

TWENTY-THIRD DAY

St. Paul, Minnesota, Thursday, March 19, 1987

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

CALL OF THE SENATE

Mr. Luther 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. Margaret Thomas.

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

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

December 23, 1985

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Minnesota Environmental Quality Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Robert Dunn, 708 - 4th St. S., Princeton, Mille Lacs County, has been appointed by me, effective January 6, 1986, for a term expiring the first Monday in January, 1990.

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

September 2, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Minnesota Pollution Control Agency is hereby respectfully submitted to the Senate for confirmation as required by law:

Arnold Onstad, 204 - 2nd St. S.E., Spring Grove, Houston County, has been appointed by me, effective September 2, 1986, for a term expiring the first Monday in January, 1989.

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

December 29, 1986

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment as Director of the Minnesota Pollution Control Agency is hereby respectfully submitted to the Senate for confirmation as required by law:

Thomas Kalitowski, 7456 Quadrant Ave. S., Hastings, Dakota County, has been appointed by me, effective January 5, 1987, for a term expiring the first Monday in January, 1991.

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

March 5, 1987

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Charitable Gambling Control Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Raymond J. Joachim, 109 - 6th St. W., Jordan, Scott County, has been appointed by me, effective March 5, 1987, for a term expiring June 30, 1988.

(Referred to the Committee on General Legislation and Public Gaming.)

Sincerely,

Rudy Perpich, Governor

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. 87, 302 and 402.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 16, 1987

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 6: A House concurrent resolution adopting permanent joint rules of the Senate and House of Representatives.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 16, 1987

Mr. Moe, R.D. moved that House Concurrent Resolution No. 6 be laid on the table and printed in the Journal. The motion prevailed.

House Concurrent Resolution No. 6: A House concurrent resolution adopting permanent joint rules of the Senate and House of Representatives.

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring that the Joint Rules of the Senate and House of Representatives for the 75th Legislature shall be the Joint Rules of the 74th Legislature but amended as follows:

(1) Rule 2.02 is amended to read:

APPROPRIATING MONEY

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

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

In odd-numbered years, at least twenty calendar days prior to the last day the Legislature can meet in regular session [~~April 30, 1985~~ Tuesday, April 28, 1987], the Committee on Finance of the Senate and the Committee on Appropriations of the House shall report to their respective houses, unless directed by concurrent resolution to report different appropriation bills, eight separate appropriation bills as follows:

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

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

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

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

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

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

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

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

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

(2) Rule 2.03 is amended to read:

Rule 2.03. (a) In odd-numbered years, committee reports on bills favorably acted upon by a committee in the house of origin after ~~April 4, 1985~~ *April 10, 1987*, and committee reports on bills originating in the other house favorably acted upon by a committee after ~~April 19, 1985~~ *April 28, 1987*, shall be referred in the Senate to the Committee on Rules and Administration, and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after the earlier date and by the later date set by this paragraph acts on a bill that is a companion to a bill that has met the earlier deadline in the other house. This rule does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes.

Conference committees on the major appropriation bills specified in Joint Rule 2.02 shall have their reports on the members' desks by the last Thursday on which the Legislature can meet in regular session [~~May 16, 1985~~ *May 14, 1987*]. After the last Friday on which the Legislature can meet in regular session [~~May 17, 1985~~ *May 15, 1987*], neither house shall act on bills other than those contained in:

(1) Reports of conference committees;

(2) Messages from the other house;

(3) Reports of the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House; or

(4) Messages from the Governor.

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

(3) Rule 2.06 is amended to read:

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

The manner of procedure shall be as follows: The house of origin passes a bill and transmits it to the other body. If the other body adopts an

amendment to the bill and passes it as amended, it shall return the bill with a record of its actions to the house of origin. If the house of origin refuses to concur in the amendment, it shall ask for a conference committee, appoint such a committee on its part, and transmit the bill with a record of its action to the other house. If the other house adheres to its amendment, it shall appoint a like committee and return the bill to the house of origin.

At an agreed upon hour the conference committee shall meet. The members from each house shall state to the members from the other house, orally or in writing, the reason for their respective positions. The members shall confer thereon and shall report to their respective houses the agreement they have reached, or, if none, the fact of a disagreement.

If an agreement is reported, the house of origin shall act first upon the report. *A conference committee report must be limited to provisions that are germane to the bill and amendment that were referred to the conference committee. A provision is not germane if it relates to a substantially different subject or is intended to accomplish a substantially different purpose from that of the bill and amendment that were referred to the conference committee.* If the report is adopted and repassed as amended by the conference committee by the house of origin, the report, the bill and a record of its action shall be transmitted to the other house.

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

All proceedings of a conference committee must be recorded on magnetic tape or similar device. Two copies of each tape shall be delivered to the director of the legislative reference library and there maintained on file for use by any member of the public in accordance with the rules of the legislative reference library.

Discussion preserved under this rule is not intended to be admissible in any court or administrative proceeding on an issue of legislative intent.

Except after the last Thursday on which the Legislature can meet in regular session in odd-numbered years [~~May 16, 1985~~ May 14, 1987], and after the last Thursday on which the Legislature intended, when it adopted the concurrent resolution required by Rule 2.03, paragraph (b), to meet in regular session in even-numbered years, a written copy of a report of a conference committee shall be placed on the desk of each member of a house twelve hours before action on the report by that house. If the report has been reprinted in the Journal of either house for a preceding day and is available to the members, the Journal copy shall serve as the written report. *The member presenting the conference committee report to the body shall disclose, either in writing or orally, the substantial changes from the bill or the amendment as they were last before the body.*

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 102, 141, 270, 312, 362, 436 and 489.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 16, 1987

FIRST READING OF HOUSE BILLS

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

H.F. No. 102: A bill for an act relating to game and fish; use of mechanical release bows during archery seasons; amending Minnesota Statutes 1986, section 97B.035, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

H.F. No. 141: A bill for an act relating to liability; authorizing the elimination or limitation of a director's personal liability to a cooperative association or its members; exempting certain directors, members, and agents of nonprofit corporations from civil liability; exempting certain members of hospital district boards from certain civil liability; amending Minnesota Statutes 1986, sections 317.201; and 447.32, by adding a subdivision; and proposing coding for new law in Minnesota Statutes, chapter 308.

Referred to the Committee on Judiciary.

H.F. No. 270: A bill for an act relating to adoption; providing for notice of an adopted child or genetic parent's death; proposing coding for new law in Minnesota Statutes, chapter 259.

Referred to the Committee on Judiciary.

H.F. No. 312: A bill for an act relating to elections; changing what name may be used on ballots, nominating petitions, and affidavits of candidacy; repealing Minnesota Statutes 1986, section 204B.05.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 438.

H.F. No. 362: A bill for an act relating to Hennepin county; creating a county housing and redevelopment authority; applying the municipal housing and redevelopment act to Hennepin county; providing for local approval of projects; proposing coding for new law in Minnesota Statutes, chapter 383B.

Referred to the Committee on Taxes and Tax Laws.

H.F. No. 436: A bill for an act relating to agriculture; providing minimum standards for seed potatoes; proposing coding for new law in Minnesota Statutes, chapter 21.

Referred to the Committee on Agriculture.

H.F. No. 489: A bill for an act relating to local government; authorizing annexation proceedings for certain land between the city of Nashwauk and the town of Nashwauk.

Referred to the Committee on Local and Urban Government.

REPORTS OF COMMITTEES

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

Mr. Merriam from the Committee on Finance, to which was referred

S.F. No. 27: A bill for an act relating to appropriations; providing for a payment for certain improvements in the city of St. Cloud.

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

Page 1, line 7, delete "\$_____" and insert "\$500,000"

Page 1, after line 12, insert:

"Sec. 2. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

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

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

S.F. No. 63: A bill for an act relating to motor vehicles; providing that passenger automobile license plates be issued every six years; amending Minnesota Statutes 1986, section 168.12, subdivisions 1, 2a, and 5; repealing Minnesota Statutes 1986, section 168.12, subdivisions 3 and 4.

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

Page 5, after line 16, insert:

"Sec. 6. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

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

Mr. Pehler from the Committee on Education, to which was referred

S.F. No. 544: A bill for an act relating to education; providing for area learning centers; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 129B.

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

Delete everything after the enacting clause and insert:

"Section 1. [129B.51] [AREA LEARNING CENTER DEFINITIONS.]

Subdivision 1. [APPLICATION.] The definitions in this section apply to sections 1 to 5.

Subd. 2. [AREA LEARNING CENTER.] "Area learning center" or "center" means a center formed by a school district or group of districts to provide coordination of programs dealing with education and related services for youths and adults in need of basic educational and social services and for dislocated workers. An area learning center provides educational alternatives for learners who are or have been unsuccessfully served by traditional programs.

Subd. 3. [YOUTHS AND ADULTS.] A "pupil" enrolled at an area learning center is a youth or adult who, over a period of time, has had difficulty with learning and developing. Such pupils may include pupils who have left school before graduating, pregnant teenagers, teenage parents, pupils who have attempted suicide, neglected children, educationally disadvantaged youths, or other youths who have not been successful in traditional educational programs.

Sec. 2. [129B.52] [AREA LEARNING CENTER ORGANIZATION.]

Subdivision 1. [AREA SERVED.] An area learning center must serve

the geographic area of at least two school districts, unless the commissioner of education determines that a center would better serve a smaller area.

Subd. 2. [GOVERNANCE.] An area learning center may be offered by several cooperating districts, an ECSU, a special or individual school, an intermediate school district, or other public education agency. It may also be a cooperative venture of public and private secondary and post-secondary institutions, other public agencies, businesses, and foundations. If approved by the commissioner, a single school district may offer a center. The districts and other organizations, if applicable, shall determine the organizational structure of the center.

Subd. 3. [ACCESS TO SERVICES.] A center shall have access to the district's regular education programs, technology facilities, and staff to supplement its services. It may contract with individuals or institutions for the resources of a district or post-secondary institution. It shall seek the involvement of and cooperate with community education programs, post-secondary institutions, community resources, businesses, and other federal, state, and local public agencies.

Subd. 4. [NONRESIDENT PUPILS.] A center shall accept nonresident pupils. A district must permit the attendance of a resident pupil who wants to attend a nearby center. All nonresident pupils must be assessed by the center to determine whether the pupil is eligible. The center may charge tuition for a nonresident pupil. The tuition rate shall be according to section 124.18, subdivision 2.

Sec. 3. [129B.53] [CENTER PROGRAMS AND SERVICES.]

Subdivision 1. [RULES EXEMPTION.] Notwithstanding any law to the contrary, the center programs must be available throughout the entire year. A center is exempt from rules requiring a minimum number of clock hours for required subjects. A center may petition the state board under Minnesota Rules, part 3500.1000, for exemption from other rules.

Subd. 2. [COORDINATION WITH COMMUNITY PROGRAMS.] In addition to offering its programs, a center shall coordinate the use of other available educational and social services to avoid duplication in the community.

Subd. 3. [PROGRAM FOCUS.] The programs and services of a center must focus on academic and learning skills, trade and vocational skills, work experience, and transition services.

Subd. 4. [REQUIRED PROGRAMS.] Specific programs and services that must be available through the center and used by the center include:

- (1) dropout prevention;*
- (2) education and services for persons who have dropped out of school;*
- (3) teenage parent programs;*
- (4) programs for students who are disruptive in a traditional school;*
- (5) substance abuse programs for teenage pupils;*
- (6) part-time jobs and work experience;*
- (7) programs for adjudicated youth;*
- (8) programs to enhance self-concept;*

- (9) advocates to assist pupils with other governmental agencies;
- (10) programs and services that develop the pupil's competency to use what has been learned;
- (11) transition services to assist pupils to change from school to work;
- (12) basic education for the functionally illiterate;
- (13) high school diploma or GED preparation programs;
- (14) basic job skills training or retraining of displaced workers; and
- (15) educational programs for institutionalized persons who are dropouts.

Subd. 5. [SPECIAL PROGRAMS.] A center shall make available a dropout prevention program for elementary and junior high schools. The program must begin by grade six, provide dropout prevention counseling beginning in grade six, provide programs for parents of potentially eligible pupils, and include peer tutoring. The center must also offer a program for pupils who have successfully completed their program at the center to continue the relationship between the pupils and the center. At the time a pupil enrolls in a center, the pupil must be encouraged to serve as an advisor, role model, and peer tutor after completing the program.

Subd. 6. [GRADUATION.] Upon successful completion of the center program, a pupil is entitled to receive a high school diploma. The district of residence, the center, and the pupil shall agree about the district from which the pupil will graduate.

Subd. 7. [ADULT PROGRAMS.] Adult programs and services may be offered by the center or by other institutions such as an AVTI or community college with coordination with other services of the center.

Sec. 4. [129B.54] [RESOURCE CENTER FOR OTHER PROGRAMS.]

Subdivision 1. [ASSISTANCE.] An area learning center must serve as a resource to improve special programs and to provide assistance for similar programs offered by districts or other educational, community, or business organizations. This assistance may be offered primarily when the regular program would not be disrupted.

Subd. 2. [REQUIRED SERVICES.] A center shall provide the following services for a region or the state:

- (1) information and research that can be used to establish flexible criteria for alternative programs throughout the state;
- (2) regional or state workshops on identification, awareness, programming, and support systems for these pupils; and
- (3) recommendations for teacher qualifications to ensure that the most qualified staff can be selected for the alternative programs.

The center may charge districts and other organizations receiving these services. The center shall provide practical expertise and leadership for alternative programs and other centers throughout the state.

Sec. 5. [129B.55] [CENTER FUNDING.]

Subdivision 1. [COOPERATIVE.] Funding for a center is intended to be a cooperative venture among state, school districts, post-secondary institutions, interagency community resources, and businesses.

Subd. 2. [FOUNDATION REVENUE.] The district of residence shall levy and receive foundation and tier aid for each pupil enrolled at the center.

Subd. 3. [ANNUAL GRANT.] The center shall receive a state grant each year to defray excess costs.

Subd. 4. [OUTSIDE SOURCES.] Additional funding sources include:

(1) resources and services from post-secondary institutions serving center pupils;

(2) resources from job training partnership act programs, including funding for jobs skills training for various groups and the percentage reserved for education;

(3) resources of the department of human services and county welfare funding;

(4) private resources, foundation grants, gifts, and other grants; and

(5) resources from cooperation with business.

Sec. 6. [PLANNING GRANTS FOR FISCAL YEARS 1988 AND 1989.]

Subdivision 1. [EXISTING PROGRAMS.] Up to 20 planning grants of \$5,000 may be awarded for each of fiscal years 1988 and 1989 for existing alternative programs. The grants are to be used to prepare a plan for the existing program to become an area learning center by expanding or redesigning its services to conform to sections 1 to 5.

Subd. 2. [ELIGIBILITY REQUIREMENTS.] To qualify for a planning grant, an existing program must have the following:

(1) an educational program that includes some of the programs in section 3, subdivision 4;

(2) an outreach component; and

(3) an established program policy of accepting nonresident pupils.

Subd. 3. [GRANT AWARDS.] The state board of education shall award planning grants based on short descriptions of applicants' current and proposed programs. Grant recipients must be geographically disbursed throughout the state.

Subd. 4. [PLANS.] A grant recipient shall submit a plan to the state board by January 1, 1988 or 1989, as applicable. The plan must include:

(1) the variety of people to be served;

(2) alternative approaches to services;

(3) interagency cooperation;

(4) community, business, parent, and pupil involvement;

(5) methods to identify potential dropouts;

(6) outreach efforts;

(7) needs assessment of services for the community to be served;

(8) sources of funding;

(9) services for jobs and employability skills;

- (10) commitments from cooperating agencies, businesses, and others;
- (11) resource services to be provided to other programs and agencies;
- (12) criteria for evaluation, including measuring learner outcomes;
- (13) methods by which the area learning center will provide practical expertise and leadership for other centers; and
- (14) how program will attempt to meet all requirements.

Sec. 7. [1988 SELECTION OF EXEMPLARY CENTERS.]

Based on the plans submitted by July 1, 1988, the state board of education shall select five sites to be designated exemplary models for area learning centers. The sites must be geographically distributed throughout the state. The state board shall award each site a grant of \$100,000.

Sec. 8. [1989 AND 1990 EVALUATION.]

The department of education shall provide for independent evaluation of the program and cost of the area learning centers during fiscal years 1989 and 1990. A preliminary report shall be submitted to the legislature by February 1, 1989. The final report shall be submitted by February 1, 1990. Both reports must provide information about:

- (1) whether the programs were implemented according to the plan;
- (2) the success of the programs;
- (3) the financial and other resources available to and used by the centers;
- (4) cooperation and coordination among agencies that developed;
- (5) programs that were offered; and
- (6) the cost of the programs.

Sec. 9. [APPROPRIATIONS.]

Subdivision 1. [DEPARTMENT OF EDUCATION.] There is appropriated from the general fund to the department of education the sums indicated in this section for the fiscal years ending June 30 in the years designated.

Subd. 2. [CENTER PLANNING GRANTS.] For area learning center planning grants there is appropriated:

\$100,000 ____1988,

\$100,000 ____1989.

Subd. 3. [EXEMPLARY SITES FOR AREA LEARNING CENTERS.] For grants for exemplary sites for area learning centers there is appropriated:

\$500,000 ____1989.

Subd. 4. [INDEPENDENT EVALUATION.] For independent evaluation of area learning centers there is appropriated:

\$20,000 ____1989."

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

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

S.F. No. 192: A bill for an act relating to lawful gambling; increasing the percentage of profits that may be used for necessary expenses; regulating distributor licenses; authorizing the board to determine distributor licensee fees, manufacturer certificate fees, and the price of the gambling equipment registration stamp; regulating the warehousing of gambling equipment within the state; regulating the leasing of premises for lawful gambling; authorizing the board to adopt rules restricting the amount of rent charged; prohibiting lessors from any involvement in lawful gambling; removing the board's authority to adopt a schedule of compensation; making various technical changes; amending Minnesota Statutes 1986, sections 349.12, subdivisions 12 and 15; 349.14; 349.15; 349.161, subdivisions 3, 4, 5, and 7; 349.162, subdivision 1, and by adding a subdivision; 349.163, subdivision 2; 349.18, subdivision 1, and by adding a subdivision; 349.19, subdivision 3; and 349.21.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 349.12, subdivision 7, is amended to read:

Subd. 7. "Paddlewheel" means a wheel marked off into sections containing one or more numbers, and which, after being turned or spun, uses a pointer or marker *in conjunction with paddle tickets, or a drop cloth, and chips*, to indicate winning chances.

Sec. 2. Minnesota Statutes 1986, section 349.12, subdivision 11, is amended to read:

Subd. 11. "Lawful purpose" means one or more of the following: (a) benefiting persons by enhancing their opportunity for religious or educational advancement, by relieving or protecting them from disease, suffering or distress, by contributing to their physical well-being, by assisting them in establishing themselves in life as worthy and useful citizens, or by increasing their comprehension of and devotion to the principles upon which this nation was founded; (b) initiating, performing, or fostering worthy public works or enabling or furthering the erection or maintenance of public structures; (c) lessening the burdens borne by government or voluntarily supporting, augmenting or supplementing services which government would normally render to the people; ~~or~~ (d) the improving, expanding, maintaining or repairing real property owned or leased by an organization; *or (e) payment of taxes imposed under section 511 of the Internal Revenue Code of 1954, as amended through December 31, 1986.*

"Lawful purpose" does not include the erection or acquisition of any real property, unless the board specifically authorizes the expenditures after finding that the property will be used exclusively for one or more of the purposes specified in this clause.

Sec. 3. Minnesota Statutes 1986, section 349.12, subdivision 12, is amended to read:

Subd. 12. "Organization" means any fraternal, religious, veterans, or other nonprofit organization *which has been in existence for at least three years and has at least 15 active members.*

Sec. 4. Minnesota Statutes 1986, section 349.12, subdivision 13, is amended to read:

Subd. 13. "Profit" means the gross receipts collected from lawful gambling, less reasonable sums necessarily and actually expended for prizes and taxes imposed by this chapter *or under sections 4401 and 4411 of the Internal Revenue Code of 1954, as amended through December 31, 1986.*

Sec. 5. Minnesota Statutes 1986, section 349.12, subdivision 15, is amended to read:

Subd. 15. "Gambling equipment" means: bingo cards and devices for selecting bingo numbers, pull-tabs, ~~ticket jars~~ *jar tickets*, paddlewheels, and tipboards.

Sec. 6. Minnesota Statutes 1986, section 349.14, is amended to read:

349.14 [ORGANIZATION MAY CONDUCT LAWFUL GAMBLING; LICENSE.]

An organization may conduct lawful gambling if it ~~has been in existence for at least three years, has at least 45 active members,~~ has a license to conduct lawful gambling from the board and complies with this chapter.

Sec. 7. Minnesota Statutes 1986, section 349.15, is amended to read:

349.15 [USE OF PROFITS.]

(a) Profits from lawful gambling may be expended only for lawful purposes or expenses as authorized at a regular meeting of the conducting organization. Provided that no more than ~~50~~ 55 percent of profits from bingo, and no more than ~~40~~ 45 percent for other forms of lawful gambling, may be expended for necessary expenses related to lawful gambling. *Organizations that have less than \$150,000 in gross receipts from bingo in a year may expend up to 70 percent of the profits from bingo for allowable expenses related to the conducting of bingo.*

(b) The board shall provide by rule for the administration of this section, including specifying allowable expenses. *The rules shall also provide a procedure under which an organization may apply to the board to have an expense item treated as an allowable expense if the organization shows that the expense is necessary and related to the conducting of lawful gambling, and that if the expense is not allowed it would work a hardship on the organization.* The rules may provide a maximum percentage of gross receipts which may be expended for certain expenses.

Sec. 8. Minnesota Statutes 1986, section 349.151, subdivision 3, is amended to read:

Subd. 3. [COMPENSATION.] The compensation of board members is ~~\$35 per day spent on commission activities, when authorized by the board, plus expenses in the same manner and amount as provided in the commissioner's plan adopted according to section 43A.18, subdivision 2 as provided in section 15.0575, subdivision 3.~~

Sec. 9. Minnesota Statutes 1986, section 349.151, is amended by adding a subdivision to read:

Subd. 4a. [LISTS OF LICENSED ORGANIZATIONS.] *The board shall annually print a list of all organizations licensed to conduct lawful gambling in this state, and shall at least monthly print a list of any new licenses*

issued during that month, along with a list of any license which has been revoked or suspended or which has not been renewed. Any person may receive a copy of these lists for a reasonable charge.

Sec. 10. Minnesota Statutes 1986, section 349.151, is amended by adding a subdivision to read:

Subd. 4b. [ADDITIONAL POWERS.] The board may summarily suspend a license or impose a civil penalty of not more than \$500 on a licensee prior to a contested case hearing for a violation of this chapter or rule of the board where necessary to ensure the integrity of lawful gambling. A contested case hearing must be held within 20 days of the summary suspension and the administrative law judge's report must be issued within 20 days from the close of the hearing record. The board must issue its final decision within 30 days from receipt of the report of the administrative law judge and subsequent exceptions and arguments under section 14.61. The board may authorize the executive secretary to impose a civil penalty of not more than \$500 on a licensee prior to a hearing for a violation of this chapter or board rule. A penalty imposed by the executive secretary may be appealed to the board within 30 days.

Sec. 11. Minnesota Statutes 1986, section 349.161, subdivision 3, is amended to read:

Subd. 3. [QUALIFICATIONS.] A license may not be issued under this section to a person, or to a corporation, firm, or partnership which has as an officer, director, or other person in a supervisory or management position, or employee eligible to make sales on behalf of the distributor a person, who:

(1) has been convicted of a felony in a state or federal court within the past five years or who has a felony charge pending;

(2) has ever been convicted in a state or federal court of a gambling-related offense; or

(3) is or has ever been engaged in an illegal business.

Sec. 12. Minnesota Statutes 1986, section 349.161, subdivision 4, is amended to read:

Subd. 4. [FEES.] The annual fee for a ~~supplier's~~ distributor's license is ~~\$1,500~~ shall be determined by rule of the board.

Sec. 13. Minnesota Statutes 1986, section 349.161, subdivision 5, is amended to read:

Subd. 5. [PROHIBITION.] (a) No distributor, or employee eligible to make sales on behalf of a distributor, may also be a wholesale distributor of liquor or alcoholic beverages.

(b) No distributor, or employee authorized to make sales on behalf of a distributor, may be involved directly in the operation of lawful gambling conducted by an organization.

Sec. 14. Minnesota Statutes 1986, section 349.161, subdivision 7, is amended to read:

Subd. 7. [CRIMINAL HISTORY.] The board may request the assistance of the bureau of criminal apprehension in investigating the background of an applicant for a ~~supplier's~~ distributor's license and may reimburse the bureau for the costs thereof. The board has access to all criminal history

data compiled by the bureau on licensees and applicants.

Sec. 15. Minnesota Statutes 1986, section 349.161, is amended by adding a subdivision to read:

Subd. 9. [PERMANENT OFFICE.] Licensed distributors must maintain a permanent office in Minnesota. All records required to be maintained by this chapter must be kept at that location.

Sec. 16. Minnesota Statutes 1986, section 349.162, subdivision 1, is amended to read:

Subdivision 1. [STAMP REQUIRED.] A distributor may not sell to an organization and an organization may not purchase from a distributor gambling equipment unless the equipment has been registered with the board and has a registration stamp affixed. *The stamps must be kept in Minnesota and affixed to gambling equipment at a facility owned or leased by the distributor. The board shall charge a fee of five cents for each stamp determine by rule the price of the stamp.* Each stamp must bear a registration number assigned by the board. A distributor is entitled to a refund for unused stamps and replacement for stamps which are defective or canceled by the distributor.

Sec. 17. Minnesota Statutes 1986, section 349.162, is amended by adding a subdivision to read:

Subd. 4. [PROHIBITION.] No person other than a licensed organization or a licensed distributor may possess registration stamps issued by the board.

Sec. 18. Minnesota Statutes 1986, section 349.163, subdivision 2, is amended to read:

Subd. 2. [CERTIFICATE; FEE.] A certificate under this section is valid for one year. The annual fee for registration is *\$500 shall be determined by rule of the board.*

Sec. 19. Minnesota Statutes 1986, section 349.17, subdivision 1, is amended to read:

Subdivision 1. [BINGO OCCASIONS.] Not more than ~~104 bingo occasions each year or two seven~~ bingo occasions each week may be conducted by an organization; ~~except as provided in this subdivision.~~ A bingo occasion may not continue for more than four consecutive hours.

The board may permit an organization to conduct more than two bingo occasions in a week and more than ~~104~~ bingo occasions in a year if the board determines that the additional occasions are consistent with the purpose of sections ~~349.11 to 349.22~~ and if the following procedures are followed:

(1) the organization applies for the additional occasions, stating the number of additional occasions applied for;

(2) the board notifies the governing body of the county or home rule or statutory city in which the applicant is located; and

(3) the governing body fails to adopt a resolution disapproving the additional occasions within 30 days of the notification.

Sec. 20. Minnesota Statutes 1986, section 349.17, subdivision 2, is amended to read:

Subd. 2. [BINGO ON LEASED PREMISES.] A person or corporation, other than an organization, which leases any premises that it owns to two or more organizations for purposes including the conduct of bingo occasions, may not allow more than ~~four~~ 21 bingo occasions to be conducted on the premises in any week. The board may waive this restriction and ~~permit a person or corporation to allow a specified member of bingo occasions on the premises in excess of four per week if it finds that the waiver is consistent with the purpose of sections 349.11 to 349.22 and if the following procedures are followed:~~

(1) the person or corporation applies for the waiver, stating the number of additional occasions sought per week;

(2) the board notifies the governing body of the county or home rule or statutory city in which the premises are located; and

(3) the governing body fails to adopt a resolution disapproving the waiver within 30 days of the notification.

Sec. 21. Minnesota Statutes 1986, section 349.18, subdivision 1, is amended to read:

Subdivision 1. [LEASE OR OWNERSHIP REQUIRED.] An organization may conduct lawful gambling only on premises it owns or leases. Leases must be for a period of at least one year and must be in writing. Copies of all leases must be made available to employees of the board on request. A lease may not provide for rental payments based on a percentage of receipts or profits from lawful gambling. *The board may prescribe by rule limits on the amount of rent which an organization may pay to a lessor for premises leased for lawful gambling.*

Sec. 22. Minnesota Statutes 1986, section 349.18, subdivision 3, is amended to read:

Subd. 3. [PROCEEDS FROM RENTAL.] ~~A licensed organization which leases Rental proceeds from premises it owns owned by a licensed organization and leased or subleased to one or more other licensed organizations for the purposes including the conduct of conducting lawful gambling may expend the rental proceeds, less reasonable deductions for maintenance, furnishings, and utilities, only for lawful purposes. The rental proceeds must be recorded and reported as proceeds from gambling under section 349.19 shall not be reported as gambling proceeds under this chapter.~~

Sec. 23. Minnesota Statutes 1986, section 349.19, subdivision 3, is amended to read:

Subd. 3. [EXPENDITURES.] All expenditures of ~~bingo~~ profits from lawful gambling must be itemized as to payee, purpose, amount, and date of payment.

Sec. 24. Minnesota Statutes 1986, section 349.19, subdivision 6, is amended to read:

Subd. 6. [PRESERVATION OF RECORDS.] The board may require that records required to be kept by this section must be preserved by a licensed organization for at least two years and may be inspected by employees of the board at any reasonable time without notice or a search warrant. *In no event may the board require an organization to retain opened winning pull-tabs or unopened and unsold pull-tabs for more than one year after a deal or commingled deal has been completed.*

Sec. 25. Minnesota Statutes 1986, section 349.21, is amended to read:

349.21 [COMPENSATION.]

Compensation to persons who participate in the conduct of lawful gambling may be paid only to active members of the conducting organization or its auxiliary, or the spouse or surviving spouse of an active member, except that nonmanagement assistants who are not active members or spouses may be hired to assist in the conduct of lawful gambling in nonmanagement positions if approved by a majority of the organization's members.

The amounts of compensation which may be paid under this section ~~must~~ *may* be provided for in a schedule of compensation adopted by the board by rule. In adopting ~~the~~ *a* schedule the board must consider the nature of the participation and the types of lawful gambling participated in.

A licensed organization may pay a percentage of the gross receipts from raffle ticket sales to a nonprofit organization which sells tickets for the licensed organization.

Sec. 26. Minnesota Statutes 1986, section 349.211, subdivision 1, is amended to read:

Subdivision 1. [BINGO.] ~~Prizes for a single bingo game may not exceed \$100 except prizes for a cover-all game, which may exceed \$100 if the aggregate value of all cover-all prizes in a bingo occasion does not exceed \$500. Total prizes awarded at a bingo occasion may not exceed \$2,500, unless a cover-all game is played in which case the limit is \$3,000. For purposes of this subdivision, a cover-all game is one in which a player must cover all spaces except a single free space to win \$5,000.~~

Sec. 27. Minnesota Statutes 1986, section 349.213, subdivision 1, is amended to read:

Subdivision 1. [LOCAL REGULATION.] A statutory or home rule city or county has the authority to adopt more stringent regulation of any form of lawful gambling within its jurisdiction, including the prohibition of any form of lawful gambling, and may require a permit for the conduct of gambling exempt from licensing under section 349.214. The fee for a permit issued under this subdivision may not exceed \$100. The authority granted by this subdivision does not include the authority to require a license or permit to conduct gambling by organizations or sales by distributors licensed by the board. *The authority granted by this subdivision does not include the authority to require an organization to make specific expenditures of more than ten percent from its net profits derived from lawful gambling. For the purposes of this subdivision, net profits are profits less amounts expended for allowable expenses.*

Sec. 28. [REPEALER.]

Minnesota Statutes 1986, section 349.211, subdivision 2, is repealed.

Sec. 29. [EFFECTIVE DATE.]

Sections 1 to 11, 13 to 15, 17, and 19 to 28 are effective June 1, 1987. Sections 12, 16, and 18 are effective January 1, 1988."

Delete the title and insert:

"A bill for an act relating to lawful gambling; clarifying the definition of profit; increasing the percentage of profits that may be used for necessary expenses; requiring organizations to expend profits for lawful purposes.

within a certain period; requiring the board to print a list of all licensed organizations; allowing the board to summarily suspend licenses and impose penalties under certain circumstances; regulating distributor licenses; authorizing the board to determine distributor licensee fees; manufacturer certificate fees, and the price of the gambling equipment registration stamp; providing for a limit on the number of bingo occasions which an organization may conduct in a week, and the number of occasions which may occur on any one site in a week; authorizing the board to adopt rules restricting the amount of rent charged; requiring winning and unsold pull-tabs to be retained for one year; increasing the prize limits for bingo; making various technical changes; amending Minnesota Statutes 1986, sections 349.12, subdivisions 7, 11, 12, 13, and 15; 349.14; 349.15; 349.151, subdivision 3, and by adding subdivisions; 349.161, subdivisions 3, 4, 5, and 7, and by adding a subdivision; 349.162, subdivision 1, and by adding a subdivision; 349.163, subdivision 2; 349.17, subdivisions 1 and 2; 349.18, subdivisions 1 and 3; 349.19, subdivisions 3 and 6; 349.21; 349.211, subdivision 1; and 349.213, subdivision 1; repealing Minnesota Statutes 1986, section 349.211, subdivision 2."

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

Mr. Davis from the Committee on Agriculture, to which was referred

S.F. No. 426: A bill for an act relating to economic development; renaming the agricultural resource loan guaranty board; providing powers; authorizing the board to participate in loans; appropriating money; amending Minnesota Statutes 1986, sections 41A.01; 41A.02, subdivisions 3, 4, 5, 6, 11, and 15; 41A.03, subdivisions 4 and 5; 41A.04, subdivision 1; 41A.05; subdivisions 1, 2, 3, and 5; 41A.06, subdivision 1; 297A.44, subdivision 1; 362A.041; and 362A.05; proposing coding for new law in Minnesota Statutes, chapter 41A.

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

Page 1, line 24, after "state" insert "*but in a manner that will not directly result in a reduction in the employment of other businesses in the state*"

Pages 2 and 3, delete section 5 and insert:

"Sec. 5. Minnesota Statutes 1986, section 41A.02, subdivision 6, is amended to read:

Subd. 6. [AGRICULTURAL RESOURCE PROJECT; PROJECT.] "Agricultural resource project" or "project" means:

(1) any facility, or portion of a facility, located in the state which is operated or is to be operated primarily for the production ~~from agricultural resources~~ of marketable products. ~~A project includes from agricultural resources;~~

(2) a facility or portion of a facility used to commercially produce fish or fish products from commercially-produced fish;

(3) real or personal property used with one or more revenue-producing business enterprises, whether or not for profit, if the real or personal property is not located within a city of the first class and is not used for

the production of livestock, crops, plants, or milk; or

(4) a facility or portion of a facility for mixing or producing substances to be mixed with other substances for use as a fuel or as a substitute for petroleum or petrochemical feedstocks."

Page 4, line 32, after the semicolon, insert "and"

Page 4, delete lines 33 and 34

Page 4, line 35, delete "(10)" and insert "(9)"

Page 9, lines 17 to 19, reinstate the stricken language

Page 9, line 20, reinstate the stricken "the state, pursuant to the agricultural" and after the stricken "guaranty" insert "development"

Page 9, line 21, reinstate the stricken language and delete the new language

Page 9, lines 22 to 24, delete the new language

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

Mr. Davis from the Committee on Agriculture, to which was referred

S.F. No. 221: A bill for an act relating to education; establishing a program to require school districts to provide milk to all elementary and secondary pupils in public and nonpublic schools; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.

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

Page 1, delete subdivision 1

Page 1, line 17, after "provide" insert "an additional" and after "milk" insert "that is not otherwise available at times other than meal periods"

Page 1, line 18, delete "and secondary"

Page 1, line 21, delete "department" and insert "commissioner" and delete "agriculture" and insert "education"

Page 1, line 23, delete "2" and insert "1" and delete "agriculture" and insert "education"

Re-number the subdivisions in sequence

Page 2, line 1, delete "department" and insert "commissioner"

Page 2, line 2, delete "agriculture" and insert "education"

Page 2, line 3, after "Minnesota" insert "elementary"

Amend the title as follows:

Page 1, line 4, delete "and secondary"

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

Mr. Purfeerst from the Committee on Transportation, to which was referred

S.F. No. 36: A bill for an act proposing an amendment to the Minnesota Constitution, article XIV; dedicating motor vehicle excise tax proceeds to

highway and transit purposes.

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

Page 1, line 22, after the period, insert "*If ratified by the people, the proposed amendment is effective January 1, 1989.*"

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

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

S.F. No. 23: A bill for an act relating to historical preservation; directing an archaeological site assessment and tourism study of the Fond du Lac area; appropriating funds.

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

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

S.F. No. 269: A bill for an act relating to agriculture; appropriating money for aid to county and district agricultural societies.

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

Mr. Spear from the Committee on Judiciary, to which was re-referred

S.F. No. 420: A bill for an act relating to crimes; metropolitan transit; authorizing peace officers hired by the metropolitan transit commission to make arrests within the metropolitan area; amending Minnesota Statutes 1986, section 629.40, by adding a subdivision.

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

Page 1, after line 23, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."

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

Mr. Spear from the Committee on Judiciary, to which was referred

H.F. No. 202: A bill for an act relating to corporations; providing for modification of the personal liability of directors; amending Minnesota Statutes 1986, sections 300.45; and 300.64, by adding a subdivision.

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

Page 2, line 29, delete "*this section*" and insert "*subdivision 1, 2, or 3*"

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

Mr. Spear from the Committee on Judiciary, to which was referred

S.F. No. 950: A bill for an act relating to the legislature; providing for a study by the commission on the economic status of women of gender bias in the courts; providing for direction of the study and appointment of an advisory task force by the supreme court; appropriating money.

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

Page 1, delete section 1 and insert:

"Section 1. [STUDY OF SEX BIAS IN THE COURTS.]

Subdivision 1. [SCOPE.] The Minnesota supreme court shall conduct a study to determine the nature and extent of sex bias in the Minnesota courts and specify its manifestations and consequences. The study must examine all aspects of the state court system, including the treatment of women and men in relevant procedural and substantive areas of law, the treatment of male and female litigants, defendants, victims, witnesses, jurors, judges, attorneys, and other court personnel, and the effect of sex bias on courtroom interaction.

Subd. 2. [TECHNICAL ASSISTANCE AND STAFF] The supreme court may appoint an advisory task force under Minnesota Statutes, section 15.014. The commission on the economic status of women shall provide staff and technical assistance in all phases of the study, including preparation of the final report. The commission shall report the findings, conclusions, and recommendations of the study to the legislature by January 1, 1989."

Amend the title as follows:

Page 1, delete line 3 and insert "the supreme court of"

Page 1, line 4, delete "gender" and insert "sex"

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

Mr. Spear from the Committee on Judiciary, to which was referred

S.F. No. 539: A bill for an act relating to domestic abuse; prohibiting modification or vacation of certain orders for protection in a marriage dissolution proceeding; providing that certain actions are not violations of an order for protection; requiring written notice to respondents of penalties for violation of an order; requiring notice to peace officers; amending Minnesota Statutes 1986, sections 518.131, subdivision 2; and 518B.01, subdivisions 4, 6, 14, and by adding a subdivision.

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

Page 1, line 24, delete "chapter 518B" and insert "section 518B.01, subdivision 6, paragraph (a), clause (1)."

Page 2, line 23, before "and" insert "if the respondent is avoiding personal service by concealment or otherwise."

Page 4, line 35, delete "(a)"

Page 5, line 4, delete "and" and insert:

"(2) the respondent is forbidden to enter or stay at the petitioner's residence, even if invited to do so by the petitioner or any other person; in no event is the order for protection voided; and"

Renumber the clauses in sequence

Page 5, delete lines 9 to 12

Amend the title as follows:

Page 1, line 7, delete "requiring notice"

Page 1, line 8, delete "to peace officers;"

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

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

S.F. No. 724: A bill for an act relating to horse racing; modifying the purse structure; providing for the representation of horsemen contracting with a licensee; modifying taxes; eliminating the payment of a percentage of the breakage to the commission; amending Minnesota Statutes 1986, sections 240.13, subdivision 5; 240.15, subdivisions 1 and 2.

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

Page 1, line 18, delete "horsemen's" and insert "horsepersons"

Page 1, line 19, delete "horsemen" and insert "horsepersons"

Page 2, line 2, after the period, insert *"The amount of money set aside for purses by a licensee operating a racetrack located outside the seven-county metropolitan area, with an average daily handle of \$350,000 or less, shall be not less than five percent of all money in all pari-mutuel pools."*

Page 2, lines 6, 12, 14 and 17, delete "horsemen's" and insert "horsepersons"

Page 2, lines 7 and 10, delete "horsemen" and insert "horsepersons"

Amend the title as follows:

Page 1, line 4, delete "horsemen" and insert "horsepersons"

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

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

H.F. No. 369 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. |
| 369 | 264 | | | | |

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 369 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 369 and insert the language after the enacting clause of S.F. No. 264, the first engrossment; further, delete the title of H.F. No. 369 and insert the title of S.F. No. 264, the first engrossment.

And when so amended H.F. No. 369 will be identical to S.F. No. 264, and further recommends that H.F. No. 369 be given its second reading and substituted for S.F. No. 264, 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. 400 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. |
| 400 | 334 | | | | |

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 400 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 400 and insert the language after the enacting clause of S.F. No. 334, the first engrossment; further, delete the title of H.F. No. 400 and insert the title of S.F. No. 334, the first engrossment.

And when so amended H.F. No. 400 will be identical to S.F. No. 334, and further recommends that H.F. No. 400 be given its second reading and substituted for S.F. No. 334, 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.

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 541: A bill for an act relating to human services; providing reimbursement for costs of semi-independent living services for persons with mental retardation or related conditions; amending Minnesota Statutes 1986, section 252.275, subdivisions 1, 2, 4, and 7.

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

Page 2, line 7, delete "approved" and strike "cost" and insert "approved"

budget"

Page 2, line 10, after "*approve*" insert "*budgeted*" and after "*costs*" insert "*for services for any person*"

Page 2, line 12, delete "*persons*" and insert "*a person*" and delete "*and*" and insert "*or a*"

Page 2, line 13, delete "*conditions*" and insert "*condition*" and after the period, insert "*Nothing in this subdivision prevents a county from using other funds to pay for additional costs of semi-independent living services.*"

Page 2, line 14, after "*shall*" insert "*allocate funds and*"

Page 2, line 15, delete "*at 95 percent for the*" and insert a period

Page 2, delete lines 16 to 19

Page 2, line 20, before "*commissioner*" insert "*The*" and delete "*prorate the remaining appropriations*" and insert "*proportionally allocate funds to counties*"

Page 2, line 21, delete "*county*" and insert "*budgeted*" and delete "*those*" and after "*persons*" insert "*approved for funding*"

Page 2, line 22, delete "*expenditures approved*" and insert "*approved expenditures*"

Page 2, line 23, delete "*by the commissioner*" and after "*and*" insert "*shall*" and after the period, insert "*The commissioner may set aside up to two percent of the appropriations to fund county demonstration projects that improve the efficiency and effectiveness of semi-independent living services.*"

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 278: A bill for an act relating to human services; authorizing a change in license fees that fund educational programs for resident and family advisory councils; appropriating money; amending Minnesota Statutes 1986, section 144A.33, subdivision 3, and by adding a subdivision.

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

Page 1, line 14, delete "\$2.00" and insert "\$2.75"

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 359: A bill for an act relating to human services; increasing personal needs allowance for residents of certain facilities; amending Minnesota Statutes 1986, section 256B.35, subdivision 1.

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 616: A bill for an act relating to human services; establishing difficulty of care payments for children in foster care; amending Minnesota Statutes 1986, section 256.82, subdivision 3.

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

Page 1, line 9, delete “: *RULES*”

Page 1, lines 14 to 16, delete the new language and insert:

“Sec. 2. Minnesota Statutes 1986, section 256.82, is amended by adding a subdivision to read:

Subd. 3a. [RULES.] The commissioner is authorized to adopt emergency and permanent rules to implement subdivision 3. In developing rules, the commissioner shall take into consideration any existing difficulty of care payment rates so that, to the extent possible, no child for whom a difficulty of care rate is currently established will be adversely affected.”

Page 1, line 17, delete “2” and insert “3”

Page 1, line 18, delete “*This act*” and insert “*Section 1 is effective upon adoption of emergency rules. Section 2*”

Amend the title as follows:

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

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 566: A bill for an act relating to human services; authorizing Minnesota supplemental aid for a licensed boarding care facility; amending Minnesota Statutes 1986, section 256D.37, subdivision 1.

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

Page 2, line 1, strike “at”

Page 2, line 2, strike everything before “for”

Page 3, line 5, strike “urban” and insert “*national*” and strike everything after “index” and insert “(*U.S. city average*).”

Page 3, line 7, strike “Octobers” and insert “*Septembers*”

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 593: A bill for an act relating to human services; clarifying statutes relating to the preadmission screening program; adjusting state and county shares of costs; amending Minnesota Statutes 1986, section 256B.091, subdivisions 2, 3, 4, 6, and 8.

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

Page 7, line 21, after "program" insert "*including a minimum of 14 days written advanced notice of the opportunity to be selected as a service provider and an annual public meeting with providers to explain and review the criteria for selection.*"

Page 7, after line 24, insert:

"The county must select providers for contracts or agreements using the following criteria and other criteria established by the county:

- (1) the need for the particular services offered by the provider;*
- (2) the population to be served, including the number of clients, the length of time services will be provided, and the medical condition of clients;*
- (3) the geographic area to be served;*
- (4) quality assurance methods, including appropriate licensure, certification, or standards, and supervision of employees when needed;*
- (5) rates for each service and unit of service;*
- (6) evaluation of services previously delivered by the provider; and*
- (7) contract or agreement conditions, including billing requirements, cancellation, and indemnification.*

The county must evaluate its own agency services under the criteria established for other providers."

Page 7, lines 33 and 34, delete the new language

Page 8, line 18, reinstate the stricken "ten" and delete "twenty"

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 619: A bill for an act relating to human services; providing for the establishment of a mental illness information management system; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 245.

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

Page 1, line 10, before "The" insert "*By January 1, 1990,*"

Page 1, line 17, after "are" insert "*suffering from severe and persistent mental illness and who are*"

Page 1, line 18, after "receiving" insert "*publicly funded*"

Page 1, line 21, after "functioning" insert "*including changes in emotional status, cognitive status, and social behavior*"

Page 2, after line 1, insert:

"Subd. 3. [COORDINATION.] In developing and implementing the men-

tal illness information management system the commissioner shall coordinate with existing department information systems and make use of existing systems when feasible.

Subd. 4. [RELEASE OF INFORMATION.] Service providers shall provide data about clients who are suffering from severe and persistent mental illness and who are currently receiving publicly funded services for mental illness to the commissioner in a form and manner prescribed by the commissioner. Data that identifies clients shall be classified as private data on individuals pursuant to section 13.02, subdivision 12. Subsequent release of the data is governed by section 13.46."

Page 2, delete section 2

Amend the title as follows:

Page 1, line 4, delete "appropriating money;"

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 224: A bill for an act relating to human services; creating an exception to the supplemental and negotiated rate cap; amending Minnesota Statutes 1986, section 256D.37, subdivision 1.

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

Page 3, line 3, strike "urban" and insert "national" and strike "(CPI-U) for Minneapolis-St. Paul" and insert "(U.S. city average)."

Page 3, line 5, strike "Octobers" and insert "Septembers"

Page 3, after line 20, insert:

"Sec. 2. [STUDY.]

The commissioner of human services in cooperation with the director of the state planning agency shall study and evaluate the existing system for paying negotiated rate facilities for services provided to residents through the supplemental aid program and report to the legislature by February 1, 1988, on the results of the study and evaluation, including any recommendations for legislative changes including any recommendations for a rate setting system."

Amend the title as follows:

Page 1, line 3, delete "and" and insert "aid" and after the semicolon, insert "requiring a study;"

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 581: A bill for an act relating to human services; allowing facilities providing shelter services to women and children to appeal the denial of general assistance payments; amending Minnesota Statutes 1986,

section 256.045, subdivisions 3, 4, and 5.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1986, section 256.01, subdivision 2, is amended to read:

Subd. 2. [SPECIFIC POWERS.] Subject to the provisions of section 241.021, subdivision 2, the commissioner of human services shall:

(1) Administer and supervise all forms of public assistance provided for by state law and other welfare activities or services as are vested in the commissioner.

(2) Administer and supervise all child welfare activities; promote the enforcement of laws protecting handicapped, dependent, neglected and delinquent children, and children born to mothers who were not married to the children's fathers at the times of the conception nor at the births of the children; license and supervise child-caring and child-placing agencies and institutions; supervise the care of children in boarding and foster homes or in private institutions; and generally perform all functions relating to the field of child welfare now vested in the state board of control.

(3) Administer and supervise all noninstitutional service to handicapped persons, including those who are visually impaired, hearing impaired, or physically impaired or otherwise handicapped. The commissioner may provide and contract for the care and treatment of qualified indigent children in facilities other than those located and available at state hospitals when it is not feasible to provide the service in state hospitals.

(4) Assist and actively cooperate with other departments, agencies and institutions, local, state, and federal, by performing services in conformity with the purposes of Laws 1939, chapter 431.

(5) Act as the agent of and cooperate with the federal government in matters of mutual concern relative to and in conformity with the provisions of Laws 1939, chapter 431, including the administration of any federal funds granted to the state to aid in the performance of any functions of the commissioner as specified in Laws 1939, chapter 431, and including the promulgation of rules making uniformly available medical care benefits to all recipients of public assistance, at such times as the federal government increases its participation in assistance expenditures for medical care to recipients of public assistance, the cost thereof to be borne in the same proportion as are grants of aid to said recipients.

(6) Establish and maintain any administrative units reasonably necessary for the performance of administrative functions common to all divisions of the department.

(7) Administer and supervise any additional welfare activities and services as are vested by law in the department.

(8) The commissioner is designated as guardian of both the estate and the person of all the wards of the state of Minnesota, whether by operation of law or by an order of court, without any further act or proceeding whatever, except as to persons committed as mentally retarded.

(9) Act as coordinating referral and informational center on requests for

service for newly arrived immigrants coming to Minnesota.

(10) The specific enumeration of powers and duties as hereinabove set forth shall in no way be construed to be a limitation upon the general transfer of powers herein contained.

(11) Establish county, regional, or statewide schedules of maximum fees and charges which may be paid by local agencies for medical, dental, surgical, hospital, nursing and nursing home care and medicine and medical supplies under all programs of medical care provided by the state and for congregate living care under the income maintenance programs.

(12) Have the authority to conduct and administer experimental projects to test methods and procedures of administering assistance and services to recipients or potential recipients of public welfare. To carry out such experimental projects, it is further provided that the commissioner of human services is authorized to waive the enforcement of existing specific statutory program requirements, rules, and standards in one or more counties. The order establishing the waiver shall provide alternative methods and procedures of administration, shall not be in conflict with the basic purposes, coverage, or benefits provided by law, and in no event shall the duration of a project exceed two years. It is further provided that no order establishing an experimental project as authorized by the provisions of this section shall become effective until the following conditions have been met:

(a) The proposed comprehensive plan including estimated project costs and the proposed order establishing the waiver shall be filed with the secretary of the senate and chief clerk of the house of representatives at least 60 days prior to its effective date.

(b) The secretary of health, education, and welfare of the United States has agreed, for the same project, to waive state plan requirements relative to statewide uniformity.

(c) A comprehensive plan, including estimated project costs, shall be approved by the legislative advisory commission and filed with the commissioner of administration.

(13) In accordance with federal requirements establish procedures to be followed by local welfare boards in creating citizen advisory committees, including procedures for selection of committee members.

(14) Allocate federal fiscal disallowances or sanctions which are based on quality control error rates for the aid to families with dependent children, medical assistance, or food stamp program in the following manner:

(a) One-half of the total amount of the disallowance shall be borne by the county boards responsible for administering the programs and shall be shared by each county board in the same proportion as that county's expenditures for the sanctioned program are to the total of all counties' expenditures for that program. Each county shall pay its share of the disallowance to the state of Minnesota. When a county fails to pay the amount due hereunder, the commissioner may deduct the amount from reimbursement otherwise due the county, or the attorney general, upon the request of the commissioner, may institute civil action to recover the amount due.

(b) Notwithstanding the provisions of paragraph (a), if the disallowance results from knowing noncompliance by one or more counties with a specific program instruction, and that knowing noncompliance is a matter of official county board record, the commissioner may require payment or

recover from the county or counties, in the manner prescribed in paragraph (a), an amount equal to the portion of the total disallowance which resulted from the noncompliance, and may distribute the balance of the disallowance according to paragraph (a).

(15) Develop and implement special projects that maximize reimbursements and result in the recovery of money to the state. For the purpose of recovering state money, the commissioner may enter into contracts with third parties. Any recoveries that result from projects or contracts entered into under this paragraph shall be deposited in the state treasury and credited to a special account until the balance in the account reaches \$400,000. When the balance in the account exceeds \$400,000, the excess shall be transferred and credited to the general fund. All money in the account is appropriated to the commissioner for the purposes of this paragraph.

(16) Have the authority to make direct payments to facilities providing shelter to women and their children pursuant to section 256D.05, subdivision 3. Upon the written request of a shelter facility that has been denied payments under section 256D.05, subdivision 3, the commissioner shall review all relevant evidence and make a determination within 30 days of the request for review regarding issuance of direct payments to the shelter facility. Failure to act within 30 days shall be considered a determination not to issue direct payments.

Sec. 2. Minnesota Statutes 1986, section 256D.05, is amended by adding a subdivision to read:

Subd. 3a. [SHELTER FACILITY'S RIGHT TO APPEAL.] A facility providing shelter for women and their children may appeal a decision of a local agency arising from a request for payment pursuant to section 256D.05, subdivision 3. To appeal, the shelter facility shall submit a written appeal request within 30 days of receiving notice of the commissioner's refusal to issue payment pursuant to section 256.01, subdivision 2, clause (16). The appeal shall be heard by an administrative law judge according to sections 14.48 to 14.62, except that the report of the administrative law judge is binding on all parties. Within 15 days of receipt of a written appeal request from a shelter facility, the local agency shall file a request for assignment of a judge together with a notice of and order for hearing proposed to be issued. Notwithstanding any law to the contrary, the record in the contested case proceeding shall not include any evidence, including records and documents, developed by the commissioner in the commissioner's review, pursuant to section 256.01, subdivision 2, clause (16)."

Delete the title and insert:

"A bill for an act relating to human services; authorizing the commissioner to make direct payments to shelter facilities; allowing facilities providing shelter services to women and children to appeal the denial of general assistance payments; amending Minnesota Statutes 1986, sections 256.01, subdivision 2; and 256D.05, by adding a subdivision."

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

Ms. Berglin from the Committee on Health and Human Services, to which was referred

S.F. No. 360: A bill for an act relating to public welfare; providing an exemption from statutory limits for certain levies for services to the aging; amending Minnesota Statutes 1986, section 256.01, subdivision 8.

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

Pages 1 and 2, delete section 1 and insert:

"Section 1. Minnesota Statutes 1986, section 275.50, subdivision 5, is amended to read:

Subd. 5. Notwithstanding any other law to the contrary for taxes levied in 1983 payable in 1984 and subsequent years, "special levies" means those portions of ad valorem taxes levied by governmental subdivisions to:

(a) satisfy judgments rendered against the governmental subdivision by a court of competent jurisdiction in any tort action, or to pay the costs of settlements out of court against the governmental subdivision in a tort action when substantiated by a stipulation for the dismissal of the action filed with the court of competent jurisdiction and signed by both the plaintiff and the legal representative of the governmental subdivision, but only to the extent of the increase in levy for such judgments and out of court settlements over levy year 1970, taxes payable in 1971;

(b) pay the costs of complying with any written lawful order initially issued prior to January 1, 1977 by the state of Minnesota, or the United States, or any agency or subdivision thereof, which is authorized by law, statute, special act or ordinance and is enforceable in a court of competent jurisdiction, or any stipulation agreement or permit for treatment works or disposal system for pollution abatement in lieu of a lawful order signed by the governmental subdivision and the state of Minnesota, or the United States, or any agency or subdivision thereof which is enforceable in a court of competent jurisdiction. The commissioner of revenue shall in consultation with other state departments and agencies, develop a suggested form for use by the state of Minnesota, its agencies and subdivisions in issuing orders pursuant to this subdivision;

(c) pay the costs to a governmental subdivision for their minimum required share of any program otherwise authorized by law for which matching funds have been appropriated by the state of Minnesota or the United States, excluding the administrative costs of public assistance programs, to the extent of the increase in levy over the amount levied for the local share of the program for the taxes payable year 1971. This clause shall apply only to those programs or projects for which matching funds have been designated by the state of Minnesota or the United States on or before September 1, of the previous year and only when the receipt of these matching funds is contingent upon the initiation or implementation of the project or program during the year in which the taxes are payable or those programs or projects approved by the commissioner;

(d) pay the costs not reimbursed by the state or federal government, of payments made to or on behalf of recipients of aid under any public assistance program authorized by law, and the costs of purchase or delivery of social services. Except for the costs of general assistance as defined in section 256D.02, subdivision 4, general assistance medical care under sec-

tion 256D.03 and the costs of hospital care pursuant to section 261.21, the aggregate amounts levied pursuant to this clause are subject to a maximum increase of 18 percent over the amount levied for these purposes in the previous year;

(e) pay the costs of principal and interest on bonded indebtedness or to reimburse for the amount of liquor store revenues used to pay the principal and interest due in the year preceding the year for which the levy limit is calculated on municipal liquor store bonds;

(f) pay the costs of principal and interest on certificates of indebtedness, except tax anticipation or aid anticipation certificates of indebtedness, issued for any corporate purpose except current expenses or funding an insufficiency in receipts from taxes or other sources or funding extraordinary expenditures resulting from a public emergency; and to pay the cost for certificates of indebtedness issued pursuant to sections 298.28 and 298.282;

(g) fund the payments made to the Minnesota state armory building commission pursuant to section 193.145, subdivision 2, to retire the principal and interest on armory construction bonds;

(h) provide for the bonded indebtedness portion of payments made to another political subdivision of the state of Minnesota;

(i) pay the amounts required to compensate for a decrease in manufactured homes property tax receipts to the extent that the governmental subdivision's portion of the total levy in the current levy year, pursuant to section 274.19, subdivision 8, as amended, is less than the distribution of the manufactured homes tax to the governmental subdivision pursuant to Minnesota Statutes 1969, section 273.13, subdivision 3, in calendar year 1971;

(j) pay the amounts required, in accordance with section 275.075, to correct for a county auditor's error of omission but only to the extent that when added to the preceding year's levy it is not in excess of an applicable statutory, special law or charter limitation, or the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 in the preceding levy year;

(k) pay amounts required to correct for an error of omission in the levy certified to the appropriate county auditor or auditors by the governing body of a city or town with statutory city powers in a levy year, but only to the extent that when added to the preceding year's levy it is not in excess of an applicable statutory, special law or charter limitation, or the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 in the preceding levy year;

(l) pay the increased cost of municipal services as the result of an annexation or consolidation ordered by the Minnesota municipal board but only to the extent and for the levy years as provided by the board in its order pursuant to section 414.01, subdivision 15. Special levies authorized by the board shall not exceed 50 percent of the levy limit base of the governmental subdivision and may not be in effect for more than three years after the board's order;

(m) pay the increased costs of municipal services provided to new private industrial and nonresidential commercial development, to the extent that the extension of such services are not paid for through bonded indebtedness or special assessments, and not to exceed the amount determined as follows.

The governmental subdivision may calculate the aggregate of:

(1) the increased expenditures necessary in preparation for the delivering of municipal services to new private industrial and nonresidential commercial development, but limited to one year's expenditures one time for each such development;

(2) the amount determined by dividing the overall levy limitation established pursuant to sections 275.50 to 275.56, and exclusive of special levies and special assessments, by the total taxable value of the governmental subdivision, and then multiplying this quotient times the total increase in assessed value of private industrial and nonresidential commercial development within the governmental subdivision. For the purpose of this clause, the increase in the assessed value of private industrial and nonresidential commercial development is calculated as the increase in assessed value over the assessed value of the real estate parcels subject to such private development as most recently determined before the building permit was issued. In the fourth levy year subsequent to the levy year in which the building permit was issued, the increase in assessed value of the real estate parcels subject to such private development shall no longer be included in determining the special levy.

The aggregate of the foregoing amounts, less any costs of extending municipal services to new private industrial and nonresidential commercial development which are paid by bonded indebtedness or special assessments, equals the maximum amount that may be levied as a "special levy" for the increased costs of municipal services provided to new private industrial and nonresidential commercial development. In the levy year following the levy year in which the special levy made pursuant to this clause is discontinued, one-half of the amount of that special levy made in the preceding year shall be added to the permanent levy base of the governmental subdivision;

(n) recover a loss or refunds in tax receipts incurred in nonspecial levy funds resulting from abatements or court action in the previous year pursuant to section 275.48;

(o) pay amounts required by law to be paid to pay the interest on and to reduce the unfunded accrued liability of public pension funds in accordance with the actuarial standards and guidelines specified in sections 356.215 and 356.216 reduced by 106 percent of the amount levied for that purpose in 1976, payable in 1977. For the purpose of this special levy, the estimated receipts expected from the state of Minnesota pursuant to sections 69.011 to 69.031 or any other state aid expressly intended for the support of public pension funds shall be considered as a deduction in determining the required levy for the normal costs of the public pension funds. No amount of these aids shall be considered as a deduction in determining the governmental subdivision's required levy for the reduction of the unfunded accrued liability of public pension funds;

(p) the amounts allowed under section 174.27 to establish and administer a commuter van program;

(q) pay the costs of financial assistance to local governmental units and certain administrative, engineering, and legal expenses pursuant to Laws 1979, chapter 253, section 3;

(r) compensate for revenue lost as a result of abatements or court action pursuant to section 270.07, 270.17 or 278.01 due to a reassessment ordered

by the commissioner of revenue pursuant to section 270.16;

(s) pay the total operating cost of a county jail as authorized in section 641.01. If the county government utilizes this special levy, then any amount levied by the county government in the previous year for operating its county jail and included in its previous year's levy limitation computed pursuant to section 275.51 shall be deducted from the current levy limitation;

(t) pay the costs of implementing section 18.023, including sanitation and reforestation;

(u) pay the estimated cost for the following calendar year of the county's share of funding the Minnesota cooperative soil survey; ~~and~~

(v) pay the costs of meeting the planning requirements of section 115A.46; the requirements of section 115A.917; the planning requirements of the metropolitan plan adopted under section 473.149 and county master plans adopted under section 473.803; waste reduction and source separation programs and facilities; response actions that are financed in part by service charges under section 400.08 or 115A.15, subdivision 6; closure and post-closure care of a solid waste facility closed by order of the pollution control agency or by expiration of an agency permit before January 1, 1989; and current operating and maintenance costs of a publicly-owned solid waste processing facility financed with general obligation bonds issued after a referendum before March 25, 1986; ~~and~~

(w) pay the costs of a county aging services coordinator appointed pursuant to section 256.01, subdivision 8. If a county board intends to levy a special property tax under this clause, it shall pass a resolution stating the fact. The resolution must be published for two successive weeks in the official newspaper of the county or, if there is no official newspaper, in a newspaper of general circulation in the county, together with a notice fixing a date for a public hearing. The hearing must be held not less than two weeks nor more than four weeks after the first publication of the resolution. After the public hearing, the county board may either take no further action or adopt a resolution confirming its intention to levy the tax. The confirming resolution must also be published in the official newspaper of the county or, if there is no official newspaper, in a newspaper of general circulation in the county. If within 30 days after publication of the confirming resolution a petition signed by voters equal in number to five percent of the votes cast in the county in the last general election requesting a vote on the proposed resolution is filed with the county auditor, the resolution is not effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of revenue shall prepare a suggested form of question to be presented at the election. If a county levies a special property tax after complying with the requirements of this clause, the county may continue to levy the tax in subsequent years without repeating the requirements."

Delete the title and insert:

"A bill for an act relating to counties; authorizing counties to levy a special property tax for the costs of a county aging services coordinator; amending Minnesota Statutes 1986, section 275.50, subdivision 5."

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

Mr. Davis from the Committee on Agriculture, to which was referred

S.F. No. 652: A bill for an act relating to agriculture; providing a computerized system for notification of security interests in farm products; providing a computerized filing system and central data base for uniform commercial code financing statements and lien statements; imposing a penalty; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 336; and proposing coding for new law as Minnesota Statutes, chapter 336A.

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

Pages 1 to 13, delete Article 1

Page 13, delete lines 34 and 35

Page 14, line 18, delete "365 days per" and insert "every day of the"

Page 14, line 21, delete everything after "rules"

Page 14, delete lines 22 to 24

Page 14, line 25, delete everything before the period

Page 15, line 23, delete "or omissions" and after "in" insert "or omissions from"

Page 16, line 2, delete the comma and insert "and"

Page 16, line 4, delete everything after "office"

Page 16, line 5, delete everything before "must"

Page 16, line 32, delete "March" and insert "November"

Page 17, line 1, delete "system's" and insert "system"

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon

Page 1, delete line 3

Page 1, line 4, delete "products;"

Page 1, line 8, delete "; and proposing" and insert a period

Page 1, delete line 9

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

SECOND READING OF SENATE BILLS

S.F. Nos. 27, 63, 192, 420, 539 and 593 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 202, 369 and 400 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the names of Messrs. Pehler, Waldorf, Mrs. Adkins and Mr. Ramstad be added as co-authors to S.F. No. 91. The motion prevailed.

Mr. Metzen moved that the name of Mr. Wegscheid be added as a co-author to S.F. No. 146. The motion prevailed.

Mr. Wegscheid moved that the name of Mr. Merriam be added as a co-author to S.F. No. 250. The motion prevailed.

Mr. Wegscheid moved that the name of Mr. Willet be added as a co-author to S.F. No. 327. The motion prevailed.

Ms. Olson moved that her name be stricken as a co-author to S.F. No. 347. The motion prevailed.

Mr. Wegscheid moved that the name of Mr. Willet be added as a co-author to S.F. No. 434. The motion prevailed.

Mr. Purfeerst moved that the name of Mr. Willet be added as a co-author to S.F. No. 520. The motion prevailed.

Mr. Dicklich moved that the names of Messrs. Hughes and Samuelson be added as co-authors to S.F. No. 550. The motion prevailed.

Mr. Cohen moved that the name of Mr. Ramstad be added as a co-author to S.F. No. 720. The motion prevailed.

Mr. Bertram moved that the name of Mr. Davis be added as a co-author to S.F. No. 804. The motion prevailed.

Mr. Novak moved that the name of Mr. Merriam be added as a co-author to S.F. No. 826. The motion prevailed.

Mr. Cohen moved that the name of Mr. Stumpf be added as a co-author to S.F. No. 853. The motion prevailed.

Mr. Freeman moved that the name of Mr. Marty be added as a co-author to S.F. No. 858. The motion prevailed.

Mrs. McQuaid moved that the name of Ms. Reichgott be added as a co-author to S.F. No. 859. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Lessard be added as a co-author to S.F. No. 898. The motion prevailed.

Mr. Hughes moved that the name of Mrs. Brataas be added as a co-author to S.F. No. 911. The motion prevailed.

Mr. Ramstad moved that the name of Mrs. McQuaid be added as a co-author to S.F. No. 913. The motion prevailed.

Ms. Piper moved that the name of Mrs. Brataas be added as a co-author to S.F. No. 921. The motion prevailed.

Mr. Freeman moved that the name of Mr. Marty be added as a co-author to S.F. No. 924. The motion prevailed.

Mr. Taylor moved that the name of Mr. Stumpf be added as a co-author to S.F. No. 926. The motion prevailed.

Mr. Renneke moved that the name of Mr. Schmitz be added as a co-author to S.F. No. 930. The motion prevailed.

Mr. Dahl moved that the names of Messrs. Marty and Luther be added as co-authors to S.F. No. 933. The motion prevailed.

Mr. Spear moved that the name of Mr. Marty be added as a co-author to S.F. No. 950. The motion prevailed.

Mr. Marty moved that the name of Mr. Dahl be added as a co-author to S.F. No. 962. The motion prevailed.

Mr. Marty moved that the name of Mr. Dahl be added as a co-author to S.F. No. 963. The motion prevailed.

Messrs. Freeman and Belanger introduced—

Senate Resolution No. 38: A Senate resolution congratulating the Eagles from Kennedy High School for winning the 1987 State High School Hockey Championship.

Referred to the Committee on Rules and Administration.

Mr. Hughes, Ms. Berglin, Messrs. Moe, D.M.; Morse and Mrs. Brataas introduced--

Senate Resolution No. 39: A Senate resolution proclaiming 1987 as the Year of the United Way.

Referred to the Committee on Rules and Administration.

Mr. Bertram introduced—

Senate Resolution No. 40: A Senate resolution congratulating the Paynesville High School Bulldogs for winning the 1987 Class A State High School Wrestling Tournament Championship.

Referred to the Committee on Rules and Administration.

Mr. Cohen moved that S.F. No. 522, No. 13 on General Orders, be stricken and returned to its author. The motion prevailed.

CALENDAR

S.F. No. 365: A bill for an act relating to search and seizure; requiring enforcement officers to have probable cause before entering certain buildings to determine whether wild animals are stored in compliance with the game and fish laws; amending Minnesota Statutes 1986, section 97A.215, subdivision 1.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 306: A bill for an act relating to local government; removing the compensation limitation for members of statutory city park boards; amending Minnesota Statutes 1986, section 412.501.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Chmielewski voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 282: A bill for an act relating to metropolitan government; permitting regional railroad authorities to engage in certain activities; amending Minnesota Statutes 1986, section 473.398.

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 51 and nays 11, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------------|-----------|----------------|-----------|
| Adkins | Diessner | Langseth | Olson | Spear |
| Anderson | Frank | Lantry | Peterson, D.C. | Storm |
| Beckman | Frederickson, D.J. | Larson | Peterson, R.W. | Stumpf |
| Benson | Frederickson, D.R. | Lessard | Piper | Taylor |
| Bernhagen | Freeman | Luther | Purfeerst | Vickerman |
| Brataas | Gustafson | Marty | Ramstad | Wegscheid |
| Chmielewski | Hughes | McQuaid | Reichgott | Willett |
| Cohen | Johnson, D.E. | Mehrkens | Renneke | |
| Davis | Johnson, D.J. | Metzen | Samuelson | |
| DeCramer | Knaak | Moe, R.D. | Schmitz | |
| Dicklich | Kroening | Morse | Solon | |

Those who voted in the negative were:

| | | | | |
|----------|---------|------|---------|------------|
| Belanger | Bertram | Dahl | Knutson | Pogemiller |
| Berg | Brandl | Jude | Pehler | Waldorf |
| Berglin | | | | |

So the bill passed and its title was agreed to.

S.F. No. 131: A bill for an act relating to transportation; authorizing commissioner of transportation and local road authorities to reduce speed limits in work zones; amending Minnesota Statutes 1986, section 169.14, by adding a subdivision.

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 62 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Stumpf voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 322: A bill for an act relating to consumer protection; providing for the retention and collection of spent lead-acid batteries; providing enforcement; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 456: A bill for an act relating to controlled substances; prescribing "small amount" of marijuana; clarifying certain Schedule II controlled substances; prescribing amount of marijuana for possession in a motor vehicle; amending Minnesota Statutes 1986, sections 152.01, subdivision 16; 152.02, subdivision 3; and 152.15, subdivision 2.

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 59 and nays 3, as follows:

Those who voted in the affirmative were:

| | | | | |
|-----------|-------------|--------------------|----------|-----------|
| Adkins | Brandl | Diessner | Knaak | Marty |
| Anderson | Brataas | Frederickson, D.J. | Knutson | McQuaid |
| Belanger | Chmielewski | Frederickson, D.R. | Laidig | Mehrkins |
| Benson | Cohen | Freeman | Langseth | Merriam |
| Berg | Dahl | Gustafson | Lantry | Metzen |
| Berglin | Davis | Hughes | Larson | Moe, R.D. |
| Bernhagen | DeCramer | Johnson, D.E. | Lessard | Morse |
| Bertram | Dicklich | Jude | Luther | Olson |

| | | | | |
|----------------|------------|-----------|--------|-----------|
| Pehler | Pogemiller | Renneke | Spear | Vickerman |
| Peterson, D.C. | Purfeerst | Samuelson | Storm | Wegscheid |
| Peterson, R.W. | Ramstad | Schmitz | Stumpf | Willet |
| Piper | Reichgott | Solon | Taylor | |

Messrs. Beckman, Frank and Kroening voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 653: A resolution memorializing the Union of Soviet Socialist Republics to grant exit visas to Jewish prisoners of conscience.

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

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the resolution passed and its title was agreed to.

H.F. No. 127: A bill for an act relating to nonprofit corporations; adoption services corporations; providing that pledges to make contributions to reimburse the corporation for expenses shall be voidable at the option of the person making the pledge and payment of expenses shall not be a prerequisite to providing adoption services; amending Minnesota Statutes 1986, section 317.65, subdivision 7.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 409: A bill for an act relating to child abuse reporting; requiring mandated reporters to report certain past occurrences of child abuse or

neglect; requiring the commissioner to investigate reports of past occurrences of child abuse or neglect in a facility; amending Minnesota Statutes 1986, section 626.556, subdivisions 3, 6, and 10b.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 27: A bill for an act relating to corporations; regulating control share acquisitions; delaying the effective date of certain amendments; amending Laws 1985, First Special Session chapter 5, section 21, as amended.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 499: A bill for an act relating to real property; providing for prima facie effect of certain statements in an acknowledgment; authorizing owners to create tenancies in common by direct conveyances to themselves and others; permitting the severance of joint tenancies by direct conveyances between spouses; providing for time limits upon actions relating to certain estates in real property; providing for the discharge of prior judgments against bankrupt debtors; providing for validation of certain conveyances executed by religious corporations; amending Minnesota Statutes 1986, sections 500.19, subdivision 4; 519.06; 519.09; and 519.101; Laws 1971, chapter 26; proposing coding for new law in Minnesota Statutes, chapters 358 and 548; repealing Minnesota Statutes 1986, section 548.18.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 470: A bill for an act relating to the city of Duluth; authorizing the filing of the plat of Spirit Valley.

With the unanimous consent of the Senate, Mr. Solon moved to amend S.F. No. 470 as follows:

Page 1, line 24, after "*Duluth*" insert "*and the governing body of the county of St. Louis*"

Amend the title as follows:

Page 1, line 2, after "*Duluth*" insert "*and the county of St. Louis*"

The motion prevailed. So the amendment was adopted.

S.F. No. 470: A bill for an act relating to the city of Duluth and the county of St. Louis; authorizing the filing of the plat of Spirit Valley.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S.F. No. 406: A bill for an act relating to commerce; regulating the distribution and sale of motor vehicles; limiting the granting or relocating of certain franchises; specifying the circumstances to be considered; re-

moving certain regulations on nonrenewals; amending Minnesota Statutes 1986, section 80E.14, subdivisions 1 and 2; repealing Minnesota Statutes 1986, section 80E.10.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 457: A bill for an act relating to commerce; regulating collection agencies and those acting under the authority of a collection agency; providing cash deposits in lieu of the required bond; establishing prohibited practices; prescribing the enforcement powers of the commissioner; amending Minnesota Statutes 1986, sections 332.31, by adding a subdivision; 332.33; 332.34; 332.37; and 332.40, subdivision 3.

With the unanimous consent of the Senate, Mr. Luther moved to amend S.F. No. 457 as follows:

Page 5, line 30, reinstate the stricken language

Page 5, line 31, delete the new language

Page 6, line 4, reinstate the stricken language and delete the new language

The motion prevailed. So the amendment was adopted.

S.F. No. 457 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S.F. No. 482: A bill for an act relating to insurance; regulating terminations of certain agency contracts; requiring companies to attempt to rehabilitate agents before terminating their appointment; regulating these rehabilitation agreements; amending Minnesota Statutes 1986, section 60A.171, subdivisions 1, 3, and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Berg, Kroening and Merriam voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 673: A bill for an act relating to human services; allowing the use of certain professional standards for chemical dependency professionals; amending Minnesota Statutes 1986, section 254A.16, by adding a subdivision.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CONSENT CALENDAR

H.F. No. 688: A bill for an act relating to controlled substances; classifying the substance alfentanil as a schedule II controlled substance; amending

Minnesota Statutes 1986, section 152.02, subdivision 3.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 166: A bill for an act relating to real property; authorizing conveyance of state interest in certain land in St. Louis county.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 250: A bill for an act relating to game and fish; requiring a firearms safety certificate to hunt big game with firearms and by archery; amending Minnesota Statutes 1986, sections 97A.451, subdivision 3; and 97B.015, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 97B.

Mr. Wegscheid moved that S.F. No. 250, No. 3 on the Consent Calendar, be stricken and placed on General Orders. The motion prevailed.

S.F. No. 403: A bill for an act relating to newspapers; providing that only qualified newspapers may accept legal notices for publication; amending Minnesota Statutes 1986, section 331A.02, subdivision 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Ms. Reichgott, Messrs. Ramstad and Jude introduced—

S.F. No. 969: A bill for an act relating to education; changing the weighting of pupils enrolled in the sixth grade of a middle school from elementary to secondary; amending Minnesota Statutes 1986, section 124.17, subdivision 1.

Referred to the Committee on Education.

Messrs. Freeman, Solon and Pogemiller introduced—

S.F. No. 970: A bill for an act relating to public employees; defining terms and conditions of public employment; allowing expanded payment of certain accumulated sick leave; amending Minnesota Statutes 1986, sections 179A.03, subdivision 19; and 465.72, subdivision 2.

Referred to the Committee on Governmental Operations.

Mr. Pogemiller and Ms. Reichgott introduced—

S.F. No. 971: A bill for an act relating to public finance; modifying and extending means of financing operations of local government and certain nonprofit institutions; providing an income tax exemption for interest earned on certain governmental obligations; amending Minnesota Statutes 1986, sections 124.76, subdivision 2; 290.01, subdivisions 20, 20a, and 20b; 290.091, subdivision 2; 373.01, by adding a subdivision; 400.101; 429.091, by adding a subdivision; 462.429; 462.445, subdivision 4; 462.461, subdivision 4; 462.555; 465.71; 466.06; 471.981, subdivisions 1, 4, and by adding subdivisions; 473.811, subdivision 2; 474.02, subdivision 1d; 475.51, subdivision 3; 475.52, subdivision 3; 475.54, subdivision 1, and by adding subdivisions; 475.55, subdivisions 1, 2, 3, 4, 6, 7, and by adding a subdivision; 475.56; 475.60, subdivision 2; 475.66, subdivision 3; and 475.67, subdivisions 3 and 12; proposing coding for new law in Minnesota Statutes, chapters 116M, 136A, 471, and 475; repealing Minnesota Statutes 1986, sections 475.55, subdivision 5; and 475.67, subdivision 11.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Lantry introduced—

S.F. No. 972: A bill for an act relating to human services; applying for waiver to require that recipients of aid to families with dependent children pursue a high school education; requiring that certain recipients of general assistance pursue a high school education; allowing counties to require work readiness recipients to pursue a high school education; amending Minnesota Statutes 1986, sections 256D.05, subdivision 1; and 256D.051, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Health and Human Services.

Mr. Merriam introduced—

S.F. No. 973: A bill for an act relating to peace officers; providing money to train conservation officers employed by the commissioner of natural resources; amending Minnesota Statutes 1986, section 609.101.

Referred to the Committee on Finance.

Messrs. Brandl, Freeman, Ms. Peterson, D.C.; Messrs. Belanger and Cohen introduced—

S.F. No. 974: A resolution memorializing the President, Congress, and the Federal Aviation Administration to accelerate the modernization of commercial aircraft fleets operating in and to the United States by requiring the use of quieter, Stage 3 aircraft.

Referred to the Committee on Transportation.

Mr. Vickerman introduced—

S.F. No. 975: A bill for an act relating to human services; regulating budgets and procedures of human services boards; amending Minnesota Statutes 1986, sections 402.02, subdivision 2; 402.05, subdivision 1a; and 402.062, subdivisions 1 and 2; repealing Minnesota Statutes 1986, section 402.095.

Referred to the Committee on Health and Human Services.

Messrs. Vickerman, Beckman and Frederickson, D.J. introduced—

S.F. No. 976: A bill for an act relating to retirement; giving certain employing units an option on the rule of 85; proposing coding for new law in Minnesota Statutes, chapter 356.

Referred to the Committee on Governmental Operations.

Messrs. Brandl; Davis; Frederickson, D.J.; Vickerman and DeCramer introduced—

S.F. No. 977: A bill for an act relating to real property; farm lands or farm homesteads; regulating the right to repurchase or lease certain property; requiring that offers to sell or lease be made to certain parties; amending Minnesota Statutes 1986, section 500.24, subdivision 6.

Referred to the Committee on Agriculture.

Mr. Belanger introduced—

S.F. No. 978: A bill for an act relating to employment; regulating the payment of commissions; amending Minnesota Statutes 1986, sections 181.13; 181.14; and 181.145, subdivision 2.

Referred to the Committee on Employment.

Messrs. Freeman, Spear, Merriam, Luther and Peterson, R.W. introduced—

S.F. No. 979: A bill for an act relating to human rights; defining "employee" to include commission salespersons for certain purposes; clarifying certain provisions; amending Minnesota Statutes 1986, sections 181.81, subdivision 1; and 363.01, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Moe, D.M.; Wegscheid; Renneke and Waldorf introduced—

S.F. No. 980: A bill for an act relating to retirement; public pension plans; establishing, codifying, clarifying, and revising the obligations, responsibilities, and liabilities of public pension plan fiduciaries; amending Minnesota Statutes 1986, sections 11A.01; 11A.04; 11A.07, subdivision 4; 11A.08, subdivisions 5 and 6; 11A.09; 11A.13, subdivision 1; 69.30; 69.77, subdivision 2g; 69.775; 136.80, subdivision 1; 136.84; 352.03, subdivisions 1, 4, 6, 7, and 11; 352.05; 352.92, by adding a subdivision; 352.96, subdivision 3; 352B.03; 352B.05; 352B.07; 352C.091, subdivision 1; 352D.09, subdivision 1; 353.03, subdivisions 1 and 3a; 353.05; 353.06; 353.08; 353.68, subdivision 1; 354.06, subdivisions 1, 2a, and 3; 354.07, subdivisions 3 and 4; 354A.021, subdivision 6; 354A.08; 422A.05, subdivisions 2a, 2c, and 2d; 423.374; 423.45; 423.805; 423A.21, subdivision 4; 424.06; 424A.001, subdivision 7; 424A.04, subdivision 2; 490.122; and 490.123, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 3A and 490; proposing coding for new law as Minnesota Statutes, chapter 356A; repealing Minnesota Statutes 1986, sections 69.051, subdivision 2; 69.30, subdivision 3; 356.71; 423.374, subdivision 3; 423.45, subdivision 3; 423.812; and 424.06, subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Moe, D.M.; Marty and Waldorf introduced—

S.F. No. 981: A bill for an act relating to state government; providing for affirmative action improvements; regulating job eligibility lists; providing for the title of state agency heads; regulating hiring and personnel practices; amending Minnesota Statutes 1986, sections 15.06, subdivision 1; 15.46; 43A.08, subdivision 1; 43A.13, subdivisions 1 and 7; 43A.18, subdivision 4; 43A.191, subdivision 3; 43A.24, subdivision 2; 43A.30, subdivision 4; 43A.33, subdivision 3; 43A.34, subdivision 3; repealing Minnesota Statutes 1986, sections 15.45, subdivision 3; 15.47; and 43A.34, subdivisions 1 and 2.

Referred to the Committee on Governmental Operations.

Messrs. Chmielewski, Stumpf, Dicklich, Bertram and Larson introduced—

S.F. No. 982: A bill for an act relating to waste management; requiring the pollution control agency to adopt certain rules governing financial assurance given by political subdivisions owning or operating mixed municipal solid waste landfills; amending Minnesota Statutes 1986, section 116.07, subdivision 4h.

Referred to the Committee on Environment and Natural Resources.

Messrs. Kroening, Waldorf, Wegscheid, Pogemiller and Renneke introduced—

S.F. No. 983: A bill for an act relating to retirement; Minneapolis police relief association service pensions and survivor benefits; amending Laws 1949, chapter 406, section 5, subdivisions 1 and 3, as amended, and section 6, subdivision 1.

Referred to the Committee on Governmental Operations.

Ms. Peterson, D.C.; Messrs. Brandl, Freeman, Cohen and Novak introduced—

S.F. No. 984: A bill for an act relating to metropolitan government; requiring plans and reports on noise, capacity, and other matters at Minneapolis-St. Paul International Airport; requiring hearings and imposing restrictions on capital development; amending Minnesota Statutes 1986, sections 473.612; and 473.621, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Local and Urban Government.

Messrs. Chmielewski, Wegscheid, DeCramer, Pehler and Mrs. Brataas introduced—

S.F. No. 985: A bill for an act relating to taxation; sales; providing compensation to retailers for the cost of collection; amending Minnesota Statutes 1986, section 297A.27, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski, Wegscheid, DeCramer, Pehler and Cohen introduced—

S.F. No. 986: A bill for an act relating to taxation; sales and use; eliminating accelerated payment of liability; amending Minnesota Statutes 1986, section 297A.27, subdivision 1; repealing Minnesota Statutes 1986, section 297A.275.

Referred to the Committee on Taxes and Tax Laws.

Mr. Waldorf, Ms. Piper, Messrs. Wegscheid, Benson and Knutson introduced—

S.F. No. 987: A bill for an act relating to human services; providing for changes in the property-related payment rate for nursing homes; amending Minnesota Statutes 1986, section 256B.431, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Mr. DeCramer introduced—

S.F. No. 988: A bill for an act relating to motor carriers; exempting drivers of intrastate charter carriers from having in possession a medical examiner certificate if the driver has a school bus endorsement; amending Minnesota Statutes 1986, section 221.031, by adding a subdivision.

Referred to the Committee on Transportation.

Messrs. Dicklich, Merriam, Ms. Peterson, D.C. and Mr. Solon introduced—

S.F. No. 989: A bill for an act relating to education; appropriating money for Project Head Start.

Referred to the Committee on Education.

Mr. Samuelson introduced—

S.F. No. 990: A bill for an act relating to liquor; authorizing the city of Little Falls to issue a temporary on-sale intoxicating liquor license.

Referred to the Committee on Commerce.

Mr. Freeman, Ms. Peterson, D.C. and Mr. Brandl introduced—

S.F. No. 991: A bill for an act relating to the metropolitan airports commission; providing for a fee for conducting aircraft operations at night; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Local and Urban Government.

Ms. Peterson, D.C. introduced—

S.F. No. 992: A bill for an act relating to motorboat safety; providing for enforcement of sanctions for operation of a motorboat while under the influence of alcohol or a controlled substance; amending Minnesota Statutes 1986, section 361.121, subdivision 2, and by adding subdivisions.

Referred to the Committee on Judiciary.

Ms. Peterson, D.C. introduced—

S.F. No. 993: A bill for an act relating to housing; authorizing the Minnesota housing finance agency to make grants to municipalities for the provision of housing for very low income persons; proposing coding for new law in Minnesota Statutes, chapter 462A.

Referred to the Committee on Economic Development and Housing.

Mrs. Lantry introduced—

S.F. No. 994: A bill for an act relating to employment; requiring notification of certain exposures to infectious diseases; providing workers' compensation to coverage for certain infectious diseases; amending Minnesota Statutes 1986, section 176.011, subdivision 15; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

Messrs. Wegscheid, Solon, Belanger, Metzen and Storm introduced—

S.F. No. 995: A bill for an act relating to commerce; industrial loan and thrift companies; removing a restriction on the sale and issuance of certificates of indebtedness; prescribing the qualifications of the directors of certain companies; regulated loans; specifying the loan fees and charges that may be imposed by regulated lenders; amending Minnesota Statutes 1986, sections 53.04, subdivisions 3a and 5; 53.06; 56.12; 56.125, subdivision 3; 56.131, subdivision 2; and 56.14.

Referred to the Committee on Commerce.

Messrs. Brandl, Wegscheid, Ramstad, Jude and Knutson introduced—

S.F. No. 996: A bill for an act relating to state government; providing incentives for certain state employees; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 15B.

Referred to the Committee on Governmental Operations.

Mr. Langseth introduced—

S.F. No. 997: A bill for an act relating to the city of Sabin; providing for apportionment of debt service levy in rural and urban service districts in the city; permitting inclusion of platted land in a rural service district in the city.

Referred to the Committee on Local and Urban Government.

Ms. Berglin introduced—

S.F. No. 998: A bill for an act relating to human services; defining directors, officers, and partners as vendors of medical care for the purpose of medical assistance; allowing the commissioner to charge interest on money recovered from certain medical assistance providers; allowing sanction authority; amending Minnesota Statutes 1986, sections 256B.02, subdivision 7; 256B.064, subdivision 1c; and 256B.27, subdivisions 3 and 4.

Referred to the Committee on Health and Human Services.

Mr. Wegscheid introduced—

S.F. No. 999: A bill for an act relating to human services; raising asset limit in medical assistance program; amending Minnesota Statutes 1986, section 256B.06, subdivision 1.

Referred to the Committee on Health and Human Services.

Messrs. Solon and Gustafson introduced—

S.F. No. 1000: A bill for an act relating to education; appropriating money for construction grants to aid desegregation plans.

Referred to the Committee on Education.

Ms. Piper introduced—

S.F. No. 1001: A bill for an act relating to school districts; creating a debt service anticipation levy; amending Minnesota Statutes 1986, sections 121.15, subdivision 3; 275.125, by adding a subdivision; proposing coding

for new law in Minnesota Statutes, chapter 124.

Referred to the Committee on Education.

Mr. Dicklich introduced—

S.F. No. 1002: A bill for an act relating to environment; allowing composite samples of transformer oil with PCB; prescribing the manner of sampling; amending Minnesota Statutes 1986, section 116.37, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

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

S.F. No. 1003: A bill for an act relating to commerce; creating a legislative commission to study proposed low-level military air training in north-eastern Minnesota; prescribing its duties.

Referred to the Committee on Environment and Natural Resources.

Mr. Dicklich introduced—

S.F. No. 1004: A bill for an act relating to insurance; automobile; removing the dollar limitation on the mandatory arbitration of no-fault claims; requiring insurers to provide certain arbitration information to applicants and policyholders; providing a penalty; amending Minnesota Statutes 1986, section 65B.525, subdivision 1, and by adding a subdivision.

Referred to the Committee on Commerce.

Mr. Dicklich introduced—

S.F. No. 1005: A bill for an act relating to state lands; permitting the sale of certain land in St. Louis county.

Referred to the Committee on Environment and Natural Resources.

Ms. Peterson, D.C.; Mr. Pehler and Ms. Reichgott introduced—

S.F. No. 1006: A bill for an act relating to education; ensuring minimum amounts of financial support to the regional public library system; requiring county board of commissioners to appoint at least one representative to the regional public library system board; proposing coding for new law in Minnesota Statutes, chapter 134.

Referred to the Committee on Education.

Mr. Cohen introduced—

S.F. No. 1007: A bill for an act relating to courts; providing court of appeals representation on the sentencing guidelines commission; clarifying the membership on judicial appeal panels; permitting retired judges to solemnize marriages; clarifying judicial representation on the judicial standards board; authorizing the supreme court to adopt court rules; restricting mileage reimbursement for law clerks; amending Minnesota Statutes 1986, sections 244.09, subdivision 2; 253B.19, subdivision 1; 480.051; 484.545, subdivision 3; 484.62; 490.15, subdivision 1; 517.04; and 525.06.

Referred to the Committee on Judiciary.

Messrs. Wegscheid, Purfeerst, Bertram, Taylor and Cohen introduced—

S.F. No. 1008: A bill for an act relating to occupations and professions; providing for the regulation of the practice of chiropractic; providing for peer review of services and fees; providing grounds for license revocation; prescribing penalties; appropriating money; amending Minnesota Statutes 1986, sections 148.06, subdivision 1; 148.07, subdivision 2; 148.08, subdivision 3; 148.10, subdivisions 1, 3, and by adding a subdivision; and 319A.02, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1986, section 148.101.

Referred to the Committee on Health and Human Services.

Mr. Solon introduced—

S.F. No. 1009: A bill for an act relating to occupations and professions; requiring the licensing of persons who install gas appliances; authorizing the commissioner of labor and industry to issue the licenses; providing for the powers and duties of the commissioner; authorizing and requiring rule-making; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Employment.

Ms. Berglin and Mr. Samuelson introduced—

S.F. No. 1010: A bill for an act relating to human services; establishing service principles and rate-setting procedures for day training and habilitation services provided to adults with mental retardation and related conditions; amending Minnesota Statutes 1986, sections 245.782, subdivision 5; 252.21; 252.22; 252.23; 252.24, subdivisions 1 and 4; 252.25; 256B.501, subdivisions 1, 2, and 8; 256E.09, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 252; repealing Minnesota Statutes 1986, sections 256B.501, subdivisions 5, 6, 7, and 9; and 256E.06, subdivision 2a; repealing Minnesota Rules, parts 9525.1210, subparts 11 and 12; 9525.1230, subpart 2; 9525.1260; 9525.1270; 9525.1280; and 9525.1310.

Referred to the Committee on Health and Human Services.

Ms. Reichgott introduced—

S.F. No. 1011: A bill for an act relating to taxation; clarifying the effective date of the time limitation for filing a property tax refund claim; amending Laws 1985, First Special Session chapter 14, article 5, section 8.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Merriam, Peterson, R.W.; Ramstad; Ms. Peterson, D.C. and Mr. Luther introduced—

S.F. No. 1012: A bill for an act relating to education; providing for due process termination or nonrenewal for licensed athletic coaches through a grievance procedure; amending Minnesota Statutes 1986, section 125.121, by adding a subdivision; repealing Minnesota Statutes 1986, section 125.121, subdivisions 1 and 2.

Referred to the Committee on Education.

Mr. Kroening introduced—

S.F. No. 1013: A bill for an act relating to the collection and dissemination of data; classifying data; proposing classifications of data as private, non-public, and protected nonpublic; amending Minnesota Statutes 1986, sections 13.43, by adding a subdivision; 13.46, by adding a subdivision; and 13.76; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Judiciary.

Mr. Schmitz introduced—

S.F. No. 1014: A bill for an act relating to taxation; authorizing Scott county to impose a tax on admissions to major amusement facilities; providing for expenditure of the proceeds of the tax.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Lantry, Messrs. Chmielewski and Frank introduced—

S.F. No. 1015: A bill for an act relating to public safety; regulating boilers and their operation; amending Minnesota Statutes 1986, sections 183.375, subdivision 2; 183.411, by adding a subdivision; 183.42; 183.545, subdivision 4; and 183.56; repealing Minnesota Statutes 1986, section 183.545, subdivision 5.

Referred to the Committee on Employment.

Messrs. Davis; Morse; Peterson, R. W. and Merriam introduced—

S.F. No. 1016: A bill for an act relating to agriculture; transferring authority of the commissioner of energy and economic development relating to governor's council on rural development to the commissioner of agriculture; authorizing loan and grant programs; providing for new members; appropriating money; amending Minnesota Statutes 1986, sections 116J.951; 116J.955; and 116J.961, subdivisions 1, 2, 3, 5, 8, and 9; proposing coding for new law in Minnesota Statutes, chapter 17; repealing Minnesota Statutes 1986, section 116J.961, subdivision 10.

Referred to the Committee on Agriculture.

Ms. Peterson, D.C.; Messrs. Brandl and Freeman introduced—

S.F. No. 1017: A bill for an act relating to metropolitan government; providing for the appointment of members of the metropolitan airports commission; requiring adoption and review of an implementation plan and budget; amending Minnesota Statutes 1986, sections 473.604, subdivision 1, and by adding a subdivision; 473.611, by adding a subdivision; and 473.661, subdivision 1; repealing Minnesota Statutes 1986, section 473.621, subdivision 7.

Referred to the Committee on Local and Urban Government.

Mses. Peterson, D.C.; Reichgott; Messrs. Pogemiller and Marty introduced—

S.F. No. 1018: A bill for an act relating to crimes; criminal sexual conduct; creating a crime of fifth degree criminal sexual conduct; amending Minnesota Statutes 1986, section 609.341, subdivision 11; proposing coding

for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary.

Mses. Peterson, D.C.; Reichgott; Messrs. Pogemiller, Marty and Spear introduced—

S.F. No. 1019: A bill for an act relating to crimes; criminal sexual conduct; clarifying the definition of "mentally incapacitated"; providing that criminal sexual contact requires sexual or aggressive intent; amending Minnesota Statutes 1986, section 609.341, subdivisions 7 and 11.

Referred to the Committee on Judiciary.

Messrs. Brandl; Cohen; Freeman; Moe, D.M. and Knutson introduced—

S.F. No. 1020: A bill for an act relating to metropolitan government; regulating conflicts of interest of the metropolitan airports commission; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Local and Urban Government.

Messrs. Wegscheid, Larson, Mses. Peterson, D.C. and Reichgott introduced—

S.F. No. 1021: A bill for an act relating to education; requiring secondary public schools to offer courses in family life education; requiring students to pass a family life education course prior to graduation; requiring all family life education instructors to be licensed by the board of teaching; proposing coding for new law in Minnesota Statutes, chapter 126.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 1022: A bill for an act relating to game and fish; allowing one deer to be taken by each method of hunting in any year; amending Minnesota Statutes 1986, section 97B.301, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

Ms. Reichgott, Mr. Pehler, Ms. Peterson, D.C.; Messrs. Pogemiller and Mehrkens introduced—

S.F. No. 1023: A bill for an act relating to education; increasing the aid and levy for programs for handicapped adults; appropriating money; amending Minnesota Statutes 1986, sections 121.88, subdivision 7; 124.271, subdivisions 2b and 7; and 275.125, subdivision 8.

Referred to the Committee on Education.

Messrs. Wegscheid, DeCramer, Willet, Larson and Mehrkens introduced—

S.F. No. 1024: A bill for an act relating to education; setting the foundation aid formula allowance at the mean spending level of the largest 20 percent of school districts; amending Minnesota Statutes 1986, section 124A.02, subdivision 9.

Referred to the Committee on Education.

Mr. Diessner introduced—

S.F. No. 1025: A bill for an act relating to the state; authorizing competition for an official state song; appropriating money.

Referred to the Committee on General Legislation and Public Gaming.

Mr. Dahl introduced—

S.F. No. 1026: A bill for an act relating to local governments; authorizing local units of government to defer special assessments on homesteads of disabled persons who are not retired; amending Minnesota Statutes 1986, section 435.193.

Referred to the Committee on Local and Urban Government.

Mr. Dahl introduced—

S.F. No. 1027: A bill for an act relating to motor vehicles; school buses; allowing a 72-hour period to arrest a driver for failing to obey a school bus stop signal; amending Minnesota Statutes 1986, section 169.44, subdivision 1c.

Referred to the Committee on Transportation.

Messrs. Spear and Marty introduced—

S.F. No. 1028: A bill for an act relating to crimes; prohibiting killing or injuring a police dog involved in law enforcement investigation or apprehension; prescribing penalties; amending Minnesota Statutes 1986, section 609.595, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Marty, Brandl, Dicklich and Jude introduced—

S.F. No. 1029: A bill for an act relating to utilities; establishing program to provide communication-impaired people with devices enabling their use of telephones; creating advisory committee and requiring report; providing for payment of costs of program; proposing coding for new law in Minnesota Statutes, chapter 237.

Referred to the Committee on Public Utilities and Energy.

Messrs. Solon and Samuelson introduced—

S.F. No. 1030: A bill for an act relating to health and human services; providing for the establishment of a regional American Indian youth chemical dependency treatment center; appropriating money.

Referred to the Committee on Health and Human Services.

Messrs. Wegscheid, Solon and Luther introduced—

S.F. No. 1031: A bill for an act relating to occupations and professions; requiring the licensing of interior designers; defining the practice of interior design; providing for exemptions; providing for administration of licensing requirements; amending Minnesota Statutes 1986, sections 214.01, sub-

division 3; 214.04, subdivision 3; 326.02, subdivision 1, and by adding a subdivision; 326.03, subdivision 1, and by adding a subdivision; 326.04; 326.05; 326.06; 326.07; 326.08, subdivision 2; 326.09; 326.10, subdivisions 1, 2, 2a, and by adding a subdivision; 326.11, subdivision 1; 326.12; 326.13; and 326.14.

Referred to the Committee on Commerce.

Ms. Peterson, D.C. and Mr. Johnson, D.J. introduced—

S.F. No. 1032: A bill for an act relating to taxation; imposing nondiscrimination requirements on private golf clubs qualifying for taxation under the open space property tax law; amending Minnesota Statutes 1986, section 273.112, subdivisions 3 and 7a.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 1033: A bill for an act relating to retirement; clarifying the responsibilities of the actuary retained by the legislative commission on pensions and retirement; clarifying and revising various actuarial determinations and procedures; authorizing the retention of actuarial advisors by various retirement funds; specifying the contents and methods for supplemental and alternative actuarial valuations; establishing a separate fund for the correctional employees retirement fund; amending Minnesota Statutes 1986, sections 3.85, subdivision 12; 3A.11, subdivision 1; 11A.18, subdivisions 6, 9, and 11; 69.77, subdivisions 2b and 2h; 69.772, subdivision 3; 69.773, subdivisions 2 and 4; 136.82, subdivision 2; 352.01, subdivision 12; 352.03, subdivision 6; 352.116, subdivisions 1, 3, and by adding a subdivision; 352.119, subdivision 2; 352.85, subdivision 6; 352.86, subdivision 4; 352B.01, by adding a subdivision; 352B.02, subdivision 1; 352B.08, subdivision 2; 352B.26, subdivision 3; 353.01, subdivision 14; 353.03, subdivision 3a; 353.271; 353.29, subdivision 6; 353.30, subdivision 3; 354.05, subdivision 7; 354.06, subdivision 2a; 354.07, subdivision 1; 354.35; 354.42, subdivision 5; 354.44, subdivision 2; 354.45; 354.48, subdivision 3; 354.532, subdivisions 1 and 2; 354.55, subdivisions 11, 12, and 13; 354.58; 354.62, subdivision 5; 354.63, subdivision 2; 354A.011, subdivision 17, and by adding a subdivision; 354A.021, by adding a subdivision; 354A.32; 354A.41, subdivision 2; 356.20, subdivisions 2, 3, and 4; 356.215; 356.216; 356.22, subdivision 2; 356.23; 356.41; 356.451, subdivision 1; 422A.01, subdivisions 6, 7, and 10; 422A.04, subdivisions 2 and 3; 422A.06, subdivisions 2, 5, 7, and 8; 422A.101; 422A.15, subdivisions 2 and 3; 422A.16, subdivisions 2, 3a, and 10; 422A.17; 422A.23, subdivisions 6 and 7; 490.121, subdivision 20; and 490.124, subdivision 11; proposing coding for new law in Minnesota Statutes, chapter 352; repealing Minnesota Statutes 1986, section 352B.26, subdivision 2.

Referred to the Committee on Governmental Operations.

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

S.F. No. 1034: A bill for an act relating to retirement; teacher retirement funds; providing for an increase in employer contributions; separating certain employer contributions into employer matching and employer additional contributions; amending Minnesota Statutes 1986, sections 354.42, subdivision 5; and 354A.12, subdivision 2.

Referred to the Committee on Governmental Operations.

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

S.F. No. 1035: A bill for an act relating to retirement; conforming mandatory retirement provisions for public employees to the federal Age Discrimination in Employment Amendments of 1986; amending Minnesota Statutes 1986, sections 43A.34, subdivisions 1 and 4; 181.81, subdivision 1; 181.811; 354.44, subdivision 1a; 354A.21; 422A.09, subdivision 3; and 423.076; repealing Minnesota Statutes 1986, sections 125.12, subdivision 5; and 473.419.

Referred to the Committee on Governmental Operations.

Messrs. Pehler and Wegscheid introduced—

S.F. No. 1036: A bill for an act relating to education; establishing an advisory task force to develop coordinated educational programs to prevent the spread of AIDS.

Referred to the Committee on Education.

Mr. Stumpf introduced—

S.F. No. 1037: A bill for an act relating to public health; creating an exception to the nursing home moratorium for a facility operated on the Red Lake Indian reservation; appropriating money for a Red Lake nursing home; amending Minnesota Statutes 1986, section 144A.071, subdivision 3.

Referred to the Committee on Health and Human Services.

Mr. Willet introduced—

S.F. No. 1038: A bill for an act relating to natural resources; authorizing the taking of elk and amending related laws; authorizing compensation for certain crop damage caused by elk; appropriating money; amending Minnesota Statutes 1986, sections 97A.421, subdivision 6; 97A.431; 97A.465, subdivisions 1 and 3; 97A.471, subdivision 3; 97A.475, subdivision 2; 97A.525, subdivision 1; 97A.535; and 97B.201; proposing coding for new law in Minnesota Statutes, chapters 3 and 97B.

Referred to the Committee on Environment and Natural Resources.

Mr. Willet introduced—

S.F. No. 1039: A bill for an act relating to state government; designating the timber wolf as the official state animal; proposing coding for new law in Minnesota Statutes, chapter 1.

Referred to the Committee on Environment and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Monday, March 23, 1987. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate