

## FIFTH DAY

St. Paul, Minnesota, Tuesday, January 20, 1987

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

Prayer was offered by the Chaplain, Rev. Joseph Paris.

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

Adkins	Dicklich	Laidig	Morse	Samuelson
Anderson	Frank	Langseth	Novak	Schmitz
Beckman	Frederick	Lantry	Olson	Solon
Belanger	Frederickson, D.I.	Larson	Pehler	Spear
Benson	Frederickson, D.R.	Luther	Peterson, D.C.	Storm
Berg	Freeman	Marty	Peterson, R.W.	Stumpf
Bertram	Gustafson	McQuaid	Piper	Taylor
Chmielewski	Hughes	Mehrkens	Pogemiller	Vickerman
Cohen	Johnson, D.E.	Merriam	Purfeerst	Wegscheid
Dahl	Johnson, D.J.	Metzen	Ramstad	Willet
Davis	Jude	Moe, D.M.	Reichgott	
DeCramer	Kroening	Moe, R.D.	Renneke	

The President declared a quorum present.

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

## MEMBERS EXCUSED

Ms. Berglin, Messrs. Bernhagen, Brandl, Diessner, Lessard and Waldorf were excused from the Session of today.

## MOTIONS AND RESOLUTIONS

Mr. Diessner moved that the names of Mrs. Adkins and Mr. Dahl be added as co-authors to S.F. No. 31. The motion prevailed.

Mr. Dahl moved that the name of Mrs. Lantry be added as a co-author to S.F. No. 49. The motion prevailed.

Mr. Moe, R.D.; Ms. Peterson, D.C.; Messrs. DeCramer, Pogemiller and Stumpf introduced—

Senate Concurrent Resolution No. 4: A Senate concurrent resolution protesting the use of the Minnesota National Guard in Central America; encouraging efforts to legally contest the mandatory deployment by the federal government of the Minnesota National Guard in foreign countries without state assent.

Referred to the Committee on Rules and Administration.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Berg; Frederickson, D.R. and Davis introduced—

S.F. No. 61: A bill for an act relating to agriculture; appropriating money for a deficiency in the appropriation for farmer-lender mediation.

Referred to the Committee on Agriculture.

Messrs. Berg; Frederickson, D.R. and Davis introduced—

S.F. No. 62: A bill for an act relating to agriculture; appropriating money for a deficiency in the interest rate buy-down program.

Referred to the Committee on Agriculture.

Mrs. Lantry, Messrs. Frederick, Schmitz and Novak introduced—

S.F. No. 63: A bill for an act relating to motor vehicles; providing that certain license plates be issued every six years; amending Minnesota Statutes 1986, section 168.12, subdivisions 1, 2a, and 5.

Referred to the Committee on Transportation.

Messrs. Solon and Metzen introduced—

S.F. No. 64: A bill for an act relating to game and fish; eliminating the fishing license requirement for certain disabled federal employees; amending Minnesota Statutes 1986, section 97A.445, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Mr. Solon introduced—

S.F. No. 65: A bill for an act relating to game and fish; restricting the firearm taking of wild animals near occupied buildings; amending Minnesota Statutes 1986, section 97B.001, subdivision 7.

Referred to the Committee on Environment and Natural Resources.

Mr. Solon introduced—

S.F. No. 66: A bill for an act relating to automobile insurance; limiting the grounds for cancellation or reduction in limits during the policy period; amending Minnesota Statutes 1986, section 65B.15, subdivision 1.

Referred to the Committee on Commerce.

Mr. Solon introduced—

S.F. No. 67: A bill for an act relating to petroleum; providing that the same petroleum product sold as kerosene or fuel oil be sold at the same price; proposing coding for new law in Minnesota Statutes, chapter 296.

Referred to the Committee on Commerce.

Mr. Diessner introduced—

S.F. No. 68: A bill for an act relating to education; providing a work curfew for high school students; providing a fine; amending Minnesota Statutes 1986, sections 181A.04, by adding a subdivision; and 181A.12, subdivision 1.

Referred to the Committee on Employment.

Messrs. Berg, Lessard and Bernhagen introduced—

S.F. No. 69: A bill for an act relating to agriculture; establishing a commercial fish raising program; proposing coding for new law in Minnesota Statutes, chapter 17.

Referred to the Committee on Agriculture.

Messrs. Frank, Dahl and Vickerman introduced—

S.F. No. 70: A bill for an act relating to public safety; traffic regulations; requiring commercial bus to have driver seat belt; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation.

Mr. Frank and Mrs. Lantry introduced—

S.F. No. 71: A bill for an act relating to traffic regulations; providing that speeding violations be recorded on violator's driving record; repealing Minnesota Statutes 1986, sections 169.99, subdivision 1b; and 171.12, subdivision 6.

Referred to the Committee on Transportation.

Messrs. Frank, Vickerman and Dahl introduced—

S.F. No. 72: A bill for an act relating to drivers' licenses; requiring certain notice on uniform traffic ticket; providing penalty for failure to respond to summons and complaint on uniform traffic ticket; prohibiting issuance of warrants on persons failing to pay fines for parking violations; establishing system for collecting unpaid fines; providing for and allocating driver's license reinstatement fees; amending Minnesota Statutes 1986, sections 169.99, by adding a subdivision; 171.16, subdivision 3, and by adding subdivisions; 171.20, subdivision 1; and 171.29.

Referred to the Committee on Transportation.

Mr. Benson introduced—

S.F. No. 73: A bill for an act relating to game and fish; authorizing deer bow and arrow licenses for nonresident students at resident fees; amending Minnesota Statutes 1986, section 97A.455.

Referred to the Committee on Environment and Natural Resources.

Messrs. Pehler, DeCramer and Willet introduced—

S.F. No. 74: A bill for an act relating to employment; providing the option for certain employees at a state university to obtain state employee fringe benefits; amending Minnesota Statutes 1986, section 43A.27, by adding

a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Pehler introduced—

S.F. No. 75: A bill for an act relating to retirement; increasing the retirement formula for covered correctional service; amending Minnesota Statutes 1986, section 352.93, subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Frank, Vickerman and Dahl introduced—

S.F. No. 76: A bill for an act relating to elections; providing for school district elections to be held at the same time as municipal elections; providing for municipal clerks to administer school district elections; providing for school district elections to be conducted according to the Minnesota election law; amending Minnesota Statutes 1986, sections 6.54; 122.22, subdivisions 2 and 4; 122.23, subdivisions 2, 9, and 10; 122.25, subdivisions 1 and 2; 123.11 subdivision 7; 123.32, subdivisions 9 and 23; 123.33, subdivision 4; 123.351, subdivisions 1 and 3; 123.51; 127.09; 127.11; 128.01; 200.015; 200.02, by adding a subdivision; 201.018, subdivision 2; 201.071, subdivision 1, and by adding a subdivision; 203B.05, subdivision 2; 203B.06, subdivision 3; 204B.02; 204B.14, by adding a subdivision; 204B.16, subdivision 1; 204B.18, subdivision 2; 204B.35, subdivision 1; 204B.40; 204C.02; 204C.19, subdivision 2; 204C.25; 204C.27; 204C.28, by adding a subdivision; 204C.36; 206.58, subdivision 2; 209.02; 209.021, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 206 and 210A; proposing coding for new law as Minnesota Statutes, chapter 205A; repealing Minnesota Statutes 1986, sections 123.015; 123.11, subdivisions 2, 3, and 4; 123.32, subdivisions 1, 1a, 2, 3, 4, 5, 6, 7, 8, 8a, 11, 22, 24, 25, 26, 27, and 28; and 201.095.

Referred to the Committee on Elections and Ethics.

Mr. Knutson introduced—

S.F. No. 77: A bill for an act relating to the city of Burnsville; providing for refund of a bond application deposit paid by the city; appropriating money.

Referred to the Committee on Economic Development and Housing.

Messrs. Solon, Metzen, Kroening, Willet and Samuelson introduced—

S.F. No. 78: A bill for an act relating to taxation; extending the pension income exclusion to persons aged less than 65; amending Minnesota Statutes 1986, section 290.08, subdivision 26.

Referred to the Committee on Taxes and Tax Laws.

Mr. Pogemiller introduced—

S.F. No. 79: A bill for an act relating to occupations and professions; generally revising and updating the laws relating to licensure of podiatrists; providing for definitions, licensing, practice without a license, disciplinary action, and investigations; providing penalties; amending Minnesota Statutes 1986, sections 153.01, subdivisions 2 and 3; 153.02; 153.03; 214.01;

and 319A.02; proposing coding for new law in Minnesota Statutes, chapter 153; repealing Minnesota Statutes 1986, sections 153.01, subdivision 4; 153.04 to 153.09; 153.13; 153.14; and 153.15.

Referred to the Committee on Health and Human Services.

Messrs. Waldorf, Kroening, Mrs. Adkins, Ms. Peterson, D.C. and Mr. Samuelson introduced—

S.F. No. 80: A bill for an act relating to insurance; providing flexibility in the amount of coverages other than for the dwelling under a homeowner's policy; proposing coding for new law in Minnesota Statutes, chapter 65A.

Referred to the Committee on Commerce.

Messrs. Pogemiller and Moe, D.M. introduced—

S.F. No. 81: A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 23; article V, sections 1, 3, and 4; article VII, section 8; article VIII, section 2; article XI, sections 6, 7, 8, and 10; and article XIII, section 11; combining the offices of state treasurer, state auditor, and secretary of state into the office of state comptroller; providing that the first comptroller would be elected in 1990; transferring the powers, responsibilities, and duties of the state auditor, the secretary of state, and the state treasurer to the state comptroller.

Referred to the Committee on Governmental Operations.

Messrs. Dahl and Frank introduced—

S.F. No. 82: A bill for an act relating to economic development; providing for the certification of venture capital companies; providing an income tax credit to investors in qualified venture capital companies; imposing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116M.

Referred to the Committee on Economic Development and Housing.

Messrs. Dahl, Frank, Novak and Samuelson introduced—

S.F. No. 83: A bill for an act relating to health; appropriating money for the mosquito research program.

Referred to the Committee on Health and Human Services.

Messrs. Dahl and Frank introduced—

S.F. No. 84: A bill for an act relating to economic development; authorizing the energy and economic development authority to make loans and grants and to guarantee loans to small business investment companies; authorizing the issuance of general obligation bonds of the state; appropriating money; amending Minnesota Statutes 1986, sections 116M.03, subdivisions 10, 11, and by adding subdivisions; 116M.06, subdivisions 1, 2, and 4; and 116M.07, subdivision 1, and by adding a subdivision.

Referred to the Committee on Economic Development and Housing.

Ms. Reichgott, Messrs. Cohen; Peterson, R.W. and Knaak introduced—

S.F. No. 85: A bill for an act relating to real estate; providing for clearing title defects in adjacent land; amending Minnesota Statutes 1986, section 508.08.

Referred to the Committee on Judiciary.

Ms. Piper, Mr. Marty, Ms. Berglin and Mr. Brandl introduced—

S.F. No. 86: A bill for an act relating to health; requiring a hospital administrator to request an organ or tissue donation for purposes of the uniform anatomical gift act; proposing coding for new law in Minnesota Statutes, chapter 525.

Referred to the Committee on Health and Human Services.

Mr. Chmielewski introduced—

S.F. No. 87: A bill for an act relating to tort claims; including the state agricultural society in the definition of state; amending Minnesota Statutes 1986, section 3.732, subdivision 1.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S.F. No. 88: A bill for an act relating to taxation; sales and use; exempting state fair admissions; amending Minnesota Statutes 1986, section 297A.25, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Berg introduced—

S.F. No. 89: A bill for an act relating to agriculture; clarifying and amending the farmer-lender mediation act; amending Minnesota Statutes 1986, sections 336.9-501; 550.365; 559.209; 581.015; 583.22, subdivisions 2 and 8; 583.23, subdivision 1; 583.24, subdivisions 1, 3, and by adding a subdivision; 583.26, subdivisions 1, 2, 3, 4, 5, 6, 8, 9, and by adding a subdivision; 583.27, subdivisions 1 and 3; and 583.28; proposing coding for new law in Minnesota Statutes, chapter 583.

Referred to the Committee on Agriculture.

Messrs. Novak; Purfeerst; Frederickson, D.R.; Merriam and Marty introduced—

S.F. No. 90: A bill for an act relating to utilities; enacting the Minnesota pipeline safety act; creating the office of pipeline safety and providing for its powers and duties; granting rulemaking authority to the environmental quality board; authorizing rulemaking for purposes of delegation of federal authority; creating the pipeline safety advisory commission; regulating the operation of certain pipelines; regulating excavations in the area of buried utilities; providing for a pipeline inspection fee; establishing the pipeline safety fund; requiring a study; providing penalties; appropriating money; amending Minnesota Statutes 1986, section 1161.02, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 1161;

proposing coding for new law as Minnesota Statutes, chapters 216C and 299J.

Referred to the Committee on Transportation.

Mr. Chmielewski introduced—

S.F. No. 91: A bill for an act relating to employment; regulating drug and alcohol testing of employees and job applicants; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Employment.

Mr. Johnson, D.J. introduced—

S.F. No. 92: A bill for an act relating to liquor; authorizing the city of Grand Marais to issue three additional on-sale licenses.

Referred to the Committee on Commerce.

Messrs. Vickerman; Moe, R.D.; Davis; DeCramer and Morse introduced—

S.F. No. 93: A bill for an act relating to agriculture; extending and financing the mediation and interest rate buy-down programs; appropriating money; amending Laws 1986, chapter 398, article 23, section 1, subdivisions 5 and 6.

Referred to the Committee on Agriculture.

Messrs. Davis, Morse and Frederickson, D.J. introduced—

S.F. No. 94: A bill for an act relating to public health; requiring an itemized billing for hearing aid repairs; amending Minnesota Statutes 1986, section 145.43, by adding a subdivision.

Referred to the Committee on Commerce.

Messrs. Davis; Morse; Langseth; Frederickson, D.J. and Moe, R.D. introduced—

S.F. No. 95: A resolution memorializing Congress to immediately adopt the "Save the Family Farm Act" or similar legislation to meet the catastrophe striking American farmers and the farm economy.

Referred to the Committee on Agriculture.

Messrs. Spear; Peterson, R.W. and Ms. Reichgott introduced—

S.F. No. 96: A bill for an act relating to marriage; setting out the requirements and effect of premarital agreements; enacting the uniform premarital agreement act; amending Minnesota Statutes 1986, section 524.2-204; proposing coding for new law in Minnesota Statutes, chapter 519; repealing Minnesota Statutes 1986, section 519.11.

Referred to the Committee on Judiciary.

Messrs. Spear; Peterson, R.W. and Jude introduced—

S.F. No. 97: A bill for an act relating to frauds; fixing conditions for the legal determination of fraud in property transfers; enacting the uniform fraudulent transfer act; proposing coding for new law in Minnesota Statutes, chapter 513; repealing Minnesota Statutes 1986, sections 513.20; 513.21; 513.22; 513.23; 513.24; 513.25; 513.26; 513.27; 513.28; 513.29; 513.30; 513.31; and 513.32.

Referred to the Committee on Judiciary.

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

S.F. No. 98: A bill for an act relating to retirement; providing lump sum payments to certain retired or disabled public employees or their surviving spouses; appropriating money.

Referred to the Committee on Governmental Operations.

Mr. Jude introduced—

S.F. No. 99: A bill for an act relating to civil actions; providing for the application of statutes of limitations to actions that involve the law of other states; enacting the uniform conflict of laws-limitations act; proposing coding for new law in Minnesota Statutes, chapter 541.

Referred to the Committee on Judiciary.

### ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:00 noon, Thursday, January 22, 1987. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate