so amended H.F. No. 1496 will be identical to S.F. No. 1395, and further recommends that H.F. No. 1496 be given its second reading and substituted for S.F. No. 1395, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1587 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F.No.	S.F.No.
1587	1553				

Pursuant to Rule 49, the Committee on Rules and Administration recom-

mends that H.F. No. 1587 be amended as follows:

Page 2, line 11, delete "through" and insert "on"

Page 2, delete line 13 to page 3, line 27 and insert:

"Subd. 8. The salary plan for positions listed in section 15A.081, subdivision 1, approved by the legislative commission on employee relations on October 3, 1983, is ratified."

Page 4, line 15, after "session" insert "but before the 1985 session"

Page 4, line 19, delete the comma after "award"

Page 4, line 21, delete the comma after "awards"

Pages 4 and 5, delete sections 4 and 5 and insert:

"Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective the day following final enactment."

And when so amended H.F. No. 1587 will be identical to S.F. No. 1553, and further recommends that H.F. No. 1587 be given its second reading and substituted for S.F. No. 1553, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1611 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1611	1508				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1611 be amended as follows:

Page 7, after line 32, insert:

"Sec. 4. [EFFECTIVE DATE.]

Sections 1 and 2 are effective August 1, 1984."

And when so amended H.F. No. 1611 will be identical to S.F. No. 1508, and further recommends that H.F. No. 1611 be given its second reading and substituted for S.F. No. 1508, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1516 for comparison with companion Senate File, reports the following House File was found not identical with its companion Senate File

as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
				1516	1506

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1516 be amended as follows:

Page 4, line 4, after "or" insert "*, in the case of bonds for fire protection systems,*"

Page 4, line 19, after "*pledged*" insert "*and the bonds are issued to finance a fire protection system,*"

Page 4, line 20, delete the comma

And when so amended H.F. No. 1516 will be identical to S.F. No. 1506, and further recommends that H.F. No. 1516 be given its second reading and substituted for S.F. No. 1506, and that the Senate File be indefinitely postponed.

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

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

S.F. No. 120: A bill for an act relating to counties; authorizing counties to enact ordinances against trespassing under certain conditions; prescribing penalties; proposing new law coded in Minnesota Statutes, chapter 373.

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

Page 1, line 8, delete "[373.40]" and insert "[471.985]"

Page 1, line 8, after "COUNTY" insert "AND CITY"

Page 1, line 10, delete "A" and insert "The"

Page 1, line 10, after "board" insert "*of any county or the city council of any home rule charter or statutory city*"

Page 1, line 12, delete the second "or" and insert a period

Page 1, delete lines 13 to 14

Page 1, line 15, delete "A" and insert "The"

Page 1, line 15, after "board" insert "*or city council*"

Page 2, line 9, delete "Sec. 2. [373.41]" and insert "Subd. 3."

Page 2, line 11, delete "*section 1,*"

Page 2, line 12, delete "Sec. 3. [373.42]" and insert "*Subd. 4.*"

Page 2, line 15, delete "*section 1,*"

Amend the title as follows:

Page 1, line 2, delete the first "counties" and insert "local government"

Page 1, line 2, after "authorizing counties" insert "or cities"

Page 1, line 5, delete "373" and insert "471"

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

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

S.F. No. 1314: A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller; providing that the office of the secretary of state becomes the office of the state comptroller.

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

Page 1, line 21, strike "state"

Page 2, line 2, strike "state"

Page 2, line 13, strike "state"

Page 2, line 31, delete "state"

Page 3, line 13, delete "state"

Page 3, line 21, strike "state"

Page 3, line 27, strike "state"

Page 3, line 35, delete "state"

Page 4, line 26, strike "state"

Page 5, line 3, strike "state"

Page 5, line 6, strike the second "state"

Page 6, line 26, strike "state"

Page 7, line 1, strike "state"

Page 7, line 8, strike "state"

Page 7, line 10, delete "OFFICERS ELECTED IN 1986" and insert "TRANSITION"

Page 7, line 11, after the first comma, insert "*the first comptroller will be elected*"

Page 7, line 11, after "*election*" delete the comma and insert a period

Page 7, delete lines 12 to 17

Page 7, line 20, delete everything after the comma and insert "*the first comptroller will be elected in 1986.*"

Page 7, line 21, delete everything before "The"

Page 7, line 25, delete the second "state"

Amend the title as follows:

Page 1, line 9, delete "office of the" and insert "first comptroller would be elected in 1986."

Page 1, delete lines 10 and 11

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1511, 1928, 1258, 1747, 1878, 1801, 1729, 1867, 1903, 2077, 1485, 1954, 1809 and 1546 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 1377, 1382, 1405, 1408, 1460, 1496, 1587, 1611 and 1516 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Storm moved that the name of Mr. Ramstad be added as a co-author to S.F. No. 1680. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Berg be added as a co-author to S.F. No. 1730. The motion prevailed.

Mr. Peterson, C.C. introduced—

Senate Resolution No. 92: A Senate resolution congratulating the Vikings basketball team from Pelican Rapids High School for winning the 1984 Class A Boys State High School Basketball Championship.

Referred to the Committee on Rules and Administration.

GENERAL ORDERS

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

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

S.F. No. 341, which the committee reports progress, after the following motion:

The question was taken on the recommendation to pass S.F. No. 341.

The roll was called, and there were yeas 21 and nays 40, as follows:

Those who voted in the affirmative were:

Adkins	Bertram	Johnson, D.E.	Peterson, R.W.	Taylor
Anderson	Chmielewski	Kamrath	Renneke	
Benson	DeCramer	Lessard	Schmitz	
Berg	Dicklich	Merriam	Solon	
Bernhagen	Frederickson	Peterson, C.C.	Stumpf	

Those who voted in the negative were:

Belanger	Frederick	Kronebusch	Moe, R. D.	Samuelson
Berglin	Freeman	Laidig	Novak	Sieloff
Brataas	Hughes	Langseth	Olson	Spear
Dahl	Isackson	Lantry	Peterson, D.C.	Storm
Davis	Jude	Luther	Peterson, D.L.	Ulland
Diessner	Knaak	McQuaid	Petty	Vega
Dieterich	Knutson	Mehrkins	Pogemiller	Wegscheid
Frank	Kroening	Moe, D. M.	Reichgott	Willet

The motion did not prevail. S.F. No. 341 was then progressed.

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.

Mrs. Lantry introduced—

S.F. No. 2117: A bill for an act relating to the Minnesota historical society; concerning unclaimed property of historical significance; amending Minnesota Statutes 1982, sections 345.47, subdivision 1, and by adding a subdivision; and 345.525.

Referred to the Committee on Veterans and General Legislation.

Mr. Pogemiller introduced—

S.F. No. 2118: A bill for an act relating to human rights; providing for affirmative action review in state government; providing penalties; proposing new law coded in Minnesota Statutes, chapter 363.

Referred to the Committee on Governmental Operations.

Mr. Pogemiller introduced —

S.F. No. 2119: A bill for an act relating to taxation; sales; reducing the tax rate for certain capital equipment; appropriating money; amending Minnesota Statutes 1982, section 297A.01, by adding a subdivision; and Minnesota Statutes 1983 Supplement, sections 297A.02, subdivision 2; and 297A.14.

Referred to the Committee on Taxes and Tax Laws.

Mr. Ramstad introduced—

S.F. No. 2120: A bill for an act relating to taxation; income; providing an exclusion for governmental pensions; amending Minnesota Statutes 1983 Supplement, section 290.01, subdivision 20b.

Referred to the Committee on Taxes and Tax Laws.

Mr. Samuelson introduced—

S.F. No. 2121: A bill for an act relating to local government; providing for the conveyance of certain tax forfeited land in Morrison County.

Referred to the Committee on Agriculture and Natural Resources.

Ms. Berglin introduced—

S.F. No. 2122: A bill for an act relating to medical assistance; changing responsibilities of screening teams for mentally retarded services; amending Minnesota Statutes 1983 Supplement, section 256B.092, subdivision 7.

Referred to the Committee on Health and Human Services.

Mr. Purfeerst introduced—

S.F. No. 2123: A bill for an act relating to courts; accelerating the effective date of judicial reorganization in the third judicial district; amending Minnesota Statutes 1982, section 487.191.

Referred to the Committee on Judiciary.

Messrs. Samuelson, Bernhagen, Mrs. Adkins, Messrs. Berg and Davis introduced—

S.F. No. 2124: A bill for an act relating to local government; restoring local government aid reductions; amending Minnesota Statutes 1983 Supplement, sections 477A.012; 477A.013, subdivision 1; and 477A.0131, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Jude, Ms. Reichgott and Mr. Knaak introduced—

S.F. No. 2125: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted, and obsolete references and text; eliminating certain redundant, conflicting, and superseded provisions; reenacting certain laws; amending Minnesota Statutes 1982, sections 14.40; 97.433, subdivision 3; 116C.73; 116D.06, subdivision 1; 123.78, subdivision 1; 156A.04; 161.16, subdivision 4; 169.45; 256C.02; 302A.115, subdivision 3; 327C.02, subdivision 3; 356.23; 356.25; 383A.09, subdivision 5; 412.022, subdivision 1; 501.78, subdivision 4; 524.3-1201; 609.346, subdivision 2; 609.487, subdivision 4; Minnesota Statutes 1983 Supplement, sections 3.9222, subdivision 6; 14.115, subdivisions 5 and 6; 16.872, subdivision 4; 38.04; 41.61, subdivision 1; 51A.51, subdivisions 2 and 3a; 53.03, subdivision 6; 53.04, subdivision 3a; 60A.17, subdivision 6c; 88.644; 102.26, subdivision 3c; 115.071, subdivision 2b; 116J.28, subdivision 3; 124.195, subdivision 10; 124.272, subdivision 3; 124A.14, subdivision 1; 144A.071, subdivision 5; 168.126, subdivision 1; 176.111, subdivision 18; 240.08, subdivision 2; 241.64, subdivisions 1 and 3; 256B.431, subdivisions 2 and 3; 260.185, subdivision 1; 268.04, subdivision 25; 272.02, subdivision 1; 273.118; 290.01, subdivision 19; 290.09, subdivision 5; 290.10; 290.17, subdivision 2; 290A.03, subdivision 3; 297A.01, subdivision 3; 297A.02, subdivision 3; 297A.25, subdivision 1; 325F.09; 393.07, subdivision 1; 420.13; 505.04; 507.235, subdivision 2; 508.421, subdivision 1; 514.221, subdivision 3; 515A.1-102; 518.17, subdivision 5; 543.20, subdivision 2; 558.215; 629.341, subdivision 1; Laws 1980, chapter 451, section 2; Laws 1983, chapters 128, section 36; 289, section 114, subdivision 1; reenacting Minnesota Statutes 1983 Supplement, sections 45.04, subdivision 1; 116J.28; 256.482, subdivision 2; repealing Minnesota Statutes 1982, sections 156A.031, subdivision 2; 377.06; and 480.059, subdivision 3; repealing Minnesota Statutes 1983 Supplement, section 116D.05; Laws 1982, chapter 501, section 20; Laws 1983, chapters 142, sections 5 and 8; 207, sections 6 and 42; 248, section 3; 253, section 22; 259, section 6; 260, sections 15, 47, and 56, subdivision 2; 277, section 2, subdivision 2; 289, section 16; 293, sections 66, 80, and 83; 301, section 66; 312, article 8, section 6.

Referred to the Committee on Judiciary.

Mr. Berg introduced—

S.F. No. 2126: A bill for an act relating to agriculture; providing for a full-time extension agent for Grant County; appropriating money.

Referred to the Committee on Finance.

Mr. Dicklich introduced—

S.F. No. 2127: A bill for an act relating to corporations; authorizing the organization of employee cooperative corporations; regulating the organization and conduct of these corporations; proposing new law coded as Minnesota Statutes, chapter 302B.

Referred to the Committee on Judiciary.

Mr. Johnson, D.E. introduced—

S.F. No. 2128: A bill for an act relating to state lands; authorizing the sale of a certain lakeshore property in Kandiyohi County.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Chmielewski introduced—

S.F. No. 2129: A bill for an act relating to retirement; benefits of judges and survivors under the uniform retirement and survivors' annuities law; amending Minnesota Statutes 1982, section 490.129.

Referred to the Committee on Governmental Operations.

Mr. Langseth introduced—

S.F. No. 2130: A bill for an act relating to notaries public; authorizing appointment of out-of-state notaries; requiring designation of the clerk of district court of the county in which appointment is sought as agent for out-of-state notaries; amending Minnesota Statutes 1982, section 359.01.

Referred to the Committee on Judiciary.

Ms. Peterson, D.C. and Mr. Hughes introduced—

S.F. No. 2131: A bill for an act relating to elections; prohibiting certain inquiries of voters at or near the polls; amending Minnesota Statutes 1982, section 204C.06, subdivision 1.

Referred to the Committee on Elections and Ethics.

Ms. Peterson, D.C.; Messrs. Dicklich and Johnson, D.J. introduced—

S.F. No. 2132: A bill for an act relating to education; prohibiting use of professional strikebreakers during a teacher strike; requiring a school board to employ only teachers with entrance, continuing, or life licenses during a teacher strike; amending Minnesota Statutes 1982, sections 179.63, by adding a subdivision; and 179.68, by adding subdivisions.

Referred to the Committee on Education.

Mr. Willet introduced—

S.F. No. 2133: A bill for an act relating to Hubbard County; authorizing county appropriations to the county agricultural society and an annual levy

for that purpose.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Bernhagen, Laidig and Frederick introduced—

S.F. No. 2134: A bill for an act relating to taxation; sales; exempting taxi-dermy; amending Minnesota Statutes 1983 Supplement, section 297A.25, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Bernhagen and Merriam introduced—

S.F. No. 2135: A bill for an act relating to taxation; deed tax; exempting certain partitions; amending Minnesota Statutes 1982, section 287.22.

Referred to the Committee on Taxes and Tax Laws.

Mr. Petty introduced—

S.F. No. 2136: A bill for an act relating to the American constitution bi-centennial; creating a commission to promote and coordinate commemora-tion of the event; appropriating money.

Referred to the Committee on Governmental Operations.

Mr. Petty introduced—

S.F. No. 2137: A bill for an act relating to public safety; religion; prohibit-ing regulation of hand-held candles in religious services; proposing new law coded in Minnesota Statutes, chapter 299F.

Referred to the Committee on Veterans and General Legislation.

Mr. Petty introduced—

S.F. No. 2138: A bill for an act relating to sentencing; permitting courts to utilize a variety of noninstitutional sanctions as a condition of a stayed sen-tence; providing a preference for noninstitutional sanctions in certain cases; amending Minnesota Statutes 1982, section 609.135, by adding a subdivi-sion; and Minnesota Statutes 1983 Supplement, section 609.135, subdivision 1.

Referred to the Committee on Judiciary.

Mr. Petty introduced—

S.F. No. 2139: A bill for an act relating to the legislature; fixing the size of the legislature; amending Minnesota Statutes 1983 Supplement, section 2.021.

Referred to the Committee on Elections and Ethics.

Mr. Petty introduced—

S.F. No. 2140: A bill for an act relating to real property; providing certain

notice of real estate tax judgment sales; amending Minnesota Statutes 1983 Supplement, section 280.01.

Referred to the Committee on Taxes and Tax Laws.

Mr. Petty introduced—

S.F. No. 2141: A bill for an act relating to motor fuels; prohibiting lead compounds and EDB additives in gasoline; amending Minnesota Statutes 1982, section 296.05, by adding a subdivision.

Referred to the Committee on Rules and Administration. Mr. Merriam questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Novak introduced—

S.F. No. 2142: A bill for an act relating to taxation; motor vehicle excise; exempting certain vehicles engaged in interstate transportation; amending Minnesota Statutes 1983 Supplement, section 297B.03.

Referred to the Committee on Transportation.

Mr. Vega introduced—

S.F. No. 2143: A bill for an act relating to intoxicating liquor; authorizing the city of West St. Paul to issue two additional on-sale licenses.

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

Mrs. Lantry and Ms. Berglin introduced—

S.F. No. 2144: A bill for an act relating to public welfare; authorizing the commissioner of public welfare to establish a special revenue account; expanding the commissioner's duties; appropriating money; amending Minnesota Statutes 1983 Supplement, section 256.01, subdivision 2.

Referred to the Committee on Health and Human Services.

Mrs. Brataas introduced—

S.F. No. 2145: A bill for an act relating to Olmsted County; allowing contracts for solid waste management property, facilities, and services to be let without advertisement for bids.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Petty introduced—

S.F. No. 2146: A bill for an act relating to local government; clarifying powers of municipalities with respect to sale of air rights; amending Minnesota Statutes 1982, section 472A.03.

Referred to the Committee on Local and Urban Government.

Messrs. Vega, Frank, Jude and Wegscheid introduced—

S.F. No. 2147: A bill for an act relating to local government; restoring county government local government aid reductions; amending Minnesota Statutes 1983 Supplement, section 477A.012.

Referred to the Committee on Taxes and Tax Laws.

Mr. Knaak introduced—

S.F. No. 2148: A bill for an act relating to local government; permitting a land transfer between Ramsey County and the city of Shoreview.

Referred to the Committee on Agriculture and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, April 2, 1984. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate