

FIFTY-THIRD DAY

St. Paul, Minnesota, Monday, May 6, 1985

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

CALL OF THE SENATE

Mr. Merriam imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

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

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

May 2, 1985

The Honorable David Jennings
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1985 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preser-

vation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1985	Date Filed 1985
	183	57	May 1	May 1

Sincerely,

Joan Anderson Growe
Secretary of State

REPORTS OF COMMITTEES

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

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

H.F. No. 592 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.
592	593				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 592 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 592 and insert the language after the enacting clause of S.F. No. 593, the second engrossment; further, delete the title of H.F. No. 592 and insert the title of S.F. No. 593, the second engrossment.

And when so amended H.F. No. 592 will be identical to S.F. No. 593, and further recommends that H.F. No. 592 be given its second reading and substituted for S.F. No. 593, and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. No. 592 was read the second time.

MOTIONS AND RESOLUTIONS

Remaining on the Order of Business of Motions and Resolutions, pursuant to Rule 10, Mr. Moe, R.D., Chairman of the Subcommittee on Bill Scheduling, designated the General Orders Calendar a Special Orders Calendar to be heard immediately.

SPECIAL ORDER

S.F. No. 583: A bill for an act relating to crimes; making certain trespasses

and assaults a gross misdemeanor; providing for the admissibility of certain evidence in domestic abuse prosecutions; amending Minnesota Statutes 1984, sections 609.224 and 609.605; proposing coding for new law in Minnesota Statutes, chapter 634.

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	Diessner	Kroening	Olson	Sieloff
Anderson	Dieterich	Kronebusch	Pehler	Solon
Belanger	Frank	Langseth	Peterson, C.C.	Spear
Benson	Frederick	Lantry	Peterson, D.C.	Storm
Berglin	Freeman	Luther	Peterson, D.L.	Stumpff
Bernhagen	Gustafson	McQuaid	Peterson, R.W.	Taylor
Bertram	Hughes	Mehrrens	Petty	Vega
Brataas	Isackson	Merriam	Pogemiller	Willet
Dahl	Johnson, D.E.	Moe, D. M.	Purfeerst	
Davis	Johnson, D.J.	Moe, R. D.	Ramstad	
DeCramer	Knaak	Nelson	Reichgott	
Dicklich	Knutson	Novak	Schmitz	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 889: 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 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, chapter 379; repealing Minnesota Statutes 1984, section 375.18, subdivisions 4, 5, and 6.

Mr. DeCramer moved to amend the Benson amendment to H.F. No. 889, as amended pursuant to Rule 49, adopted by the Senate April 29, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 639.)

Page 1, delete line 14

Page 1, line 15, delete everything before "the"

Page 1, line 16, delete "municipality" and insert "town" and delete "1,000" and insert "500"

Page 1, line 18, after "begin" insert "at state primary, special, or general elections, if approved by a vote of the town electors at the annual town meeting. The question of shorter voting hours must be included in the notice of the annual town meeting before the question may be submitted to the electors at the meeting"

Page 1, line 19, delete "9:00" and insert "10:00" and delete "for a general"

Page 1, line 20, delete everything before "for" and delete the first "a" and delete the second "or" and insert a comma and delete "election" and insert ", or general elections" and delete the second "A"

Page 1, delete lines 21 and 22

Page 1, line 23, delete "revoked" and insert "The town clerk shall either post or publish notice of the changed hours and notify the county auditor of the change 30 days before the election"

The motion prevailed. So the amendment was adopted.

Mr. Anderson moved to amend H.F. No. 889, as amended pursuant to Rule 49, adopted by the Senate April 29, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 639.)

Page 14, after line 12, insert:

"Sec. 15. Minnesota Statutes 1984, section 462.398, subdivision 1, is amended to read:

462.398 [TERMINATION OF COMMISSION.]

Subdivision 1. Any combination of counties, towns, or municipalities representing a majority of the population of the region for which a commission exists may petition the commissioner by formal resolution stating that the existence of the commission is no longer in the public welfare and interest and is not needed to accomplish the purposes of the regional development act of 1969. ~~For purposes of this section the population of a county does not include the population of a municipality within the county.~~ Any formal resolution adopted by the governing body of a county, town, or municipality for the termination of a commission shall be effective for a period of one year for the purpose of determining the requisite population of the region needed to petition the commissioner.

Sec. 16. Minnesota Statutes 1984, section 462.398, subdivision 2, is amended to read:

Subd. 2. ~~Within 35 days of the receipt of the petition, the commissioner shall fix a time and place within the region for a hearing. The commissioner shall give notice of the hearing by publication once each week for two successive weeks before the date of the hearing in a legal newspaper in each of the counties which the commission represents. The hearing shall be conducted by members of the commission. If the commission determines that the existence of the commission is no longer in the public welfare and interest and that it is not needed to accomplish the purposes of the regional development act of 1969, the commission shall recommend to the commissioner that the commissioner terminate the commission. Within 60 days after receipt of the recommendation a petition meeting the requirements of subdivision 1, the commissioner shall terminate the commission by giving notice of the termination to all government units within the region for which the commission was established. Unless otherwise provided by this subdivision, the hearing shall be in accordance with sections 14.01 to 14.70.~~

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after the semicolon insert "providing for dissolution of a regional development commission upon petition by cities, counties, and towns;"

Page 1, line 10, after "444.075;" insert "462.398, subdivisions 1 and 2;"

Mr. Luther questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

H.F. No. 889 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 52 and nays 13, as follows:

Those who voted in the affirmative were:

Adkins	Diessner	Knaak	Pehler	Sieloff
Anderson	Dieterich	Knutson	Peterson, C.C.	Solon
Belanger	Frederick	Kronebusch	Peterson, D.L.	Storm
Benson	Frederickson	Laidig	Peterson, R.W.	Stumpf
Bernhagen	Freeman	Langseth	Petty	Taylor
Bertram	Gustafson	Lantry	Purfeerst	Vega
Brataas	Hughes	Lessard	Ramstad	Wegscheid
Chmielewski	Isackson	McQuaid	Reichgott	Willet
Davis	Johnson, D.E.	Mehrkens	Renneke	
DeCramer	Jude	Moe, D. M.	Samuelson	
Dicklich	Kamrath	Moe, R. D.	Schmitz	

Those who voted in the negative were:

Berglin	Kroening	Nelson	Peterson, D.C.	Waldorf
Dahl	Luther	Novak	Pogemiller	
Frank	Merriam	Olson	Spear	

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

SPECIAL ORDER

S.F. No. 1067: A bill for an act relating to commerce; requiring certain agreements to extend credit to be in writing; proposing coding for new law in Minnesota Statutes, chapter 513.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 5: A bill for an act relating to alcoholic beverages; increasing the age for licensing, sale, purchase, consumption, possession, and furnishing of alcoholic beverages; establishing programs for education on avoidable health risks related to alcohol and other drugs; increasing the fee for the reinstatement of drivers licenses revoked for alcohol-related violations; appropriating money; amending Minnesota Statutes 1984, sections 171.29, subdivision 2; 340.02, subdivision 8; 340.035, subdivision 1; 340.039; 340.119, subdivision 2; 340.13, subdivision 12; 340.403, subdivision 3; 340.73, subdivision 1; 340.731; 340.732; 340.79; and 340.80.

CALL OF THE SENATE

Mr. Diessner imposed a call of the Senate for the proceedings on S.F. No. 5. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Ramstad moved to amend S.F. No. 5 as follows:

Page 6, line 35, delete everything after "1986"

Page 6, delete line 36

Page 7, delete lines 1 and 2 except the period

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

Anderson	Dahl	Kamrath	Lantry	Peterson, D.L.
Belanger	Diessner	Knaak	Luther	Ramstad
Benson	Frank	Knutson	McQuaid	Renneke
Bernhagen	Frederick	Kroening	Moe, R. D.	Sieloff
Brataas	Isackson	Laidig	Olson	Storm
Chmielewski	Johnson, D.E.	Langseth	Peterson, C.C.	Waldorf

Those who voted in the negative were:

Adkins	Frederickson	Mehrkens	Petty	Stumpf
Berg	Freeman	Merriam	Pogemiller	Taylor
Berglin	Gustafson	Moe, D. M.	Purfeerst	Vega
Bertram	Hughes	Nelson	Reichgott	Wegscheid
Davis	Johnson, D.J.	Novak	Samuelson	
DeCramer	Jude	Pehler	Schmitz	
Dicklich	Kronebusch	Peterson, D.C.	Solon	
Dieterich	Lessard	Peterson, R.W.	Spear	

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

S.F. No. 5 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 55 and nays 12, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bertram	Kamrath	Peterson, D. C.	Petty	Schmitz
Dicklich	Nelson	Peterson, R. W.	Pogemiller	Vega
Johnson, D. J.	Novak			

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 782: A bill for an act relating to human services; providing for participation by Indian tribes in the placement of their children; proposing coding for new law in Minnesota Statutes, chapter 257.

Ms. Berglin moved that the amendment made to H.F. No. 782 by the Committee on Rules and Administration in the report adopted May 4, 1985, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 782 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	Dicklich	Knaak	Novak	Schmitz
Anderson	Diessner	Knutson	Olson	Sieloff
Belanger	Dieterich	Kroening	Peterson, C. C.	Solon
Benson	Frank	Kronebusch	Peterson, D. C.	Spear
Berg	Frederickson	Laidig	Peterson, D. L.	Storm
Berglin	Freeman	Lantry	Petty	Taylor
Bernhagen	Gustafson	Lessard	Pogemiller	Vega
Bertram	Hughes	Luther	Purfeerst	Waldorf
Chmielewski	Isackson	McQuaid	Ramstad	Willet
Dahl	Johnson, D. E.	Mehrrens	Reichgott	
Davis	Johnson, D. J.	Merriam	Renneke	
DeCramer	Jude	Moe, D. M.	Samuelson	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1049: A bill for an act relating to human services; refining the vulnerable adults reporting act; clarifying definitions; requiring reporting of financial exploitation; providing for local welfare agency actions to protect vulnerable adults; amending Minnesota Statutes 1984, section 626.557, subdivisions 2, 5, 9, and 10, and by adding a subdivision.

Mr. Spear moved to amend S.F. No. 1049 as follows:

Page 3, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 1984, section 626.557, subdivision 5, is amended to read:

Subd. 5. [IMMUNITY FROM LIABILITY.] (a) A person, ~~including a person voluntarily making reports and a person required to make reports voluntary or mandated report~~ under subdivision 3, or participating in good faith in making a report pursuant to an investigation under this section ~~shall have immunity is immune from any civil or criminal liability that otherwise might result from making the report person's actions, if the person is acting is good faith.~~

(b) *A person employed by a local welfare agency or a state licensing agency who is conducting or supervising an investigation or enforcing the law in compliance with subdivisions 10, 11, or 12 or any related rule or provision of law is immune from any civil or criminal liability that might otherwise result from the person's actions, if the person is acting in good faith and exercising due care."*

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend S.F. No. 1049 as follows:

Page 3, line 12, after the period, insert "*Nothing in this section shall be construed to require a health care facility to provide financial management or supervise financial management for a vulnerable adult except as otherwise required by law.*"

Page 3, after line 25, insert:

"Sec. 2. Minnesota Statutes 1984, section 626.557, subdivision 3a, is amended to read:

Subd. 3a. [REPORT NOT REQUIRED.] (a) Where federal law specifically prohibits a person from disclosing patient identifying information in connection with a report of suspected abuse or neglect under Laws 1983, chapter 273, section 3, that person need not make a required report unless the vulnerable adult, or ~~his~~ *the vulnerable adult's* guardian, conservator, or legal representative, has consented to disclosure in a manner which conforms to federal requirements. Facilities whose patients or residents are covered by such a federal law shall seek consent to the disclosure of suspected abuse or neglect from each patient or resident, or his guardian, conservator, or legal representative, upon his admission to the facility. Persons who are prohibited by federal law from reporting an incident of suspected abuse or neglect shall promptly seek consent to make a report.

(b) Except as defined in subdivision 2, paragraph (d), clause (1), verbal or physical aggression occurring between patients, residents, or clients of a facility, or self-abusive behavior of these persons does not constitute "abuse" for the purposes of subdivision 3 unless it causes serious harm. The operator of the facility or a designee shall record incidents of aggression and self-abusive behavior in a manner that facilitates periodic review by licensing agencies and county and local welfare agencies.

(c) *Nothing in this section shall be construed to require a report of abuse, as defined in subdivision 2, paragraph (d), clause (4), solely on the basis of*

the transfer of money or property by gift or as compensation for services rendered."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "2," insert "3a,"

The motion prevailed. So the amendment was adopted.

S.F. No. 1049 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

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

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

H.F. No. 227: A bill for an act relating to horse racing; providing for racing days at county fairs in St. Louis county.

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 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Kamrath, Merriam and Renneke voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1109: A bill for an act relating to state government; concerning

the state procurement of goods and services from small businesses; removing geographical distribution requirements and preference program limitations; including sheltered workshops in definition of socially or economically disadvantaged persons; amending Minnesota Statutes 1984, sections 16B.19, subdivisions 5, 6, 9, and by adding a subdivision; 16B.21, subdivision 1; 16B.22; and 645.445, subdivision 5.

Mrs. Adkins moved that the amendment made to H.F. No. 1109 by the Committee on Rules and Administration in the report adopted May 3, 1985, pursuant to Rule 49, be stricken.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 49 and nays 14, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Jude	Novak	Renneke
Anderson	DeCramer	Kamrath	Olson	Samuelson
Belanger	Frank	Kronebusch	Pehler	Schmitz
Benson	Frederick	Laidig	Peterson, C.C.	Sieloff
Berg	Frederickson	Langseth	Peterson, D.C.	Stumpf
Bermhagen	Freeman	Lantry	Peterson, D.L.	Taylor
Bertram	Gustafson	Lessard	Petty	Waldorf
Brataas	Hughes	Luther	Purfeerst	Wegscheid
Chmielewski	Isackson	McQuaid	Ramstad	Willet
Dahl	Johnson, D.E.	Nelson	Reichgott	

Those who voted in the negative were:

Berglin	Knaak	Mehrkens	Moe, R.D.	Storm
Diessner	Knutson	Merriam	Peterson, R.W.	Vega
Dieterich	Kroening	Moe, D.M.	Spear	

The motion prevailed. So the amendment was stricken.

Mr. Sieloff moved to amend H.F. No. 1109 as follows:

(The text of the amended House File is identical to S.F. No. 1233.)

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1984, section 116J.68, is amended to read:

116J.68 [BUREAU OF SMALL BUSINESS.]

Subdivision 1. The bureau of small business within the business assistance center shall serve as a clearinghouse and referral service for information needed by small businesses ~~including those operated by a socially or economically disadvantaged person.~~

Subd. 2. The bureau shall:

(a) provide information and assistance with respect to all aspects of business planning and business management related to the start-up, operation, or expansion of a small business in Minnesota;

(b) refer persons interested in the start-up, operation, or expansion of a small business in Minnesota to assistance programs sponsored by federal agencies, state agencies, educational institutions, chambers of commerce,

civic organizations, community development groups, private industry associations, and other organizations;

(c) plan, develop, and implement a master file of information on small business assistance programs of federal, state, and local governments, and other public and private organizations so as to provide comprehensive, timely information to the bureau's clients;

(d) employ staff with adequate and appropriate skills and education and training for the delivery of information and assistance;

(e) seek out and utilize, to the extent practicable, contributed expertise and services of federal, state, and local governments, educational institutions, and other public and private organizations;

(f) maintain a close and continued relationship with the director of the procurement program within the department of administration so as to facilitate the department's duties and responsibilities under sections 16.083 to 16.086 relating to the small business set aside program of the state;

(g) develop an information system which will enable the commissioner and other state agencies to efficiently store, retrieve, analyze, and exchange data regarding small business development and growth in the state. All executive branch agencies of state government and the secretary of state shall to the extent practicable, assist the bureau in the development and implementation of the information system;

(h) establish and maintain a toll free telephone number so that all small business persons anywhere in the state can call the bureau office for assistance. An outreach program shall be established to make the existence of the bureau well known to its potential clientele throughout the state;

(i) conduct research and provide data as required by state legislature;

(j) develop and publish material on all aspects of the start-up, operation, or expansion of a small business in Minnesota;

(k) collect and disseminate information on state procurement opportunities, including information on the procurement process;

(l) develop a public awareness program through the use of newsletters, personal contacts, and electronic and print news media advertising about state assistance programs for small businesses, ~~including those programs specifically for socially disadvantaged small business persons~~;

(m) publicize to small businesses the provisions of Laws 1983, chapter 188, requiring consideration of small business issues in state agency rulemaking.

Sec. 2. [TRANSFER.]

Money otherwise appropriated to the department of administration for the set-aside program is transferred to the department of energy and economic development for use by the bureau of small business within the business assistance center. The approved complement of the department of administration is reduced by one position. The approved complement of the department of energy and economic development is increased by one position, which must be assigned to the bureau of small business to help it serve as a

clearinghouse and referral service for information needed by small businesses.

Sec. 3. [REPEALER.]

Minnesota Statutes 1984, sections 16B.19; 16B.20; 16B.21; 16B.22; 137.31; 161.321; and 161.3211, are repealed."

Amend the title as follows:

Page 1, line 4, delete everything after the semicolon and insert "eliminating set-aside and preference programs;"

Page 1, delete lines 5, 6, and 7

Page 1, line 8, delete "sections 16B.19," and insert "section 116J.68;"

Page 1, delete lines 9 and 10

Page 1, line 11, delete everything before the period and insert "repealing Minnesota Statutes 1984, sections 16B.19; 16B.20; 16B.21; 16B.22; 137.31; 161.321; and 161.3211"

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

H.F. No. 1109 was then progressed.

SPECIAL ORDER

S.F. No. 1187: A bill for an act relating to local government; regulating municipal employee residency requirements; exempting certain firefighters; amending Minnesota Statutes 1984, section 415.16, by adding a subdivision.

Mr. Merriam moved to amend S.F. No. 1187 as follows:

Page 1, line 11, delete "*area or response time*"

Page 1, line 12, delete "*any person*" and insert "*persons*"

Page 1, line 12, delete "*a volunteer*" and insert "*volunteers*" and delete "*a member*" and insert "*members*"

Page 1, line 14, after the period, insert "*The residency requirement must be related to response time and established without regard to political subdivision boundaries.*"

The motion prevailed. So the amendment was adopted.

S.F. No. 1187 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 52 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Kronebusch	Peterson, D.C.	Spear
Belanger	Frank	Lantry	Peterson, D.L.	Storm
Berg	Frederickson	Lessard	Peterson, R.W.	Stumpf
Bernhagen	Freeman	McQuaid	Petty	Taylor
Bertram	Isackson	Merriam	Pogemiller	Vega
Brataas	Johnson, D.E.	Moe, D.M.	Ramstad	Waldorf
Chmielewski	Jude	Moe, R.D.	Reichgott	Wegscheid
Dahl	Kamrath	Nelson	Renneke	Willet
DeCramer	Knaak	Novak	Samuelson	
Dicklich	Knutson	Olson	Schmitz	
Diessner	Kroening	Peterson, C.C.	Sieloff	

Mrs. Adkins, Ms. Berglin, Messrs. Davis and Pehler voted in the nega-

tive.

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

SPECIAL ORDER

H.F. No. 603: A bill for an act relating to non-intoxicating malt liquor; permitting holders of on-sale and off-sale intoxicating liquor licenses to sell non-intoxicating malt liquor without further license; amending Minnesota Statutes 1984, section 340.02, subdivisions 2 and 3.

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 401: A bill for an act relating to creditor's remedies; providing for an increase in the amount of farm machines and implements exemption; clarifying the garnishment limitation for the sale of farm products; providing an additional exemption for dependents; amending Minnesota Statutes 1984, sections 550.37, subdivisions 5, 7, 13, and 14; 571.41, subdivisions 6 and 7; 571.495, subdivision 3; and 571.55, subdivision 1.

Mr. DeCramer moved to amend S.F. No. 401 as follows:

Page 1, lines 25 to 27, delete the new language

Page 2, line 1, delete the new language

Page 3, line 33, delete "*third parties that*" and insert "*persons who*"

Page 4, lines 6 to 9, delete the new language

Page 4, line 18, delete "*third parties that*" and insert "*persons who*"

Page 5, delete lines 29 to 36

Page 6, delete lines 1 to 5

Page 7, delete lines 17 to 21

Page 7, line 23, reinstate the stricken "and (10)" and delete "to (11)"

Page 10, lines 13 to 16, delete the new language

Page 10, delete lines 21 to 29

Page 13, lines 10 to 13, delete the new language

Amend the title as follows:

Page 1, line 5, delete everything after the semicolon

Page 1, line 6, delete everything before "amending"

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend S.F. No. 401 as follows:

Page 3, after line 17, insert:

"Sec. 5. Minnesota Statutes 1984, section 550.37, subdivision 24, is amended to read:

Subd. 24. [EMPLOYEE BENEFITS.] The debtor's right to receive a ~~payment~~ *present or future payments*, or payments received by the debtor, under a stock bonus, pension, profit sharing, annuity, *individual retirement account, individual retirement annuity, simplified employee pension*, or similar plan or contract on account of illness, disability, death, age, or length of service, to the extent reasonably necessary for the support of the debtor and any dependent of the debtor."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "and" and after "14" insert ", and 24"

The motion prevailed. So the amendment was adopted.

Mr. Sieloff then moved to amend S.F. No. 401 as follows:

Page 9, after line 13, insert:

"Sec. 7. Minnesota Statutes 1984, section 571.42, is amended to read:

571.42 [EFFECT OF SERVICE OF SUMMONS.]

Subdivision 1. [ATTACH FOR JUDGMENT.] Except as provided in sections 571.43 and 571.50, service of the garnishee summons upon the garnishee shall attach and bind, to respond to final judgment in the action, all personal property of the judgment debtor in his possession or under his control and all indebtedness owing by him to the judgment debtor at the time of service and all nonexempt disposable earnings earned or to be earned within that pay period and within ~~30~~ 60 days thereafter.

Subd. 2. [PROPERTY ATTACHED.] Subject to the provisions of sections 550.37 and 571.55 all moneys, all nonexempt disposable earnings earned or to be earned within that pay period and within ~~30~~ 60 days thereafter and other personal property including property of any kind due from or in the hands of an executor, administrator, receiver or trustee and all written evidences of indebtedness whether negotiable or not or under or overdue may be

attached by garnishment, and money or any other thing due or belonging to the judgment debtor may be attached by this process before it has become payable if its payment or delivery does not depend upon any contingency, but the garnishee shall not be compelled to pay or deliver it before the time appointed by the contract."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after the semicolon insert "extending the effective period of a garnishee summons;"

Page 1, line 8, after the first semicolon insert "571.42;"

The motion prevailed. So the amendment was adopted.

Mr. Peterson, D.L. moved to amend S.F. No. 401 as follows:

Page 3, after line 17, insert:

"Sec. 5. Minnesota Statutes 1984, section 565.25, subdivision 2, is amended to read:

Subd. 2. (a) Except as otherwise provided in clause (b) and section 6, the respondent may retain or regain possession of the property by filing of a bond approved by the court conditioned that the property shall be delivered to the claimant, if delivery be adjudged, and for the payment to the claimant of any sum adjudged against the respondent. The bond shall be in an amount 1-1/4 times the fair market value of the property or 1-1/2 times the amount of the claimant's claim, whichever is less. An order for seizure may specify a time limitation within which the bond must be filed. For the purpose of protecting or preserving the property pending final hearing on the merits, the court may in extraordinary circumstances, which shall be specified in its order, provide that the respondent may not retain or regain possession of the property upon rebonding, or may limit or condition the right to retain or regain the property upon rebonding. The costs of regaining possession of the property from the sheriff or the claimant shall be borne by respondent except as set forth in clause (b).

(b) If at a hearing following seizure of property pursuant to section 565.24 claimant fails to establish a right to continued possession, the court shall order the property returned to respondent, the costs to be borne by claimant. The court may order claimant's bond to continue in an amount sufficient to offset damages claimed by respondent by reason of the seizure.

Sec. 6. [565.251] [POSSESSION BY RESPONDENT WITHOUT BOND; STAY OF PROCEEDING.]

The court may allow the respondent to retain or regain possession of the property without filing a bond and may stay the action by the claimant for a reasonable period of time not to exceed six months if the following conditions are met:

- (1) *the respondent is unable to make the required payments due to unforeseen economic circumstances beyond the respondent's control;*
- (2) *the respondent is dependent on the use of the property to earn a living;*
- (3) *the respondent insures the property for its fair market value;*

(4) the respondent makes periodic payments to the claimant representing the depreciation in market value of the property while the respondent retains possession, in an amount and during the times determined by the court; and

(5) the respondent makes periodic payments to the claimant representing the value of the use of the property or the cost to the claimant of the lost opportunity to use the property, in an amount and during the times determined by the court."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon insert "authorizing the court to allow the respondent in a replevin action to retain or regain possession without posting a bond; authorizing the court to stay an action to recover possession for up to six months;"

Page 1, line 7, after the semicolon insert "565.25, subdivision 2;"

Page 1, line 9, before the period insert "; proposing coding for new law in Minnesota Statutes, chapter 565"

The motion prevailed. So the amendment was adopted.

S.F. No. 401 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

H.F. No. 1037: A bill for an act relating to utilities; exempting small, qualifying energy facilities from the certificate of need process; amending Minnesota Statutes 1984, section 216B.243, subdivision 8.

Mr. Vega moved to amend H.F. No. 1037 as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1984, section 216B.02, subdivision 4, is amended to read:

Subd. 4. "Public utility" means persons, corporations or other legal entities, their lessees, trustees, and receivers, now or hereafter operating, maintaining, or controlling in this state equipment or facilities for furnishing at retail natural, manufactured or mixed gas or electric service to or for the public or engaged in the production and retail sale thereof *or for furnishing at wholesale or retail natural, manufactured, or mixed gas through a pipeline located wholly within Minnesota and exempt from the provisions of United States Code, title 15, sections 717 to 717z*, but does not include (1) a municipality or a cooperative electric association, organized under the provisions of chapter 308 producing or furnishing natural, manufactured or mixed gas or electric service or (2) a retail seller of compressed natural gas used as a vehicular fuel which purchases the gas from a public utility. Except for *in-trastate pipelines* and as otherwise provided, the provisions of this chapter shall not be applicable to any sale of natural, manufactured or mixed gas or electricity by a public utility to another public utility for resale. In addition, the provisions of this chapter shall not apply to a public utility whose total natural gas business consists of supplying natural, manufactured or mixed gas to not more than 650 customers within a city pursuant to a franchise granted by the city, provided a resolution of the city council requesting exemption from regulation is filed with the commission. The city council may rescind the resolution requesting exemption at any time, and, upon the filing of the rescinding resolution with the commission, the provisions of this chapter shall apply to the public utility. No person shall be deemed to be a public utility if it furnishes its services only to tenants or cooperative or condominium owners in buildings owned, leased or operated by such person. No person shall be deemed to be a public utility if it furnishes service to occupants of a manufactured home or trailer park owned, leased, or operated by such person. No person shall be deemed to be a public utility if it produces or furnishes service to less than 25 persons."

Renumber the remaining section

Amend the title as follows:

Page 1, line 2, after the semicolon insert "regulating certain intrastate gas pipelines;"

Page 1, line 4, delete "section" and insert "sections 216B.02, subdivision 4; and"

The motion prevailed. So the amendment was adopted.

Mr. Moe, D.M. moved to amend H.F. No. 1037 as follows:

Page 1, after line 17, insert:

"Sec. 2. Minnesota Statutes 1984, section 216B.243, is amended by adding a subdivision to read:

Subd. 9. [NUCLEAR FISSION ELECTRICAL GENERATING POWER PLANT.] The commission must not issue a certificate of need for construction of a nuclear fission electrical generating power plant until the following conditions are met:

(1) *the commission finds that the construction of the nuclear generating plant is economically feasible;*

(2) *the commission finds that there has been developed and the United*

States through its authorized agency has approved, and there exists a demonstrated method for the permanent disposition of high-level nuclear waste; and

(3) the commission reports its findings to the legislature and the legislature expressly permits the commission by law to grant a certificate of need to construct a nuclear fission electrical generating power plant."

Amend the title as follows:

Page 1, line 4, after the semicolon insert "requiring legislative approval prior to granting a certificate of need for a nuclear fission electrical generating plant"

Page 1, line 5, before the period insert ", and by adding a subdivision"

Mr. Sieloff questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 43 and nays 23, as follows:

Those who voted in the affirmative were:

Adkins	Frederickson	Lessard	Peterson, D.C.	Spear
Berglin	Freeman	Luther	Peterson, R.W.	Stumpf
Dahl	Hughes	Merriam	Petty	Taylor
Davis	Johnson, D.J.	Moe, D.M.	Pogemiller	Vega
DeCramer	Jude	Moe, R.D.	Ramstad	Waldorf
Dicklich	Knaak	Nelson	Reichgott	Wegscheid
Diessner	Kroening	Novak	Renneke	Willet
Dieterich	Langseth	Pehler	Samuelson	
Frank	Lantry	Peterson, C.C.	Solon	

Those who voted in the negative were:

Anderson	Bertram	Johnson, D.E.	McQuaid	Schmitz
Belanger	Brataas	Kamrath	Mehrkens	Sieloff
Benson	Frederick	Knutson	Olson	Storm
Berg	Gustafson	Kronebusch	Peterson, D.L.	
Bernhagen	Isackson	Laidig	Purfeerst	

The motion prevailed. So the amendment was adopted.

H.F. No. 1037 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 61 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Belanger Benson Frederick Knutson Sieloff

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

SPECIAL ORDER

S.F. No. 806: A bill for an act relating to the environment; providing for the regulation of underground storage tanks; proposing coding for new law in Minnesota Statutes, chapter 116.

Mr. Novak moved to amend S.F. No. 806 as follows:

Page 2, line 8, delete "is" and insert "are ten percent or more beneath the surface of the ground and are"

Page 2, line 9, delete everything after "substances" and insert a period

Page 2, delete line 10

Page 3, line 1, delete "January 1, 1974,"

The motion prevailed. So the amendment was adopted.

S.F. No. 806 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

S.F. No. 1458: A bill for an act relating to traffic regulations; removing certain restrictions on special permits to move manufactured homes; amending Minnesota Statutes 1984, section 169.86, subdivision 1.

Mr. Sieloff moved to amend S.F. No. 1458 as follows:

Page 2, after line 10, insert:

"Sec. 2. Minnesota Statutes 1984, section 505.04, is amended to read:

505.04 [RECORDING.]

Every plat, when duly certified, signed, and acknowledged, as provided in

section 505.03, and upon presentation of a certificate from the county treasurer that the current year's taxes have been paid, shall be filed and recorded in the office of the county recorder.

Sec. 3. [REPEALER.]

Minnesota Statutes 1984, section 272.12, is repealed."

Amend the title as follows:

Page 1, line 4, after the semicolon insert "repealing a prohibition on transferring property;" and delete "section" and insert "sections"

Page 1, line 5, after "1" insert "; and 505.04; repealing Minnesota Statutes 1984, section 272.12"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 5 and nays 61, as follows:

Those who voted in the affirmative were:

Benson	Berg	Knutson	Peterson, D.L.	Sieloff
--------	------	---------	----------------	---------

Those who voted in the negative were:

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

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

S.F. No. 1458 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 63 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Frederickson and Kamrath voted in the negative.

So the bill passed and its title was agreed to.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

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 refuses to concur in the Senate amendments to House File No. 756:

H.F. No. 756: A bill for an act relating to taxation; simplifying Minnesota income tax law by increasing conformity to federal income tax law; changing income tax rates, rate brackets, credits, and deductions; providing for computation of interest on overpayments; providing for timely payment of certain taxes; changing the estate tax; changing corporate income tax provisions; rescheduling payments and reducing the budget reserve; reducing sales tax rates and providing sales tax exemptions; authorizing lodging taxes for towns; reducing the basic maintenance mill rate; changing the computation of or eliminating certain property tax credits; changing property tax exemptions, classes, and classification ratios; changing the taxation of telephone companies; providing for studies; imposing duties on the commissioner of revenue and commissioner of natural resources; providing for changes in the levy limit base; changing property tax provisions relating to collection of property tax, confessions of judgment, and sale of tax forfeit lands; changing property tax refund benefit schedules, eligible claimants, and definition of property taxes payable; changing local government aids; appropriating money; amending Minnesota Statutes 1984, sections 10A.31, subdivisions 1 and 3; 13.04, subdivision 2; 16A.15, subdivision 6; 41.55; 60A.15, subdivision 12; 60A.199, subdivision 8; 92.46, subdivision 1; 117.55; 124.2137, subdivision 1; 124A.02, subdivision 7; 270A.07, subdivision 5; 271.12; 272.02, subdivision 1; 272.03, subdivision 1; 273.111, subdivision 11; 273.115, subdivisions 2 and 3; 273.116, subdivisions 2 and 3; 273.13, subdivisions 4, 5a, 6, 6a, 7, 7b, 7c, 7d, 8a, 9, 14a, 16, 17, 17b, 17c, 17d, 19, 20, and 21; 273.133, by adding a subdivision; 273.135, subdivisions 1, 2, and 5; 273.1391, subdivisions 1, 2, and 4; 273.1392; 273.40; 273.42, subdivision 2; 275.50, by adding a subdivision; 275.51, subdivision 3h; 277.03; 277.10; 279.37, subdivisions 1, 3, 4, 8, and by adding a subdivision; 281.23, subdivision 1; 281.29; 282.01, subdivision 7a; 282.021; 282.261, by adding a subdivision; 290.01, subdivisions 20, 20a, 20b, 20d, 20e, and 20f; 290.032, subdivision 2; 290.05, subdivision 3; 290.06, subdivisions 2c, 2d, 3f, 3g, 11, and by adding a subdivision; 290.067, subdivision 1; 290.069, subdivision 4; 290.07, subdivision 1; 290.08, subdivision 26, and by adding a subdivision; 290.089, subdivision 2; 290.09, subdivisions 1 and 7; 290.091; 290.095, subdivisions 3, 7, 9, and 11; 290.10; 290.12, subdivision 2; 290.14; 290.17, subdivision 2; 290.175; 290.18, subdivision 2; 290.21, subdivisions 3 and 4;

290.34, subdivision 1, and by adding a subdivision; 290.37, subdivision 1; 290.38; 290.39, subdivision 1a; 290.41, subdivision 2; 290.50, subdivisions 1, 5, and 6; 290.92, subdivisions 2a, 6, 11, 13, and 19; 290.93, subdivision 9; 290.932, subdivision 1; 290.933, subdivision 1; 290.936; 290A.03, subdivisions 3 and 13; 290A.04, subdivisions 1, 2, 3, and by adding a subdivision; 290A.06; 290A.07, subdivisions 2a and 3; 290A.10; 290A.19; 291.005, subdivision 1; 291.03, subdivision 1; 291.075; 291.09, subdivisions 1a, 2a, and 3a; 291.11, subdivision 1; 291.15, subdivisions 1 and 3; 291.18; 291.215, subdivision 1; 291.32; 294.09, subdivision 1; 295.34, subdivision 1; 297A.01, subdivisions 15 and 16; 297A.02, subdivisions 1, 2, and 3; 297A.03, subdivision 2; 297A.14; 297A.25, subdivision 1; 297A.26, subdivision 1, and by adding a subdivision; 297A.27, subdivision 1; 297A.35, subdivision 1; 298.09, subdivision 4; 298.40, by adding a subdivision; 299.05; 299F.26, subdivision 1; 473.556, subdivision 4; 477A.011, subdivision 3, and by adding subdivisions; 477A.013; 477A.018; 524.3-1202; amending Laws 1984, chapter 644, section 85; proposing coding for new law in Minnesota Statutes, chapters 16A; 124A; 270; 290; and 297A; repealing Minnesota Statutes 1984, sections 41.58, subdivision 3; 41.59, subdivisions 2 and 3; 55.10, subdivision 2; 62E.03, subdivision 2; 270.75, subdivision 7; 273.115, subdivisions 1, 5, 6, and 7; 273.116, subdivisions 1, 5, 6, and 7; 273.1311; 273.1315; 290.01, subdivisions 20c and 26; 290.012; 290.06, subdivisions 2f, 3d, 3e, 14, 15, 16, 17, 18, and 19; 290.067, subdivisions 2 and 4; 290.068, subdivision 6; 290.077, subdivision 4; 290.08, subdivisions 23 and 24; 290.089, subdivisions 1, 3, 4, 5, and 6; 290.09, subdivision 29; 290.101; 290.18, subdivision 4; 290.21, subdivision 8; 290.34, subdivision 2; 290.39, subdivision 2; 290.41, subdivision 5; 290A.04, subdivisions 2a and 2b; 291.015; 291.03, subdivisions 3, 4, 5, 6, and 7; 291.05; 291.051; 291.06; 291.065; 291.07; 291.08; 291.09, subdivision 5; 291.111; 291.131, subdivisions 5 and 6; 291.132; 291.15, subdivision 2; 291.18; 291.20; 291.29, subdivision 5; 295.34, subdivision 2; 297A.15, subdivision 5; 297A.26, subdivision 3; 297A.275; 385.36; 477A.011, subdivision 10; and 477A.0131; repealing Laws 1982, chapter 523, article 7, section 3.

The House respectfully requests that a Conference Committee of five members be appointed thereon.

Schreiber, Dempsey, McKasy, Kvam and Himle have been appointed as such committee on the part of the House.

House File No. 756 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 6, 1985

Mr. Johnson, D.J. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 756, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess subject to the call of

the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 1398: Messrs. Wegscheid, Freeman and Ms. Olson.

H.F. No. 1382: Messrs. Sieloff, Jude and Lessard.

H.F. No. 786: Messrs. Pogemiller, Storm and Dieterich.

H.F. No. 756: Messrs. Johnson, D.J.; Novak; Peterson, C.C.; Merriam and Petty.

Mr. Moe, R.D. moved that the foregoing appointments be approved. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

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

S.F. No. 1526: A bill for an act relating to natural resources; recodifying laws governing wild animals in general, the taking and possession of game and fish, and the management of natural resources; providing penalties; amending Minnesota Statutes 1984, sections 9.071; 14.02, subdivision 4; 14.38, subdivision 6; 18.021, subdivision 3; 84.0274, subdivision 6; 84.88, subdivision 2; 84.89; 84A.02; 85.018, subdivision 8; 86A.06; 97.42; 98.45, subdivision 1; 105.391, subdivisions 3 and 12; 105.417, subdivision 4; 105.74; 111.81, subdivision 1; 343.21, subdivision 8; 343.30; 347.011; 352B.01, subdivision 2; 361.25; 383C.13; 477A.12; 477A.13; 609.661; 624.719; proposing coding for new law in Minnesota Statutes, chapters 84; 97A; 97B; 97C; 347; 609; and 624; repealing Minnesota Statutes 1984, sections 97.40; 97.41; 97.43 to 97.47; 97.48, subdivisions 1 to 17 and 19 to 28; 97.481 to 97.487; 97.49 to 97.54; 97.55, subdivisions 1 to 6 and 8 to 16; 98.45, subdivisions 2, 3, and 5 to 8; 98.455 to 98.457; 98.46, subdivisions 1 to 2b, 4 to 17, and 19 to 26; 98.465 to 98.47; 98.48, subdivisions 1 to 8 and 10 to 16; 99.25; and 99.26 to 99.29; and chapters 100; 101; and 102.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Johnson, D.J.; Dicklich; Lessard; Johnson, D.E. and Gustafson introduced—

S.F. No. 1527: A resolution memorializing the governments of the United States and Canada to take prompt action to ensure that all travel on water routes between the United States and Canada by motorized watercraft be allowed.

Referred to the Committee on Veterans and General Legislation. Mr. Johnson, D.J. questioned the reference thereon and, under Rule 35, the resolution was referred to the Committee on Rules and Administration.

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

S.F. No. 1528: A bill for an act relating to human services; establishing a program of equestrian activities for disabled persons; appropriating money.

Referred to the Committee on Health and Human Services.

MEMBERS EXCUSED

Mr. Berg was excused from the Session of today from 2:00 to 3:30 p.m. Mr. Johnson, D.J. was excused from the Session of today from 3:45 to 6:00 p.m. Mr. Solon was excused from the Session of today from 4:00 to 4:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 1:00 p.m., Tuesday, May 7, 1985. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate