

## SIXTY-FIRST DAY

St. Paul, Minnesota, Wednesday, May 15, 1985

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

### CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. John G. Krueger.

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

Adkins	Diessner	Knutson	Novak	Schmitz
Anderson	Dieterich	Kroening	Olson	Sicloff
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.	Mehrkins	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.

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Ms. Berglin moved that the following members be excused for a Conference Committee on S.F. No. 1525 at 12:00 noon:

Messrs. Samuelson, Knutson, Solon, Spear and Ms. Berglin. The motion prevailed.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 781, 1077, 1429, 1458, 352, 661, 709, 1049 and 219.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

Mr. President:

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

S.F. No. 33: A bill for an act relating to crimes; providing for penalties upon conviction of certain hit and run violations; enhancing penalties upon conviction of certain hit and run violations; amending Minnesota Statutes 1984, section 169.09, subdivision 14.

Senate File No. 33 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

Mr. Pogemiller moved that the Senate do not concur in the amendments by the House to S.F. No. 33, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 814: A bill for an act relating to education; establishing the state council on vocational technical education; proposing coding for new law in Minnesota Statutes, chapter 136C.

Senate File No. 814 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

### CONCURRENCE AND REPASSAGE

Mr. Peterson, R.W. moved that the Senate concur in the amendments by the House to S.F. No. 814 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 814 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 39 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knaak	Moe, R. D.	Reichgott
Anderson	DeCramer	Kronebusch	Nelson	Renneke
Belanger	Frank	Langseth	Novak	Sieloff
Benson	Frederickson	Lantry	Peterson, D. C.	Stumpf
Berg	Freeman	Luther	Peterson, D. L.	Taylor
Bertram	Hughes	Mehrkens	Peterson, R. W.	Wegscheid
Chmielewski	Isackson	Merriam	Petty	Willer
Dahl	Jude	Moe, D. M.	Pogemiller	

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

**MESSAGES FROM THE HOUSE - CONTINUED**

Mr. President:

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

S.F. No. 609: A bill for an act relating to human rights; prohibiting the waiver of legal rights or remedies in certain human rights cases; establishing standards for waiver rescission; amending Minnesota Statutes 1984, section 363.031.

Senate File No. 609 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

**CONCURRENCE AND REPASSAGE**

Ms. Reichgott moved that the Senate concur in the amendments by the House to S.F. No. 609 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 609 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended:

The roll was called, and there were yeas 49 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Moe, D. M.	Pogemiller
Anderson	Diessner	Knaak	Moe, R. D.	Reichgott
Belanger	Dieterich	Kronebusch	Nelson	Renneke
Benson	Frank	Laidig	Novak	Sieloff
Berg	Frederickson	Langseth	Pehler	Stumpf
Bernhagen	Freeman	Lantry	Peterson, C. C.	Taylor
Bertram	Hughes	Lessard	Peterson, D. C.	Waldorf
Chmielewski	Isackson	Luther	Peterson, D. L.	Wegscheid
Dahl	Johnson, D. J.	Mehrkens	Peterson, R. W.	Willet
Davis	Jude	Merriam	Petty	

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

**MESSAGES FROM THE HOUSE - CONTINUED**

Mr. President:

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

S.F. No. 800: A bill for an act relating to consumer protection; prohibiting certain deceptive advertising practices; amending Minnesota Statutes 1984, sections 325F.68, by adding a subdivision; and 325F.69, by adding a subdivision.

Senate File No. 800 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

Ms. Reichgott moved that S.F. No. 800 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 364: A bill for an act relating to health; expanding the purposes of health care review organizations; amending Minnesota Statutes 1984, section 145.61, subdivision 5.

Senate File No. 364 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

Mr. Wegscheid moved that S.F. No. 364 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 542: A bill for an act relating to local improvements; providing for advertisement for bids in certain publications; amending Minnesota Statutes 1984, section 429.041, subdivision 1.

Senate File No. 542 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

### CONCURRENCE AND REPASSAGE

Mr. Freeman moved that the Senate concur in the amendments by the House to S.F. No. 542 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 542: A bill for an act relating to local improvements; clarifying procedures for publication of public notices; clarifying fees for publication; providing for advertisement for bids in certain publications; amending Minnesota Statutes 1984, sections 331A.02, subdivision 1; 331A.06, subdivision 2; and 429.041, subdivision 1.

Was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 52 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson  
Belanger  
Benson

Berg  
Bernhagen  
Bertram

Brataas  
Chmielewski  
Dahl

Davis  
DeCramer  
Dicklich

Diessner  
Dieterich  
Frank

Frederickson	Knaak	Mehrkens	Peterson, R. W.	Stumpf
Freeman	Kronebusch	Merriam	Petty	Taylor
Gustafson	Laidig	Moe, R. D.	Pogemiller	Waldorf
Hughes	Langseth	Nelson	Purfeerst	Wegscheid
Isackson	Lantry	Novak	Ramstad	Willet
Johnson, D.J.	Lessard	Olson	Reichgott	
Jude	Luther	Peterson, D.C.	Renneke	
Kamrath	McQuaid	Peterson, D.L.	Sieloff	

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

### MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

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

S.F. No. 448: A bill for an act relating to crimes; providing penalty for assault of firefighters or emergency medical services personnel; amending Minnesota Statutes 1984, section 609.2231.

Senate File No. 448 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

### CONCURRENCE AND REPASSAGE

Mr. Wegscheid moved that the Senate concur in the amendments by the House to S.F. No. 448 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 448 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

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

### MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

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

S.F. No. 1249: A bill for an act relating to horse racing; making certain technical and clarifying amendments; providing for certain name changes;

modifying certain license revocation and suspension procedures; modifying the amounts deducted by the licensee for purses; appropriating money; amending Minnesota Statutes 1984, sections 240.01, subdivision 10; 240.02, subdivision 5; 240.03; 240.04; 240.05, subdivision 2; 240.06, subdivision 2; 240.08, subdivisions 1 and 5; 240.09, subdivisions 2, 3, and 6; 240.13, subdivisions 5 and 6; 240.14, subdivision 1; 240.15, subdivisions 5 and 6; 240.16, subdivisions 1 and 6; 240.18; 240.22; 240.24; 240.25, subdivisions 1 and 4; 240.29; 541.20; and 541.21; repealing Minnesota Statutes 1984, section 624.02.

Senate File No. 1249 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 14, 1985

Mr. Purfeerst moved that S.F. No. 1249 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 694, 1552, 1070, 1227, 1233 and 384.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 14, 1985

### FIRST READING OF HOUSE BILLS

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

H.F. No. 694: A bill for an act relating to natural resources; grants and loans for certain dam reconstruction and repair projects; amending Laws 1979, chapter 300, section 4, subdivisions 2, as amended, 3, and 4.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 627, now on General Orders.

H.F. No. 1552: A bill for an act relating to taxation; depositing revenue from the mortgage registration and deed taxes with the county and reducing certain welfare aids to the counties by the amount of revenue deposited; providing for local collection of taconite production taxes; amending Minnesota Statutes 1984, sections 273.136, subdivisions 1, 2, and 4; 287.05, subdivision 1; 287.08; 287.09; 287.12; 287.21, subdivision 2; 287.23; 287.25; 287.28; 287.29, subdivision 1; 287.33; 287.35; 298.225; 298.24, subdivision 4; 298.27; 298.28, subdivisions 1 and 2; and 298.282, subdivisions 1, 4, and 5; repealing Minnesota Statutes 1984, sections 273.136, subdivision 3; 287.27; 287.29, subdivision 3; and 287.32.

Referred to the Committee on Taxes and Tax Laws.

H.F. No. 1070: A bill for an act relating to corrections; authorizing the commissioner of corrections to do background studies on personnel employed by certain licensed facilities; requiring the commissioner of corrections to establish a program to prevent sexual exploitation by psychotherapists; extending the sexual exploitation task force; creating an advisory task

force to study the regulation of psychotherapists; amending Minnesota Statutes 1984, section 241.021, by adding a subdivision; Laws 1984, chapter 631, section 1, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapter 241.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1004, now on General Orders.

H.F. No. 1227: A bill for an act relating to crimes; prohibiting sexual contact or penetration based on deception; providing that a psychotherapist who engages in sexual contact or penetration with a patient is guilty of criminal sexual conduct; limiting admissibility of a patient's personal or medical history; amending Minnesota Statutes 1984, sections 609.341, by adding subdivisions; 609.344; 609.345; and 609.347, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1003, now on General Orders.

H.F. No. 1233: A bill for an act relating to liquor; extending a moratorium on certain town off-sale licenses; authorizing the town of Cannon Falls to issue an off-sale license; authorizing the town of Shingobee to renew certain intoxicating liquor off-sale licenses; amending Laws 1984, chapter 626, section 6.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1103, now on General Orders.

H.F. No. 384: A bill for an act relating to the cities of Minneapolis and Blaine; permitting the establishment of special service districts in the city of Minneapolis and providing taxing and other authority; authorizing Blaine city council members to serve as a housing and redevelopment authority.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 303, now on General Orders.

## REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports 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. 857 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.
857	905				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 857 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 857 and insert the language after the enacting clause of S.F. No. 905, the second engrossment; further, delete the title of H.F. No. 857 and insert the title of S.F. No. 905, the second engrossment.

And when so amended H.F. No. 857 will be identical to S.F. No. 905, and

further recommends that H.F. No. 857 be given its second reading and substituted for S.F. No. 905, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1589 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.
1589	1013				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1589 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1589 and insert the language after the enacting clause of S.F. No. 1013, the first engrossment; further, delete the title of H.F. No. 1589 and insert the title of S.F. No. 1013, the first engrossment.

And when so amended H.F. No. 1589 will be identical to S.F. No. 1013, and further recommends that H.F. No. 1589 be given its second reading and substituted for S.F. No. 1013, and that the Senate File be indefinitely postponed.

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

## SECOND READING OF SENATE BILLS

S.F. No. 1543 was read the second time.

## SECOND READING OF HOUSE BILLS

H.F. Nos. 857 and 1589 were read the second time.

## MOTIONS AND RESOLUTIONS

Mr. Peterson, C.C. introduced—

Senate Resolution No. 90: A Senate resolution congratulating Perham High School on participating in the 1985 Minnesota High School Mock Trial Competition.

Referred to the Committee on Rules and Administration.

Mr. Wegscheid introduced—

Senate Resolution No. 91: A Senate resolution congratulating Rod Toft of St. Paul upon being selected Bowling Digest Magazine's 1984 Amateur Bowler of the Year.



Referred to the Committee on Rules and Administration.

Ms. Reichgott moved that S.F. No. 800 be taken from the table. The motion prevailed.

S.F. No. 800: A bill for an act relating to consumer protection; prohibiting certain deceptive advertising practices; amending Minnesota Statutes 1984, sections 325F.68, by adding a subdivision; and 325F.69, by adding a subdivision.

### CONCURRENCE AND REPASSAGE

Ms. Reichgott moved that the Senate concur in the amendments by the House to S.F. No. 800 and that the bill be placed on its repassage as amended.

Mr. Ramstad moved that the Senate do not concur in the amendments by the House to S.F. No. 800, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion did not prevail.

The question recurred on the motion of Ms. Reichgott. The motion prevailed.

### CALL OF THE SENATE

Mr. Moe, R.D. imposed a call of the Senate for the balance of the proceedings on S.F. No. 800. The Sergeant at Arms was instructed to bring in the absent members.

S.F. No. 800: A bill for an act relating to consumer protection; providing certain disclosures to parties to real estate transactions; prohibiting certain deceptive advertising practices; amending Minnesota Statutes 1984, sections 82.19, by adding a subdivision; 325F.68, by adding a subdivision; and 325F.69, by adding a subdivision.

Was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 50 and nays 11, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Jude	Merriam	Purfeerst
Anderson	DeCramer	Kröening	Moe, D. M.	Reichgott
Belanger	Dicklich	Kronebusch	Moe, R. D.	Solon
Benson	Diessner	Laidig	Nelson	Spear
Berg	Frank	Langseth	Novak	Stumpf
Berglin	Frederickson	Lantry	Pehler	Taylor
Bernhagen	Freeman	Lessard	Peterson, C.C.	Vega
Bertram	Gustafson	Luther	Peterson, D.C.	Waldorf
Chmielewski	Hughes	McQuaid	Petty	Wegscheid
Dahl	Johnson, D.E.	Mehrkins	Pogemiller	Willet

Those who voted in the negative were:

Dieterich	Kamrath	Peterson, D.L.	Renneke
Frederick	Knaak	Peterson, R.W.	Sieloff
Isackson	Olson	Ramstad	

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

Remaining on the Order of Business of Motions and Resolutions, 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 adopted the recommendation and report of the Conference Committee on House File No. 227, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 227 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 15, 1985

### CONFERENCE COMMITTEE REPORT ON H.F. NO. 227

A bill for an act relating to horse racing; providing for racing days at county fairs; amending Minnesota Statutes 1984, section 240.14, subdivision 3.

May 13, 1985

The Honorable David M. Jennings  
Speaker of the House of Representatives

The Honorable Jerome M. Hughes  
President of the Senate

We, the undersigned conferees for H.F. No. 227, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 227 be further amended as follows:

Page 1, line 22, delete "1987" and insert "1989"

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Lona Minne, Elton R. Redalen, Don Frerichs

Senate Conferees: (Signed) Ronald R. Dicklich, Neil Dieterich, Duane D. Benson

Mr. Dicklich moved that the foregoing recommendations and Conference Committee Report on H.F. No. 227 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 227 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 54 and nays 2; as follows:

Those who voted in the affirmative were:

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

Messrs. Merriam and Moe, D.M. voted in the negative.

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 331 and the Conference Committee Report thereon were reported to the Senate.

### CONFERENCE COMMITTEE REPORT ON S.F. NO. 331

A bill for an act relating to health; permitting the county coroner to remove the pituitary gland from a body under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 390.

May 13, 1985

The Honorable Jerome M. Hughes  
President of the Senate

The Honorable David M. Jennings  
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 331, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 331 be further amended as follows:

Delete everything after the enacting clause and insert:

**"Section 1. [390.36] [CORONER REMOVAL OF PITUITARY GLAND DURING AUTOPSY.]**

*A county coroner who performs an autopsy under sections 390.11, 390.32, or any other general or local law relating to county coroners or medical examiners, may remove the pituitary gland from the body and give it to the national pituitary agency, or any other agency or organization, for research if the following conditions have been met:*

*(a) the removal would not alter a gift made under sections 525.921 to 525.93;*

*(b) the coroner or medical examiner has no knowledge of any objection to the removal by the decedent or other person having the right to control the disposition of the body; and*

*(c) the coroner or medical examiner has followed generally accepted eth-*

*ical guidelines and the removal would not violate the tenets of the deceased's religion."*

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Betty A. Adkins, Marilyn M. Lantry, Dean E. Johnson

House Conferees: (Signed) Bob McEachern, Brad Stanius, Kathleen Vellenga

Mrs. Adkins moved that the foregoing recommendations and Conference Committee Report on S.F. No. 331 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 331 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 56 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Pogemiller voted in the negative.

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1639 at 2:00 p.m.:

Messrs. Langseth, Purfeerst, Mrs. Lantry, Messrs. Schmitz and Mehrkens. The motion prevailed.

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Kroening moved that the following members be excused for a Conference Committee on H.F. No. 1641 at 2:00 p.m.:

Messrs. Kroening, Dahl, Luther, Willet and Frederickson. The motion prevailed.

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Johnson, D.J. moved that the following members

be excused for a Conference Committee on H.F. No. 756 at 2:00 p.m.:

Messrs. Johnson, D.J.; Novak; Peterson, C.C.; Merriam and Petty. The motion prevailed.

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Diessner moved that the following members be excused for a Conference Committee on S.F. No. 5 at 2:00 p.m.:

Messrs. Solon; Purfeerst; Johnson, D.E.; Ramstad and Diessner. The motion prevailed.

### MOTIONS AND RESOLUTIONS - CONTINUED

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. 977: A bill for an act relating to elections; changing certain filing provisions; providing for training of election judges and election officials; requiring publication of certain election guides; excepting certain election judges from receiving compensation; changing certain canvassing procedures; providing for certain recounts; defining terms; changing certain deadlines; changing certain procedures relating to voting machines; appropriating money; amending Minnesota Statutes 1984, sections 204B.09, subdivision 1; 204B.25, subdivision 1; 204B.27, subdivision 5, and by adding a subdivision; 204B.31; 204C.32, subdivision 1; 204C.33, subdivision 1; 204C.35, by adding a subdivision; 206.56, by adding a subdivision; 206.58, subdivision 2 and by adding a subdivision; 206.82, by adding a subdivision; and 206.83.

Ms. Peterson, D.C. moved to amend S.F. No. 977 as follows:

Page 9, after line 2, insert:

"Sec. 14. Minnesota Statutes 1984, section 206.84, subdivision 3, is amended to read:

Subd. 3. [BALLOTS.] The ballot information, whether placed on the ballot card or on the ballot booklet must, as far as practicable, be in the same order provided for paper ballots, except that the information may be in vertical or horizontal rows, or on a number of separate pages.

*In a ballot booklet, no legislative office may be placed on the same page as any other office.*

The pages of a partisan primary ballot booklet may be different colors or may otherwise differentiate between the parties. All pages of a party's primary ballot must be consecutive, without the insertion of pages from another party. Partisan primary ballot booklets must contain a prominent notice of the effect of attempting to vote in more than one party's primary. A separate ballot booklet may also be used for each party in a partisan primary.

Ballots for all questions must be provided in the same manner. Where

ballot booklets are placed in a marking device, they shall be arranged on or in the marking device in the places provided. Ballot cards may contain special printed marks and holes as required for proper positioning and reading of the ballots by electronic vote counting equipment. Ballot cards must contain an identification of the precinct for which they have been prepared which can be read visually and which can be tabulated by the automatic tabulating equipment."

Renumber the remaining section

Amend the title as follows:

Page 1, line 17, delete "and" and after "206.83" insert "; and 206.84, subdivision 3"

The motion prevailed. So the amendment was adopted.

Mr. Knaak moved to amend S.F. No. 977 as follows:

Page 6, after line 23, insert:

"Sec. 9. Minnesota Statutes 1984, section 204D.03, subdivision 1, is amended to read:

Subdivision 1. [STATE PRIMARY.] The state primary shall be held on the first Tuesday after the second Monday in ~~September~~ June in each even numbered year to select the nominees of the major political parties for partisan offices and the nominees for nonpartisan offices to be filled at the state general election, other than presidential electors."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Merriam questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

S.F. No. 977 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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.E.	Merriam	Sieloff
Anderson	DeCramer	Jude	Moe, D. M.	Solon
Belanger	Diessner	Kamrath	Olson	Spear
Benson	Dieterich	Knaak	Peterson, D.C.	Stumpf
Berg	Frank	Knutson	Peterson, R.W.	Taylor
Berglin	Frederickson	Kronebusch	Petty	Vega
Bernhagen	Freeman	Laidig	Pogemiller	
Bertram	Gustafson	Lantry	Ramstad	
Chmielewski	Hughes	Lessard	Reichgott	
Dahl	Isackson	McQuaid	Renneke	

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

### SPECIAL ORDER

S.F. No. 708: A bill for an act relating to the legislature; providing for

expanded authority of the legislative coordinating commission; establishing the position of director of protocol services; amending Minnesota Statutes 1984, sections 3.095; 3.29, subdivision 7; 3.30, subdivision 2; 3.3025, subdivision 2; 3.303, by adding a subdivision; 3.304, subdivision 2a; 3.305; 3.351, subdivision 5; 3.85, subdivision 5; 3.855, by adding a subdivision; 3.865, subdivision 7; 3.9222, subdivision 6; 3.97, subdivision 5; 3C.02, subdivision 5; 3C.10, subdivision 3; 14.39; 16B.58, subdivision 6; 43A.18, subdivision 6; 86.08, subdivision 1; 115A.14, subdivision 2; and 161.1419, subdivision 4; Laws 1983, chapter 199, section 17, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 1.

Mr. Moe, D.M. moved to amend S.F. No. 708 as follows:

Page 4, line 33, after "legislators" insert ", except for the iron range resources and rehabilitation board"

The motion prevailed. So the amendment was adopted.

Mr. Benson moved to amend S.F. No. 708 as follows:

Page 8, after line 18, insert:

"Sec. 18. [15.0592] [EXPIRATION DATES FOR LEGISLATIVE COMMISSIONS.]

*Subdivision 1. [APPLICATION.] Legislative commissions listed in subdivision 2 expire according to the schedule provided in that subdivision. The speaker of the house of representatives and the senate majority leader shall set termination dates for new legislative commissions so as not to extend the existence of a body beyond three years from the date of its creation.*

*Subd. 2. [SCHEDULE.] (a) The following legislative commissions expire June 30, 1988:*

*(1) advisory committee to the Minnesota-Wisconsin boundary area commission;*

*(2) capitol area architectural and planning board;*

*(3) great lakes commission;*

*(4) interstate cooperation commission;*

*(5) legislative commission on Minnesota resources;*

*(6) legislative commission to review administrative rules;*

*(7) legislative commission on long-term health care;*

*(8) midwestern education board; and*

*(9) legislative commission on waste management.*

*(b) The following legislative commissions expire June 30, 1989:*

*(1) legislative commission on the economic status of women;*

*(2) education compact commission of the states;*

*(3) Indian affairs intertribal board;*

*(4) legislative advisory commission;*

*(5) legislative commission on employee relations;*

(6) legislative commission on pensions and retirement;

(7) legislative coordinating commission;

(8) legislative commission on energy;

(9) legislative commission on public education; and

(10) Mississippi River parkway commission."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 16, delete "chapter" and insert "chapters" and after "1" insert "and 15"

### CALL OF THE SENATE

Mr. Merriam imposed a call of the Senate for the balance of the proceedings on S.F. No. 708. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 24 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Jude	McQuaid	Sieloff
Belanger	Frederickson	Knaak	Olson	Storm
Benson	Gustafson	Knutson	Peterson, D.L.	Stumpf
Berg	Isackson	Laidig	Ramstad	Taylor
Bertram	Johnson, D.E.	Lessard	Renneke	

Those who voted in the negative were:

Adkins	Dicklich	Johnson, D.J.	Peterson, D.C.	Spear
Berglin	Dieterich	Merriam	Peterson, R.W.	Vega
Chmielewski	Frank	Moe, D. M.	Petty	
Dahl	Frederick	Novak	Pogemiller	
Davis	Freeman	Pehler	Purfeerst	
DeCramer	Hughes	Peterson, C.C.	Solon	

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

Mrs. McQuaid moved to amend S.F. No. 708 as follows:

Page 1, line 21, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

Page 2, line 20, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

Page 3, line 11, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

Page 3, line 28, after "to" insert "section 16B.07 and to"

Page 4, line 5, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

Page 6, lines 6, 12, 20, 24, and 32, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"



Page 8, line 16, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

Page 9, line 9, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

Page 10, line 3, delete "section" and insert "sections" and after "3.305" insert "and 16B.07"

The question was taken on the adoption of the amendment.

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 22 and nays 31, as follows:

Those who voted in the affirmative were:

Anderson	Gustafson	Knaak	Olson	Storm
Benson	Isackson	Knutson	Peterson, D.L.	Taylor
Berg	Johnson, D.E.	Kronebusch	Ramstad	
Bernhagen	Jude	Laidig	Renneke	
Brataas	Kamrath	McQuaid	Sieloff	

Those who voted in the negative were:

Adkins	DeCramer	Hughes	Peterson, D.C.	Vega
Belanger	Dicklich	Lessard	Peterson, R.W.	Waldorf
Berglin	Diessner	Luther	Reichgott	Wegscheid
Bertram	Dieterich	Moe, D.M.	Samuelson	
Chmielewski	Frank	Moe, R.D.	Solon	
Dahl	Frederick	Pehler	Spear	
Davis	Freeman	Peterson, C.C.	Stumpf	

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

S.F. No. 708 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 39 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Brataas	Isackson	Moe, D.M.	Sieloff
Anderson	Chmielewski	Jude	Pehler	Spear
Belanger	Davis	Kamrath	Peterson, D.C.	Stumpf
Benson	DeCramer	Kronebusch	Peterson, D.L.	Taylor
Berg	Dieterich	Laidig	Peterson, R.W.	Vega
Berglin	Frederick	Lessard	Reichgott	Waldorf
Bernhagen	Freeman	Luther	Renneke	Wegscheid
Bertram	Hughes	McQuaid	Samuelson	

Messrs. Knaak and Storm voted in the negative.

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

### SPECIAL ORDER

S.F. No. 719: A bill for an act relating to wild animals; authorizing the commissioner of natural resources to permit, on an experimental basis, the taking of two deer by one hunter, under conditions and restrictions prescribed by order; requiring the removal of elk from the state; appropriating money;

proposing coding for new law in Minnesota Statutes, chapter 97.

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 38 and nays 5, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Pehler	Sieloff
Belanger	Frank	Knutson	Peterson, D.C.	Storm
Benson	Frederick	Kronebusch	Peterson, D.L.	Stumpf
Bernhagen	Freeman	Laidig	Peterson, R.W.	Taylor
Bertram	Gustafson	Lessard	Pogemiller	Vega
Brataas	Hughes	McQuaid	Ramstad	Wegscheid
Chmielewski	Isackson	Moe, R.D.	Reichgott	
DeCramer	Jude	Olson	Renneke	

Those who voted in the negative were:

Berglin	Dieterich	Kamrath	Spear	Waldorf
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So the bill passed and its title was agreed to.

### SPECIAL ORDER

H.F. No. 779: A bill for an act relating to taxation; changing certain income tax provisions relating to corporations; amending Minnesota Statutes 1984, sections 290.05, subdivision 1; 290.391; and 290.42.

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 41 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Knaak	Pehler	Stumpf
Belanger	Dieterich	Knutson	Peterson, D.L.	Taylor
Benson	Frank	Kronebusch	Peterson, R.W.	Vega
Berglin	Frederick	Laidig	Pogemiller	Waldorf
Bernhagen	Gustafson	Lessard	Reichgott	Wegscheid
Bertram	Hughes	McQuaid	Renneke	
Brataas	Isackson	Moe, D.M.	Sieloff	
Davis	Jude	Moe, R.D.	Spear	
DeCramer	Kamrath	Olson	Storm	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

S.F. No. 339: A bill for an act relating to human services; establishing a program in the department of economic security to distribute grants to centers that provide independent living services; amending Minnesota Statutes 1984, section 129A.01; proposing coding for new law in Minnesota Statutes, chapter 129A.

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 38 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Olson	Storm
Belanger	Dicklich	Knaak	Pehler	Stumpf
Berglin	Dieterich	Knutson	Peterson, D.L.	Taylor
Bernhagen	Frank	Kronebusch	Peterson, R.W.	Vega
Bertram	Frederick	Lessard	Reichgott	Waldorf
Brataas	Gustafson	McQuaid	Renneke	Wegscheid
Chmielewski	Hughes	Moe, D.M.	Sieloff	
Davis	Jude	Moe, R.D.	Spear	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

H.F. No. 513: A bill for an act relating to state government; regulating the career executive service; specifying executive branch conflicts of interest; providing for review of state trooper arbitration awards; regulating approved complements; regulating liquidation of vacation leave; amending Minnesota Statutes 1984, sections 15.62, subdivision 2; 16A.123, subdivision 3; 16B.65, subdivision 3; 43A.17, subdivision 8; 43A.21, subdivision 5; 43A.38, subdivision 5; 62D.22, subdivision 7; and 299D.03, subdivision 11.

Mr. Moe, D.M. moved to amend H.F. No. 513, the unofficial engrossment, as follows:

Page 8, after line 9, insert:

"Sec. 11. Minnesota Statutes 1984, section 465.72, is amended to read:

465.72 [SEVERANCE PAY.]

Except as may otherwise be provided in Laws 1959, Chapter 690, as amended, any county, city, township, school district or, *with the approval of the commissioner of employee relations*, other governmental subdivision, may pay severance pay to its employees and promulgate rules for the payment of severance pay to an employee who leaves employment on or before or subsequent to the normal retirement date. Severance pay shall ~~also not~~ include the payment of accumulated vacation leave, accumulated sick leave or a combination thereof. The severance pay shall be excluded from retirement deductions and from any calculations in retirement benefits. It shall be paid in a manner mutually agreeable to the employee and employer over a period not to exceed ~~five years~~ *one year* from retirement or termination of employment. If a retired or terminated employee dies before all or a portion of the severance pay has been disbursed, that balance due shall be paid to a named beneficiary or, lacking same, to the deceased's estate. In no event shall severance pay provided for an employee leaving employment exceed an amount equivalent to ~~one year of pay~~ *1/12 of the salary paid to the employee during the year preceding the date of separation from employment.*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, after the second semicolon, insert "regulating the payment of severance pay by governmental subdivisions;"

Page 1, line 14, delete "and" and before "repealing" insert "and 465.72;"

The motion prevailed. So the amendment was adopted.

Mr. Moe, D.M. then moved to amend H.F. No. 513, the unofficial engrossment, as follows:

Page 7, after line 32, insert:

“Sec. 10. Minnesota Statutes 1984, section 222.025, subdivision 1, is amended to read:

Subdivision 1. Any railroad company desiring a right-of-way over any state owned land, except tax forfeited land, may make application therefor to the state agency charged by law with jurisdiction over such land. The application shall be in such form as the state agency to which application must be made prescribes. If such agency, with the approval of the ~~executive council~~ *commissioner of administration* of the state of Minnesota, determines that it is in the public interest that the right of way be granted, the governor shall execute and deliver to such railroad company an instrument in writing conveying an easement for right of way purposes over the land designated by such agency, with the approval of said ~~executive council~~ *commissioner of administration*. Said easement shall continue so long as the land which is subject thereto shall be occupied by the railroad company for railroad purposes. Every such easement shall reserve to the state all minerals and mineral rights of whatever nature, with the right to enter upon said land to explore for such minerals at any time, and the right to enter upon said land to mine and remove the same upon six months' written notice from the state to the railroad company, provided; however, that the state agency shall negotiate for a new location for said railroad right of way, if needed by the railroad, over state land and when a new location has been procured, the railroad company shall promptly move to the new location. If such written notice is given, the railroad company shall, without any cost or obligation to the state, remove its railway and other structures from the land for which the easement was given; and all property, of whatever nature, not removed by said railroad company within said six month period shall become, upon the expiration of said period, the absolute property of the state. Upon the expiration of said period, all right, title and interest of the railroad company in and to such easement shall terminate and revert to the state without the doing of any act by the state except the giving of the aforesaid notice. If such easement ceases to be used by the railroad company for railroad purposes, the interest of the railroad company also shall terminate and revert to the state, without the doing of any act by the state. As the consideration for the granting of such easement by the state, the railroad company shall pay to the state treasurer the fair market value of the land which is subject to the easement, or that amount which is fixed by the constitution and laws of this state as the minimum price for the sale of such land, whichever is greater. No instrument conveying such easement shall be executed by the governor until said amount has been paid to the state. The fair market value shall be determined by the appraisal of the state agency charged by law with jurisdiction over said land, and shall be subject to the approval of said ~~executive council~~ *commissioner of administration*.”

Page 8, line 14, delete “10” and insert “9 and 11”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, after the second semicolon, insert "requiring approval of commissioner of administration to grant right-of-way over state-owned land to railroad company;"

Page 1, line 14, after the first semicolon, insert "222.025, subdivision 1;"

The motion prevailed. So the amendment was adopted.

Mr. Spear moved to amend H.F. No. 513, the unofficial engrossment, as follows:

Page 1, after line 18, insert:

"Section 1. [15.441] [COMMUNICATIONS SERVICES.]

*Subdivision 1. [STATE AGENCIES; BILINGUAL EMPLOYEES.] Every state agency that is directly involved in furnishing information or rendering services to the public and that serves a substantial number of non-English-speaking people shall employ enough qualified bilingual persons in public contact positions, or enough interpreters to assist those in these positions, to ensure provision of information and services in the language spoken by a substantial number of non-English-speaking people.*

*The commissioner of administration shall determine the application of this section to each state agency, in consultation with the council on affairs of Spanish-speaking people, groups representing other non-English-speaking people, and the head of the agency. In determining what constitutes a substantial number of non-English-speaking people the commissioner shall consider:*

- (1) the number of people served by the agency;*
- (2) the number of non-English-speaking people served by the agency;*
- (3) the frequency with which non-English-speaking people are served by the agency; and*
- (4) the extent to which information or services rendered by the agency affect legal rights, privileges or duties.*

*Subd. 2. [TRANSLATIONS OF MATERIALS EXPLAINING AGENCY SERVICES.] Every state agency that serves a substantial number of non-English-speaking people and that provides materials in English explaining services is encouraged to provide equivalent materials in any non-English language spoken by a substantial number of the people served by the agency. An agency should give highest priority to providing in a non-English language materials that notify people of legal rights, duties, or privileges they are entitled to, and the steps they must take to obtain or maintain those rights, duties, or privileges. When notice of the availability of material explaining services available is given, orally or in writing, it should be given in English and the non-English language into which any material has been translated.*

*Subd. 3. [TRANSLATED MATERIALS FOR LOCAL OFFICES.] A state agency is encouraged to provide its local offices with written materials in the appropriate foreign language when:*

- (1) the local office or facility serves a substantial number of non-English-speaking people;*

(2) *written materials such as forms, applications, questionnaires, letters, or notices are used to ask or order a person to provide information or to give a person information; and*

(3) *the information asked for or given could affect the person's rights, duties, or privileges with regard to the agency's services, or benefits.*

*Subd. 4. [LIMITATIONS.] (a) A state agency may not dismiss an employee or increase its complement to carry out the purposes of this section. A state agency need only implement this section by filling employee public contact positions made vacant by retirement or normal attrition.*

*(b) This section shall be implemented to the extent permissible under federal law, civil service laws governing state agencies, and collective bargaining agreements."*

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 2, after the semicolon, insert "requiring state agencies to provide services and materials in languages other than English;"

Page 1, line 14, after "11;" insert "proposing coding for new law in Minnesota Statutes, chapter 15;"

Mr. Benson questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question recurred on the adoption of the amendment.

The motion prevailed. So the amendment was adopted.

Mr. Moe, D.M. moved to amend H.F. No. 513, the unofficial engrossment, as follows:

Page 8, after line 9, insert:

"Sec. 11. Minnesota Statutes 1984, section 473.141, subdivision 9, is amended to read:

*Subd. 9. [PERSONNEL CODE; MERIT SYSTEM.] (a) The council shall by resolution adopt guidelines for a personnel code relating to the employees of the commissions, the regional transit board, the metropolitan sports facilities commission, and the metropolitan agencies defined in section 473.121, subdivisions 7, 12, 15, 21 and 32, except that nothing in Laws 1974, Chapter 422 shall impair the rights of any commission or employee under sections 473.405 and 473.415. After adoption of the guidelines, each board, commission, and agency governed by this subdivision shall by resolution adopt a personnel code in general conformance therewith. The code shall include a job classification plan, procedures for employment and promotion of personnel based on merit, procedures for the demotion, suspension or discharge of employees, procedures for hearing grievances, procedures for salary administration, and such other provisions as the council deems appropriate. In addition, the code shall provide for the development by each commission, board, and agency governed by this subdivision of an affirmative action plans plan, which shall be submitted for approval to the appropriate agency or office of the state. The plans shall include a yearly progress*

report to the agency or office. The chief administrator of each commission, board, and agency shall administer the code, and no commission, board, or agency shall take any action inconsistent with the personnel code.

(b) All employees of the commission except those expressly designated for the unclassified service, shall serve in the classified service. The unclassified service shall include: members of the commission, the chief administrator of the commission, all officers of the commission, any employee of the commission who is determined by the commission to have a confidential relationship to the commission or the council; and any employee of the commission expressly exempted from the classified service by law. Each code shall also include procedures for open competitive examinations to test the relative skill or ability of all applicants for positions in the classified service. Such examinations may consist of written or oral tests of the subjective or objective type, physical tests, and practical or demonstration tests for the evaluation of past training and experience. Oral tests may be used to test the applicant's knowledge of the position applied for or his personal fitness for the position. Where there is more than one applicant for a position, each code shall provide for the employment of one of the three applicants best qualified for it.

(c) When a commission employee has been demoted, suspended or dismissed by the chief administrator, he may, within 30 days after such action becomes effective, file with the commission a written request for a hearing showing the position from which he was dismissed, the date of dismissal, and the reason for requesting the hearing, his full name and his present mailing address. Upon receipt of a request for a hearing the commission shall appoint three of its members to act as an appeal committee and preside at a hearing on the action of the administrator. The hearing shall be held within 30 days after the request is received by the commission, upon written notice mailed or delivered to the employee at his present mailing address, not less than seven days before the hearing. The appeal committee shall approve or disapprove the action of the administrator, and in the case of approval the action of the administrator shall be final. In the case of disapproval the appeal committee may reinstate the employee under such conditions as it deems proper, and may order the payment to the employee of compensation lost as a result of the demotion, suspension or dismissal.

Sec. 12. Minnesota Statutes 1984, section 473.141, subdivision 13, is amended to read:

Subd. 13. [COMMISSION OPERATING PROCEDURES.] (a) ~~The~~ Each commission shall adopt resolutions and bylaws, an administrative code establishing procedures for commission action, keeping records, approving claims, authorizing and making disbursements, authorizing contracts, safe-keeping funds and audit of all financial operations of the commission. *The code must address matters for which the council has adopted uniform standards and procedures and be in general conformance with the uniform standards and procedures adopted by the council.*

(b) ~~The~~ Each commission and the council may enter into contracts with each other and with other commissions and governmental units for the joint exercise of powers in the manner provided by section 471.59; provided that no commission shall enter into any contract with the council which would

assign any operations authority, responsibility or function, other than planning or making studies, from the commission to the council.

Sec. 13. Minnesota Statutes 1984, section 473.141, is amended by adding a subdivision to read:

*Subd. 15. [ANNUAL REPORTS.] Each commission shall annually submit a report to the metropolitan council, detailing its performance for the previous year. The report must be in the form and detail and submitted at the time reasonably required by the council. By September 15 of each year, after consultation with the council, the commission shall submit to the council a set of performance objectives respecting service delivery, finances, and management that the commission intends to meet during the subsequent year. If the council concurs with the objectives, it shall include them in its annual report under section 473.245. If the council does not concur with them, it shall notify the commission within 30 days, with comments. The commission shall consider the council's comments and resubmit performance objectives to the council within 30 days. The council shall then include them in its annual report.*

Sec. 14. Minnesota Statutes 1984, section 473.163, is amended by adding a subdivision to read:

*Subd. 3a. Each year, with its annual budget, the commission shall prepare a financial plan for the succeeding three calendar years. The financial plan must be consistent with the commission's development program and contain:*

*(a) a schedule of expected levels of public expenditure, both capital and operating, for the services and facilities planned;*

*(b) a schedule showing the expected sources of funds, user charges, and state and federal subsidies; and*

*(c) a plan and schedule showing the distribution of funds among various services, service areas and markets, and providers.*

*The commission shall submit its financial plan to the council for review at a time to be determined by the council.*

Sec. 15. Minnesota Statutes 1984, section 473.245, is amended to read:

**473.245 [REPORTS.]**

On or before January 15, of each year the metropolitan council shall report to the legislature. The report shall include:

(1) A statement of the metropolitan council's receipts and expenditures by category since the preceding report;

(2) A detailed budget for the year in which the report is filed and the following year including an outline of its program for such period three-year projected expenditures and revenues, including the total revenues needed and the sources of revenues;

(3) A statement of what the metropolitan council has established as the metropolitan agenda for the year in which the report is filed, including at least the objectives and priorities that the metropolitan council intends to accomplish during the year and the performance objectives established for the metropolitan commissions and the regional transit board for the year in



which the report is filed;

(4) *An evaluation of the performance of the metropolitan council with respect to the metropolitan agenda for the previous year, and of the metropolitan commissions and the regional transit board with respect to their performance objectives for the previous year;*

(5) An explanation of any policy plan and other comprehensive plan adopted in whole or in part for the metropolitan area and the review comments of the affected commission;

(4) (6) Summaries of any studies and the recommendations resulting therefrom made by the metropolitan council, and a listing of all applications for federal moneys made by governmental units within the metropolitan area submitted to the metropolitan council;

(5) (7) A listing of plans of local governmental units and proposed matters of metropolitan significance submitted to the metropolitan council;

(6) (8) A detailed report on the progress of any project undertaken by the council pursuant to sections 473.193 to 473.201; ~~and~~

(7) (9) Recommendations of the metropolitan council for metropolitan area legislation, including the organization and functions of the metropolitan council ~~and~~, the commissions, *and the regional transit board; and*

(10) *A report covering the current budget year and three-year projected expenditures and revenues of the metropolitan commissions and the regional transit board, including the total revenues needed and the sources of revenues.*

Sec. 16. Minnesota Statutes 1984, section 473.373, subdivision 7, is amended to read:

Subd. 7. [EMPLOYEES.] The board has the authority of a chief administrator to make all decisions on the appointment, promotion, demotion, suspension, and removal of all subordinate officers and regular employees of the board. *The board shall by resolution adopt a personnel code in general conformance with the personnel code guidelines adopted by the metropolitan council under section 473.141, subdivision 9.* The board may not take any action inconsistent with its personnel code. The board may authorize the chair or executive director to recommend employment decisions. The board shall act within 30 days on employment decisions recommended by the chair or executive director.

Sec. 17. Minnesota Statutes 1984, section 473.375, subdivision 1, is amended to read:

Subdivision 1. [GENERAL.] The transit board has the power and duties imposed by law. The exercise of any powers by the board must be consistent with the exercise by the metropolitan council of any of its powers *and in general conformance with the uniform standards and procedures adopted by the council under section 473.129, subdivision 7. The board shall adopt procedures addressing matters for which the council has adopted uniform standards and procedures.*

Sec. 18. Minnesota Statutes 1984, section 473.375, subdivision 16, is

amended to read:

Subd. 16. [REPORT.] The board shall annually submit a report to the metropolitan council, ~~the governor, and the legislature~~ detailing its activities and finances for the previous year. *The report must be in the form and detail and submitted at the time reasonably required by the council. By September 15 of each year after consultation with the council, the board shall submit to the council a set of performance objectives respecting service delivery, finances, and management that the board intends to meet during the following year. If the council concurs with the objectives, it shall include them in its annual report under section 473.245. If the council does not concur with them, it shall notify the board within 30 days, with comments. The board shall consider the council's comments and resubmit performance objectives to the council within 30 days. The council shall then include them in its annual report.*

Sec. 19. Minnesota Statutes 1984, section 473.375, is amended by adding a subdivision to read:

Subd. 17. [AUDIT.] *The legislative auditor shall audit the books and accounts of the board once each year or as often as the legislative auditor's funds and personnel permit. The board shall pay the total cost of the audit in accordance with section 3.9741.*

Sec. 20. Minnesota Statutes 1984, section 473.38, subdivision 1, is amended to read:

Subdivision 1. [REQUIREMENT.] The regional transit board shall prepare, submit for review, adopt, and implement budgets and conduct its financial affairs in the same manner, with the same requirements and restrictions, and to the same effect as provided in section 473.163, subdivisions 1 to 4, except that *the board may develop and adopt its budget on a fiscal year basis to coincide with the fiscal year of the departments of the state government and except as otherwise provided in this section.*

Sec. 21. Minnesota Statutes 1984, section 473.435, subdivision 2, is amended to read:

Subd. 2. [AUDIT.] ~~The transit commission shall employ a certified public accountant or firm to legislative auditor shall make an annual audit of the commission's financial accounts and affairs for the last fiscal year or or before November 30 of each year, and or as often as the legislative auditor's funds and personnel permit. Copies of the report thereof shall be filed and kept open to public inspection in the offices of the secretary of the commission, the board, and the secretary of state. The information in the audit shall be contained in the annual report and distributed in accordance with section 473.445. The commission shall pay the total cost of the audit in accordance with section 3.9741.~~

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, after the second semicolon, insert "permitting the metropolitan council to set standards for certain agencies; requiring reports;"

Page 1, line 14, delete "and" and before "repealing" insert "473.141,"

subdivisions 9 and 13, and by adding a subdivision; 473.163, by adding a subdivision; 473.245; 473.373, subdivision 7; 473.375, subdivisions 1 and 16, and by adding a subdivision; 473.38, subdivision 1; and 473.435, subdivision 2;"

Mr. Knaak questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Mr. Moe, D.M. then moved to amend H.F. No. 513, the unofficial engrossment, as follows:

Page 8, after line 9, insert:

"Sec. 11. Minnesota Statutes 1984, section 473.141, subdivision 9, is amended to read:

Subd. 9. [PERSONNEL CODE; MERIT SYSTEM.] (a) The council shall by resolution adopt guidelines for a personnel code relating to the employees of the commissions, *the regional transit board, the metropolitan sports facilities commission, and the metropolitan agencies defined in section 473.121, subdivisions 7, 12, 15, 21 and 32*, except that nothing in Laws 1974, Chapter 422 shall impair the rights of any commission or employee under sections 473.405 and 473.415. After adoption of the guidelines, each *board, commission, and agency governed by this subdivision* shall by resolution adopt a personnel code in general conformance therewith. The code shall include a job classification plan, procedures for employment and promotion of personnel based on merit, procedures for the demotion, suspension or discharge of employees, procedures for hearing grievances, procedures for salary administration, and such other provisions as the council deems appropriate. In addition, the code shall provide for the development by each commission, *board, and agency governed by this subdivision* of an affirmative action ~~plans~~ *plan*, which shall be submitted for approval to the appropriate agency or office of the state. The plans shall include a yearly progress report to the agency or office. The chief administrator of each commission, *board, and agency* shall administer the code, and no commission, *board, or agency* shall take any action inconsistent with the personnel code.

(b) All employees of the commission except those expressly designated for the unclassified service, shall serve in the classified service. The unclassified service shall include: members of the commission, the chief administrator of the commission, all officers of the commission, any employee of the commission who is determined by the commission to have a confidential relationship to the commission or the council; and any employee of the commission expressly exempted from the classified service by law. Each code shall also include procedures for open competitive examinations to test the relative skill or ability of all applicants for positions in the classified service. Such examinations may consist of written or oral tests of the subjective or objective type, physical tests, and practical or demonstration tests for the evaluation of past training and experience. Oral tests may be used to test the applicant's knowledge of the position applied for or his personal fitness for the position. Where there is more than one applicant for a position, each code shall provide for the employment of one of the three applicants best qualified for it.

(c) When a commission employee has been demoted, suspended or dis-

missed by the chief administrator, he may, within 30 days after such action becomes effective, file with the commission a written request for a hearing showing the position from which he was dismissed, the date of dismissal, and the reason for requesting the hearing, his full name and his present mailing address. Upon receipt of a request for a hearing the commission shall appoint three of its members to act as an appeal committee and preside at a hearing on the action of the administrator. The hearing shall be held within 30 days after the request is received by the commission, upon written notice mailed or delivered to the employee at his present mailing address, not less than seven days before the hearing. The appeal committee shall approve or disapprove the action of the administrator, and in the case of approval the action of the administrator shall be final. In the case of disapproval the appeal committee may reinstate the employee under such conditions as it deems proper, and may order the payment to the employee of compensation lost as a result of the demotion, suspension or dismissal."

Mr. Jude questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

H.F. No. 513 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 38 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	DeCramer	Knutson	Pehler	Storm
Belanger	Dicklich	Kronebusch	Peterson, D.C.	Stumpf
Benson	Dieterich	Laidig	Peterson, D.L.	Taylor
Berglin	Frank	Lessard	Peterson, R.W.	Vega
Bernhagen	Gustafson	McQuaid	Pogemiller	Waldorf
Bertram	Hughes	Moe, D.M.	Reichgott	Wegscheid
Brataas	Jude	Nelson	Sieloff	
David	Knaak	Olson	Spear	

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

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

### SPECIAL ORDER

H.F. No. 702: A bill for an act relating to human services; requiring notice to the designated agency in certain proceedings pertaining to persons committed as mentally ill and dangerous; authorizing the commissioner to transfer persons committed as mentally ill and dangerous between regional centers under certain circumstances; amending Minnesota Statutes 1984, sections 253B.14; 253B.18, subdivisions 4b, 5, and 6; and 253B.23, subdivision 7.

Ms. Berglin moved to amend to H.F. No. 702, the unofficial engrossment, as follows:

Page 1, after line 37, insert:

"Section 1. Minnesota Statutes 1984, section 144.699, subdivision 2., is amended to read:

Subd. 2. [FOSTERING PRICE COMPETITION.] The commissioner of health shall:

(a) Encourage hospitals, outpatient surgical centers, and home care agencies registered or licensed under sections 2 to 4, and 12, and professionals regulated by the health related licensing boards as defined in section 214.01, subdivision 2, and by the commissioner of health under section 214.13, to publish prices for procedures and services that are representative of the diagnoses and conditions for which citizens of this state seek treatment.

(b) Analyze and disseminate available price information and analyses so as to foster the development of price competition among hospitals, outpatient surgical centers, home care agencies, and health professionals."

Page 2, line 25, after "services" insert ", including the provision of home care services in connection with other services or equipment,"

Page 3, line 6, after "plan," insert "and" and after "medical" delete "and" and insert "or"

Page 3, line 7, delete the first "and"

Page 3, line 9, delete everything after "told"

Page 3, line 10, delete "plan," and delete "treatment and" and insert "agency"

Page 3, line 13, delete "treatment" and insert "these services"

Page 3, line 16, delete "and" and insert a comma

Page 3, line 18, after "programs" insert ", and the agency's grounds for a termination of services"

Page 4, line 1, delete "smooth transition" and insert "coordinated transfer"

Page 4, line 2, delete "agency which provides the" and insert "provider of"

Page 4, line 16, delete everything after "exist" and insert "relative to persons receiving home care services, persons providing home care services, or agencies licensed under this act."

Page 4, delete line 17

Page 4, line 19, delete "AUTHORITY TO REGULATE" and insert "PURPOSE"

Page 4, line 20, delete "may" and insert "shall"

Page 4, line 22, after "services;" insert "and" and delete everything after "fraud" and insert a period

Page 4, delete lines 23 to 27 and insert:

"Subd. 2. [REGULATORY FUNCTIONS.] The commissioner shall:

(1) evaluate, monitor, and license home care agencies in accordance with sections 1 to 6;"

Page 4, line 29, before the semicolon insert ", provided that when con-

*ducting routine office visits or inspections, the commissioner shall provide at least 48 hours' advance notice to the home care agency"*

Page 4, line 33, delete "and"

Page 4, line 34, delete "the commissioner considers"

Page 4, line 35, delete "appropriate" and insert "reasonably required" and delete "4." and insert "6; and"

Page 4, after line 35, insert:

*"(6) in conformity with this section and in consultation with representatives of the various kinds of providers of home care services, community health service agencies, and consumers, adopt rules governing home care agencies. The rules adopted by the commissioner may include the following:*

*(a) provisions to assure, to the extent possible, the health, safety and well-being, and appropriate treatment of persons who receive home care services;*

*(b) requirements that home care agencies furnish the commissioner specified information necessary to implement sections 1 to 6;*

*(c) standards of training of home care agency personnel, which may vary according to the nature of the services provided or the health status of the consumer;*

*(d) standards of supervision by a physician or registered nurse of personnel providing home care services, which may vary according to the nature of the services provided or the health status of the consumer;*

*(e) requirements for the involvement of a consumer's physician, the documentation of physicians' orders and the consumer's treatment plan, and the maintenance of accurate, current clinical records;*

*(f) exemptions of specified classes of agencies, in addition to those provided in section 5, subdivision 2, from licensure requirements. When determining whether to exempt a class of agencies, the commissioner shall consider: (1) the extent to which the agencies, or the individuals who provide services through the agencies, are regulated under another law; (2) the risk to the health, safety, and well-being of the client; and (3) other factors the commissioner considers appropriate;*

*(g) the establishment of different classes of licenses for different types of agencies and different standards and requirements for different kinds of home care services; and*

*(h) operating procedures required to implement the home care bill of rights."*

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

Page 5, line 3, delete "When conducting"

Page 5, delete lines 4 and 5

Page 5, line 6, delete "Subd. 2." and insert "Sec. 5. [144A.46]" and after "[LICENSURE.]" insert:

*"Subdivision 1. [LICENSE REQUIRED.]"*

Page 5, line 8, delete everything after the period

Page 5, delete lines 9 to 19

Page 6, line 27, delete "4" and insert "6"

Page 6, line 35, delete "2" and insert "3"

Page 7, delete lines 2 to 7

Renumber the subdivisions in sequence

Page 7, line 8, delete "Sec. 4. [144A.46]" and insert "Sec. 6. [144A.47]"

Page 7, line 12, delete "costs,"

Page 7, line 13, after "agencies," insert "and" and delete ", and other"

Page 7, line 14, delete everything before the period

Page 7, line 17, before "licensure" insert "registration or"

Page 7, line 22, delete "about" and insert "and a summary of" and delete "costs" and insert "prices"

Page 7, line 23, delete everything after "state" and insert a semicolon

Page 7, delete line 24

Page 7, delete lines 25 to 28

Renumber the clauses in sequence

Page 7, after line 33, insert:

"Sec. 7. Minnesota Statutes 1984, section 144A.51, subdivision 6, is amended to read:

Subd. 6. "Resident" means any resident or patient of a health facility or a consumer of services provided by a home care agency, or the guardian or conservator of a the resident or, patient of a health facility, or consumer, if one has been appointed."

Page 11, delete section 12, and insert:

"Sec. 15. [TEMPORARY PROCEDURES.]

*Beginning October 1, 1985, no home care agency except an agency exempt from licensure under section 4, subdivision 2, may provide home care services in this state without registering with the commissioner. A home care agency is registered with the commissioner when the commissioner has received in writing the agency's name; the name of its parent corporation or sponsoring organization, if any; the street address and telephone number of its principal place of business; the street address and telephone number of its principal place of business in Minnesota; the counties in Minnesota in which it may render services; the street address and telephone number of all other offices in Minnesota; and the name, educational background, and ten-year employment history of the person responsible for the management of the agency. A \$300 registration fee must be submitted with the application for registration. The registration shall remain effective until licensure rules are adopted by the commissioner. In order to maintain its registration and pro-*

*vide services in Minnesota, a home care agency must comply with section 3 and comply with requests for information under section 144A.47. A registered home care agency is subject to sections 144A.51 to 144A.54. Registration under this section does not exempt a home care agency from the licensure and other requirements later adopted by the commissioner."*

Page 52, line 16, before "Sections" insert "Sections 1 to 4; 5, subdivisions 2 to 4; and 6 to 19 are effective the day following final enactment. Section 5, subdivision 1, is effective January 1, 1987."

Renumber the sections in sequence and correct internal cross references

Amend the title as follows:

Page 1, line 19, after "sections" insert "144.699, subdivision 2;" and after "144A.51," insert "subdivision 6, and"

The motion prevailed. So the amendment was adopted.

Mr. Knutson moved to amend H.F. No. 702, the unofficial engrossment, as follows:

Page 5, line 6, before "A" insert "(a)"

Page 5, after line 19, insert:

*"(b) Within ten days after receiving an application for a license, the commissioner shall acknowledge receipt of the application in writing. The acknowledgement must indicate whether the application appears to be complete or whether additional information is required before the application will be considered complete. Within 60 days after receiving a complete application, the commissioner shall either grant or deny the license. If an applicant is not granted or denied a license within 60 days after submitting a complete application, the license must be deemed granted. An applicant whose license has been deemed granted must provide written notice to the commissioner before providing a home care service."*

The motion prevailed. So the amendment was adopted.

Ms. Berglin moved to amend H.F. No. 702, the unofficial engrossment, as follows:

Page 26, line 30, delete everything after the period

Page 26, delete line 31

Page 26, line 32, delete "subdivision 3, as a vendor." and insert "Unless the local agency is a social services department directly administered by a county or human services board, the local agency shall not be an eligible vendor under section 32."

Page 52, line 16, delete "to 18" and insert ", 17, 35"

Page 52, line 17, before "19" insert "18," and after "to" insert "34, 36, and" and delete ", and 50"

Page 52, line 18, after the first period, insert "Section 50, subdivisions 1 and 4, are effective July 1, 1986."

The motion prevailed. So the amendment was adopted.

Mr. Petty moved to amend H.F. No. 702, the unofficial engrossment, as



follows:

Page 19, after line 34 insert:

*"Subd. 4. [RULEMAKING.] The commissioner shall adopt permanent rules to govern subsidy applications, criteria for approval, and other matters necessary to implement this program."*

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend H.F. No. 702, the unofficial engrossment, as follows:

Page 2, line 32, delete "or"

Page 2, after line 32, insert:

*"(3) an individual who provides chore or housekeeping services with incidental medical, nutritional, or personal care or treatment; or"*

Page 2, line 33, delete "(3)" and insert "(4)"

The motion prevailed. So the amendment was adopted.

H.F. No. 702 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 37 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Johnson, D. E.	Novak	Storm
Anderson	Dicklich	Jude	Olson	Stumpf
Belanger	Diessner	Knaak	Pogemiller	Vega
Benson	Dieterich	Knutson	Ramstad	Waldorf
Berglin	Frank	Kronebusch	Reichgott	Wegscheid
Bertram	Frederick	Laidig	Renneke	
Brataas	Freeman	McQuaid	Sieloff	
Davis	Hughes	Merriam	Spear	

Messrs. Chmielewski, Isackson and Kamrath voted in the negative.

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

### SPECIAL ORDER

S.F. No. 1130: A bill for an act relating to occupations and professions; changing the composition of the board of medical examiners and the method of appointing board members; authorizing the release of certain information by the board of medical examiners; requiring the board of medical examiners to adopt a written statement describing its procedures, and publish disciplinary actions; revising the standards for licensing and disciplining physicians; establishing reporting requirements for health professionals and granting immunity to those complying with reporting requirements; establishing special requirements for health-related licensing boards; appropriating money; recodifying certain provisions in Minnesota Statutes, chapter 147; amending Minnesota Statutes 1984, sections 147.01, subdivisions 1, 2, and 4; 147.02, subdivision 1, and by adding subdivisions; 147.021; 147.03; 147.073; 147.074; 147.09; 147.10; 176.011, subdivision 9; 214.07, subdivision 1; and

214.10, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 147; repealing Minnesota Statutes 1984, sections 147.02, subdivision 2; 147.06; 147.07; 147.072; 147.101; 147.11; 147.12; 147.13; 147.16; 147.17; 147.18; 147.19; 147.20; and 147.23.

Mr. Waldorf moved to amend S.F. No. 1130 as follows:

Page 18, line 13, delete "2" and insert "13"

Page 34, after line 20 insert:

*"(f) When a complaint is received that concerns a matter that is within the jurisdiction of a board, the board must acknowledge receipt of the complaint within ten days after receipt by providing a written notice to the person who made the complaint. The notice must explain the board's investigative process and state, in general terms, that other legal recourse may be available. At least every three months the board shall give the complainant a report on the progress of board activities relating to that complaint. Within 30 days after a final disposition, the board shall provide a report to the complainant including a summary of the results of the investigation, the actions taken by the board, and the reasons for the board's actions or lack of action."*

The motion prevailed. So the amendment was adopted.

S.F. No. 1130 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 38 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Chmielewski	Gustafson	McQuaid	Sieloff
Anderson	Davis	Hughes	Merriam	Stumpf
Belanger	DeCramer	Isackson	Moe, D.M.	Taylor
Benson	Dicklich	Johnson, D.E.	Novak	Vega
Berg	Diessner	Jude	Olson	Waldorf
Bernhagen	Dieterich	Kamrath	Ramstad	Wegscheid
Bertram	Frank	Kronebusch	Reichgott	
Brataas	Freeman	Lessard	Renneke	

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

### SPECIAL ORDER

H.F. No. 533: A bill for an act relating to occupations and professions; concerning the practice of veterinary medicine; allowing foreign veterinary graduates to be admitted to practice under certain conditions; amending Minnesota Statutes 1984, sections 156.001; 156.02, subdivision 1; 156.081, subdivision 2; and 156.12, subdivision 2; repealing Minnesota Statutes 1984, section 156.09.

Mr. Wegscheid moved to amend H.F. No. 533, the unofficial engrossment, as follows:

Page 2, line 7, after "for" insert "graduates of a"

Page 2, line 7, after "foreign" insert "college of"

Page 2, line 8, delete "*graduates*" and insert "*medicine*"

Page 2, after line 10, insert:

"*Subd. 7. [FOREIGN COLLEGE OF VETERINARY MEDICINE.] "Foreign college of veterinary medicine" means a college of veterinary medicine other than an accredited or approved college of veterinary medicine.*"

Renumber the subdivisions in sequence

Page 5, line 28, after "*a*" and before "*college*" insert "*foreign*" and delete "*other*"

Page 5, delete line 29

Page 5, line 30, delete everything before "*from*"

The motion prevailed. So the amendment was adopted.

Mr. Dieterich moved to amend H.F. No. 533, the unofficial engrossment, as follows:

Page 5, after line 33, insert:

"*Sec. 5. [ELK REMOVAL.]*

*The commissioner shall remove all elk from the agricultural areas of the state by September 1, 1985, to an area within the city of North Oaks.*"

Renumber the sections in sequence

Amend the title accordingly

Mr. Knaak questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

H.F. No. 533 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 45 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Hughes	McQuaid	Ramstad
Anderson	DeCramer	Isackson	Merriam	Reichgott
Belanger	Dicklich	Johnson, D.E.	Moe, D.M.	Renneke
Benson	Diessner	Jude	Moe, R.D.	Sieloff
Berg	Dieterich	Kamrath	Novak	Storm
Bernhagen	Frank	Knaak	Olson	Stumpf
Bertram	Frederick	Kronebusch	Petty	Taylor
Brataas	Freeman	Laidig	Pogemiller	Vega
Chmielewski	Gustafson	Lessard	Purfeerst	Wegscheid

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

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Orders of Business of Messages From the House and First Reading of House Bills. The motion prevailed.

## 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. 676: A bill for an act relating to towns; authorizing the conduct of town business at places located outside the town; amending Minnesota Statutes 1984, sections 365.51 and 365.52; proposing coding for new law in Minnesota Statutes, chapter 365.

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

Uphus, Frederickson and Minne.

Senate File No. 676 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 15, 1985

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 five members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 862: A bill for an act relating to courts; providing conciliation court with jurisdiction to determine actions brought by educational institutions to recover student loans; amending Minnesota Statutes 1984, sections 487.30, by adding a subdivision; 488A.12, subdivision 3; and 488A.29, subdivision 3.

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

McKasy, Halberg, Dempsey, Voss and Schafer.

Senate File No. 862 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 15, 1985

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 83:

H.F. No. 83: A bill for an act relating to courts; eliminating restrictions on the chief judge's ability to make assignments to juvenile court in Hennepin and Ramsey counties; amending Minnesota Statutes 1984, section 260.019; subdivision 3.

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

Forsythe, Halberg and Kelly have been appointed as such committee on the part of the House.

House File No. 83 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 15, 1985

Ms. Reichgott moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 83, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 130, 856, 1231 and 827.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 15, 1985

### FIRST READING OF HOUSE BILLS

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

H.F. No. 130: A bill for an act relating to taxation; motor vehicle excise; exempting sales of certain cars; imposing a fee in lieu of the tax; amending Minnesota Statutes 1984, sections 115A.908, by adding a subdivision; and 297B.03.

Referred to the Committee on Transportation.

H.F. No. 856: A bill for an act relating to taxation; imposing an additional tax on certain interest earned on state or municipal obligations; providing an income tax credit for certain interest paid on those obligations; amending Minnesota Statutes 1984, section 290.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 854, now on General Orders.

H.F. No. 1231: A bill for an act relating to crimes; transferring administration of crime victim crisis centers and the crime victims reparations board to the office of attorney general; changing a definition; establishing a crime victim and witness advisory council and a crime victim ombudsman; providing the council with extensive duties to assist victims and witnesses; providing the ombudsman with authority to investigate complaints with regard to treatment of victims; amending Minnesota Statutes 1984, sections 611A.41, subdivision 2; 611A.44; 611A.52; 611A.53, subdivision 2; 611A.54; 611A.55, subdivisions 1 and 2; and 611A.56, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611A; repealing Minnesota Statutes 1984, section 611A.42.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1126, now on General Orders.

H.F. No. 827: A bill for an act relating to public safety; appropriating money to purchase mobile communications equipment for state patrol.

Referred to the Committee on Finance.

Without objection, the Senate reverted to the Orders of Business of Mes-

sages From the House, Reports of Committees and Second Reading of Senate Bills.

### 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. 58:

H.F. No. 58: A bill for an act relating to the town of Moorhead; allowing the town certain powers.

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

Valan, Poppenhagen and Kalis have been appointed as such committee on the part of the House.

House File No. 58 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 15, 1985

Mr. Langseth moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 58, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

### REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports read by the Secretary be now adopted. The motion prevailed.

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

S.F. No. 1065: A bill for an act relating to recreational vehicles; regulating all-terrain vehicles; providing penalties; appropriating money; amending Minnesota Statutes 1984, sections 84.92; 84.922, subdivisions 1, 3, 5, 6, 7, 8, and by adding subdivisions; 84.925; 84.927; 84.928; 85.018, subdivisions 1, 2, 3, 4, and 5; 100.273, subdivision 9; and 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

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

Page 7, line 31, delete "*funds*" and insert "*money*"

Page 9, line 17, delete "*their*" and insert "*its*"

Page 12, line 15, after the dollar sign, insert "\$830,000"

Page 12, lines 16 and 17, delete "*for the biennium ending June 30, 1987,*"

Page 12, after line 17, insert:

*"\$435,000 is available for the fiscal year ending June 30, 1986, and*

*\$395,000 is available for the fiscal year ending June 30, 1987. The approved complement of the department of natural resources is increased by two positions."*

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

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

S.F. No. 762: A bill for an act relating to public records; providing for fees of the county recorder and secretary of state; amending Minnesota Statutes 1984, sections 268.161, subdivision 1; 270.69, by adding a subdivision; 272.483; 336.9-407; 357.18, subdivision 1; 386.77; 505.08, subdivision 2; 508.47, subdivision 4; 508.82; 508A.11; 508A.47, subdivision 4; and 508A.82.

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

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

S.F. No. 993: A bill for an act relating to water; providing for comprehensive local water management; requiring counties to develop and implement county water and related land resources plans; authorizing the water resources board to make comprehensive water planning grants to counties; providing additional authorities to counties; providing additional duties of the water resources board; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 110B.

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

Page 2, line 23, delete "*shall*" and insert "*may*"

Page 2, line 24, after "*county*" insert "*that develops and implements a plan*"

Page 5, lines 10 and 11, delete "*by June 30, 1989*"

Page 14, line 2, after the dollar sign, insert "*150,000*"

Amend the title as follows:

Page 1, line 3, delete "*requiring*" and insert "*authorizing*"

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

## SECOND READING OF SENATE BILLS

S.F. Nos. 1065, 762 and 993 were read the second time.

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate proceed to the Order of Business of Introduction and First Reading of Senate Bills. The motion prevailed.

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

indicated.

Mr. Vega introduced—

S.F. No. 1544: A bill for an act relating to utilities; establishing a limit for rate of return; amending Minnesota Statutes 1984, section 216B.16, by adding a subdivision.

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

Mr. Dicklich introduced—

S.F. No. 1545: A bill for an act relating to corporations; authorizing and regulating employee cooperative corporations; proposing coding for new law as Minnesota Statutes, chapter 302B.

Referred to the Committee on Economic Development and Commerce.

Mr. DeCramer introduced—

S.F. No. 1546: A bill for an act relating to transportation; railroads; providing that railroads must first offer property to leaseholders before selling it; proposing coding for new law in Minnesota Statutes, chapter 222.

Referred to the Committee on Transportation.

Messrs. Schmitz; Dicklich; Johnson, D.J.; Mrs. Brataas and Mr. Nelson introduced—

S.F. No. 1547: A bill for an act relating to local government; regulating contracts for the purchase of fuel by a municipality required for generation of municipal power; amending Minnesota Statutes 1984, section 471.345, by adding a subdivision.

Referred to the Committee on Local and Urban Government.

Mr. Davis introduced—

S.F. No. 1548: A bill for an act relating to the city of Becker; authorizing a development fund; authorizing the creation of a board or agency to administer it.

Referred to the Committee on Local and Urban Government.

Messrs. Lessard, Chmielewski, Stumpf, Bernhagen and Johnson, D.J. introduced—

S.F. No. 1549: A bill for an act relating to natural resources; providing for an administrative process for the designation of peatland scientific and natural areas; establishing powers and duties of the commissioner of natural resources; requiring local participation in the designation process; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Agriculture and Natural Resources.

## MOTIONS AND RESOLUTIONS - CONTINUED

### SPECIAL ORDER



H.F. No. 264: A bill for an act relating to animals; providing for a rabies control program; imposing criminal liability on persons who cause the death or substantial bodily harm of another by permitting certain animals to be unconfined or improperly confined; providing for the killing of dangerous animals; imposing penalties; amending Minnesota Statutes 1984, section 609.205; proposing coding for new law in Minnesota Statutes, chapters 346 and 609.

Mr. Ramstad moved to amend H.F. No. 264, 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. 348.)

Page 1, line 23, delete "or" and insert a comma and after "*abdomen*" insert "*, or ear*"

Page 1, line 26, delete "or" and after "*registries*" insert "*, or drivers license records*"

Page 2, line 19, after "*and*" insert "*promptly*"

Page 2, line 20, before the period, insert "*by the most expedient means*"

The motion prevailed. So the amendment was adopted.

Mr. Dieterich moved to amend H.F. No. 264, 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. 348.)

Page 3, line 2, reinstate the stricken "by" and after the stricken "him" insert "*the person*"

Page 3, line 8, after "*known*" insert "*to the person*"

Page 3, line 12, delete "*, and includes*"

Page 3, delete line 13

Page 3, line 14, delete "*bruise*"

Page 3, line 18, delete "*shall*" and insert "*may*"

The motion prevailed. So the amendment was adopted.

Mr. Kamrath moved to amend H.F. No. 264, 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. 348.)

Page 1, line 15, after "*uncontrolled*" insert "*in urban areas*"

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

### CALL OF THE SENATE

Mr. Ramstad imposed a call of the Senate for the balance of the proceedings on H.F. No. 264. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Kamrath then moved to amend H.F. No. 264, 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. 348.)

Page 1, line 15, after "*uncontrolled*" insert "*within a statutory or home rule charter city or urban town*"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 22 and nays 24, as follows:

Those who voted in the affirmative were:

Adkins	Bertram	Freeman	Kronebusch	Stumpf
Anderson	Chmielewski	Gustafson	Langseth	Taylor
Benson	Davis	Isackson	Moe, R.D.	
Berg	DeCramer	Johnson, D.E.	Renneke	
Bernhagen	Frederick	Kamrath	Sieloff	

Those who voted in the negative were:

Belanger	Hughes	Lessard	Petty	Solon
Dicklich	Jude	McQuaid	Pogemiller	Storm
Diessner	Knaak	Merriam	Ramstad	Vega
Dieterich	Laidig	Moe, D.M.	Reichgott	Wegscheid
Frank	Lantry	Olson	Schmitz	

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

H.F. No. 264 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 36 and nays 23, as follows:

Those who voted in the affirmative were:

Belanger	Hughes	McQuaid	Peterson, R.W.	Storm
Dahl	Jude	Merriam	Petty	Taylor
Dicklich	Knaak	Moe, D.M.	Pogemiller	Vega
Diessner	Kroening	Moe, R.D.	Ramstad	Wegscheid
Dieterich	Laidig	Nelson	Reichgott	
Frank	Lantry	Novak	Sieloff	
Freeman	Lessard	Olson	Solon	
Gustafson	Luther	Peterson, D.C.	Spear	

Those who voted in the negative were:

Adkins	Bertram	Isackson	Mehrkens	Schmitz
Anderson	Chmielewski	Johnson, D.E.	Pehler	Stumpf
Benson	Davis	Kamrath	Peterson, D.L.	Willet
Berg	DeCramer	Kronebusch	Purfeerst	
Bernhagen	Frederick	Langseth	Renneke	

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

### SPECIAL ORDER

S.F. No. 304: A bill for an act relating to transportation; motor carriers; providing for annual increases in gross weight tax rates; establishing a gross vehicle weight limitation for state trunk highways; revising the gross weight seasonal zone; providing for ten percent overweight allowance for movement of potatoes and sugar beets; allowing wide loads of baled agricultural products to travel certain roads at certain times by annual permit; removing a requirement that wide loads be marked by flashing amber lights; requiring a

district priority list; providing that a county may challenge a seasonal weight restriction imposed by the commissioner; appropriating money; amending Minnesota Statutes 1984, sections 168.013, subdivision 1e; 169.81, subdivision 2; 169.825, subdivisions 8, 10, and 11, and by adding a subdivision; 169.833; 169.86, subdivisions 1a, 2, 5, and by adding a subdivision; 169.862; and 169.87, subdivision 1, and by adding a subdivision.

Mr. DeCramer moved to amend S.F. No. 304 as follows:

Page 22, delete line 36 and insert:

*"Fees collected by the commissioner of transportation for vehicle inspections under section 9 must be deposited in the trunk highway fund and credited to a special account. Money in the account is appropriated to the commissioner of public safety to administer section 9."*

Page 23, delete line 1

Page 23, line 2, delete everything before "The"

Page 23, line 4, delete "six" and insert "three trooper" and after the period insert "If in any year the number of inspections under section 9 exceeds 5,000, the complement of the department of public safety for the following year is increased as follows: to four trooper positions if the number of inspections is greater than 5,000 and less than 6,501, to five trooper positions if the number of inspections is greater than 6,500 and less than 8,000, and to six trooper positions if the number of inspections is 8,000 or greater."

The motion prevailed. So the amendment was adopted.

Mr. Novak moved to amend S.F. No. 304, as follows:

Page 22, line 30, before "For" insert "Subdivision 1. [“S” AND “T” CATEGORIES.]”

Page 22, after line 34 insert:

*"Subd. 2. [EXEMPTION.] Those vehicles whose total gross weight rate taxed and described in section 168.013, subdivision 1e, is 73,281 to 78,000 pounds or 78,001 to 81,000 pounds, and which elect not to operate at those weights and on those highways which after the effective date of this subdivision have greater weight allowance, may file an affidavit to that effect with the commissioner and shall be exempt from the fee increase provided by this act for the period of the affidavit or until election is made to operate at the greater weight allowance under this act but shall be subject to the annual increases authorized by section 168.013, subdivision 1e."*

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Frank	Kroening	Peterson, D.L.	Taylor
Belanger	Frederick	Laidig	Petty	Vega
Benson	Gustafson	McQuaid	Ramstad	Wegscheid
Bertram	Johnson, D.E.	Merriam	Reichgott	
Chmielewski	Johnson, D.J.	Novak	Renneke	
Dahl	Kamrath	Olson	Sieloff	
Dicklich	Knaak	Peterson, D.C.	Storm	

Those who voted in the negative were:

Adkins	DeCramer	Jude	Luther	Stumpf
Berg	Diessner	Kronebusch	Peterson, R.W.	Willet
Bernhagen	Dieterich	Lantry	Purfeerst	
Davis	Isackson	Lessard	Schmitz	

The motion prevailed. So the amendment was adopted.

S.F. No. 304 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 39 and nays 11, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Jude	Nelson	Schmitz
Anderson	DeCramer	Kamrath	Novak	Sieloff
Belanger	Diessner	Kronebusch	Olson	Stumpf
Benson	Frederick	Laidig	Peterson, D.L.	Taylor
Berg	Gustafson	Lantry	Purfeerst	Vega
Bernhagen	Isackson	Lessard	Ramstad	Wegscheid
Bertram	Johnson, D.E.	McQuaid	Reichgott	Willet
Chmielewski	Johnson, D.J.	Moe, D.M.	Renneke	

Those who voted in the negative were:

Dahl	Knaak	Luther	Peterson, D.C.	Petty
Dieterich	Kroening	Merriam	Peterson, R.W.	Storm
Frank				

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

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Nelson moved that the following members be excused for a Conference Committee on H.F. No. 88 from 4:30 to 6:00 p.m.:

Messrs. Nelson; Pehler; Peterson, R.W.; Ms. Peterson, D.C. and Mr. Peterson, D.L. The motion prevailed.

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 the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 295: A bill for an act relating to counties; authorizing a special levy for county agricultural society and park and recreation purposes for Hubbard county; authorizing a special levy for support of the Clearwater county hospital; authorizing a special levy for tourism and agriculture promotion in Cass county; requiring a reverse referendum under certain circumstances; increasing the amount of loans available to certain counties for design and construction costs of district heating and qualified energy improvements; allowing municipalities to accelerate repayment of principal of energy loans; authorizing county regulation of pawnbrokers, second-hand,

and junk dealers; designating Hubbard county as a fiscal agent; amending Minnesota Statutes 1984, section 116J.36, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 471.

Senate File No. 295 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 15, 1985

Mr. Willet moved that the Senate do not concur in the amendments by the House to S.F. No. 295, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 1176: A bill for an act relating to children; requiring a new job classification in child protection; requiring continuing education; providing for a joint training program; requiring a report to the legislature; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 626.

Senate File No. 1176 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 15, 1985

Mr. Merriam moved that the Senate do not concur in the amendments by the House to S.F. No. 1176, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the following change in the membership of the Conference Committee on Senate File No. 862:

The name of Dempsey has been deleted.

The name of Boo has been added.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 15, 1985

## RECESS

Mr. Luther 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. 33: Messrs. Pogemiller, Knaak and Dahl.

Mr. Luther moved that the foregoing appointments be approved. The motion prevailed.

### 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. 1176: Messrs. Merriam, Petty and Belanger.

H.F. No. 58: Messrs. Langseth, Stumpf and DeCramer.

S.F. No. 295: Messrs. Willet, Dicklich and Pehler.

Mr. Luther moved that the foregoing appointments be approved. The motion prevailed.

### MEMBERS EXCUSED

Mrs. McQuaid was excused from the Session of today from 12:00 to 12:45 p.m. Mr. Storm was excused from the Session of today from 12:00 to 2:00 p.m. Mr. Willet was excused from the Session of today from 1:00 to 2:00 p.m. Mr. Frank was excused from the Session of today from 2:15 to 2:45 p.m. Mr. Pogemiller was excused from the Session of today from 12:00 to 4:00 p.m. Mr. Schmitz was excused from the Session of today from 12:00 to 1:30 p.m. Ms. Berglin was excused from the Session of today from 5:00 to 7:30 p.m. Mr. Waldorf was excused from the Session of today at 5:00 p.m. Mr. Mehrkens was excused from the Session of today at 6:15 p.m.

The following member was excused from today's Session for a brief period of time: Mrs. Kronebusch.

### ADJOURNMENT

Mr. Luther moved that the Senate do now adjourn until 12:00 noon, Thursday, May 16, 1985. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate