

SIXTH DAY

St. Paul, Minnesota, Thursday, January 22, 1987

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

Prayer was offered by the Chaplain, Rev. Tom Carolan.

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

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

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

Mrs. Brataas, Messrs. Bernhagen; Johnson, D.J.; Knutson; Mehrkens and Waldorf were excused from the Session of today.

MOTIONS AND RESOLUTIONS

Mr. Dahl moved that the name of Mr. Marty be added as a co-author to S.F. No. 18. The motion prevailed.

Mr. Ramstad moved that the names of Messrs. Anderson and Larson be added as co-authors to S.F. No. 34. The motion prevailed.

Ms. Reichgott moved that the name of Mr. Wegscheid be added as a co-author to S.F. No. 35. The motion prevailed.

Mr. Pehler moved that the names of Messrs. Bertram and Davis be added as co-authors to S.F. No. 44. The motion prevailed.

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

Mr. Frederick moved that the name of Mr. Purfeerst be added as a co-author to S.F. No. 55. The motion prevailed.

Mr. Frank moved that the name of Mr. Novak be added as a co-author

to S.F. No. 70. The motion prevailed.

Mr. Frank moved that the name of Mr. Merriam be added as a co-author to S.F. No. 71. The motion prevailed.

Mr. Frank moved that the names of Messrs. Novak and Belanger be added as co-authors to S.F. No. 76. The motion prevailed.

Mr. Pogemiller moved that the name of Mrs. Adkins be added as a co-author to S.F. No. 81. The motion prevailed.

Mr. Berg moved that the names of Messrs. Stumpf; Davis; Frederickson, D.R. and Benson be added as co-authors to S.F. No. 89. The motion prevailed.

Mr. Davis moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 94. The motion prevailed.

Mr. Wegscheid moved that the name of Mr. Renneke be added as a co-author to S.F. No. 98. The motion prevailed.

Mr. Mehrkens introduced—

Senate Resolution No. 20: A Senate resolution congratulating the Watchmen boys cross country team from Elgin-Millville High School for winning the 1986 Minnesota Class A cross country meet title.

Referred to the Committee on Rules and Administration.

Mrs. Adkins introduced—

Senate Resolution No. 21: A Senate resolution proclaiming January 25-31 to be Young Astronaut Week and January 28 to be Challenger Day in Minnesota.

Referred to the Committee on Rules and Administration.

Mr. Peterson, R.W. introduced—

Senate Resolution No. 22: A Senate resolution congratulating the Bluejackets boys' football team from Cambridge High School for winning the 1986 Class A Prep Bowl.

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.

Mr. Frank introduced—

S.F. No. 100: A bill for an act relating to elections; requiring confidentiality of certain matters before the ethical practices board; raising certain campaign contribution disclosure limits; changing the method of calculating certain campaign expenditure limits; amending Minnesota Statutes 1986, sections 10A.02, subdivision 11; 10A.12, subdivision 5; 10A.20, subdivisions 3 and 5; 10A.25, subdivisions 2 and 7; and 10A.255.

Referred to the Committee on Elections and Ethics.

Messrs. Jude, Dahl and Laidig introduced—

S.F. No. 101: A bill for an act relating to crimes; providing for life imprisonment without parole for persons convicted of premeditated murder in the first degree; eliminating juvenile court jurisdiction over minors 14 years old and older accused of murder or manslaughter; expanding the crime of murder in the second degree to cover the unintentional killing of certain young children; increasing penalties and imposing mandatory minimum sentences for certain homicides and other crimes; clarifying the elements of manslaughter in the first degree; prohibiting waiver of certain mandatory minimum sentencing provisions; amending Minnesota Statutes 1986, sections 244.05, subdivision 4; 260.015, subdivision 5; 260.111, by adding a subdivision; 260.125, subdivision 3, and by adding a subdivision; 609.19; 609.195; 609.20; 609.221; 609.223; 609.224; 609.255, subdivision 3; 609.342, subdivision 2; 609.343, subdivision 2; 609.344, subdivision 2; 609.345, subdivision 2; and 609.377; and repealing Minnesota Statutes 1986, section 609.11, subdivision 8.

Referred to the Committee on Judiciary.

Mr. Frank, Ms. Peterson, D.C.; Messrs. Dahl and Vickerman introduced—

S.F. No. 102: A bill for an act relating to traffic regulations; extending prohibition against wearing headphones while operating motor vehicle to include bicycles; amending Minnesota Statutes 1986, section 169.471, subdivision 2.

Referred to the Committee on Transportation.

Mrs. McQuaid, Messrs. Larson and Knaak introduced—

S.F. No. 103: A bill for an act relating to taxation; individual income; eliminating restrictions on the pension income exclusion; modifying the income offset; amending Minnesota Statutes 1986, section 290.08, subdivision 26.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 104: A bill for an act relating to commerce; revising the Uniform Trade Secret Act; clarifying remedies; amending Minnesota Statutes 1986, sections 325C.01, subdivision 5; 325C.02; 325C.03; and 325C.07.

Referred to the Committee on Judiciary.

Mr. Moe, R.D. introduced—

S.F. No. 105: A bill for an act relating to taxation; permitting counties to impose a special levy for payments to soil and water conservation districts; amending Minnesota Statutes 1986, section 275.50, subdivision 5.

Referred to the Committee on Agriculture.

Mr. Pogemiller introduced—

S.F. No. 106: A resolution memorializing the United States Congress to propose an amendment to the Constitution to abolish the electoral college

and replace it with direct popular election of the President.

Referred to the Committee on Elections and Ethics.

Mr. Diessner introduced—

S.F. No. 107: A bill for an act relating to civil commitment; defining “mentally ill person”; and “the least restrictive alternative principle”; providing that mentally ill persons can be committed only to regional centers or hospitals that are appropriately accredited; amending Minnesota Statutes 1986, sections 253B.02, subdivision 13, and by adding subdivisions; and 253B.09, subdivision 1.

Referred to the Committee on Judiciary.

Mrs. Lantry, Mr. Freeman, Mrs. McQuaid, Messrs. Dahl and Spear introduced—

S.F. No. 108: A bill for an act relating to consumer protection; requiring certain disclosures regarding the quality of replacement parts used in certain repairs and appraisals; amending Minnesota Statutes 1986, sections 72B.091, subdivision 2; 325F.56, subdivision 8; and 325F.60, subdivision 1.

Referred to the Committee on Commerce.

Mr. Mehrkens introduced—

S.F. No. 109: A bill for an act relating to labor; creating an employee's social responsibility act; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Employment.

Mrs. Lantry, Messrs. Johnson, D.E.; Vickerman and Chmielewski introduced—

S.F. No. 110: A bill for an act relating to health; providing for licensure and operation of hospice programs; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

Mr. Dahl introduced—

S.F. No. 111: A bill for an act relating to waste management; providing for the abatement priority of certain tire dumps or collection sites; amending Minnesota Statutes 1986, section 115A.912, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

Messrs. Dahl, Davis and Stumpf introduced—

S.F. No. 112: A bill for an act relating to agriculture; establishing an agricultural linked deposit program; imposing a penalty.

Referred to the Committee on Agriculture.

Mr. Johnson, D.E. introduced—

S.F. No. 113: A bill for an act relating to human services; providing for an exception to the nursing home moratorium; amending Minnesota Statutes 1986, section 144A.071, subdivision 3.

Referred to the Committee on Health and Human Services.

Mr. Johnson, D.E. introduced—

S.F. No. 114: A bill for an act relating to traffic regulations; providing for designation of exempt railroad grade crossings; amending Minnesota Statutes 1986, section 169.28.

Referred to the Committee on Transportation.

Mr. Johnson, D.E. introduced—

S.F. No. 115: A bill for an act relating to the city of Willmar; providing an exception from the Willmar police civil service system for the chief of police.

Referred to the Committee on Governmental Operations.

Messrs. Johnson, D.E.; Frederick and Laidig introduced—

S.F. No. 116: A bill for an act relating to traffic regulations; repealing laws prohibiting retention of records of certain speeding violations; repealing Minnesota Statutes 1986, sections 169.99, subdivision 1b; and 171.12, subdivision 6.

Referred to the Committee on Transportation.

Mr. Dicklich introduced—

S.F. No. 117: A bill for an act relating to liquor; authorizing St. Louis county to issue one off-sale liquor license.

Referred to the Committee on Commerce.

Mr. Metzen introduced—

S.F. No. 118: A bill for an act relating to retirement; including compensation paid for managing extracurricular activities in benefit computation; amending Minnesota Statutes 1986, sections 354.44, subdivision 6; and 354A.31, subdivision 4.

Referred to the Committee on Governmental Operations.

Messrs. Frank, Vickerman and Dahl introduced—

S.F. No. 119: A bill for an act relating to alcoholic beverages; restricting practices by licensees which may tend to increase consumption of alcoholic beverages; proposing coding for new law in Minnesota Statutes, chapter 340A.

Referred to the Committee on Commerce.

Mr. Frank, Mrs. Lantry, Messrs. Dahl and Vickerman introduced—

S.F. No. 120: A bill for an act relating to criminal procedure; prohibiting plea agreements under certain circumstances when the crime charged is driving while under the influence of alcohol or aggravated driving while under the influence of alcohol; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary.

Mr. Frank, Mrs. Lantry, Messrs. Diessner, Hughes and Laidig introduced—

S.F. No. 121: A bill for an act relating to traffic regulations; imposing penalty for failure to wear seat belt; amending Minnesota Statutes 1986, section 169.686, subdivision 1.

Referred to the Committee on Judiciary.

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

S.F. No. 122: A bill for an act relating to taxation; providing for expenditure of proceeds of the taconite production tax; amending Minnesota Statutes 1986, section 298.293; repealing Laws 1986, chapter 441, section 14.

Referred to the Committee on Economic Development and Housing.

Mrs. Adkins, Messrs. Solon, Frederick, Benson and Wegscheid introduced—

S.F. No. 123: A bill for an act relating to local government; broadening the joint self-insurance pool regulation exemption; amending Minnesota Statutes 1986, section 471.982, subdivision 3.

Referred to the Committee on Commerce.

Mrs. Adkins, Messrs. Solon, Frederick, Benson and Wegscheid introduced—

S.F. No. 124: A bill for an act relating to sureties; providing conditions for corporations to act as sureties or guarantors; amending Minnesota Statutes 1986, section 574.15.

Referred to the Committee on Commerce.

Ms. Berglin introduced—

S.F. No. 125: A bill for an act relating to human services; reducing state aid for general assistance to counties that fail to provide literacy training; requiring certain recipients of general assistance to attend adult literacy training; amending Minnesota Statutes 1986, sections 256D.03, subdivision 2; and 256D.05, subdivision 1.

Referred to the Committee on Health and Human Services.

Mr. Diessner introduced—

S.F. No. 126: A bill for an act relating to health; establishing procedures for consent to health care; providing for creation of a durable power of

attorney for health care; providing for a declaration of consent for the terminally ill; imposing penalties; proposing coding for new law as Minnesota Statutes, chapter 145A.

Referred to the Committee on Judiciary.

Messrs. Brandl, DeCramer, Mses. Peterson, D.C.; Reichgott and Mr. Knaak introduced—

S.F. No. 127: A bill for an act relating to education; requiring school districts to provide special instruction and services for children with attention deficit disabilities; amending Minnesota Statutes 1986, section 120.03, subdivision 1.

Referred to the Committee on Education.

Messrs. Spear, Solon and Cohen introduced—

S.F. No. 128: A bill for an act relating to liquor; authorizing municipalities to permit holders of both on-sale wine and nonintoxicating malt liquor licenses to sell intoxicating malt liquors; amending Minnesota Statutes 1986, section 340A.404, subdivision 5; repealing Laws 1979, chapter 200.

Referred to the Committee on Commerce.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Monday, January 26, 1987. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate