

NINETEENTH DAY

St. Paul, Minnesota, Thursday, February 28, 1985

The Senate met at 2:00 p.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Edward Flahavan.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Ms. Berglin, Mr. Dieterich and Mrs. Kronebusch were excused from the Session of today.

Mr. Solon was excused from the Session of today at 2:30 p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received and referred to the committees indicated.

January 15, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Waste Management Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Mary A. Robinson, 422 Oak Ave., Delano, Wright County, has been ap-

pointed by me, effective January 21, 1985, for a term expiring 90 days after site selection.

(Referred to the Committee on Agriculture and Natural Resources.)

February 21, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Minnesota Higher Education Facilities Authority is hereby respectfully submitted to the Senate for confirmation as required by law:

Kathryn Jarvinen, 1750 Gilmore Ave., Winona, Winona County, has been appointed by me, effective February 11, 1985, for a term expiring the first Monday in January, 1989.

(Referred to the Committee on Education.)

February 13, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

It is my pleasure to enclose herewith the names of notaries public in the State of Minnesota.

Pursuant to the provisions of Article V, Section 3, of the Minnesota Constitution, I hereby appoint those individuals as notaries public, and hereby request the advice and consent of the Senate in those appointments.

Sincerely,
Rudy Perpich, Governor

Mr. Moe, R.D. moved that the appointments of notaries public be laid on the table. The motion prevailed.

February 22, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

As Majority Leader of the Senate, I am designating Senator Randolph W. Peterson to serve on the Legislative Audit Commission in my place.

Respectfully,
Roger D. Moe
Senate Majority Leader

February 22, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

On February 13, 1985, the Subcommittee on Committees met and by ap-

propriate action made the following appointments:

Pursuant to Minnesota Statutes 1984

Sections 121.81-121.84: Education Commission of the States - Mr. Nelson.

Section 298.22: Iron Range Resources & Rehabilitation Board - Messrs. Chmielewski; Dicklich; Johnson, D.J.; Lessard and Solon.

Section 86.07: Legislative Commission on Minnesota Resources - Messrs. Knutson; Luther; Merriam; Moe, R.D.; Purfeerst; Renneke and Willet.

Section 3.85: Legislative Commission on Pensions and Retirement - Messrs. Moe, D.M.; Renneke and Spear.

Section 3.865: Legislative Commission on Public Education - Messrs. Hughes, Nelson, Ms. Olson, Messrs. Pehler; Peterson, D.L. and Peterson, R.W.

Sections 121.843-121.845: Midwestern Education Board - Mr. Hughes.

Respectfully,
Roger D. Moe
Chairman
Subcommittee on Committees

February 22, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

On February 21, 1985, by appropriate action, the Subcommittee on Committees made the following appointments:

Pursuant to Minnesota Statutes 1984

Section 1.34: Advisory Committee to Minnesota-Wisconsin Boundary Area Commission - Messrs. Diessner, Frank, Mehrkens and Peterson, R.W.

Section 161.1419: Mississippi River Parkway Commission - Messrs. Bernhagen, Pogemiller and Waldorf.

Respectfully,
Roger D. Moe
Chairman
Subcommittee on Committees

February 25, 1985

The Honorable Jeromè M. Hughes
President of the Senate

Dear Sir:

Pursuant to the provisions of Minnesota Statutes 1984, I have made the following appointments:

Section 3.97: Legislative Audit Commission - Messrs. Bernhagen,

Frederick and Johnson, D.E.

Respectfully,
Glen Taylor
Senate Minority Leader

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted with the exception of the report on Permanent Rules of the Senate. The motion prevailed.

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

S.F. No. 485: A bill for an act relating to commerce; franchises; providing for the assignment, transfer, or sale of a franchise under certain circumstances; providing certain equitable relief; amending Minnesota Statutes 1984, section 80C.14, subdivision 2.

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

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

S.F. No. 384: A bill for an act relating to state lands; conveying lands to the federal government for Voyageurs National Park; appropriating money; amending Minnesota Statutes 1984, section 84B.03, subdivision 4.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

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

S.F. No. 89: A resolution memorializing the President and Congress of the United States to adopt legislation requiring that all milk sold in the United States contain a higher minimum level of nonfat milk solids.

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

Delete everything after the title and insert:

“WHEREAS, in a time of record budget deficits, the United States Department of Agriculture is spending a significant amount of money to buy surplus milk and dairy products from dairy processors; and

WHEREAS, production of surplus milk and dairy products is increasing at a rate faster than the United States Department of Agriculture can disburse the surplus to needy Americans, and

WHEREAS, the United States Department of Agriculture has already begun deducting 50 cents per hundredweight from federal price support payments to dairy producers in an attempt to discourage surplus production; and

WHEREAS, that deduction may be increased to \$1.00 if surplus produc-

tion continues to rise; and

WHEREAS, most of that surplus is in the form of dried nonfat milk solids; and

WHEREAS, programs presently requiring supplementing of the nonfat solid content of milk have found that that requirement has resulted in a more flavorful product, increased per capita consumption of milk, and a decrease in the dairy surplus; NOW, THEREFORE,

BE IT RESOLVED by the Legislature of the State of Minnesota that it calls upon Congress to adopt and the President to approve legislation to require that all milk sold in the United States be supplemented to contain at least 8.8 percent nonfat milk solids.

BE IT FURTHER RESOLVED that the Secretary of State of the State of Minnesota is instructed to transmit copies of this memorial to the President of the United States, the President and Secretary of the Senate of the United States, the Speaker and Chief Clerk of the House of Representatives of the United States, and to the Minnesota Senators and Representatives in Congress."

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

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

S.F. No. 42: A bill for an act relating to taxation; sales; including replacement parts in the definition of farm machinery; amending Minnesota Statutes 1984, section 297A.01, subdivision 15.

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

Page 2, line 4, strike "or" and insert "and"

Page 2, after line 13, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective for sales after March 31, 1985."

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. 483: A bill for an act relating to education; directing the commissioner to grant a capital loan to Independent School District No. 690, Warroad.

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

Page 1, delete lines 8 and 9 and insert:

"The legislature approves a capital loan in the amount of \$1,295,000 to Independent School District No. 690, Warroad. The commissioner of fi-

nance shall issue bonds in the amount necessary to make the loan"

Page 1, line 11, after "124.43" delete the comma and insert a period

Page 1, line 11, before "to" insert "*The loan is to be used*"

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. 117: A bill for an act relating to education; prohibiting a school district from commencing the school year prior to Labor Day; amending Minnesota Statutes 1984, section 126.12.

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

Page 1, line 10, after "for" insert "*learning programs during summer and for*"

Page 1, line 12, delete "a" and insert "*an elementary or secondary*"

Page 1, after line 22, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective for the 1986-1987 school year and thereafter."

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. 19: A bill for an act relating to traffic regulations; regulating traffic at unmarked T-intersections; amending Minnesota Statutes 1984, section 169.20, subdivisions 1 and 3.

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

Page 1, line 14, after "*uncontrolled*" insert "*approach to a*"

Page 1, line 14, after "*T-shaped*" insert "*or a Y-shaped*"

Pages 1 and 2, delete section 2

Amend the title as follows:

Page 1, line 3, before the semicolon, insert "*and Y-intersections*"

Page 1, line 4, delete "*subdivisions*" and insert "*subdivision*" and delete "*and 3*"

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

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

S.F. No. 441: A bill for an act relating to the national guard; changing

minimum pay for certain enlisted persons; amending Minnesota Statutes 1984, section 192.51, subdivision 2.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

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

S.F. No. 351: A bill for an act relating to public safety; limiting regulation of hand-held candles in religious and civil ceremonies; proposing coding for new law in Minnesota Statutes, chapter 299F.

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 1984, section 299F.011, is amended by adding a subdivision to read:

Subd. 7. Notwithstanding any provision of this section, the commissioner or any political subdivision may not adopt or enforce any rule prohibiting, restraining, or otherwise limiting the use of hand-held candles in religious or civil ceremonies when the use of the candles is expressly authorized by the chief of the fire department that has jurisdiction over the place where the ceremony is to take place.”

Delete the title and insert:

“A bill for an act relating to public safety; permitting the use of hand-held candles in religious and civil ceremonies with the approval of the local fire chief; amending Minnesota Statutes 1984, section 299F.011, by adding a subdivision.”

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. 518: A bill for an act relating to education; authorizing the establishment of joint vocational technical districts; proposing coding for new law in Minnesota Statutes, chapter 136D.

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 1984, section 136C.02, subdivision 6, is amended to read:

Subd. 6. [DISTRICT.] “District” means a school district providing post-secondary vocational education ~~or~~, an intermediate district, *or a joint district.*

Sec. 2. Minnesota Statutes 1984, section 136C.02, subdivision 8, is amended to read:

Subd. 8. [SCHOOL BOARD.] “School board” means the school board of

a district and, in the case of an intermediate district, the board of the an intermediate district, or the board of a joint district.

Sec. 3. Minnesota Statutes 1984, section 136C.02, is amended by adding a subdivision to read:

Subd. 9. [JOINT DISTRICT.] "Joint district" means a joint vocational technical district established under section 4.

Sec. 4. [136D.41] [DISTRICTS MAY FORM JOINT VOCATIONAL TECHNICAL DISTRICT.]

Notwithstanding other law, two or more independent school districts each operating an area vocational technical institute may enter into an agreement to establish a joint vocational technical district upon a majority vote of the full membership of each of the boards of the districts entering into the agreement. When resolutions approving the agreement have been adopted by the boards of two or more districts, the resolutions must be filed with the state director of vocational technical education and the commissioner of education. The commissioner shall assign an appropriate identification number as provided in section 122.03.

Sec. 5. [136D.42] [GOVERNING BOARD.]

Subdivision 1. [MEMBERS.] The district shall be operated by a joint vocational technical board, which shall consist of the number of members from each of the participating school districts specified in the agreement establishing the joint vocational technical district. Board members must be residents of the respective school districts represented, may be members of the school boards of the respective school districts and the first members shall be appointed by their respective school boards. The agreement may provide for election of members to take office at the end of a term of an appointed member. Appointed members shall serve at the pleasure of their respective school boards and may be subject to recall by a majority vote of the appointing board. The election of members is governed by section 123.32. Board members shall report at least quarterly to their appointing boards on the activities of the joint vocational technical district.

Subd. 2. [EX OFFICIO MEMBER.] The director of the joint vocational technical district is an ex officio, nonvoting member of the joint board.

Subd. 3. [TERMS.] The agreement establishing the joint vocational technical district must specify the number of members from each participating district who shall serve an initial one-year term and the number of members from each participating district who shall serve an initial two-year term. The appointing board shall designate which of the appointees shall serve the one-year term and which of the appointees shall serve the two-year term. Terms of office of the members of the joint board must expire on June 30. After the initial term, the length of terms of office of joint board members must be as specified in the agreement. If a vacancy occurs on the joint board, it must be filled by the appropriate school board for the remainder of the unexpired term. A person appointed to the joint board shall qualify as a board member by filing with its director a written certificate of appointment from the member's respective appointing board.

Subd. 4. [ORGANIZATIONAL MEETINGS.] The first meeting of the

first joint board shall be at a time mutually agreed to by the members appointed by the boards of the participating school districts. Thereafter the joint board shall conduct its organizational meeting in July of each year when notified of the meeting by the director of the joint vocational technical district. At the organizational meeting, the officers of the joint vocational technical district for the current year shall be chosen and other necessary organizational business shall be conducted.

Subd. 5. [OFFICERS.] The officers are a chair, vice-chair, clerk, and treasurer. The chair shall preside at all meetings of the joint board. In the absence of the chair, the vice-chair shall preside. The clerk shall keep a complete record of the minutes of each meeting and the treasurer is the custodian of the funds of the joint vocational technical district. Insofar as applicable, board members and officers of the joint vocational technical district are governed by the laws relating to board members and officers of independent school districts.

Subd. 6. [QUORUM.] A majority of the joint board is a quorum although a smaller number may adjourn.

Sec. 6. [136D.43] [POWERS AND DUTIES.]

Subdivision 1. [IN GENERAL.] The joint board has the powers and duties specified in section 136C.05 and other powers specified by law for the board of an independent school district, except that a joint board may levy only according to sections 11 and 13.

Subd. 2. [PROVISION OF FACILITIES AND SERVICES.] The duty and the function of the joint board is to furnish post-secondary and adult vocational education. The joint board may also provide other secondary educational programs or secondary services requested by a participating district. Secondary offerings may be provided only under the direction of properly licensed personnel.

Subd. 3. [FINANCE.] The joint board shall provide for the conduct of the schools, payment of indebtedness, and payment of other proper expenses of the district.

Subd. 4. [CONTRACTS.] The joint board shall employ and contract with necessary qualified teachers and administrators and may discharge the same under section 125.12. The joint board may employ and discharge other necessary employees and may contract for the purchase or sale of educational and other services the joint board considers necessary.

Sec. 7. [136D.44] [LEGAL STATUS OF JOINT BOARD.]

Subdivision 1. [PUBLIC AGENCY.] The joint board is a public corporation and agency and may receive and disburse private, federal, and state funds made available to it.

Subd. 2. [LIABILITY.] A participating school district has no liability for the debts or obligations of the joint vocational technical district. An individual serving as a member of the joint board has no individual liability for those debts or obligations.

Subd. 3. [TAX EXEMPT.] Real or personal property, acquired, owned, leased, used, or controlled in any way by the joint board for its purposes is

exempt from taxation by the state or its political subdivisions.

Subd. 4. [APPLICABLE LAWS.] *Except as specifically provided to the contrary, the organization, operation, maintenance, and conduct of the affairs of the joint vocational technical district are governed by the general laws relating to independent school districts.*

Sec. 8. [136D.45] [TEACHERS.]

Subdivision 1. [ASSIGNMENT.] *When an independent school district becomes a member of the joint vocational technical district, a teacher employed by a member district and primarily assigned as a post-secondary or adult vocational education teacher there, shall be assigned to and become an employee of the joint vocational technical district without further rights to employment in the member district; provided that, for a period of two years from the date of assignment, teaching vacancies in the member district from which the teacher was assigned must be offered to the teacher assigned to the joint vocational technical district if the teacher was placed on unrequested leave of absence by the joint vocational technical district, if the teacher is properly licensed for the position, and if a transfer or assignment from a post-secondary or adult vocational position to a secondary position would have been authorized in the member district under the contract in effect at the time of that teacher's assignment to the joint vocational technical district. A teacher who has previously been placed on unrequested leave of absence from a post-secondary or adult vocational education position by an independent school district that becomes a member of the joint vocational technical district only has reinstatement rights to an available post-secondary or adult vocational position in the joint vocational technical district and has no further rights to reinstatement to any post-secondary or adult vocational position in the member district. This reassignment of employment rights is not a leaving of employment for eligibility for payments under section 465.72 or under a policy or contract based on that section.*

Subd. 2. [EXCLUSIVE REPRESENTATIVE.] *The employee organization certified as the exclusive representative for the teachers in a particular member district who are assigned to the joint vocational technical district upon its establishment shall continue as the exclusive representative for those teachers until that organization is decertified or another organization is certified in its place under this subdivision. After the commissioner assigns an identification number to the joint vocational technical district, any employee organization representing teachers in the joint vocational technical district may petition the director of the bureau of mediation services for a certification election proceeding under chapter 179A. For purposes of certification of an exclusive representative, the teachers assigned to the joint vocational technical district are an appropriate unit of employees.*

Subd. 3. [BARGAINING AGREEMENT.] *The terms and conditions of employment of teachers assigned to the new joint vocational technical district from each member district shall be temporarily governed by the contract executed by the exclusive bargaining representative and that particular member district until a successor contract is executed between the board of the joint vocational technical district and the new exclusive bargaining representative. The date of first employment in the new joint vocational technical district shall be the date on which services were first performed by the teacher in the member school district from which assigned. Accumulations of sick leave and accumulated years of service to determine eligibility for any severance pay or early retirement benefits shall be applied to any maximum*

accumulation limitations negotiated in the successor contract. The joint vocational technical board shall provide, to transferred teachers, open enrollment in all insurance plans with no limitation on preexisting conditions. The successor contract shall contain a negotiated plan for the placement of teachers on unrequested leave of absence in the joint vocational technical district.

Subd. 4. [APPLICABLE LAW.] Except as provided in this section, section 125.12 applies to the employment of each teacher by the joint vocational technical district.

Sec. 9. [136D.46] [NONLICENSED EMPLOYEES.]

Subdivision 1. [ASSIGNMENT.] When an independent school district becomes a member of the joint vocational technical district, each nonlicensed employee primarily employed in an AVTI who is transferred to the joint vocational technical district shall be assigned to and become an employee of the joint vocational technical district without further employment rights in the member district, other than, for two years from the date of assignment to the joint vocational technical district, the right to exercise, in the member district, job seniority promotion and job seniority layoff provisions of the contract in effect at the time of that employee's assignment to the joint vocational technical district. This reassignment of employment rights is not a leaving of employment for eligibility for payment under section 465.72 or under a policy or contract based on that section.

Subd. 2. [EXCLUSIVE REPRESENTATIVES.] After the commissioner assigns an identification number to the joint vocational technical district, any employee organization may petition the director of the bureau of mediation services for a certification election proceeding under chapter 179A. An organization certified as the exclusive representative for nonlicensed employees in a particular member district who are assigned to the joint vocational technical district upon its establishment shall continue as the exclusive representative for those particular employees for a period of 90 days from the date on which the joint vocational technical district is established. If a petition for representation of nonlicensed employees is filed within 90 days, an exclusive representative for those particular nonlicensed employees shall continue as the exclusive representative until bureau of mediation services proceedings are concluded.

Subd. 3. [BARGAINING AGREEMENT.] The terms and conditions of employment of nonlicensed employees assigned to the joint vocational technical district who were not governed by a collective bargaining agreement at the time of the assignment shall be governed by joint board policy. The terms and conditions of employment of nonlicensed employees assigned to the joint vocational technical district from each member district shall be temporarily governed by contracts executed by an exclusive representative for a period of 90 days from the date of assignment. If a petition for representation of nonlicensed employees is filed with the bureau of mediation services within the 90 days, the contractual terms and conditions of employment for those particular nonlicensed employees who were governed by a preexisting contract shall continue until bureau of mediation services proceedings are concluded; and if exclusive representatives have been elected, until successor contracts are executed between the board of the joint vocational technical

district and the new exclusive representatives.

The date of first employment in the joint vocational technical district shall be the date on which services were first performed by the employee in the member school district from which assigned. Any sick leave, vacation time, or severance pay benefits accumulated pursuant to policies of a member district or contracts between exclusive representatives and the boards of member districts shall continue to apply in the new joint vocational technical district to the employee assigned from those member districts; provided that their accumulated benefits do not exceed any maximum accumulation limitations negotiated in a successor contract. Future leaves of absence, vacations, or other benefits to be accumulated in the new joint vocational technical district shall be governed by joint board policy or by contract between an exclusive representative of an appropriate unit of employees and the joint vocational technical board. The joint vocational technical board shall provide, to transferred nonlicensed employees, open enrollment in all insurance plans with no limitation on preexisting conditions.

Sec. 10. [136D.47] [TRANSFER OF PROPERTY.]

Subdivision 1. [TRANSFER OF TITLE.] When an independent school district becomes a member of the joint vocational technical school district, the member district shall transfer to the joint board title to the AVTI facility in that district and other appropriate equipment, personal property, and related records. The deed transferring the real property may specify that title to the property reverts to the granting school district if the property is no longer used for vocational or technical education purposes. All claims and contract obligations of the member district relating to the AVTI and adult and post-secondary vocational education programs including claims for unemployment compensation, shall also transfer to the joint vocational technical district.

Subd. 2. [DEBT.] The bonded debt on all property transferred shall be paid according to levies for that debt previously made under chapter 475. The obligation of the taxable property in the member district with reference to the payment of that bonded debt is not affected by the transfer.

Subd. 3. [TRANSFER OF FUNDS.] A member district shall transfer all fund balances, excluding the debt redemption fund, in all post-secondary and adult vocational funds to the joint vocational technical district.

Subd. 4. [TRANSFER NOT TO AFFECT LEGAL ACTION.] The transfer of property, title, and power to govern AVTIs and post-secondary and adult vocational programs does not affect a proceeding of an administrative, civil, or criminal nature pending at the time of the transfer, but the proceeding shall be pursued in the name of the joint board. The joint board or its designee, upon application to the appropriate court or agency, shall be substituted as a party to the proceeding.

Sec. 11. [136D.48] [TAX LEVIES.]

Subdivision 1. [STATE AUDITOR COSTS; JUDGMENTS; INSURANCE.] The joint board may levy upon all taxable property in the joint vocational technical district an amount necessary to pay the joint vocational technical district's obligations under section 6.62, to pay its obligations under section 127.05, and to pay its insurance premium costs under section

466.06.

Subd. 2. [AID ANTICIPATION CERTIFICATES.] The joint board may issue aid anticipation certificates of indebtedness under sections 124.71 to 124.76 and may pledge the full faith and credit of the joint vocational technical district to their payment under section 124.75.

Subd. 3. [AVTI CONSTRUCTION.] It is the intention of the legislature to pay 100 percent of the cost of future authorized construction of post-secondary vocational facilities in the joint vocational technical district; however, the joint board may levy for the local share of the cost of construction of post-secondary vocational facilities as provided in section 275.125, subdivision 14a.

Sec. 12. [136D.49] [JOINDER.]

Upon approval by the majority vote of its board and the joint board, any other independent school district with an area vocational technical institute may enter into an agreement to become a participant in a joint vocational technical district. An election is not required on this issue. The agreement must be approved by resolution of the school board of the independent district and the joint board. The resolutions must be filed with the state director.

Sec. 13. [PAYMENT OBLIGATION.]

Subdivision 1. [AGREEMENTS WITH STATE DIRECTOR.] The state director may enter into agreements with the joint vocational technical district and its member school districts relating to costs of interim staffing and to payments of district service fees to member districts.

Subd. 2. [CONSTRUCTION.] Notwithstanding Minnesota Statutes, section 136C.44, it is the intention of the legislature to fund 100 percent of the cost of any future authorized post-secondary vocational facilities construction in the joint vocational technical district.

Subd. 3. [PAYMENT OF DEBT; TRANSFER; DEBT SERVICE AID.] A member district which has debt outstanding upon an AVTI facility and property that is transferred to the joint vocational technical district shall escrow in its AVTI debt redemption fund the lesser of: (a) a sufficient amount to pay the local share of all principal, interest, and redemption premiums on the outstanding debt when due, or (b) the remaining balance in the AVTI debt redemption fund. The member district shall transfer the amount to a separate account in its debt redemption fund for payment of the debt. Any remaining balance in the AVTI debt redemption fund may be used as provided in Minnesota Statutes, section 123.36, subdivision 13, clauses (2), (3), and (4).

The state board of vocational technical education shall provide for credit against the debt service of all member districts that have transferred their AVTI facilities to the board of the joint vocational technical district. The provided credit must be post-secondary vocational debt service aid equal to the state portion of the amount necessary to make all payments due in each school year ending June 30 with respect to bonds issued to finance those post-secondary vocational facilities and interest on the bonds. If the property reverts to ownership by the member district according to section 10, the state portion of debt service aid shall be paid according to Minnesota Statutes, section 136C.41.

Subd. 4. [LEVY.] A member district that has transferred an AVTI facility to the joint board may levy upon all taxable property in the member district, the following:

(1) in the first year's levy after the transfer, 75 percent of the amount of the district's most recent service fee allocation;

(2) in the second year's levy after the transfer, 50 percent of the amount of the district's service fee allocation under clause (1); and

(3) in the third year's levy after the transfer, 25 percent of the amount of the district's service fee allocation under clause (1).

The proceeds of the levy may be placed in the general fund or any other fund of the district. Any unexpended portion of the proceeds so received must not be considered in the net unappropriated fund balance of the member district for the three fiscal years to which the levy is attributable.

Sec. 14. [EFFECTIVE DATE.]

This act is effective the day following its final enactment."

Delete the title and insert:

"A bill for an act relating to education; authorizing the establishment of joint vocational technical districts; providing for a governing board; authorizing post-secondary and adult vocational programs, secondary educational programs, and secondary services; providing for separate bargaining units, prohibitions on bumping, and certain other labor issues; transferring all school district real and personal property to the joint district; authorizing the joint district to levy for certain purposes; providing for intention of state funding of construction; providing for bonded indebtedness, fund transfers, and debt service; amending Minnesota Statutes 1984, section 136C.02, subdivisions 6 and 8, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 136D."

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

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

S.F. No. 546: A bill for an act relating to agriculture; appropriating money for the agricultural extension service of the University of Minnesota.

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

Delete everything after the enacting clause and insert:

"Section 1. [APPROPRIATION.]

Subdivision 1. [A.V.T.I. FARM CRISIS INTERVENTION.] \$967,800 is appropriated from the general fund to the state board of vocational technical education to provide farm financial crisis intervention services, to be available until June 30, 1985. This appropriation is not subject to the allocation procedures for instructional aid in Minnesota Statutes, chapter 136C.

Subd. 2. [A.E.S. FARM CRISIS INTERVENTION.] \$402,500 is appro-

appropriated from the general fund to the University of Minnesota for use by its agricultural extension service in providing farm financial crisis intervention services, to be available until June 30, 1985.

Subd. 3. [A.V.T.1.] \$1,420,000 is appropriated from the general fund to the board of vocational technical education for farm management programs, to be available for the biennium ending June 30, 1987 as follows:

(a) For tuition scholarships \$500,000

(b) For expanded farm management programs and in-service training of farm management \$800,000

(c) For computer hardware, software, training and materials \$120,000

Subd. 4. [PROJECT SUPPORT.] \$1,200,000 is appropriated from the general fund to the University of Minnesota for use by its agricultural extension service for the Project Support program, to be available for the biennium ending June 30, 1987.

Sec. 2. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to agriculture; appropriating money for the state board of vocational technical education and the agricultural extension service of the University of Minnesota."

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

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

H.F. No. 68 for comparison with companion Senate File, reports the following House File was found not identical with 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.
				68	148

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 68 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 68 and insert the language after the enacting clause of S.F. No. 148, the first engrossment; further, delete the title of H.F. No. 68 and insert the title of S.F. No. 148, the first engrossment.

And when so amended H.F. No. 68 will be identical to S.F. No. 148, and further recommends that H.F. No. 68 be given its second reading and substituted for S.F. No. 148, 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 were referred for proper reference under Rule 35:

S.F. Nos. 581, 588 and 607 reports the same back with the recommendation that the bills be re-referred as follows:

S.F. No. 581 to the Committee on Local and Urban Government.

S.F. No. 588 to the Committee on Finance.

S.F. No. 607 to the Committee on Economic Development and Commerce.

Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, makes the following report:

The Permanent Rules of the Senate for the 74th Legislature shall read as follows:

“PERMANENT RULES OF THE SENATE

PARLIAMENTARY REFERENCE

1. The rules of parliamentary practice comprised in Mason's Manual of Legislative Procedure shall govern the Senate in all cases in which they are applicable, and in which they are not inconsistent with these rules and orders of the Senate and the joint rules and orders of the Senate and House of Representatives.

HOUR OF CONVENING

2. The Senate shall convene on days of meeting at 2 o'clock p.m. unless the Senate directs otherwise.

PRESIDENT

3. The President shall take the chair at the hour to which the Senate adjourned. He shall immediately call the members to order and, on the appearance of a quorum, shall proceed with the regular order of business. He shall preserve order and decorum, may speak on points of order in preference to members, and shall also decide all questions of order, subject to an appeal to the Senate by a member. An appeal is decided by a majority vote of those present and voting. Upon an appeal from the decision of the President, the question is, "Shall the decision of the President be the judgment of the Senate?"

SUBSTITUTES FOR THE PRESIDENT

4. The President may call a member to preside. In the absence of the President the Chairman of the Committee on Rules and Administration, or his designee, shall preside over the Senate. In the absence of the President and the Chairman, a member may be selected by the Senate to perform the

duties of the President. Substitutions do not extend beyond adjournment.

ABSENCE OF MEMBERS

5. No member or officer of the Senate shall be absent from a session of the Senate unless excused by the Senate.

DECORUM DURING BUSINESS

6. When the President puts a question, or addresses the Senate, no one shall walk out of or cross the Chamber. When a member is speaking, no one shall pass between the member speaking and the President. No member, or other person, shall proceed to or remain by the Secretary's desk while the yeas and nays are being called or counted. No member may speak without using a microphone.

ORDER OF BUSINESS

7. The order of business is as follows:

1. Petitions, letters, remonstrances.
2. Executive and official communications.
3. Messages from the House of Representatives.
4. First reading of House bills.
5. Reports of committees.
 - (a) From standing committees.
 - (b) From select committees.
6. Second reading of Senate bills.
7. Second reading of House bills.
8. Motions and Resolutions.
9. Calendar.
10. Consent Calendar.
11. General Orders.
12. Introduction and first reading of Senate bills.
13. Announcements of Senate interest.

Under the order of business of Motions and Resolutions the Senate may by a majority vote of the whole Senate temporarily revert or proceed to any other order of business.

CALENDAR

8. The Secretary shall make a Calendar of all bills, resolutions and other matters coming before the Senate for final action. He shall place them on the Calendar in the order in which they have been acted upon in Committee of the Whole. The Calendar shall be printed and placed upon the members' desks at least one calendar day before the matters on it are considered.

CONSENT CALENDAR

9. If a committee determines that a bill it recommends to pass is of a routine nature or otherwise of a nature which likely will not be opposed, it may in its report recommend that the bill be placed on the Consent Calendar. If the report is adopted, the bill shall be printed and placed on the Consent Calendar after its second reading. On the question of adoption of the report the question of accepting the recommendation that the bill be placed on the Consent Calendar may be divided from the question of adopting the report in other respects.

A majority of the whole Senate, or the Subcommittee on Bill Scheduling, may order a bill on General Orders to be placed on the Consent Calendar.

The Consent Calendar consists of bills placed on it. Senate bills shall be positioned ahead of House bills. The Consent Calendar shall be printed and placed on the members' desks at least one calendar day before the matters on it are considered.

If a member objects to consideration of a bill on the Consent Calendar at any time during its consideration in the Senate before the question on final passage is put, and that objection is supported by at least two other members, the bill shall be referred to the Committee of the Whole, and shall be placed at the bottom of General Orders subject to Rule 11, except that it need not lie over one calendar day before consideration in the Committee of the Whole.

SPECIAL ORDER

10. The Chairman of the Subcommittee on Bill Scheduling of the Committee on Rules and Administration, as authorized by the subcommittee, may designate a special order for a bill that has been given its second reading.

A special order shall provide that the bill be considered immediately, at a time certain, or after specific other business is completed.

During consideration of a special order, Rule 20 is suspended. As nearly as applicable, debate on the bill and all proceedings including amendments and substitutions shall be that of the Committee of the Whole.

On any question a member may call for the yeas and nays which shall be entered in the Journal.

Unless it is otherwise disposed of, after consideration a bill on Special Orders of the Senate shall immediately proceed to its third reading and final passage.

GENERAL ORDERS

11. The Secretary shall make a list of all bills, resolutions, reports of committees, and other proceedings of the Senate, which are referred to the Committee of the Whole, and which are not made the order of the day, for a particular day, and number them. The lists are called the "General Orders". They shall be taken up in the order in which they are numbered unless otherwise ordered by a majority of the committee.

General Orders, together with all bills included on it required to be printed under the rules or orders of the Senate, shall be printed and placed upon the

members' desks at least one calendar day before being considered in Committee of the Whole.

MOTIONS

12. When a motion is made it shall be stated by the President. If it is in writing it shall be handed to the Secretary and read to the members.

13. A motion or amendment shall be written if the president or a member requests. In that case it must be signed by the member or committee offering it.

14. After a motion is stated by the President, or read by the Secretary, it is in possession of the Senate, but may be withdrawn by the author at any time before decision or amendment.

PRECEDENCE OF MOTIONS

15. When a question is under debate no motion shall be received, except:

1. To adjourn.

2. To recess.

3. To reconsider.

4. To lay on the table.

5. For the previous question.

(Motions numbered 1, 2, 4 and 5 above shall be decided without debate.)

6. To refer.

7. To postpone to a day certain.

8. To amend.

9. To postpone indefinitely.

These several motions have precedence in the foregoing order; but when a motion for the previous question has been seconded, or the main question ordered, a motion to lay on the table is not in order.

A motion to postpone to a day certain, to refer, to postpone indefinitely, or to amend, having been decided, shall not again be put on the same day, nor at the same stage of the bill or proposition.

MOTION TO ADJOURN

16. A motion to adjourn is always in order, and also a motion to adjourn to a time certain. The latter motion is debatable solely as to the time. When either motion is rejected it shall not be renewed until further business has been transacted.

AMENDMENTS TO RULES AND SUSPENSION OF RULES

17. Every proposition to amend a rule of the Senate shall be referred to the Committee on Rules and Administration. The proposition shall not be acted upon until the report of the committee is received by the Senate. A rule shall

not be suspended except by at least two-thirds vote of the whole Senate. A motion to suspend the rules for the purpose of advancing a bill shall be made only under the order of business, "Motions and Resolutions".

ORDER IN DEBATE

18. When a member is about to speak in debate, or deliver a matter to the Senate, the member shall rise and respectfully address "Mr. President". The member shall not proceed to speak further until recognized by the President. The member shall speak only to the question under debate and avoid personality. In discussing a resolution, each member is limited to ten minutes.

19. When a member is called to order, he shall be silent until it is determined whether or not he is in order. If a member is called to order for words spoken in debate, the words excepted to shall be taken down in writing by the Secretary immediately.

20. No member shall speak more than twice on the same question on the same day without leave of the Senate.

COMMITTEES NOT TO BE ABSENT

21. Committees shall not be absent from the Senate without permission of the Senate. The names of the members excused shall be printed in the Journal.

MEMBERS TO VOTE UNLESS EXCUSED

22. Every member who is in the Senate Chamber during a roll call shall vote upon the request of another member unless, for special reasons, excused by the Senate.

A motion by a member to be excused from voting shall be made before the question is put. A member wishing to be excused from voting may make a brief statement of the reason for making the request and the question on the motion shall be taken without further debate.

When members have had an opportunity to vote and fail to do so, a majority of all the members of the Senate may, by motion, direct the President to close the roll. The vote on a motion to close the roll shall be taken without debate and no member is required to vote on the motion.

CALL OF THE SENATE

23. A member may impose a call of the Senate requiring the attendance of all members before any further proceedings occur except a motion to adjourn. Upon the imposition of a call, a record of those present shall be obtained upon the request of any member, and the Sergeant at Arms instructed to bring in the absent members. When the Senate has been placed under call, a member may demand that the doors be closed and no member permitted to leave the Chamber until the matter or question, if any, under consideration at the time of the call is disposed of, or until the call is lifted by a majority vote of all the members of the Senate, or until the Senate adjourns. A majority vote of all the members of the Senate may excuse from attendance members not answering the call.

A call cannot be made after voting has commenced.

QUESTIONS—HOW STATED AND DECIDED

24. Questions shall be distinctly put. The President shall declare all votes but if a member rises to question a vote, the President shall order a division.

ONLY MEMBERS PRESENT TO VOTE

25. Upon a division and count of the Senate on a question, only members present in the Senate chamber shall be counted. No member may vote on a question except at the member's own seat in the chamber.

ANY MEMBER MAY DEMAND YEAS AND NAYS

26. At any time prior to the start of voting on a question, a member may call for the yeas and nays which shall be entered in the Journal. A call for the yeas and nays cannot be interrupted except as provided in Rule No. 22.

AUTHORIZED ELECTRICAL VOTING DEVICE

27. Unless otherwise ordered, a vote, except upon elections and upon the overriding of a governor's veto, may be taken by means of the electrical voting system which is under the control of the President.

CERTIFICATE FOR MONEY

28. No certificate authorizing the payment of money appropriated by the Legislature shall be issued by the Secretary by virtue of a motion or resolution, unless the motion or resolution is voted for by a majority of all members of the Senate upon a call of the yeas and nays.

THE PREVIOUS QUESTION

29. Unless the motion for the previous question is made specifically applicable to a subsidiary motion, the previous question shall be in this form:

“Shall the main question now be put?” It shall only be admitted when demanded by a majority of the members present, and its effect is to put an end to all debate, and bring the Senate to a direct vote upon amendments reported by a committee, if any, then upon all pending amendments in their order and then upon the main question.

On a motion for the previous question a call of the Senate is in order before the President submits the question to the Senate.

On a previous question there is no debate. All incidental questions of order, arising after a motion is made for the previous question, and pending the motion, shall be decided, whether on appeal or otherwise, without debate.

DIVISION OF QUESTION

30. A member may call for a division of the question when the question will admit of it. A motion to strike out and insert is indivisible. A motion to

strike out being lost does not preclude an amendment nor a motion to strike out and insert.

RECONSIDERATION

31. When a motion or question has been once put and carried in the affirmative or negative, it is in order for a member who voted with the prevailing side to move for reconsideration on the same day on which the vote was taken or within the next two calendar days or, if later, the first day the Senate meets after the vote was taken. The motion takes precedence over all other questions except a motion to adjourn or recess. When a motion to adjourn is adopted prior to the disposition of the motion for reconsideration, a motion for reconsideration shall lie over until the next succeeding day the Senate meets except as provided in this rule. When notice of intention to move reconsideration of the final action of the Senate on a question is given by a member, the Secretary shall retain the subject of the notice until after the expiration of the time during which the motion can be made.

During the six calendar days before the first Tuesday following the third Saturday in May of any year a notice of intention to move for reconsideration is not in order, but a motion to reconsider may be made and have priority over all other business except a motion to adjourn. A motion for reconsideration having been once voted on shall not be put again nor reconsidered.

INTRODUCTION OF BILLS

32. Bills, memorials, concurrent or joint resolutions may be introduced by a member or by order of the Senate on a report of a committee. An original and three copies are required for introduction. The number of authors shall not exceed five. A member or a committee desiring to introduce a bill, memorial or concurrent or joint resolution shall place it in the hands of the Secretary, and the Secretary shall promptly deliver all the bills, memorials or concurrent or joint resolutions to the President who shall present them to the Senate.

The name of the author or authors shall be prefixed to each bill, memorial or resolution and the name of a committee introducing a bill, memorial or resolution shall be endorsed on it.

RECESS BILL INTRODUCTIONS

33. During the period between the last day of the session in any odd-numbered year and the first day of the session in the following year, a bill filed with the Secretary for introduction shall be given a file number and may be unofficially referred by the President, with the approval of the Subcommittee on Bill Scheduling, to an appropriate standing committee of the Senate. All bills filed for introduction during this period shall be presented to the Senate when it reconvenes and shall be referred to the standing committees previously indicated by the President, subject to objection under Rule 35.

REPORTING OF BILLS

34. Every bill, memorial, order, resolution or vote requiring the approval of the Governor shall be reported to the Senate on three different days pre-

vious to its passage. The first report, called the first reading, is made when it has been received for introduction; the second report, called the second reading, is made when it has been considered by all the necessary standing committees and is ready for debate; the third report, called the third reading, is made when it is ready for final passage.

REFERRING OF BILLS

35. All bills shall be referred by the President without motion to the proper standing committee unless otherwise referred by the Senate. A bill introduced by a committee need not be referred to a standing committee unless a question arises but rather shall lie over one day before being given its second reading. When a question arises concerning the proper reference of a bill during the order of business of first reading on the day of introduction or at the time of report on it by a standing committee to which the bill was previously referred, the bill shall be referred without debate to the Committee on Rules and Administration to report the proper reference, and upon adoption of the report of the Committee on Rules and Administration, it shall be referred accordingly.

All bills appropriating money, or obligating the state to pay or expend money, or establishing a policy which to be effective will require expenditure of money, when referred to and reported by any other than the Committee on Finance, shall, before passage, be referred to the Committee on Finance.

36. No bill or resolution shall be referred to committee or amended until it has been given its first reading. No bill or resolution shall be objected to on its introduction.

AMENDMENTS TO BE GERMANE

37. An amendment proposed to the Senate or to the Committee of the Whole that is not germane is out of order. A non-germane amendment includes one that relates to a substantially different subject, or is intended to accomplish a substantially different purpose than that of the original bill to which it is proposed. Whether an amendment is germane is a question to be decided by the President, who may put the question to the body if he chooses.

AMENDMENTS TO BILLS

38. In drawing an amendment to a bill or resolution reference shall be made therein, first to the number of the bill, then to the page, and then to the line or lines from which matter is to be stricken or in which new matter is to be inserted.

AMENDMENTS TO TITLE

39. The title to a bill may be amended at any time during its pendency in the Senate.

RECALL FROM COMMITTEE

40. A majority of the Senate may at any time recall a bill from any committee or take a bill from the table and place it on General Orders.

By a report of the Committee on Rules and Administration adopted by the Senate, the Committee on Rules and Administration, on request of the first author, may remove a bill from committee and re-refer it to any other committee or place it on General Orders.

DISTRIBUTION AND PRINTING OF BILLS

41. To the extent practical the Secretary shall provide a copy of any bill to the public. He may charge a reasonable fee.

Unless otherwise ordered by the Senate, all Senate bills which have been reported upon favorably or without recommendation by a committee shall be printed prior to consideration by the Senate or the Committee of the Whole. A committee chairman, a majority of the last committee to consider a bill, or the Senate may require that a House bill amended by the Senate be unofficially engrossed and printed when placed on General Orders. A bill may be printed by order of the Secretary when amended after second reading. A bill shall be printed when ordered by a majority vote of the Senate. Action by the Senate on a bill which has not been printed is a waiver of the printing requirement.

COMMITTEE OF THE WHOLE

42. All bills, memorials, orders, resolutions and votes requiring the approval of the Governor shall, after a second reading, be considered in Committee of the Whole before they are finally acted upon by the Senate, except as provided for in Rules 9 and 10.

43. The President may call a member to the Chair when the Senate resolves itself into the Committee of the Whole. The rules observed in the Senate govern, as far as practicable, the proceedings of the Committee of the Whole, and the Chairman of the Committee of the Whole has the powers of the President, as appropriate. However, a member may speak more than twice on the same subject and a call for the previous question cannot be made. The yeas and nays shall be taken only upon the request of three members, and when taken shall be recorded in the Journal along with the amendment; provided, however, that a member may, with the approval of the Chairman of the Committee on Rules and Administration, submit a description of the amendment for printing. In those cases the Secretary shall retain in the minutes of the Committee of the Whole the full text of the amendment.

44. The recommendations of the Committee of the Whole shall be reported to the Senate. If a recommendation contains a proposed amendment of a bill, that amendment shall be noted on a separate piece of paper but when reported need not be read by the President unless required by one or more of the members. The question is on the adoption or rejection of the report, and no other question shall be admitted. The question may be divided to permit separate Senate action on the report as to any bill. On adoption of the report of the Committee of the Whole all bills recommended to pass shall be placed upon the Calendar.

AMENDMENT ON THIRD READING

45. No amendment is in order on third reading without the unanimous

consent of the Senate unless it fills a blank, amends the title as provided by Rule 39, is proposed to the chief author of the bill by the Revisor of Statutes to correct technical defects found by the Revisor while engrossing earlier amendments to the bill, or is proposed to a bill on the Consent Calendar before the bill is given its third reading.

In filling blanks, the largest sum, the longest time and the greatest distance shall be first taken.

MOTION TO REFER

46. A bill or resolution may be referred to committee at any time prior to its passage, and if an amendment is reported on the referral to any other than a Committee of the Whole, it shall again be read the second time, considered in Committee of the Whole, read the third time and placed on final passage. If the referral is to the Committee of the Whole it shall be placed at the head of General Orders, except when the referral is under Rule 9.

FINAL PASSAGE

47. The final question upon a bill or other matter requiring action by both Houses after its first and second reading, and after the consideration in Committee of the Whole, is upon its final passage.

TRANSMITTING OF BILLS TO THE HOUSE

48. Except as provided in Rule 31, immediately after the passage of a bill or other matter in which the concurrence of the House of Representatives is requested, the Secretary shall transmit it to the House. On the concurrence of a bill or other matter of the House by the Senate, or on the concurrence or disagreement in a vote of the House, the Secretary shall notify the House.

COMPARISON AND SUBSTITUTION OF BILLS

49. Unless there is a motion or objection, a House bill, after its first reading, shall be referred as follows:

(a) If there is no Senate companion bill, the House bill shall be referred to the appropriate standing committee;

(b) If there is a Senate companion bill, the House bill shall be referred to the standing committee possessing the Senate companion;

(c) If the Senate companion bill has been reported to the Senate, the House bill shall be referred to the Committee on Rules and Administration, which shall report whether the House bill is identical to the Senate companion bill. If the bills are identical, the report shall recommend that the House bill be given its second reading and substituted for the Senate companion bill and the Senate companion bill be indefinitely postponed. If the House bill is not identical to the Senate companion bill, the report of the committee shall so state and recommend an amendment to the House bill that when adopted will render the House bill identical to the Senate bill. Upon adoption of a committee report containing the proposed amendment, the House bill as amended shall be given its second reading and substituted for the Senate companion bill and the Senate companion bill shall be indefinitely postponed.

Reports of the Committee on Rules and Administration pursuant to this rule shall be prepared and submitted on behalf of the committee by the Secretary.

A House bill placed on the Calendar by substitution shall not be given its third reading on the same day as the substitution.

ENGROSSING AND ENROLLING OF BILLS

50. All engrossing and enrolling of bills shall be done at the direction and under authority of the Senate.

Every bill, memorial, order or resolution originating in the Senate shall be carefully engrossed before being transmitted to the House of Representatives for concurrence.

All bills shall be carefully enrolled under the supervision of the Committee on Rules and Administration, which may report to the Senate at any time on the enrollment of bills.

DISPOSITION OF BILLS ON ADJOURNMENT

51. Adjournment of the regular session in an odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that a bill on the Calendar, Consent Calendar, or General Orders shall be returned to the standing committee other than the Committee on Rules and Administration from which it was last reported to the Senate, unless otherwise provided for by motion prior to adjournment. Bills returned to committee pursuant to this rule shall, upon request of the author, be given priority for consideration by the committee ahead of all other bills in the order in which they appeared on the Calendar, Consent Calendar, or General Orders.

PETITIONS AND OTHER COMMUNICATIONS

52. In presenting a petition, memorial, remonstrance or other communication addressed to the Senate, a member shall only state the general purpose of it.

Every petition, memorial, remonstrance, resolution, bill and report of committee, shall have an appropriate title, and the name of the member presenting it written on it.

RESOLUTIONS

53. Memorial resolutions addressed to the President or the Congress of the United States, or a house or member of Congress, or a department or officer of the United States, or a state or foreign government, joint resolutions, and resolutions requiring the signature of the Governor shall follow the same procedure as bills before being adopted.

Upon a member giving notice of intention to debate a resolution not required to follow the same procedure as bills and not offered by the Committee on Rules and Administration, the resolution shall lie over one calendar day without debate or other action. Upon the request of a member, the resolution shall be referred to the proper committee. Whenever a question arises con-

cerning the proper reference the procedure provided by Rule 35 applies.

CONFIRMATIONS

54. Every gubernatorial appointment requiring the advice and consent of the Senate shall be referred by the President to the appropriate committee. If a question arises as to the proper committee, the appointment shall be referred without debate to the Committee on Rules and Administration for a report making the proper reference.

The final question on the appointment is, "Will the Senate, having given its advice, now consent to this appointment?" The question shall not be put the same day the appointment is received or on the day it is reported by committee unless by unanimous consent.

SIGNING OF ACTS, RESOLUTIONS

55. In addition to his duties under Rule 3, the President shall sign all acts, memorials, addresses and resolutions. All writs, warrants and subpoenas issued by the Senate shall be signed by the President and attested by the Secretary. Upon a finding by the Committee on Rules and Administration that the President refuses or is unable to sign any of the documents described in this rule, the Chairman of the Committee on Rules and Administration, or some other member selected by the committee shall assume the duties of the President under this rule until the President is able to sign the documents described or until the Senate elects a new President, whichever occurs first.

APPOINTMENT OF COMMITTEES

56. The majority and minority shall each be represented on all standing committees of the Senate. The majority group shall assign the number of positions the minority group will hold on each committee. The minority group shall be given adequate notice about its positions prior to the commencement of the session. Both the majority and minority groups shall appoint their own members to fill the number of positions each group will hold on each committee. The minority group shall transmit notice of its assignments to the majority group within ten calendar days after receipt of the notice of positions available. If the minority group for any reason fails to make its appointments pursuant to this rule, the majority group may make all the committee assignments.

The majority and minority committee assignments are subject to the uniform criteria governing committee assignments applicable to both the majority and minority. The uniform criteria shall be promulgated by the majority group and transmitted to the minority group together with notification of committee positions available to the minority.

Committee assignments as made by the majority and minority groups shall be followed by the Senate in the resolution establishing representation on all Senate standing committees.

After the organization of the Senate, all committees of the Senate and members of commissions to be appointed by the Senate authorized by rule, statute, resolution or otherwise, shall be appointed by the Subcommittee on Committees of the Committee on Rules and Administration, unless other-

wise provided, subject to confirmation by the Senate. In the appointment of members of conference committees between the two houses, the Subcommittee on Committees of the Committee on Rules and Administration of the Senate shall appoint those who are in accord with the position of the Senate, and whenever practical, give preference to authors of bills in dispute and to members of standing committees in which the bills were considered.

STANDING COMMITTEES

57. The standing committees of the Senate are as follows:

Agriculture and Natural Resources

Economic Development and Commerce

Education

Elections and Ethics

Employment

Energy and Housing

Finance

Governmental Operations

Health and Human Services

Judiciary

Local and Urban Government

Public Utilities and State Regulated Industries

Rules and Administration

Taxes and Tax Laws

Transportation

Veterans and General Legislation

The Committee on Rules and Administration may constitute a standing Subcommittee on Engrossing and Enrolling, the report of which within its jurisdiction has the effect of a report of the main Committee on Rules and Administration, and the reference under Rule 49 is made directly to this subcommittee.

The Committee on Rules and Administration may constitute a standing Subcommittee on Bill Scheduling, the report of which within its jurisdiction has the effect of a report of the main Committee on Rules and Administration. The subcommittee shall consist of six members, two of whom shall be members of the minority group.

The Committee on Rules and Administration may constitute a standing Subcommittee on Committees, the report of which within its jurisdiction has the effect of a report of the main Committee on Rules and Administration. The subcommittee shall consist of five members, one of whom shall be a member of the minority group.

Each standing committee of the Senate, including a subcommittee of the

committee, is authorized at any time to sit and act, to investigate and take testimony on any matter within its jurisdiction, to report hearings held by it, and to make expenditures as authorized from time to time by the standing Committee on Rules and Administration. A standing committee, but not a subcommittee, may require by subpoena or otherwise the attendance and testimony of witnesses and the production of correspondence, books, papers, and documents, in the manner provided by Minnesota Statutes, Section 3.153.

COMMITTEE MEETINGS

58. All meetings of the Senate, its committees and subcommittees are open to the public.

To the extent practical, meetings of all committees shall be announced to the public at least three calendar days prior to convening. The notice shall state the name of the committee, the bill or bills to be considered, the place and time of meeting. The notice shall be posted on all Senate bulletin boards in the Capitol, and the State Office Building. A notice shall be sent to the House of Representatives for posting as it deems necessary.

QUORUM IN COMMITTEE

59. A majority of its members constitutes a quorum of a committee.

REPORT OF VOTE IN COMMITTEE

60. Upon the request of a member of a committee or subcommittee to which a bill has been referred, or upon the request of the author of the bill, a record shall be made of the vote on the bill in the committee or subcommittee, including the vote on any amendment or proposed amendment to it, in the committee or subcommittee to which the bill was referred.

Upon request of three members of the committee *before the vote is taken*, the record of a roll call vote in a standing committee shall accompany the committee report and be printed in the Journal.

COMMITTEE ACTION

61. No report of any committee shall be made to the Senate unless it reports action taken at a regular or special meeting of the Committee. A report in violation of this rule is out of order.

A committee report or a proposed amendment to a bill, memorial or resolution shall be in six copies and written only on one side of the paper.

EMPLOYEES AUTHORIZED IN THE SENATE

62. The Committee on Rules and Administration shall establish positions, set compensation, appoint employees, and authorize expense reimbursement for employees as it deems proper to carry out the work of the Senate. At the request of any committee member, an action of the committee shall be submitted as a Senate resolution for adoption by the Senate. A roster of all employees of the Senate, including positions and compensation, shall be kept by the Secretary and shall be open for inspection by the public.

ADDITIONAL EMPLOYEES

63. All propositions for the appointment and payment of employees of the Senate or for expenditures on account of the Legislature, other than those provided by law, shall be referred to the Committee on Rules and Administration without debate.

AUTHORITY OVER EMPLOYEES

64. Except as otherwise provided in these rules, the Committee on Rules and Administration has full and exclusive authority over, and charge of all employees, officers and clerks of the Senate both elective and appointive. The committee has the sole and exclusive power and authority to assign them to duties other than for which they were elected or appointed as the committee may from time to time provide. The committee has power to appoint employees, officers or clerks as it deems proper to exercise the power granted to it by this rule. The committee may make rules and regulations for the government of the employees, officers and clerks as they see fit. In case of violation of an order of the committee by an employee, officer or clerk, or in case of a violation of a rule or regulation made by the committee, or in case of misconduct or omission by an employee, officer or clerk, the Committee on Rules and Administration may hear complaints and discharge the employee, officer or clerk or impose other punishment by way of fine or otherwise upon the employee, officer or clerk as the committee deems just and proper.

DUTIES OF SECRETARY

65. The Secretary shall keep a correct Journal of the proceedings of the Senate and shall perform other duties assigned to him as Secretary. He shall not permit Journal records, accounts or papers to be taken from the table or out of his custody, other than in the regular mode of business. If a paper in his charge is missing, he shall report the fact to the President, so that inquiry may be made. He shall superintend the recording of proceedings in the Journal, the engrossing, transcribing and copying of the bills and resolutions, supervise the assistants, clerks and stenographers under the direction of the Committee on Rules and Administration, and generally perform the duties of Secretary, under direction of the President. The Secretary shall keep the books to be called "Minute Books" in which he shall enter under the appropriate marginal numbers, all Senate and House bills, and correct notes, with the dates thereof, of the state, condition and progress of each bill pending, until its final passage.

The Secretary shall cause to be recorded on magnetic tape the proceedings of the Senate, the Committee of the Whole, each standing committee and standing subcommittee. Each tape shall be clearly labeled to show the name of the body whose proceedings are recorded and the dates the proceedings occurred. Each tape shall be accompanied by a log showing the number of each bill considered and the places on the tape where consideration of the bill occurred. Within two working days after each day the Senate is in session the Secretary shall make a copy of the tape and corresponding log of proceedings of the Senate and the Committee of the Whole and deliver the copies to the Legislative Reference Library. Within one week after each meeting of a

standing committee or standing subcommittee the Secretary shall make a copy of the tape and corresponding log of the meeting and deliver the copies to the Legislative Reference Library. Upon completion and approval of the minutes of the meeting, a copy of the minutes shall be promptly delivered to the Legislative Reference Library. The Secretary shall keep a record of each session of the Senate and the Committee of the Whole, each meeting of a Senate standing committee or standing subcommittee, and the date on which a tape recording of the session or meeting was transmitted to the Legislative Reference Library. The Library shall keep a similar record of all tapes received. The Library shall provide committee staff with reasonable access to Senate tapes and shall provide the public with convenient facilities to listen to the tapes. Copies of Senate tapes shall be available to the public from the Secretary, for a fee determined by the Secretary to be adequate to cover the cost of preparing the copies. A copy shall be provided free to a member of the Senate upon request for use in legislative business. The original tape and log of each session of the Senate and the Committee of the Whole shall be kept by the Secretary until the end of the period for which the members of the existing House of Representatives have been elected, at which time the tape may be preserved or disposed of as he sees fit. Tapes, logs, and minutes forwarded to the Legislative Reference Library shall be kept by the Library until two years after the end of the period for which the members of the existing Senate have been elected, at which time they may be preserved or disposed of as the Library sees fit. It is the intention that testimony and discussion preserved under this rule not be admissible in any court or administrative proceeding on an issue of legislative intent.

JOURNAL—HOW APPROVED

66. The Journal of each day's proceedings is open for correction at any time during the session of the next day the Senate meets. Unless corrected on that day, the Journal stands approved.

SECRETARY MAY CORRECT ERRORS

67. The Secretary of the Senate and Engrossing Secretary, in all proper cases, shall correct all mistakes in numbering the sections and reference to them, whether the errors occur in the original bill or are caused by amendments to it.

PURCHASING SUPPLIES

68. The Secretary is the agent of the Senate for the purchase of supplies. ~~He shall file timely reports of expenditures made with the Committee on Rules and Administration. The Secretary's records on purchase of supplies are open for inspection during normal business hours.~~

DUTIES OF THE SERGEANT AT ARMS

69. The Sergeant at Arms shall execute all orders of the President and perform all duties assigned to him connected with the police and good order of the Senate Chamber; exercise supervision over the entry and exit of all persons to and from the chambers; see that messages are promptly delivered; see that the hall is properly ventilated and the temperature properly regulated,

and that it is open for the use of members of the Senate at the time fixed; and perform all other services pertaining to his office.

PERSONS PRIVILEGED TO THE FLOOR OF THE SENATE

70. No person shall be admitted within the Senate Chamber, but a member, *an officer*, the executive or ex-Governors of the State of Minnesota, members of the House, ~~heads of departments of state government~~, judges of the Supreme and Districts Courts and members of Congress. Those who have been members of Congress or of the state Legislature who are not interested in any claim or directly in a bill pending before the Legislature may be personally admitted by a member of the Senate. An employee of either house may be admitted at the request of a member or an officer of the Senate. *The head of a department of state government may be admitted by the President.* When the Senate is not meeting, a person not a member may be admitted to the floor at the request of a member or officer. No public hearings shall be held in the Senate Chamber. The retiring room of the Senate is reserved for the exclusive use of the members of the Senate at all times. The Sergeant at Arms shall strictly enforce this rule.

PRIVILEGE OF REPORTERS

71. Provision shall be made for news reporters on the Senate floor in limited numbers, and in the Senate gallery. Because of limited space on the floor, permanent space is limited to those news agencies which have regularly covered the legislature, namely: The Associated Press, United Press International, St. Paul Pioneer Press, St. Paul Dispatch, Minneapolis Star and Tribune, Duluth News-Tribune and Herald, Rochester Post-Bulletin, WCCO radio, KSTP radio, and Minnesota Public Radio. An additional two spaces shall be provided to other reporters.

One person from each named agency may be present at the press table on the Senate floor at any one time.

Other news media personnel may occupy seats provided in the Senate gallery.

The Committee on Rules and Administration may, through committee action or by delegating authority to the Secretary, allow television filming on the Senate floor on certain occasions.

The committee or its agent may designate a committee of three senior news correspondents to act as an issuing agency for reporters' badges or other credentials.

DISORDERLY CONDUCT

72. In case of a disturbance or disorderly conduct in the lobbies or galleries, the President may order them cleared. Picture taking by persons other than accredited news reporters, hand clapping, demonstrations, and food and beverages, are prohibited in the galleries.

INTRODUCTION OF VISITORS

73. No introduction of a visitor or visitors in the galleries shall be made

from the floor or rostrum of the Senate.

SMOKING

74. No person is permitted to smoke in the Senate Chamber. There shall be no smoking in the visitors section of the galleries.

ETHICAL CONDUCT

75. The Subcommittee on Committees shall appoint a special committee on Ethical Conduct consisting of four members, two from the majority and two from the minority.

The committee shall serve in an advisory capacity to a member or employee upon written request and shall issue recommendations to the member or employee.

A lobbyist shall not appear before a Senate committee pursuant to his employment unless he is in compliance with the law requiring lobbyist registration, Minnesota Statutes, Sections 10A.03 to 10A.06. A lobbyist when appearing before a committee shall disclose to the committee those in whose interest he speaks and the purpose of his appearance. A lobbyist shall not knowingly furnish false or misleading information or make a false or misleading statement that is relevant and material to a matter before the Senate or any of its committees when he knows or should know it will influence the judgment or action of the Senate or any of its committees thereon. A lobbyist shall not exert undue influence or expend improper sums of money in connection with any legislation.

The committee shall investigate a complaint by a member of the Senate in writing under oath received during a legislative session regarding improper conduct by a member or employee of the Senate or a lobbyist. The committee has the powers of a standing committee to issue subpoenas pursuant to Minnesota Statutes, Section 3.153. In order to determine whether there is probable cause to believe that improper conduct has occurred, the committee may, by a vote of three of its members, conduct a preliminary inquiry in executive session to which the requirements of Rule 58 do not apply. Upon a finding of probable cause, further proceedings on the complaint are open to the public. If, after investigation, the committee finds the complaint substantiated by the evidence, it shall recommend to the Senate appropriate disciplinary action."

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

MOTIONS AND RESOLUTIONS

Mr. Moe, R.D. moved that Senate Resolution No. 22 be taken from the table. The motion prevailed.

Senate Resolution No. 22: A Senate resolution relating to mileage; setting the miles traveled by members of the Senate in going to and returning from the Capitol.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The miles traveled by members of the Senate for the 74th Legislature in

each round trip going to and returning from the Capitol to their places of residence are as follows:

MEMBER	MILEAGE
ADKINS, Betty A.	86
ANDERSON, Don	324
BELANGER, William V. Jr.	46
BENSON, Duane D.	228
BERG, Charles A.	370
BERGLIN, Linda	18
BERNHAGEN, John	152
BERTRAM, Joe	240
BRATAAS, Nancy	160
CHMIELEWSKI, Florian	210
DAHL, Gregory L.	40
DAVIS, Charles R.	130
DeCRAMER, GARY M.	336
DICKLICH, Ronald R.	390
DIESSNER, A.W. "Bill"	44
DIETERICH, Neil	6
FRANK, Don	36
FREDERICK, Mel	144
FREDERICKSON, Dennis	250
FREEMAN, Michael O.	30
HUGHES, Jerome M.	10
ISACKSON, Doran L.	316
JOHNSON, Dean E.	202
JOHNSON, Douglas J.	460
JUDE, Tad	50
KAMRATH, Randy P.	350
KNAAK, Fritz	22
KNUTSON, Howard A.	44
KROENING, Carl W.	30
KRONEBUSCH, Patricia Louise	222
LAIDIG, Gary W.	42
LANGSETH, Keith	472
LANTRY, Marilyn M.	11
LESSARD, Bob	620
LUTHER, William P.	44
McQUAID, Phyllis W.	28
MEHRKENS, Lyle G.	100
MERRIAM, Gene	42
MOE, Donald M.	0
MOE, Roger D.	522
NELSON, Tom A.	200
NOVAK, Steven G.	30
OLSON, Gen	70
PEHLER, James C.	140
PETERSON, Collin C.	416
PETERSON, Darrel L.	300
PETERSON, Donna C.	14
PETERSON, Randolph W.	58
PETTY, Eric D.	26
POGEMILLER, Lawrence J.	0
PURFEERST, Clarence M.	116

RAMSTAD, Jim	42.6
REICHGOTT, Ember D.	42
RENNEKE, Earl W.	146
SAMUELSON, Don	276
SCHMITZ, Robert J.	96
SIELOFF, Ron	13
SOLOMON, Sam G.	320
SPEAR, Allan H.	22
STORM, Donald A.	41
STUMPF, LeRoy A.	582
TAYLOR, Glen	180
ULLAND, James	302
VEGA, Conrad M.	24
WALDORF, Gene	12
WEGSCHEID, Darrell	54
WILLET, Gerald L. (air 340)	410

Mr. Moe, R.D. moved to amend Senate Resolution No. 22 as follows:

Page 1, after line 29, insert:

GUSTAFSON, Jim 312

The motion prevailed. So the amendment was adopted.

Mr. Moe, R.D. moved the adoption of the foregoing resolution, as amended. The motion prevailed. So the resolution, as amended, was adopted.

Remaining on the Order of Business of Motions and Resolutions, without objection, the Senate reverted to the Order of Business of Second Reading of Senate Bills and Second Reading of House Bills.

SECOND READING OF SENATE BILLS

S.F. Nos. 485, 89, 42, 483, 117, 19 and 351 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 68 was read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Wegscheid moved that the name of Ms. Reichgott be added as a co-author to S.F. No. 21. The motion prevailed.

Mr. Langseth moved that the name of Mr. Purfeerst be added as a co-author to S.F. No. 42. The motion prevailed.

Mr. Diessner moved that the names of Messrs. Ramstad and Samuelson be added as co-authors to S.F. No. 327. The motion prevailed.

Mr. Merriam moved that the name of Mr. Peterson, C.C. be added as a co-author to S.F. No. 540. The motion prevailed.

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

Mr. Storm moved that the name of Mr. Dahl be added as a co-author to

S.F. No. 617. The motion prevailed.

Mr. Moe, D.M. moved that the name of Mr. Pogemiller be added as a co-author to S.F. No. 624. The motion prevailed.

Mr. Moe, R.D. introduced—

Senate Resolution No. 29: A Senate resolution providing for Senate committee assignments.

BE IT RESOLVED, by the Senate:

That Senate Resolution No. 3 relating to standing committees of the Senate for the 74th session, Senate Daily Journal, January 8, 1985, pages 6-7, be amended as follows:

Agriculture and Natural Resources—18 19

Add: Gustafson

Employment—12 13

Add: Gustafson

Health and Human Services—14 13

Delete: Ulland

Public Utilities and State Regulated Industries—14 15

Add: Gustafson

Rules and Administration—27

Add: Laidig

Delete: Ulland

Taxes and Tax Laws—26 25

Delete: Ulland

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Moe, R.D. introduced—

Senate Concurrent Resolution No. 9: A Senate concurrent resolution relating to joint rules; adopting permanent joint rules of the Senate and House of Representatives.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

The Joint Rules of the Senate and House of Representatives for the 74th Legislature shall read as follows:

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES

TABLE OF CONTENTS

ARTICLE I: JOINT CONVENTIONS

1.01 How Governed

- 1.02 President's Duties
- 1.03 President's Right to Vote
- 1.04 Stating Questions
- 1.05 Order of Debate
- 1.06 Calling Member to Order
- 1.07 Call of the Convention
- 1.08 Elections
- 1.09 No Smoking
- 1.10 Parliamentary Procedure

ARTICLE II: BILLS

- 2.01 Form
- 2.02 Appropriating Money
- 2.03 Deadlines
- 2.04 Amending Bills Originating in other House
- 2.05 Receding From Position
- 2.06 Conference Committees
- 2.07 Enrollment and Signature

ARTICLE III: GENERAL PROVISIONS

- 3.01 Suspension of Joint Rules
- 3.02 Odd Year Session Adjournment
- 3.03 Interim Committee and Commission Reports

ARTICLE I: JOINT CONVENTIONS

HOW GOVERNED

Rule 1.01. The Speaker of the House shall preside at all Conventions of the two houses of the Legislature and shall call the members to order. The Chief Clerk of the House shall be the Secretary and the Sergeant at Arms of the House shall be the Sergeant at Arms of the Convention.

PRESIDENT'S DUTIES

Rule 1.02. The President of the Convention shall preserve order and decorum. He may speak on all points of order in preference to other members and shall decide questions of order, subject to an appeal to the Convention by any member. He shall rise to put a question but may state it while seated.

PRESIDENT'S RIGHT TO VOTE

Rule 1.03. The President shall have the right to vote in all cases except appeals from his decisions. He shall vote last on all questions.

STATING QUESTIONS

Rule 1.04. Questions shall be put to the Convention in the following form:

"As many as are of the opinion that (the question) shall pass, say 'Aye.'" After an affirmative vote is expressed the nays shall be called as follows: "As many as are of the contrary opinion, say 'No.'" If the President is in doubt or a division is called, those in the affirmative shall rise first and those in the negative afterward.

ORDER OF DEBATE

Rule 1.05. When any member wishes to speak to the Convention on any matter, he shall rise and respectfully address the President, and not speak further until recognized. He shall confine himself to the question under debate and avoid personal remarks. When two or more members rise at the same time, the President shall designate the member to speak first. No member shall speak more than twice on the same question without permission of the Convention.

CALLING MEMBER TO ORDER

Rule 1.06. If any member of the Joint Convention is called to order for offensive words in debate, the member calling him to order shall report the words to which exception is taken and the Secretary shall record them. No member may be called to order for any language used in debate if exception is not taken before any other member has spoken or any other business has taken place. A member called to order shall immediately sit down unless another member moves to permit him to explain. In any case, the Joint Convention, if appealed to, shall decide without debate. Only if the decision is in favor of the member called to order shall he be at liberty to proceed.

CALL OF THE CONVENTION

Rule 1.07. Five members may demand a call of the Convention at any time except after voting has commenced. When such a call is demanded, the doors shall be closed, the roll shall be called, the absent members shall be sent for, and no member may be permitted to leave the Chamber, unless excused by the President, until the call is lifted. Proceedings under the roll call may be suspended by a majority vote of all the members of the Convention. A call of the Convention may be lifted by a majority vote of all the members of the Convention.

ELECTIONS

Rule 1.08. In all elections by the Joint Convention, members shall vote viva voce and the roll of Senate members shall be called first. Whenever there is an election of any officer in Joint Convention, the result shall be certified by the President of the Senate and the Speaker of the House and announced by them to their respective houses. The result shall be entered on the Journal of each house and communicated to the Governor by the Secretary of the Convention.

NO SMOKING

Rule 1.09. No person is permitted to smoke in the Chamber or in the gallery during a Joint Convention.

PARLIAMENTARY PROCEDURE

Rule 1.10. The rules of the House shall be the Rules of the Joint Convention of both houses in all cases in which the foregoing rules are not applicable.

ARTICLE II: BILLS

FORM

Rule 2.01. The title of each bill shall clearly state its subject and briefly state its purpose. When a bill amends or repeals an existing act, the title shall refer to the chapter, section or subdivision.

Reference shall be made to Minnesota Statutes for the provisions appearing therein unless reference to previous session laws is required for some special reason.

Bills shall refer to Minnesota Statutes as follows:

“Minnesota Statutes, section”

Bills shall refer to the session laws as follows:

“Laws, chapter, section”

A bill for the amendment of a statute shall contain the full text of the section or subdivision to be amended as it appears in the latest edition of Minnesota Statutes unless it has been amended, in which event it shall contain the full text as amended.

The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. The text of a new section or subdivision shall also be underscored when a bill amends an existing chapter or section by adding a new section or subdivision. In the omnibus appropriation bills required by Joint Rule 2.02, sections making an appropriation or transfer and not amending a statute or session law need not have new material underscored. Before a committee favorably reports upon a bill, the chairman of the committee shall see that the bill conforms to this rule. When a bill is printed in the Journal, the new matter shall be in italics or underscored and the matter to be eliminated shall be capitalized and in parentheses or stricken by drawing a line through it. A bill drafted by the Revisor of Statutes for the purposes of correcting errors in Minnesota Statutes need not comply with the provisions of this paragraph if the bill is labeled “REVISOR’S BILL” immediately below the title, and if there is attached thereto a memorandum of information explaining the reasons for the bill.

If the bill is for an original law and not for an amendment of an existing law, the sections and subdivisions shall be arranged, subdivided, and numbered in like manner as Minnesota Statutes. If such a bill assigns to the sections thereof headnotes or identification by the decimal system of numbering used in Minnesota Statutes, such headnotes and decimal identification may be submitted by standing committee chairmen to the Revisor of Statutes for examination. Any such headnotes shall be capital letters enclosed in

brackets, and shall be subject to the provisions of Minnesota Statutes, section 648.36.

All numbers in titles shall be expressed in figures. All numbers of section or chapter of law shall be in figures. In the body of a bill numbers in excess of ten shall be in figures, except for a special reason they may be written, but when written they shall not be followed by numbers or parentheses.

APPROPRIATING MONEY

Rule 2.02. The same bill shall not appropriate public money or property to more than one local or private purpose.

No clause appropriating money for a local or private purpose shall be contained in a bill appropriating money for the State government or public institutions. All resolutions authorizing the issuing of abstracts by the Secretary of the Senate or the Chief Clerk of the House for the payment of money shall be upon the call of "yeas" and "nays."

In odd-numbered years, at least twenty calendar days prior to the last day the Legislature can meet in regular session [April 30, 1985], the Committee on Finance of the Senate and the Committee on Appropriations of the House shall report to their respective houses, unless directed by concurrent resolution to report different appropriation bills, eight separate appropriation bills as follows:

(a) A bill appropriating money for the general administrative and judicial expenses of the State government for the succeeding two fiscal years including salaries, office expenses and supplies and other necessary expenses connected therewith;

(b) A bill covering all appropriations relating to public welfare, health and corrections for the support and maintenance of all State penal and charitable institutions, and other institutions of the State except educational for the two succeeding fiscal years;

(c) A bill appropriating money for the support and maintenance of all State educational institutions for the two succeeding fiscal years;

(d) A bill covering all appropriations providing for the payment of claims against the State of Minnesota which may have been allowed by the Finance Committee of the Senate or the Appropriations Committee of the House;

(e) A bill covering all appropriations made for semi-state activities;

(f) A bill covering all appropriations for construction and major rehabilitation of public buildings to be financed by issuance of bonds;

(g) A bill covering all appropriations for maintenance, repair, and minor rehabilitation and construction of public buildings; and

(h) A bill covering appropriations for the department of transportation.

No other appropriations shall be contained in any of said bills but all other appropriations shall be contained in separate bills.

DEADLINES

Rule 2.03. (a) In odd-numbered years, committee reports on bills favor-

ably acted upon by a committee in the house of origin after the sixth Friday prior to the last Friday on which the Legislature can meet in regular session April 4, 1985, and committee reports on bills originating in the other house favorably acted upon by a committee after the Monday before the third Friday prior to the last Friday on which the Legislature can meet in regular session April 19, 1985, shall be referred in the Senate to the Committee on Rules and Administration, and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after the earlier date and by the later date set by this paragraph acts on a bill that is a companion to a bill that has met the earlier deadline in the other house. This rule does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes.

Conference Committees on the major appropriation bills specified in Joint Rule 2.02 shall have their reports on the members' desks by the last Thursday on which the Legislature can meet in regular session [May 16, 1985]. After the last Friday on which the Legislature can meet in regular session [May 17, 1985], neither house shall act on bills other than those contained in:

- (1) Reports of Conference Committees;
- (2) Messages from the other house;
- (3) Reports of the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House; or
- (4) Messages from the Governor.

(b) In even-numbered years the Legislature shall establish by concurrent resolution deadlines based on the date intended to be the date of adjournment sine die.

AMENDING BILLS ORIGINATING IN OTHER HOUSE

Rule 2.04. Either house shall have the power to amend any bill, memorial, or resolution passed by the other house.

RECEDING FROM POSITION

Rule 2.05. Prior to a Conference Committee on any matter, either house may recede from its position on any difference existing between the two houses. In order to recede, and if the matter is not in the possession of a house, that house shall request return of the matter from the other house. To recede, a majority of a house shall govern, except in cases otherwise provided in the Constitution. If the question is put and lost, it shall not be put again on the same day. A reconsideration of the question shall in all respects be regulated by the rules of that house.

CONFERENCE COMMITTEES

Rule 2.06. In all cases of disagreement between the Senate and House on amendments adopted by either house to a bill, memorial or resolution passed by the other house, a Conference Committee consisting of not less than three members nor more than five members from each house may be requested by either house. The other house shall appoint a similar committee.

The manner of procedure shall be as follows: The house of origin passes a bill and transmits it to the other body. If the other body adopts an amendment to the bill and passes it as amended, it shall return the bill with a record of its actions to the house of origin. If the house of origin refuses to concur in the amendment, it shall ask for a Conference Committee, appoint such a committee on its part, and transmit the bill with a record of its action to the other house. If the other house adheres to its amendment, it shall appoint a like committee and return the bill to the house of origin.

At an agreed upon hour the Conference Committee shall meet. The members from each house shall state to the members from the other house, orally or in writing, the reason for their respective positions. The members shall confer thereon and shall report to their respective houses the agreement they have reached, or, if none, the fact of a disagreement. If an agreement is reported, the house of origin shall act first upon the report. If the report is adopted and repassed as amended by the Conference Committee by the house of origin, the report, the bill and a record of its action shall be transmitted to the other house.

All Conference Committees shall be open to the public. Meetings of Conference Committees shall be announced as far in advance as practical.

Except after the last Thursday on which the Legislature can meet in regular session in odd-numbered years [May 16, 1985], and after the last Thursday on which the Legislature intended, when it adopted the concurrent resolution required by Rule 2.03, paragraph (b), to meet in regular session in even-numbered years, a written copy of a report of a Conference Committee shall be placed on the desk of each member of a house twelve hours before action on the report by that house. If the report has been reprinted in the Journal of either house for a preceding day and is available to the members, the Journal copy shall serve as the written report.

ENROLLMENT AND SIGNATURE

Rule 2.07. After a bill or memorial has been passed by both houses, it shall be carefully and properly enrolled by the Revisor of Statutes under the direction of the Secretary of the Senate for a matter originating in the Senate or the Chief Clerk of the House for a matter originating in the House. The Revisor of Statutes shall obtain the signatures and certificates of the proper officers to the enrolled copy of the bill or memorial and present it to the Governor for his approval.

A bill or memorial may be prepared for presentation to the Governor on good quality paper approximately 8 1/2" x 14" in size and may be produced by means of a copying machine. An enrolled bill shall be labeled "An Act" and it shall be identical to the bill passed by the Legislature. An enrolled bill which is amendatory of any existing law or constitutional provision shall indicate deletions and additions in the manner provided in Rule 2.01 for printed bills.

ARTICLE III: GENERAL PROVISIONS

SUSPENSION OF JOINT RULES

Rule 3.01. Either house may suspend the Joint Rules of the Senate and

House by a vote of two-thirds of its members.

ODD YEAR SESSION ADJOURNMENT

Rule 3.02. Adjournment of the regular session in any odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that upon adjournment in any odd-numbered year to a date certain in the following year:

(a) Any bill being considered by a Conference Committee shall be returned to the house of origin, laid on the table, and the Conference Committee shall be discharged;

(b) Any bill referred to the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House pursuant to Joint Rule 2.03 shall be returned to the standing committee to which it was last previously referred; and

(c) Any bill returned by the Governor to the house of origin with his objections following such adjournment shall be laid on the table.

INTERIM COMMITTEE AND COMMISSION REPORTS

Rule 3.03. Except as otherwise provided by law, the report of any interim committee or commission to the Legislature shall be submitted on paper 8 1/2" x 11" in size, spiral bound, stapled, or punched on the left edge to fit a standard size three ring binder intended for that size paper. A brief summary of the recommendations of the commission or committee shall appear first and be clearly separated from its findings, discussions, and exhibits. If the report contains legislative recommendations, a copy of any proposed legislation, particularly if extensive in character, shall if possible be attached as an exhibit at the end of the report.

Mr. Moe, R.D. moved that Senate Concurrent Resolution No. 9 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that Senate Resolution No. 23 be withdrawn from the Committee on Rules and Administration and laid on the table. The motion prevailed.

Mr. Moe, R.D. moved that Senate Resolution No. 24 be withdrawn from the Committee on Rules and Administration and laid on the table. The motion prevailed.

CONFIRMATION

Mr. Merriam moved that the reports from the Committee on Agriculture and Natural Resources, reported February 25, 1985, pertaining to appointments, be taken from the table. The motion prevailed.

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

Mr. Merriam moved that in accordance with the reports from the Com-

mittee on Agriculture and Natural Resources, reported February 25, 1985, the Senate, having given its advice, do now consent to and confirm the appointments of:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Martha C. Brand, 1904 Humboldt Ave. S., Minneapolis, Hennepin County, effective May 3, 1984, for a term expiring the first Monday in January, 1988.

Caryl Edward Buchwald, Rt. 4, Box 164, Northfield, Rice County, effective January 28, 1985, for a term expiring the first Monday in January, 1989.

The motion prevailed. So the appointments were confirmed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Pehler moved that S.F. No. 523 be withdrawn from the Committee on Agriculture and Natural Resources and re-referred to the Committee on Health and Human Services. The motion prevailed.

Mr. Pehler moved that Senate Resolution No. 23 be taken from the table. The motion prevailed.

Senate Resolution No. 23: A Senate resolution recognizing the outstanding Parents are Teachers program and Family Oriented Structured Preschool Activity program achievements at the St. Cloud Area Vocational Technical Institute.

WHEREAS, family education is an important factor in maintaining the quality of life in Minnesota and is being recognized as an important phase of education in the United States; and

WHEREAS, the St. Cloud Area Vocational Technical Institute's parent-child development programs, Parents are Teachers and Family Oriented Structured Preschool Activity, were developed in conjunction with the American Vocational Association and the W. K. Kellogg Foundation as a response to increased recognition of family problems; and

WHEREAS, both programs have been replicated in two foreign countries and 22 states with a total of 170 community-based programs in Minnesota and the nation; and

WHEREAS, this program emphasizes the self-esteem, uniqueness, and importance of the child and helps parents gain confidence in interaction with their children; and

WHEREAS, these programs are positive steps toward the prevention of child abuse and other family problems; and

WHEREAS, these programs received a national award and recognition at the 1984 American Vocational Association Conference; and

WHEREAS, Minnesota's vocational technical education programs received 25 percent of all national awards given by the American Vocational Association in November, 1984; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota that it com-

mends the St. Cloud Area Vocational Technical Institute and the Parents are Teachers and Family Oriented Structured Preschool Activity instructional staff for program innovation and excellence in meeting the needs of Minnesota's families.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare enrolled copies of this resolution, to be authenticated by his signature and that of the Chairman of the Rules and Administration Committee, and present them to representatives of the St. Cloud Area Vocational Technical Institute and the Parents are Teachers and Family Oriented Structured Preschool Activity programs.

Mr. Pehler moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Bernhagen moved that Senate Resolution No. 24 be taken from the table. The motion prevailed.

Senate Resolution No. 24: A Senate resolution recognizing the outstanding Automotive Technician program achievement at Hutchinson Area Vocational Technical Institute.

WHEREAS, the Hutchinson Area Vocational Technical Institute's Automotive Technician program received the outstanding automotive vocational training program award for 1984 in the State of Minnesota; and

WHEREAS, the program also received the 1984 American Vocational Association national award for excellence in Automotive Service Programs in the United States; and

WHEREAS, the recognition of this program is part of a national program sponsored by the National Motor Vehicle Manufacturers' Association and the American Vocational Association; and

WHEREAS, the purpose of this award is to recognize outstanding vocational technical programs in the nation and the cooperation existing between vocational technical education and industry at the national, state, and local levels; and

WHEREAS, this award also indicates the high standards and excellence of Minnesota's post-secondary vocational technical education programs and instruction; and

WHEREAS, Minnesota's vocational technical education programs received 25 percent of all national awards given by the American Vocational Association in November 1984; **NOW, THEREFORE**,

BE IT RESOLVED by the Senate of the State of Minnesota that it commends the Hutchinson Area Vocational Technical Institute and the automotive technician program instructor, John Mlinar, for program excellence and for cooperation with representatives of business and industry in providing quality vocational technical programs for the citizens of the State of Minnesota.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and that of the Chairman of the Rules and Administration Committee, and that it be presented to John Mlinar.

Mr. Bernhagen moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

CALENDAR

S.F. No. 125: A bill for an act relating to labor; changing the definition of plumber's apprentice for the purpose of employment licensing; requiring the registration of plumber's apprentices; amending Minnesota Statutes 1984, section 326.01, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 326.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 177: A bill for an act relating to crime; allowing the admission of certain out-of-court statements of mentally impaired persons defining "mentally impaired"; amending Minnesota Statutes 1984, sections 260.156; 595.02, subdivision 3; 609.341, subdivisions 6 and 11; 609.342; 609.343; 609.344; and 609.345.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 291: A bill for an act relating to probate; adopting provisions of

the uniform probate code and clarifying laws relating to intestate succession, spouse's elective share, and omitted spouses and children; amending Minnesota Statutes 1984, sections 257.34, subdivision 1; 525.13; and 525.145; proposing coding for new law in Minnesota Statutes, chapter 524; repealing Minnesota Statutes 1984, sections 525.16; 525.17; 525.171; 525.172; 525.173; 525.20; 525.201; 525.202; 525.212 to 525.216.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 106: A bill for an act relating to the town of Tofte; authorizing the establishment of a detached banking facility.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CONSENT CALENDAR

S.F. No. 52: A bill for an act relating to recreational vehicles; exempting recreational vehicles licensed for highway use from registration with the department of natural resources; amending Minnesota Statutes 1984, section 84.922, subdivision 8.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S.F. Nos. 333, 379, 455, 331 and 450, which the committee recommends to pass.

S.F. No. 47, which the committee recommends to pass with the following amendment offered by Mr. Frank:

Page 1, after line 6, insert:

“Section 1. Minnesota Statutes 1984, section 343.21, subdivision 1, is amended to read:

Subdivision 1. [TORTURE.] No person shall ~~overdrive, overload,~~ torture, cruelly beat, ~~neglect,~~ or unjustifiably injure, maim, mutilate, or kill any animal, or cruelly work any animal when it is unfit for labor, whether it belongs to himself or to another person.

Sec. 2. Minnesota Statutes 1984, section 343.21, is amended by adding a subdivision to read:

Subd. 1a. [NEGLECT.] No person shall neglect any animal.”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert “clarifying what acts constitute torture;”

Page 1, line 4, delete “subdivision” and insert “subdivisions 1 and” and before the period insert “, and by adding a subdivision”

The motion prevailed. So the amendment was adopted.

S.F. No. 276, which the committee recommends to pass with the follow-

ing amendment offered by Mr. Peterson, R.W.:

Page 1, after line 11, insert:

"Section 1. Minnesota Statutes 1984, section 358.15, is amended to read:

358.15 [BY WHOM TAKEN IN THIS STATE EX OFFICIO NOTARY PUBLIC.]

The following ~~named~~ officers ~~shall~~ have power to take and certify ~~acknowledgments the powers of a notary public~~ within the state:

(1) every member of the legislature, while still a resident in the district from which ~~he was~~ elected; but ~~he shall receive~~ no fee or compensation ~~may be received for so doing exercising these powers~~. The form of ~~his the~~ official signature in ~~such these~~ cases ~~shall be~~ is: "A.B., Representative (or Senator), District, Minnesota, *ex officio notary public*. My term expires January 1, 19;"

(2) ~~the judges and clerks and deputy clerks of all courts, residing within the state, including those of the circuit and district courts of the United States, and resident United States commissioners;~~

(3) (2) ~~notaries public~~ and the clerks or recorders of towns, and cities; and

(4) (3) court commissioners, county recorders, and county auditors, and their several deputies, and county commissioners, all within their respective counties."

Page 1, line 13, delete "1" and insert "2" and delete "10" and insert "11"

Page 3, line 19, delete "5" and insert "6"

Page 4, line 1, delete "5" and insert "6"

Page 6, line 5, delete "8" and insert "9"

Page 6, line 16, delete "2" and insert "3"

Page 6, line 20, delete "7" and insert "8"

Page 8, line 17, delete "1" and insert "2" and delete "9" and insert "10"

Page 9, line 8, delete "1" and insert "2"

Page 9, lines 21 and 29, delete "10" and insert "11"

Page 9, line 31, delete "11" and insert "12"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "section" and insert "sections 358.15; and"

The motion prevailed. So the amendment was adopted.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

indicated.

Messrs. Peterson, C.C.; Berg; Stumpf; Frederick and Mrs. Adkins introduced—

S.F. No. 634: A bill for an act relating to local government; providing for transfer of certain federal payments in lieu of taxes from the county to the city or town; proposing coding for new law in Minnesota Statutes, chapter 471.

Referred to the Committee on Local and Urban Government.

Mrs. Adkins introduced—

S.F. No. 635: A bill for an act relating to advertising devices; allowing "star city" signs on interstate highways; amending Minnesota Statutes 1984, sections 173.02, subdivisions 2 and 6; and 173.13, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 173.

Referred to the Committee on Transportation.

Mr. Hughes, Mses. Olson, Reichgott, Messrs. Peterson, D.L. and Merriam introduced—

S.F. No. 636: A bill for an act relating to education; stating certain requirements for teacher preparation programs; proposing coding for new law in Minnesota Statutes, chapter 135A.

Referred to the Committee on Education.

Mr. Peterson, C.C. introduced—

S.F. No. 637: A bill for an act relating to county humane societies; allowing for an increase in the appropriation a county may make for a county humane society in any year; amending Minnesota Statutes 1984, section 343.11.

Referred to the Committee on Veterans and General Legislation.

Mr. Bertram introduced—

S.F. No. 638: A bill for an act relating to charitable gambling; changing the date for licensing by the charitable gambling control board; providing a certain exemption for organizations conducting raffles; amending Minnesota Statutes 1984, section 349.214, subdivision 2; amending Laws 1984, chapter 502, article 12, section 26.

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

Messrs. Bertram, Schmitz, Mrs. Adkins, Messrs. Frederickson and Samuelson introduced—

S.F. No. 639: A bill for an act relating to local government; providing for the conduct of the business of towns; providing for certain town debt; authorizing certain towns to provide certain services; revising various other town laws; amending Minnesota Statutes 1984, sections 16B.62, by adding a

subdivision; 160.17, subdivision 1; 160.25, subdivision 3; 163.11, subdivision 5a, and by adding a subdivision; 164.06; 365.10; 365.37; 365.44; 366.095; 367.03, subdivision 2; 367.10; 367.23; 444.075; and 471.56, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapters 365 and 379; repealing Minnesota Statutes 1984, section 375.18, subdivisions 4, 5, and 6.

Referred to the Committee on Local and Urban Government.

Messrs. Pehler; Johnson, D.J.; Petty; Laidig and Benson introduced—

S.F. No. 640: A bill for an act relating to taxation; abolishing the gross earnings tax on telephone companies; providing for property taxation of real property of telephone companies; amending Minnesota Statutes 1984, sections 272.02, subdivision 1; 272.03, subdivision 1; 295.365; 295.366, subdivision 1; repealing Minnesota Statutes 1984, sections 295.01, subdivision 10; 295.34; and 295.36.

Referred to the Committee on Taxes and Tax Laws.

Mr. Langseth introduced—

S.F. No. 641: A bill for an act relating to taxation; changing the date by which the second installment of property taxes on agricultural property must be paid; amending Minnesota Statutes 1984, section 279.01, subdivision 1, and by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Adkins, Messrs. Schmitz, Langseth, Frederickson and Chmielewski introduced—

S.F. No. 642: A bill for an act relating to counties; authorizing reimbursement to county commissioners and county officers for certain expenses; renaming the county executive secretary; fixing expenditure authority for certain county activities; removing provisions for county purchasing agents, demonstration and experiment farms, and seed and feed loans; revising the language of the text of chapters concerning county powers and county boards; amending Minnesota Statutes 1984, sections 375.055, by adding a subdivision; 375.48, subdivisions 1 and 2; 375.49, subdivisions 1 and 2; 375.50; 375A.07, subdivision 1; chapters 370; 371; 372; 374; 376; 377; 392; and 395; proposing new law coded in Minnesota Statutes, chapter 382; repealing Minnesota Statutes 1984, sections 374.05; 377.02; 377.04; 392.01; 392.02; 392.03; 395.01; 395.02; 395.03; 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; and 395.24.

Referred to the Committee on Local and Urban Government.

Messrs. Wegscheid and Knaak introduced—

S.F. No. 643: A bill for an act relating to game and fish; closing of lakes to taking of fish by angling and spearing; prohibiting spearing in muskellunge lakes; amending Minnesota Statutes 1984, sections 97.48, subdivision 1; 101.41, subdivision 4; and 101.475, subdivision 1.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Wegscheid introduced—

S.F. No. 644: A bill for an act relating to courts; providing for the recovery of costs, disbursements, and attorney fees from the state when a statute is declared unconstitutional; proposing coding for new law in Minnesota Statutes, chapter 549.

Referred to the Committee on Judiciary.

Messrs. Pogemiller; Moe, D.M.; Wegscheid; Knaak and Mrs. McQuaid introduced—

S.F. No. 645: 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.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S.F. No. 646: A bill for an act relating to transportation; clarifying disposition of trees removed by road authorities under certain conditions; amending Minnesota Statutes 1984, section 160.23.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Pehler; Moe, R.D.; Nelson; Taylor and Knaak introduced—

S.F. No. 647: A bill for an act relating to education; Minnesota Education Computing Corporation; removing some limits on its powers; amending Minnesota Statutes 1984, sections 119.04, subdivision 2; and 119.05, subdivision 2.

Referred to the Committee on Education.

Messrs. Spear; Moe, D.M.; Taylor and Mrs. Lantry introduced—

S.F. No. 648: A bill for an act relating to state government; requiring the adoption of rules governing the 700 hours program; requiring the preparation of agency affirmative action plans; providing for incentives; appropriating money; amending Minnesota Statutes 1984, sections 43A.04, subdivision 3; 43A.10, subdivision 8; and 43A.19, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 43A; repealing Minnesota Statutes 1984, section 43A.19, subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Dicklich and Pehler introduced—

S.F. No. 649: A bill for an act relating to unemployment compensation; regulating employer contribution rates; amending Minnesota Statutes 1984, sections 268.04, subdivision 25; and 268.06, subdivisions 2, 6, and 8; repealing Minnesota Statutes 1984, section 268.06, subdivision 24.

Referred to the Committee on Employment.

Messrs. Pogemiller, Jude and Spear introduced—

S.F. No. 650: A bill for an act relating to crimes; increasing the penalty for an offense committed against a transit provider or operator when violence or a threat of violence is not involved; amending Minnesota Statutes 1984, section 609.855, subdivision 4.

Referred to the Committee on Judiciary.

Messrs. Dicklich; Dahl; Peterson, D.L.; Storm and Davis introduced—

S.F. No. 651: A bill for an act relating to education; removing the metering of state aid payments to school districts; amending Minnesota Statutes 1984, section 273.1392; repealing Minnesota Statutes 1984, section 124.195.

Referred to the Committee on Education.

Mrs. Kronebusch, Messrs. Knutson, Freeman, Benson and Knaak introduced—

S.F. No. 652: A bill for an act relating to marriage dissolution; allowing grandparent visitation of children of a divorced parent; amending Minnesota Statutes 1984, section 518.175, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Stumpf; Peterson, D.L.; Willet; Kamrath and Davis introduced—

S.F. No. 653: A bill for an act relating to education; extending interdistrict cooperation aid to noninstructional costs and power equalizing the levy for interdistrict cooperation; amending Minnesota Statutes 1984, sections 124.272, subdivision 3; and 275.125, subdivision 8a.

Referred to the Committee on Education.

Mr. Nelson introduced—

S.F. No. 654: A bill for an act relating to agriculture; allowing persons to buy farm products from persons engaged in farming free of a security interest; allowing a person who sells goods for another including a commission merchant to take the goods free of a security interest; amending Minnesota Statutes 1984, section 336.9-307.

Referred to the Committee on Agriculture and Natural Resources.

Mrs. Adkins introduced—

S.F. No. 655: A bill for an act relating to counties; permitting the consolidation of the offices of county auditor and county treasurer under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 382.

Referred to the Committee on Local and Urban Government.

Mr. Merriam introduced—

S.F. No. 656: A bill for an act relating to crimes; providing for peace

officer training of persons who are employed by the commissioner of natural resources and who possess peace officer authority for the purpose of enforcing game and fish laws; providing for the financing of such training through surcharges on penalties imposed for violations of certain laws; amending Minnesota Statutes 1984, section 609.101.

Referred to the Committee on Agriculture and Natural Resources.

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

S.F. No. 657: A bill for an act relating to motor vehicles; providing defense to charge of operating motor vehicle without valid registration; amending Minnesota Statutes 1984, sections 168.09, by adding a subdivision; and 168.11, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Peterson, C.C.; Merriam; Bernhagen; Stumpf and Lessard introduced—

S.F. No. 658: A bill for an act relating to wild animals; altering certain provisions regarding taking and possession, and penalties related thereto; amending Minnesota Statutes 1984, sections 97.55, subdivision 4; 98.46, subdivision 5; 98.52, by adding subdivisions; and 100.29, subdivision 8.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Wegscheid and Ms. Olson introduced—

S.F. No. 659: A bill for an act relating to education; allowing the department of education to purchase printing services from school printing programs without inviting bids; amending Minnesota Statutes 1984, section 16B.08, subdivision 7.

Referred to the Committee on Governmental Operations.

Messrs. DeCramer; Kamrath; Moe, R.D.; Hughes and Johnson, D.E. introduced—

S.F. No. 660: A bill for an act relating to education; establishing a science and technology resource center; appropriating money for the technological-economic development initiative at Southwest State University to establish a program dealing with food production, food processing, and food distribution and for an interactive television network among high schools in southwestern Minnesota; proposing coding for new law in Minnesota Statutes, chapter 136.

Referred to the Committee on Education.

Messrs. Freeman, Solon, Anderson, Wegscheid and Ms. Peterson, D.C. introduced—

S.F. No. 661: A bill for an act relating to commerce; regulating membership camping; prescribing the powers and duties of the commissioner; proposing coding for new law as Minnesota Statutes, chapter 82A.

Referred to the Committee on Economic Development and Commerce.

Messrs. Schmitz, Willet and Mehrkens introduced—

S.F. No. 662: A bill for an act relating to local government; making municipal real property sales subject to the uniform municipal contracting law; amending Minnesota Statutes 1984, section 471.345, subdivision 2.

Referred to the Committee on Local and Urban Government.

Messrs. Jude, Ramstad, Luther, Pogemiller and Kamrath introduced—

S.F. No. 663: A bill for an act relating to crimes; establishing mandatory minimum terms of imprisonment for the crimes of residential burglary, burglary of an occupied dwelling, and selling cocaine, heroin, and hallucinogens; amending Minnesota Statutes 1984, sections 152.15, by adding subdivisions; and 609.582, by adding subdivisions.

Referred to the Committee on Judiciary.

Mr. Jude introduced—

S.F. No. 664: A bill for an act relating to natural resources; revising the boundaries of certain state forests; creating a new state forest; amending Minnesota Statutes 1984, section 89.021, subdivisions 18, 28, 33, and by adding a subdivision.

Referred to the Committee on Agriculture and Natural Resources.

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

S.F. No. 665: A bill for an act relating to taxation; updating income tax provisions to changes in the Internal Revenue Code; amending Minnesota Statutes 1984, sections 290.01, subdivisions 20, 20a, 20b, and 21; 290.032, subdivision 1; 290.06, subdivision 14; 290.067, subdivision 1; 290.068, subdivisions 2, 4, and 5; 290.07, subdivisions 5 and 7; 290.071, subdivision 5; 290.079, subdivision 1; 290.08, subdivision 26; 290.089, subdivision 7; 290.09, subdivisions 7 and 19; 290.091; 290.10; 290.13, subdivision 1; 290.131, subdivision 1; 290.132, subdivision 1; 290.133, subdivision 1; 290.135, subdivision 1; 290.136, subdivision 1; 290.14; 290.16, subdivisions 3, 7, 9, 13, 15, 16, and by adding a subdivision; 290.17, subdivision 2; 290.21, subdivision 4; 290.23, subdivision 5; 290.26, subdivision 2; 290.31, subdivisions 2, 4, and 5; 290.37, subdivision 1; 290.39, subdivision 2; 290.41, subdivision 1, and by adding a subdivision; 290.53, subdivision 9; 290.65, subdivision 16; 290.93, subdivisions 1, 3, 5, 6, 7, and 10; and 290A.03, subdivision 3; repealing Laws 1984, chapter 502, article 2, section 4.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson, Pehler, Mses. Peterson, D.C. and Olson introduced—

S.F. No. 666: A bill for an act relating to education; providing for the access to excellence program including access to: schools and programs beyond district boundaries, local program and staff development aid, learner outcomes and testing, model programs and schools, and management assistance to local districts; appropriating money; amending Minnesota Statutes 1984, sections 121.608; 121.609, subdivisions 2, 3, and 4; 123.3513; 123.39, by adding a subdivision; 123.74; 123.741, subdivisions 1, 3, 6, and

by adding subdivisions; 123.742, subdivision 1, and by adding a subdivision; 124.195, subdivision 9; 124A.036, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 120, 121, and 124; repealing Minnesota Statutes 1984, section 123.741, subdivisions 2, 4, 5, and 7.

Referred to the Committee on Education.

Messrs. Freeman; Moe, R.D.; Willet; Sieloff and Knaak introduced—

S.F. No. 667: A bill for an act relating to courts; providing for the appointment of a chief judge and assistant chief judge for each judicial district; clarifying the administrative authority of the chief judge; amending Minnesota Statutes 1984, section 484.69, subdivisions 1 and 3.

Referred to the Committee on Judiciary.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 54: A bill for an act relating to agriculture; providing a mechanism to aid restructuring existing farm loans; providing an interest reimbursement program to qualified banks; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 17D.

There has been appointed as such committee on the part of the House:

Redalen, McDonald and Norton.

Senate File No. 54 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 28, 1985

RECESS

Mr. Moe, R.D. moved that the Senate do now recess until 6:00 p.m. The motion prevailed.

The hour of 6:00 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

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

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Friday, March 1, 1985. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate