

SIXTY-FOURTH DAY

St. Paul, Minnesota, Friday, March 4, 1988

The Senate met at 12:30 p.m. and was called to order by the President.

CALL OF THE SENATE

Mrs. Lantry 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. M.E. Sandness.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mrs. McQuaid, Messrs. Bernhagen, Gustafson and Schmitz were excused from the Session of today.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 2056.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 3, 1988

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 2056: A bill for an act relating to state lands; requiring corrective deed to be issued to Basilica of St. Mary of Minneapolis for state lands authorized to be conveyed to Basilica of St. Mary's, Inc.

Referred to the Committee on Transportation.

REPORTS OF COMMITTEES

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

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

S.F. No. 1936: A bill for an act relating to agriculture; adding members to the state agricultural society; amending Minnesota Statutes 1986, section 37.03, subdivision 1.

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

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

S.F. No. 1616: A bill for an act relating to education; approving a capital loan; directing the commissioner of finance to issue bonds to make the loan to independent school district No. 637, Redwood Falls.

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

Page 1, line 9, after "*of*" insert "*not more than*"

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

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

S.F. No. 1929: A bill for an act relating to education; approving a capital loan; directing the commissioner of finance to issue bonds to make the loan to independent school district No. 738, Holdingford.

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

Page 1, line 9, after "*of*" insert "*not more than*"

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

Mr. Hughes from the Committee on Elections and Ethics, to which was referred

S.F. No. 1780: A bill for an act relating to elections; clarifying certain public campaign financing limits; amending Minnesota Statutes 1986, section 10A.25, subdivision 10; Minnesota Statutes 1987 Supplement, sections 10A.255, subdivision 1; 10A.32, subdivision 3; repealing Minnesota Statutes 1986, section 10A.32, subdivision 3b.

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

Page 2, lines 25 to 27, reinstate the stricken language

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Elections and Ethics, to which was referred

S.F. No. 1826: A bill for an act relating to counties; providing for elections to fill certain vacancies; amending Minnesota Statutes 1986, section 375.08.

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 375.08, is amended to read:

375.08 [BOARD TO FILL VACANCIES IN COUNTY OFFICES.]

When a vacancy occurs in the office of county auditor, county treasurer, county recorder, sheriff, county attorney, county surveyor, or coroner, the county board shall fill it by appointment. For that purpose it shall meet at the usual place of meeting, upon one day's notice from the chair or clerk, which shall be served personally upon each member in the same manner as a district court summons. The person appointed shall give the bond and take the oath required by law, and serve ~~the remainder of the term, and~~ until a successor is elected at a general election and qualifies. *A successor shall be elected for the unexpired term at the next general election, if county officers are not ordinarily elected then and the vacancy occurs more than eight weeks before the primary preceding the election. If a vacancy occurs later, the person appointed shall serve until a successor is elected for a regular term at the next general election for county officers. The person then elected for the regular term shall also serve the remainder of the unexpired term.* When a vacancy occurs in an office that has a chief deputy or first assistant, the chief deputy or first assistant may perform all the duties and functions of the office until it is filled by appointment by the county board.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective for appointments made after January 1, 1989."

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

Mr. Hughes from the Committee on Elections and Ethics, to which was referred

S.F. No. 2021: A bill for an act relating to elections; providing for accounting for certain contributions; suspending public subsidy expenditure limits under certain circumstances; amending Minnesota Statutes 1986, sections 10A.15, by adding a subdivision; and 10A.25, subdivision 10.

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

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

S.F. No. 1816: A bill for an act relating to probate; providing for adult health care decisions; imposing penalties; proposing coding for new law as Minnesota Statutes, chapter 145B.

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

Page 2, delete lines 21 to 25 and insert:

"Subd. 2. [REQUIREMENTS.] A declaration is effective only if it is signed by the declarant and two witnesses, a notary public, or a physician. If the"

Page 3, delete lines 1 to 6

Page 3, line 10, delete "*must*" and insert "*should*"

Page 3, line 23, delete everything after "*wishes*"

Page 3, line 24, delete everything before the period

Page 3, line 34, after "*the*" insert "*same*" and after "*right*" insert "*as you have*"

Page 6, line 14, before "*I*" insert "*To the best of my knowledge,*"

Page 6, line 27, delete "*to the extent*" and insert "*if*"

Page 6, line 28, before the period, insert "*of informed consent*"

Page 9, line 19, delete "*a misdemeanor*" and insert "*aggravated forgery under section 609.625, subdivision 1*"

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. 1897: A bill for an act relating to watershed districts; setting the limit on certain borrowing authority; amending Minnesota Statutes 1987 Supplement, section 112.43, subdivision 1.

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

Page 3, after line 25, insert:

"Sec. 2. Minnesota Statutes 1987 Supplement, section 112.65, subdivision 2, is amended to read:

Subd. 2. [CONSTRUCTION OR IMPROVEMENT.] Construction of new drainage systems or improvements of existing drainage systems in the district must be initiated by filing a petition with the managers. In all proceedings for the *construction or* improvement of ~~existing~~ drainage systems in the district, the managers shall conform to ~~section 112.49~~ *chapter 106A.*"

Amend the title as follows:

Page 1, line 4, delete "*section*" and insert "*sections*"

Page 1, line 5, after "*1*" insert "*; and 112.65, 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. 1742: A bill for an act relating to agriculture; clarifying a time-price offer; allowing a preceding former owner to convey the right to receive an offer to buy or lease previously owned agricultural land; restricting the sale or inducement of a sale of agricultural land by a preceding former owner accepting an offer for one year; providing penalties and liability for damages; restricting the period for a debtor to receive a copy of a forbearance policy; amending Minnesota Statutes 1987 Supplement, sections 500.24, subdivisions 6 and 7; and 583.24, subdivision 4.

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

Page 2, line 22, after the period, insert "*An equivalent cash offer is not required to be made if the state participates in an offer to a third party through the rural finance administration.*"

Page 4, line 32, delete "*conveyance*" and insert "*an express statement conveying the right*"

Page 5, delete lines 3 to 11 and insert:

"(1) An immediately preceding former owner may not sell agricultural land acquired by accepting an offer under this subdivision if the arrangement of the sale was negotiated or agreed to prior to the former owner accepting the offer under this subdivision. A person who sells property in violation of this paragraph is liable for treble damages plus court costs and attorney fees, to a person who is damaged by a sale in violation of this paragraph. There is a rebuttable presumption that a sale by an immediately preceding former owner is in violation of this paragraph if the sale takes place within 180 days of the former owner accepting the offer under this subdivision. This paragraph does not apply to a sale by an immediately preceding former owner to the owner's spouse, the owner's parents, or the owner's children."

Page 6, delete lines 23 to 26 and insert "**UNDERSTAND THAT NEGOTIATING OR AGREEING TO AN ARRANGEMENT TO SELL THE AGRICULTURAL LAND TO ANOTHER PERSON PRIOR TO ACCEPTING THIS OFFER IS A VIOLATION OF LAW AND I MAY BE LIABLE TO A PERSON DAMAGED BY THE SALE.**"

Page 8, line 17, reinstate the stricken language and delete the new language

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. 2129: A bill for an act relating to agriculture; renaming the department of agriculture to the department of agriculture and food; authorizing distinction of and expanded use of the Minnesota grown label; establishing certification of soil testing laboratories; requiring real dairy products to be offered where artificial dairy products are served; appropriating money; amending Minnesota Statutes 1986, section 17.01; Minnesota Statutes 1987 Supplement, section 17.102, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 17 and 32; repealing Minnesota Statutes 1986, section 17.013.

Reports the same back with the recommendation that the bill be amended

as follows:

Page 2, line 22, delete "up to five"

Page 3, after line 18, insert:

"(d) The commissioner may conduct check samples on laboratories that are not certified."

Page 3, delete lines 25 to 36 and insert:

"If a certified laboratory offers a recommendation, the University of Minnesota college of agriculture recommendation must be offered in addition to other recommendations, if any. If relative levels are presented to classify the analytical results, the corresponding relative levels based on the analysis as designated by the University of Minnesota college of agriculture must also be presented."

Page 4, delete lines 1 to 6

Renumber the subdivisions in sequence

Page 4, line 30, after "laboratories" insert "doing business"

Page 5, line 22, after "redeemable" insert "for food identified with a Minnesota grown logo or labeling statement"

Page 6, line 2, after "pesticides" insert "and nonchemical controls"

Page 6, line 4, delete "two" and insert "six"

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

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

S.F. No. 1900: A bill for an act relating to the metropolitan airports commission; setting the borrowing authority of the commission; amending Minnesota Statutes 1986, section 473.667, subdivision 2.

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

Mr. Schmitz from the Committee on Local and Urban Government, to which was referred

S.F. No. 1858: A bill for an act relating to local improvements; special assessments; authorizing towns to make certain improvements; amending Minnesota Statutes 1986, section 429.011, subdivision 2b.

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

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

H.F. No. 1277: A bill for an act relating to transportation; providing for state park road account funds to be used for lake access roads; amending Minnesota Statutes 1986, section 162.06, subdivision 5.

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

Page 1, line 24, delete "*notwithstanding any law to the contrary,*"

Page 2, line 26, delete "1987" and insert "1988"

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

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

S.F. No. 2137: A bill for an act relating to education; modifying certain requirements relating to school health services; amending Minnesota Statutes 1986, section 123.35, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 126; repealing Minnesota Statutes 1987 Supplement, sections 123.35, subdivision 16; and 126.201.

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

Page 1, delete lines 15 to 19

Page 1, line 20, delete "(c)" and insert "(b)"

Page 1, line 23, delete from "It" to page 1, line 25, " year."

Page 2, delete lines 2 to 5 and insert:

"(2) contract with a public or private health or health-related organization or another public agency for services during the regular school year, determined appropriate by the board, that are provided by personnel who are currently licensed under chapter 148 and who are certified public health nurses; or"

Page 2, line 14, delete "verbal" and insert "oral" and delete "A" and insert "An"

Page 2, line 15, delete "verbal" and insert "oral"

Page 2, line 16, delete "a verbal" and insert "an oral"

Page 2, line 29, delete "or"

Page 2, delete lines 30 to 32 and insert:

"(6) that are used in connection with athletics or extra curricular activities;

(7) that are used in connection with activities that occur before or after the regular school day; or

(8) that are provided or administered by a public health agency in order to prevent or control an illness or a disease outbreak as provided for in sections 144.05 and 144.12."

Page 3, lines 13 and 16, delete "123.35, subdivision 17" and insert "I"

Page 3, delete lines 25 to 29 and insert:

"Minnesota Statutes 1987 Supplement, section 126.201, is repealed the day following final enactment. Minnesota Statutes 1987 Supplement, section 123.35, subdivision 16, is repealed August 1, 1988."

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1731: A bill for an act relating to the environment; designating the Willard Munger Trail; amending Minnesota Statutes 1986, section 85.015, subdivision 11.

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

Page 1, delete section 2

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1701: A bill for an act relating to natural resources; designating the fossil of the *castoroides ohioensis* as the state fossil; proposing coding for new law in Minnesota Statutes, chapter 1.

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

Page 1, line 9, after the second "*the*" insert "*giant beaver*,"

Page 1, line 10, after "*ohioensis*" insert a comma

Amend the title as follows:

Page 1, line 3, after the first "*the*" insert "*giant beaver*," and after "*ohioensis*" insert a comma

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1698: A bill for an act relating to watercraft; requiring lifesaving devices in duck boats; amending Minnesota Statutes 1986, section 361.141, subdivision 1.

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 361.141, subdivision 1, is amended to read:

Subdivision 1. [PERSONAL FLOTATION OR LIFESAVING DEVICES.] Watercraft *and duck boats* using the waters of this state shall be equipped with the number and type of personal flotation or lifesaving devices prescribed by the commissioner. The commissioner shall not require sailboards to be equipped with personal flotation or lifesaving devices. Nor shall the commissioner require persons on sailboards to wear those devices or have them readily available."

Amend the title as follows:

Page 1, line 4, delete "subdivison" and insert "subdivision"

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1691: A bill for an act relating to natural resources; allowing aeration of public waters without public access or public riparian landowners without a permit; requiring the aeration to be posted; amending Minnesota Statutes 1986, section 378.22, by adding a subdivision; and Minnesota Statutes 1987 Supplement, section 378.22, subdivision 2.

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

Page 2, delete lines 1 to 7 and insert "*Notwithstanding section 105.42, a riparian landowner may aerate public waters without a permit if the public waters do not have a public access and the person aerating the public waters owns all of the riparian land or all of the possessory rights to the riparian lands.*

(b) The provisions of this section do not apply to the aeration under this subdivision except the public waters must be posted as provided under subdivision 2, paragraphs (a) and (c)."

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 890: A bill for an act relating to wild animals; use of dogs in taking bear; amending Minnesota Statutes 1986, section 97B.205.

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 97A.401, is amended by adding a subdivision to read:

Subd. 8. [BEAR DOG PERMITS.] (a) The commissioner shall issue permits for a resident to take bear with dogs.

(b) A resident may apply for a permit on a form prescribed by the commissioner that requires:

(1) the name of the applicant;

(2) the applicant's driver's license number;

(3) the bear hunting license number under which the applicant will be taking bear;

(4) up to ten dogs to be covered by the permit; and

(5) documentation that each dog to be covered under the permit is immunized and licensed.

(c) The permit is renewable annually and must state that the resident to whom the permit is issued may not run more than six dogs at one time.

(d) *The commissioner shall charge a \$10 fee for a permit for a resident to take bear with dogs.*

(e) *Permits may only be issued in 1988 and 1989.*

Sec. 2. Minnesota Statutes 1986, section 97B.011, is amended to read:
97B.011 [DOGS PURSUING BIG GAME.]

Except for dogs pursuing bear during the open season under a permit from the commissioner, or during a dog training season prescribed by the commissioner, a dog that is known to have killed or is observed wounding, killing, or pursuing in a manner that endangers big game may be killed by a peace officer or conservation officer, or, between January 1 and July 14, by any person. The officer or person is not liable for damages for killing the dog.

Sec. 3. Minnesota Statutes 1986, section 97B.205, is amended to read:
97B.205 [USE OF DOGS AND HORSES TO TAKE BIG GAME PROHIBITED.]

A person may not use a dog or horse to take big game, except dogs may be used to take bear during the open season for bear under section 4.

Sec. 4. [97B.427] [TAKING BEAR WITH DOGS.]

(a) *Except for the first week of bear season, a person with a permit from the commissioner may take bear with up to six dogs if the person with the permit has a license to take bear.*

(b) *The taking of bear with dogs is only allowed in 1988 and 1989."*

Delete the title and insert:

"A bill for an act relating to game and fish; experimental season allowing persons to take bears with dogs; requiring permit for persons to take bears with dogs; amending Minnesota Statutes 1986, sections 97A.401, by adding a subdivision; 97B.011; and 97B.205; proposing coding for new law in Minnesota Statutes, chapter 97B."

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

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1573: A bill for an act relating to game and fish; removing an age minimum from the law governing issuance of turkey licenses; amending Minnesota Statutes 1986, section 97A.435, subdivision 2.

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 97A.435, subdivision 2, is amended to read:

Subd. 2. [ELIGIBILITY.] Persons eligible for a turkey license shall be determined by this section and commissioner's order. A person is eligible for a turkey license only if the person is a resident and at least age 16 before the season opens or possesses a firearms safety certificate.

Sec. 2. Minnesota Statutes 1987 Supplement, section 97B.035, subdivision 1, is amended to read:

Subdivision 1. [HUNTING WITH BOWS RELEASED BY MECHANICAL DEVICES.] (a) A person may not hunt with a bow drawn, held, or released by a mechanical device, except with a disabled hunter permit issued under section 97B.315 or section 4 or as provided in paragraph (b).

(b) A person may use a mechanical device attached to the bowstring if the person's own strength draws, holds, and releases the bowstring.

Sec. 3. Minnesota Statutes 1987 Supplement, section 97B.315, is amended to read:

97B.315 [CROSSBOW PERMITS.]

The commissioner may issue a special permit, without a fee, to take deer with a crossbow to a person that is unable to hunt ~~in another manner by archery~~ because of a permanent physical disability. The disability, established by medical evidence, and the inability to hunt ~~in another manner by archery~~ must be verified in writing by a licensed physician. The person must obtain an archery deer license. The crossbow must:

- (1) be fired from the shoulder;
- (2) deliver at least 42 foot-pounds of energy at a distance of ten feet;
- (3) have a stock at least 30 inches long;
- (4) have a working safety; and
- (5) be used with arrows or bolts at least ten inches long with a broadhead.

Sec. 4. [97B.603] [CROSSBOW PERMITS.]

The commissioner may issue a special permit, without a fee, to take small game except waterfowl with a crossbow to a person that is unable to hunt by archery because of a permanent physical disability. The disability, established by medical evidence, and the inability to hunt in another manner must be verified in writing by a licensed physician. The person must obtain a small game license. The crossbow must:

- (1) be fired from the shoulder;*
- (2) deliver at least 42 foot-pounds of energy at a distance of ten feet;*
- (3) have a stock at least 30 inches long;*
- (4) have a working safety; and*
- (5) be used with arrows or bolts at least ten inches long with a broadhead.*

Sec. 5. [97B.723] [HUNTERS UNDER AGE 16.]

A person under age 16 must be accompanied by an adult to take turkeys.

Sec. 6. [EFFECTIVE DATE.]

Sections 2 to 5 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to game and fish; removing an age minimum from the law governing issuance of turkey licenses; allowing physically disabled persons to use a crossbow to take small game; amending Minnesota Statutes 1986, section 97A.435, subdivision 2; Minnesota Statutes 1987

Supplement, sections 97B.035, subdivision 1; 97B.315; proposing coding for new law in Minnesota Statutes, chapter 97B."

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. 1912: A bill for an act relating to health and human services; requiring the commissioner of health to implement an infant formula rebate system for the W.I.C. program; requiring written materials provided to clients under programs administered or supervised by the departments of human services, health, and jobs and training to be in plain language and readable at the seventh-grade level; establishing a local income assistance grant program to increase the use of food stamps by homeless individuals; appropriating money; amending Minnesota Statutes 1986, section 145.894; proposing coding for new law in Minnesota Statutes, chapters 144, 256, and 268.

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

Delete everything after the enacting clause and insert:

"Section 1. [CITATION.]

Sections 1 to 7 may be cited as the hunger reduction act of 1988.

Sec. 2. [144.054] [PLAIN LANGUAGE IN WRITTEN MATERIALS.]

(a) *To the extent feasible and consistent with the goal of providing easily understandable and readable materials, all written materials relating to determinations of eligibility for or amounts of benefits that will be given to applicants for or recipients of assistance under a program administered or supervised by the commissioner of health must be understandable to a person who reads at the seventh-grade level, using the Flesch scale analysis readability score as determined under section 72C.09.*

(b) *All written materials relating to determinations of eligibility for or amounts of benefits that will be given to applicants for or recipients of assistance under programs administered or supervised by the commissioner of health must satisfy the plain language requirements of the plain language contract act under sections 325G.29 to 325G.36. Materials may be submitted to the attorney general for review and certification. Notwithstanding section 325G.35, subdivision 1, the attorney general shall review submitted materials to determine whether they comply with the requirements of section 325G.31. The remedies available pursuant to sections 325G.33 to 325G.36 do not apply to these materials.*

(c) *The requirements of this section apply to all new materials developed by the commissioner on or after October 1, 1988, and to all materials distributed by the commissioner to recipients and applicants on and after July 1, 1991. The requirements of this section do not apply to materials that must be submitted to a federal agency for approval, to the extent that application of the requirements prevents federal approval.*

Sec. 3. Minnesota Statutes 1986, section 145.894, is amended to read:

145.894 [STATE COMMISSIONER OF HEALTH; DUTIES,

RESPONSIBILITIES.]

The commissioner of health shall:

(a) Develop a comprehensive state plan for the delivery of nutritional supplements to pregnant and lactating women, infants, and children;

(b) Contract with existing local public or private nonprofit organizations for the administration of the nutritional supplement program;

(c) Develop and implement a public education program promoting the provisions of sections 145.891 to 145.897, and provide for the delivery of individual and family nutrition education and counseling at project sites;

(d) Develop in cooperation with other agencies and vendors a uniform state voucher system for the delivery of nutritional supplements;

(e) *Authorize local health agencies to issue vouchers bimonthly to some or all eligible individuals served by the agency, provided the agency demonstrates that the federal minimum requirements for providing nutrition education will continue to be met and that the quality of nutrition education and health services provided by the agency will not be adversely impacted;*

(f) *Investigate and implement an infant formula cost reduction system that will reduce the cost of nutritional supplements so that by October 1, 1988, additional mothers and children will be served;*

(g) Develop, analyze and evaluate the health aspects of the nutritional supplement program and establish nutritional guidelines for the program;

(~~f~~) (h) Apply for, administer, and annually expend at least 99 percent of available federal or private funds;

(~~g~~) (i) Aggressively market services to eligible individuals by conducting ongoing outreach activities and by coordinating with and providing marketing materials and technical assistance to local human services and community service agencies and nonprofit service providers;

(~~h~~) (j) Determine, on July 1 of each year, the number of pregnant women participating in each special supplemental food program for women, infants, and children (W.I.C.) and, in 1986, 1987, and 1988, at the commissioner's discretion, designate a different food program deliverer if the current deliverer fails to increase the participation of pregnant women in the program by at least ten percent over the previous year's participation rate;

(~~i~~) (k) Promulgate all rules necessary to carry out the provisions of sections 145.891 to 145.897; and

(~~j~~) (l) Report to the legislature by November 15 of every year on the expenditures and activities under sections 145.891 to 145.897 of the state and local health agencies for the preceding fiscal year.

Sec. 4. [256.016] [PLAIN LANGUAGE IN WRITTEN MATERIALS.]

(a) *To the extent feasible and consistent with the goal of providing easily understandable and readable materials, all written materials relating to determinations of eligibility for or amounts of benefits that will be given to applicants for or recipients of assistance under a program administered or supervised by the commissioner of human services must be understandable to a person who reads at the seventh-grade level, using the Flesch scale analysis readability score as determined under section 72C.09.*

(b) *All written materials relating to determinations of eligibility for or*

amounts of benefits that will be given to applicants for or recipients of assistance under programs administered or supervised by the commissioner of human services must satisfy the plain language requirements of the plain language contract act under sections 325G.29 to 325G.36. Materials may be submitted to the attorney general for review and certification. Notwithstanding section 325G.35, subdivision 1, the attorney general shall review submitted materials to determine whether they comply with the requirements of section 325G.31. The remedies available pursuant to sections 325G.33 to 325G.36 do not apply to these materials.

(c) The requirements of this section apply to all new materials developed by the commissioner on or after October 1, 1988, and to all materials distributed by the commissioner to recipients and applicants on and after July 1, 1991. The requirements of this section do not apply to materials that must be submitted to a federal agency for approval, to the extent that application of the requirements prevents federal approval.

Sec. 5. [268.0124] [PLAIN LANGUAGE IN WRITTEN MATERIALS.]

(a) To the extent feasible and consistent with the goal of providing easily understandable and readable materials, all written materials relating to determinations of eligibility for or amounts of benefits that will be given to applicants for or recipients of assistance under a program administered or supervised by the commissioner of jobs and training must be understandable to a person who reads at the seventh-grade level, using the Flesch scale analysis readability score as determined under section 72C.09.

(b) All written materials relating to determinations of eligibility for or amounts of benefits that will be given to applicants for or recipients of assistance under programs administered or supervised by the commissioner of jobs and training must satisfy the plain language requirements of the plain language contract act under sections 325G.29 to 325G.36. Materials may be submitted to the attorney general for review and certification. Notwithstanding section 325G.35, subdivision 1, the attorney general shall review submitted materials to determine whether they comply with the requirements of section 325G.31. The remedies available pursuant to sections 325G.33 to 325G.36 do not apply to these materials.

(c) The requirements of this section apply to all new materials developed by the commissioner on or after October 1, 1988, and to all materials distributed by the commissioner to recipients and applicants on and after July 1, 1991. The requirements of this section do not apply to materials that must be submitted to a federal agency for approval, to the extent that application of the requirements prevents federal approval.

Sec. 6. [LOCAL INCOME ASSISTANCE FROM FEDERAL FOOD STAMPS.]

To the extent of available appropriations, the commissioner of human services shall contract with community outreach programs to encourage participation in the food stamp program of seniors, farmers, veterans, unemployed workers, low-income working heads of households, battered women residing in shelters, migrant workers, families with children, and other eligible individuals who are homeless. For purposes of this section, "homeless" means that the individual lacks a fixed and regular nighttime residence or has a primary nighttime residence that is:

(1) a publicly supervised or privately operated shelter, including a welfare hotel or congregate shelter, designed to provide temporary living

accommodations;

(2) an institution that provides a temporary residence for individuals who will be institutionalized;

(3) a temporary accommodation in the residence of another individual;
or

(4) a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings.

The commissioner shall seek federal money to equally match or supplement state money appropriated under section 7 for grants and contracts under this section. The commissioner shall convene an advisory committee to help establish criteria for awarding grants, to make recommendations regarding grant proposals, to assist in the development of training and educational materials, and to participate in the evaluation of grant programs. The grantees shall provide training for program workers, offer technical assistance, and prepare educational materials. Grantees must demonstrate that grants were used to increase participation in the food stamp program by creating new outreach activities, and not by replacing existing activities. No more than five percent of the appropriation for community outreach programs shall be used by the commissioner for the department's administrative costs. The rulemaking requirements of Minnesota Statutes, chapter 14, do not apply to the procedures used by the commissioner to request and evaluate grant proposals and to award grants and contracts under this section. Distribution of grant money appropriated during the 1988 legislative session must begin by October 1, 1988.

Sec. 7. [APPROPRIATIONS.]

(a) \$500,000 is appropriated from the general fund to the commissioner of health for the nutritional supplement program for women, infants, and children (W.I.C.), to be available until spent.

(b) \$250,000 is appropriated from the general fund to the commissioner of human services for the food stamp community outreach grant program established in section 6, to be available until spent.

Sec. 8. [REPEALER.]

Section 6 is repealed July 1, 1990."

Delete the title and insert:

"A bill for an act relating to health and human services; requiring the commissioner of health to implement an infant formula rebate system for the W.I.C. program; requiring written materials provided to clients under programs administered or supervised by the departments of human services, health, and jobs and training to be in plain language and readable at the seventh-grade level; establishing a local income assistance grant program to increase the use of food stamps by homeless individuals; appropriating money; amending Minnesota Statutes 1986, section 145.894; proposing coding for new law in Minnesota Statutes, chapters 144, 256, and 268."

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. 1869: A bill for an act relating to human services; refining the comprehensive mental health act; transferring an appropriation; amending Minnesota Statutes 1986, section 256E.12, subdivisions 1 and 2; Minnesota Statutes 1987 Supplement, sections 245.462, subdivisions 3, 4, 6, 17, 18, 19, 20, 21, 23, and 25; 245.465; 245.466, subdivisions 1, 2, and 5; 245.467, by adding subdivisions; 245.469, subdivision 2; 245.471, subdivisions 2 and 3; 245.475, subdivisions 1 and 2; 245.476, subdivision 1; 245.477; 245.478, subdivisions 1, 2, and 9; 245.479; 245.482, subdivision 2; 256B.02, subdivision 8; 256E.12, subdivision 3; and Laws 1987, chapter 403, article 2, section 34.

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

Page 1, after line 16, insert:

"Section 1. Minnesota Statutes 1987 Supplement, section 62A.152, subdivision 2, is amended to read:

Subd. 2. [MINIMUM BENEFITS.] All group policies and all group subscriber contracts providing benefits for mental or nervous disorder treatments in a hospital shall also provide coverage on the same basis as coverage for other benefits for at least 80 percent of the cost of the usual and customary charges of the first ten hours of treatment incurred over a 12-month benefit period, for mental or nervous disorder consultation, diagnosis and treatment services delivered while the insured person is not a bed patient in a hospital, and at least 75 percent of the cost of the usual and customary charges for any additional hours of treatment during the same 12-month benefit period for serious ~~and~~ or persistent mental or nervous disorders, if the services are furnished by (1) a licensed or accredited hospital, (2) a community mental health center or mental health clinic approved or licensed by the commissioner of human services or other authorized state agency, or (3) a licensed consulting psychologist licensed under the provisions of sections 148.87 to 148.98, or a psychiatrist licensed under chapter 147. Prior authorization from an accident and health insurance company, or a nonprofit health service corporation, shall be required for an extension of coverage beyond ten hours of treatment. This prior authorization must be based upon the severity of the disorder, the patient's risk of deterioration without ongoing treatment and maintenance, degree of functional impairment, and a concise treatment plan. Authorization for extended treatment may ~~not exceed~~ *be limited to* a maximum of 30 visit hours during any 12-month benefit period.

For purposes of this section, covered treatment for a minor shall include treatment for the family if family therapy is recommended by a provider listed above in item (1), (2) or (3).

For purposes of determining benefits under this section, "hours of treatment" means treatment rendered on an individual or single family basis. If treatment is rendered on a group basis, the hours of covered group treatment must be provided at a ratio of no less than two group treatment sessions to one individual treatment hour.

Sec. 2. Minnesota Statutes 1987 Supplement, section 62D.102, is amended to read:

62D.102 [MINIMUM BENEFITS.]

In addition to minimum requirements established in other sections, all group health maintenance contracts providing benefits for mental or nervous disorder treatments in a hospital shall also provide coverage for at least ten hours of treatment over a 12-month period with a copayment not to exceed the greater of \$10 or 20 percent of the applicable usual and customary charge for mental or nervous disorder consultation, diagnosis and treatment services delivered while the enrollee is not a bed patient in a hospital and at least 75 percent of the cost of the usual and customary charges for any additional hours of ambulatory mental health treatment during the same 12-month benefit period for serious ~~and~~ or persistent mental or nervous disorders.

Prior authorization may be required for an extension of coverage beyond ten hours of treatment. This prior authorization must be based upon the severity of the disorder, the patient's risk of deterioration without ongoing treatment and maintenance, degree of functional impairment, and a concise treatment plan. Authorization for extended treatment may ~~not exceed~~ *be limited to* a maximum of 30 visit hours during any 12-month benefit period.

For purposes of this section, covered treatment for a minor shall include treatment for the family if family therapy is recommended by a health maintenance organization provider.

For purposes of determining benefits under this section, "hours of treatment" means treatment rendered on an individual or single family basis. If treatment is rendered on a group basis, the hours of covered group treatment must be provided at a ratio of no less than two group treatment sessions to one individual treatment hour."

Page 2, lines 8 and 9, strike "at the mental health practitioner level," and insert "*with a bachelor's degree in one of the behavioral sciences or related fields from an accredited college or university and have at least 2,000 hours of supervised experience in the delivery of services to persons with mental illness, must be*"

Page 2, line 10, after "and" insert "*must be*"

Page 2, line 13, delete "*per*" and insert "*each*"

Page 2, line 14, after the period, insert "*Case managers with a bachelor's degree but without 2,000 hours of supervised experience in the delivery of services to persons with mental illness must complete 40 hours of training approved by the commissioner of human services in case management skills and in the characteristics and needs of persons with serious and persistent mental illness and must receive clinical supervision regarding individual service delivery from a mental health professional at least once each week until the requirement of 2,000 hours of supervised experience is met. Clinical supervision must be documented in the client record."*

Page 3, line 19, reinstate the second stricken "or"

Page 3, lines 23 to 29, delete the new language

Page 5, line 12; strike "sections 245.461 to 245.486" and insert "*case management and community support services*"

Page 5, lines 18 and 21, delete "or"

Page 5, line 22, after "person" insert a colon

Page 5, line 33, before the period, insert “; or

(4) the person has been committed by a court as a mentally ill person under chapter 253B”

Page 7, lines 13 to 17, reinstate the stricken language

Page 7, line 30, delete the comma

Page 8, line 23, strike “and”

Page 8, lines 24 and 25, reinstate the stricken language and delete the new language

Page 8, line 25, before the period, insert “; and

(9) case management in accordance with sections 245.462, subdivision 3; 245.471; and 245.475”

Page 9, line 15, after “of” insert “emergency services,”

Page 9, line 17, delete “or” and after the second comma, insert “or regional treatment center inpatient treatment”

Page 9, line 23, delete “clients” and insert “client”

Page 9, line 34, delete “infomation” and insert “information”

Page 9, line 35, delete “actively”

Page 9, line 36, delete “inclusion of” and insert “include”

Page 10, line 1, after “information” insert “can only be released with the client’s consent,”

Page 10, line 3, delete “attempts” and insert “attempt”

Page 10, line 10, after “are” insert “specifically”

Page 10, line 15, delete “Release of” and insert “A person who releases”

Page 10, line 16, delete “15 and 16” and insert “17 and 18” and after “than” insert “those”

Page 10, line 17, delete “use of” and insert “uses” and after “than” insert “those”

Page 10, line 18, delete “15 and 16” and insert “17 and 18” and delete “may result in civil or criminal liability” and insert “is civilly or criminally liable”

Page 10, line 19, after “under” insert “the standards in”

Page 11, line 1, delete “must” and insert “shall”

Page 11, line 4, after “county” insert “who request or consent to the services”

Page 11, line 6, strike “at a minimum qualify as a mental health practitioner” and insert “meet the requirements in section 245.462, subdivision 4”

Page 12, after line 34, insert:

“Sec. 23. Minnesota Statutes 1987 Supplement, section 245.472, subdivision 2, is amended to read:

Subd. 2. [SPECIFIC REQUIREMENTS.] Providers of residential services must be licensed under applicable rules adopted by the commissioner and must be clinically supervised by a mental health professional. *Persons employed in facilities licensed under Minnesota Rules, parts 9520.0500 to 9520.0690, in the capacity of program director as of July 1, 1987, in accordance with Minnesota Rules, parts 9520.0500 to 9520.0690, may be allowed to continue providing clinical supervision within a facility for a period of four years beginning July 1, 1987, provided they continue to be employed as a program director in a facility licensed under Minnesota Rules, parts 9520.0500 to 9520.0690.*"

Page 13, line 5, delete "*consents*" and insert "*requests services*"

Page 13, lines 5 and 20, delete "*14*" and insert "*17*"

Page 13, line 27, strike "By January 1, 1989" and insert "*No later than January 1, 1991*".

Page 13, line 28, reinstate the stricken "*shall*" and delete "*may*"

Page 15, line 4, delete "*shall*" and insert "*must*"

Page 17, line 3, reinstate the stricken "*ten*" and delete "*20*"

Page 25, line 8, after "*6*" insert a comma

Page 26, line 4, reinstate the stricken "*spend*" and delete the new language

Page 26, line 5, after "*services*" insert "*, according to generally accepted budgeting and accounting principles,*"

Page 26, after line 17, insert:

"Sec. 39. [EFFECTIVE DATE.]

Section 38 is effective the day following final enactment."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after "*sections*" insert "*62A.152, subdivision 2; 62D.102;*"

Page 1, line 10, after the first semicolon, insert "*245.472; subdivision 2;*"

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. 1988: A bill for an act relating to health; establishing a program to test infants for hemoglobinopathy; appropriating money; amending Minnesota Statutes 1986, section 144.125.

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

Page 1, line 15, strike "*such*"

Page 1, line 19, delete "*adminstered*" and insert "*administered*"

Page 1, line 25, strike "*such*" and insert "*the*"

Page 2, line 1, strike "*such*" in both places and insert "*the*" in both

places and strike "as may be"

Page 2, line 2, strike "state" and strike "The provisions"

Page 2, line 3, strike "of" and strike "shall" and insert "does" and strike "any" and insert "an"

Page 2, line 4, strike "thereto" and strike "such" and insert "the"

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. 1620: A bill for an act relating to human services; regulating payments for certain services for adults with mental retardation and related conditions; providing protection for the mentally retarded; providing for therapeutic work activities; negotiating medical assistance utilization review appeals; regulating child support; amending Minnesota Statutes 1986, section 246.56; Minnesota Statutes 1987 Supplement, sections 252.41, subdivision 7; 252.46, subdivisions 1, 2, 3, 4, 5, and 12; 252.47; 252A.111, subdivision 6; 254B.05, subdivision 1; 254B.09, subdivision 5; 256B.04, subdivision 15; and 518.64, subdivision 2.

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

Page 2, line 24, after "services" insert "*carried out by patients or residents. To the extent that a qualified direct care employee of a regional treatment center is available, staff services required by the contract shall be provided by that direct care employee*"

Page 7, lines 17 and 18, delete the new language and insert "*unless the commissioner determines the filming to be in the best interests of the ward. The commissioner may give written consent for filming of the ward after permitting and encouraging input by the nearest relative of the ward*"

Page 8, line 7, before "by" insert "*by the commissioner or*"

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. 1970: A bill for an act relating to human services; exempting Indian health service facilities from rate establishment; requiring rate establishment for out-of-state hospitals; amending Minnesota Statutes 1987 Supplement, section 256.969, subdivision 3.

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

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

S.F. No. 1391: A bill for an act relating to children; establishing a program of cultural opportunities for kids; requiring certain nonprofit organizations

to admit low-income families to events at reduced prices; amending Minnesota Statutes 1986, sections 290A.07, by adding a subdivision; 297A.25, subdivision 24; and proposing coding for new law in Minnesota Statutes, chapter 268.

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

Delete everything after the enacting clause and insert:

"Section 1. [37.235] [REDUCED ADMISSIONS.]

The society shall allow families qualified for reduced admission under section 4 to be admitted to the fairgrounds during the annual fair by paying one-half of the fees they would otherwise be charged.

Sec. 2. Minnesota Statutes 1987 Supplement, section 85.052, subdivision 3, is amended to read:

Subd. 3. [FEE FOR CERTAIN PARKING AND CAMPSITE USE.] (a)

An individual using spaces in state parks under subdivision 1, clause (2), shall be charged daily rates determined and set by the commissioner in a manner and amount consistent with the type of facility provided for the accommodation of guests in a particular park and with similar facilities offered for tourist camping and similar use in the area.

(b) *The fee for special parking spurs, campgrounds for automobiles, sites for tent camping, and special auto trailer parking spaces is one-half of the fee set in paragraph (a) for families qualified for reduced admission under section 4.*

(c) The fee for special parking spurs, campgrounds for automobiles, sites for tent camping, and special auto trailer coach parking spaces is one-half of the fee set in paragraph (a) on Sunday through Thursday of each week for:

(1) an individual age 65 or over who is a resident of the state and who furnishes satisfactory proof of age and residence;

(2) a physically handicapped person with a motor vehicle that has special plates issued under section 168.021, subdivision 1; or

(3) a physically handicapped person who possesses a certificate issued under section 169.345, subdivision 3.

Sec. 3. Minnesota Statutes 1986, section 85A.02, subdivision 17, is amended to read:

Subd. 17. [ADDITIONAL POWERS.] The board may establish a schedule of charges for admission to or the use of the Minnesota zoological garden or any related facility. *The schedule must allow families qualified for reduced admission under section 4 to be admitted at any time by paying one-half the fees they would otherwise be charged under this section.* The board shall have a policy encouraging the admission of elementary school children at no charge when part of an organized school activity. The board may provide for the purchase, reproduction, and sale of gifts, souvenirs, publications, informational materials, food and beverages, and grant concessions for the sale of these items.

Sec. 4. [268.56] [CULTURAL OPPORTUNITIES FOR FAMILIES.]

Subdivision 1. [PROGRAM ESTABLISHED.] The commissioner shall

establish cultural opportunities for families, a program to provide low-income families with access to cultural and recreational events. The program allows families qualified for reduced admission to attend cultural and recreational events at a reduced admission cost. Reduced admissions must be available in a manner that preserves the dignity of the participating family.

Subd. 2. [DEFINITIONS.] For purposes of this section, the following words have the meanings given:

(a) "Cultural and recreational events" means events sponsored by or admission to the premises of a participating public or tax-exempt organization.

(b) "Eligible family" means a family as defined in the child care sliding fee program with at least one child under the age of 13 whose household income meets the guidelines of the low-income energy assistance program.

(c) "Family qualified for reduced admission" means at least one child under age 13 who presents a cultural opportunity coupon and who is accompanied by one or both parents, an adult relative, or other adult who regularly takes part in the life of the child.

(d) "Participating public organization" means an entity required by law to offer reduced admission to families with cultural opportunity coupons.

(e) "Participating tax-exempt organization" means an association, corporation or other group of persons that qualifies for exemption from payment of sales tax under section 297A.25, subdivision 24, and elects to participate in the cultural opportunities for families program.

(f) "Reduced admission cost" means a reduction of at least 50 percent in the cost of admission to the premises or event.

Subd. 3. [DUTIES OF COMMISSIONER.] The commissioner shall:

(1) administer the cultural opportunities for families program through the low-income energy assistance program;

(2) distribute to each agency that administers the low-income energy assistance program books of coupons allowing reduced admission to cultural and recreational events. Each coupon book must contain six coupons valid for one year. Each coupon must admit a family qualified for reduced admission to cultural or recreational events;

(3) develop a reporting form to be used by participating public and tax-exempt organizations in reporting use of cultural opportunity coupons;

(4) collect, summarize, and distribute data from the reporting forms; and

(5) prepare and submit to the legislature by January 1, 1990, a report showing use of the cultural opportunities for families program.

Subd. 4. [DUTIES OF AGENCY.] Agencies that administer the low-income energy assistance program must:

(1) publicize to clients the availability of cultural opportunity coupons;

(2) advertise the cultural opportunities for families program in places accessible to clients;

(3) distribute cultural opportunity coupons to eligible families; and

(4) inform and solicit the participation of organizations in their communities that offer cultural and recreational events.

Subd. 5. [DUTIES OF PARTICIPATING ORGANIZATIONS.] The duties of a participating organization are:

(1) to develop and implement a program for reducing the cost and increasing the accessibility of admission to the premises or events for families qualified for reduced admission; and

(2) to report annually to the commissioner on the organization's receipt of cultural opportunity coupons and the specific terms of their use.

Sec. 5. [APPROPRIATION.]

\$ is appropriated from the general fund to the commissioner of jobs and training for the purposes of section 4."

Delete the title and insert:

"A bill for an act relating to children; providing reduced fees and admissions for low-income families; establishing a program of cultural opportunities for families; requiring certain public and tax-exempt organizations to admit low-income families at reduced prices; appropriating money; amending Minnesota Statutes 1986, section 85A.02, subdivision 17; Minnesota Statutes 1987 Supplement, section 85.052, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 37 and 268."

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

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

S.F. No. 1911: A bill for an act relating to education; modifying provisions related to general education revenue and foundation revenue; correcting erroneous and obsolete references and text; providing instructions to the revisor; making miscellaneous corrections to statutes and other laws; amending Minnesota Statutes 1986, sections 3.866; 120.17, subdivisions 6 and 7; 120.181; 120.80, subdivision 1; 121.151; 121.904, subdivision 5; 121.931, subdivision 5; 122.45, subdivision 3a; 122.531, subdivisions 1 and 6; 123.32, subdivision 29; 123.3514, subdivision 6; 123.933, subdivision 3; 124.15, subdivisions 5 and 6; 124.18, subdivision 2; 124.19, subdivisions 1, 3, and 6; 124.214, subdivision 2; 124.274, subdivision 1; 124.32, subdivisions 4 and 6; 124A.02, subdivision 21; 124A.03, subdivision 2; 124A.034, subdivisions 1 and 1b; 124A.035, subdivisions 2 and 4; 124A.036, subdivisions 1 and 2; 126.70, subdivision 2; 129B.40, subdivision 1; 273.138, subdivision 6; 275.125, subdivision 1; 275.128; 298.39; and 475.61, subdivision 4; Minnesota Statutes 1987 Supplement, sections 120.17, subdivisions 5a and 7a; 121.912, subdivision 1; 123.3515, subdivision 9; 124.01, subdivision 1; 124.14, subdivision 7; 124.155, subdivision 2; 124.17, subdivisions 1 and 1b; 124.195, subdivisions 8 and 9; 124.214, subdivision 3; 124.217, subdivision 1; 124.223; 124.225, subdivisions 1 and 4b; 124.245, subdivision 3b; 124.271, subdivision 7; 124.2711, subdivision 1; 124.32, subdivisions 1c, 1d, and 5; 124A.02, subdivisions 8 and 16; 124A.032; 124A.035, subdivision 5; 124A.22, subdivision 1, and by adding subdivisions; 124A.23, subdivisions 2, 3, 4, and by adding a subdivision; 124A.24; 124A.26, subdivision 2; 124A.27, subdivisions 7 and 10; 124A.30; 126.23; 126.661, subdivision 1; 126.666, subdivision 1; 126.70, subdivision 2a; 129B.39; 129B.55, subdivision 2; 136D.27; 136D.74, subdivision 2; 136D.87; 275.125, subdivisions 5e, 6e, 8c, 9, 9b, and 15; and 298.28, subdivision

4; Laws 1987, chapter 398, article 1, section 25, subdivision 3; article 1, section 26, subdivision 2; article 7, section 40, subdivision 4; article 8, section 39, subdivision 2; and article 8, section 44, subdivision 5; repealing Minnesota Statutes 1986, sections 121.904, subdivision 7; 122.531, subdivision 8; 124.245, subdivision 4; and 124A.031, subdivision 3; Minnesota Statutes 1987 Supplement, sections 121.904, subdivision 11b; 124A.02, subdivision 5a; 124A.03, subdivision 3a; and 124A.25.

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

Page 20, line 36, delete "*last*" and insert "*previous*"

Page 22, after line 5, insert:

"Sec. 27. Minnesota Statutes 1986, section 124.18, is amended by adding a subdivision to read:

Subd. 3. [TUITION AS AGREED.] Notwithstanding subdivision 2, a resident district may pay a nonresident district the amount for tuition that is agreed upon by the districts."

Pages 24 to 28, delete sections 32 and 33

Page 48, lines 11 and 15, delete "*must*" and insert "*may*"

Page 51, after line 2, insert:

"Sec. 75. Minnesota Statutes 1987 Supplement, section 129B.11, subdivision 1, is amended to read:

Subdivision 1. [PLANS; GRANT AWARDS.] The state board of education, ~~with the advice of the state curriculum advisory committee and the advisory committee on technology in education for projects involving technology,~~ shall make grants to groups of school districts to implement plans to improve education. *The board shall consult with the state curriculum advisory committee and other appropriate groups.* The board may award grants to groups of districts which submit plans that include at least the following:

(1) program and curriculum changes which provide more learning opportunities for students;

(2) demonstration of a local commitment to the plan and, in the case of plans utilizing technology, local financial support including public and private partnerships;

(3) involvement of school district teaching staff in development of the plan;

(4) demonstration that the plan is consistent with school district goals established under section 126.666; and

(5) the structural criteria established in subdivision 2.

The board may establish additional criteria and shall establish time lines and the grant application procedure for making grants."

Page 69, after line 9, insert:

"Sec. 103. [EFFECTIVE DATES.]

Sections 8, 35, 36, 40, 61, 62, 63, 66, 84, 86, 90, 95, and 99 are effective the day following final enactment. The remaining sections are

effective July 1, 1988."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 13, after "2" insert ", and by adding a subdivision"

Page 1, line 14, delete everything after the semicolon

Page 1, line 15, delete "2;"

Page 1, line 27, delete "124.214, subdivision 3;"

Page 1, line 37, after "2a;" insert "129B.11, subdivision 1;"

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

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

S.F. No. 1662: A bill for an act relating to natural resources; defining state forest management roads; providing for the establishment, construction, administration, and maintenance of state forest management roads; dedicating a portion of gasoline and special fuels taxes to use on state forest roads; amending Minnesota Statutes 1986, sections 89.001, by adding a subdivision; 89.19; and 296.421, by adding a subdivision; Minnesota Statutes 1987 Supplement, section 296.16, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 89.

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 89.001, is amended by adding a subdivision to read:

Subd. 14. "State forest management road" means a road constructed, acquired, maintained, or administered by the commissioner for the purpose of carrying out forest resource management policy as set forth in section 89.002.

Sec. 2. Minnesota Statutes 1986, section 89.19, is amended to read:

89.19 [RULES.]

~~The commissioner shall have power to may prescribe such rules governing the use of state forest lands under the authority of the commissioner and state forest management roads, or any part parts thereof, by the public or and governing the exercising exercise by holders of leases or permits upon state on forest lands and state forest management roads of all their rights under such the leases or permits as may be necessary to carry out the purposes of this chapter.~~

Sec. 3. [89.29] [STATE FOREST ROAD ACCOUNT.]

Subdivision 1. [ACCOUNT CREATED.] There is created in the state treasury a state forest road account, consisting of funds credited under section 7. Funds credited to the state forest road account are appropriated to the commissioner and remain available until expended.

Subd. 2. [EXPENDITURE.] Money in the state forest road account may be appropriated by law only for:

(1) acquisition, development, maintenance, and administration of state forest management roads under the jurisdiction of the commissioner of natural resources; and

(2) the commissioner's share of the cost of cooperative maintenance agreements made with other providers of forest roads.

Sec. 4. [89.30] [FOREST MANAGEMENT ROADS.]

Subdivision 1. [DEDICATION, INVENTORY, RECORDING.] Forest roads, bridges, and other improvements in existence on July 1, 1988, and administered under section 89.002, subdivision 3, are hereby dedicated as state forest management roads to the width of the actual use including ditches, backslopes, fills, and maintained right-of-way, unless otherwise specified in a prior easement of record. The commissioner may undedicate all or part of a state forest management road that is not needed to carry out forest resource management policy. The commissioner shall maintain and keep current an inventory listing and describing roads in which the state claims a right or property interest for state forest management road purposes. The commissioner may file for record with a county recorder or registrar of titles appropriate documents setting forth the state's interest in all or part of any state forest management road.

Subd. 2. [RIGHT-OF-WAY.] After July 1, 1988, additional rights-of-way and easements, including easements needed for drainage or slopes, may be acquired by the commissioner by purchase or gift and by condemnation for safety and/or environmental protection on existing roads and to provide access to tracts of public land larger than 1,000 acres having no access, following a public meeting in the area affected. Rights-of-way and easements shall be dedicated as state forest management roads when needed for construction, maintenance, or safety of roads.

Subd. 3. [CONSTRUCTION; MAINTENANCE.] The commissioner shall develop specifications for the design and construction of state forest management roads and shall establish maintenance schedules for forest roads consistent with their intended use.

Subd. 4. [RULES.] In promulgating rules relating to the use of state forest management roads, the commissioner may incorporate into the rules, by reference, traffic regulations contained in chapter 169.

Subd. 5. [POSTING OF MINIMUM-MAINTENANCE FOREST MANAGEMENT ROADS.] The commissioner may designate a state forest management road as a minimum-maintenance forest management road to be maintained at a level consistent with the intended use. Designation of a state forest management road as a minimum-maintenance forest management road is effective on the posting of signs, at entry points to the road and at regular intervals along the road, to the effect that the road is a minimum-maintenance forest management road and that the user travels on the road at the user's risk. Posting of the signs is prima facie evidence that adequate notice of minimum-maintenance status has been given to the public.

Subd. 6. [LIABILITY ON MINIMUM-MAINTENANCE FOREST MANAGEMENT ROADS.] The commissioner and employees of the department are not liable for any claim by a person arising on a forest management road that is not in a state forest to the same extent that they are not liable for claims that arise on roads within a state forest under the provisions of section 3.736, subdivision 3, clause (h).

Subd. 7. [CONVEYANCE OF UNNEEDED ROADS TO OTHER GOVERNMENTS.] When the commissioner undesignates a state forest management road and determines that the road is no longer needed for any state purpose, the commissioner may convey, in the manner provided in section 84.63, the state interest in the road to the United States, the state of Minnesota or any of its subdivisions, whether or not the road is on state land.

Subd. 8. [COMMISSIONER NOT A ROAD AUTHORITY UNDER HIGHWAY LAWS.] Except as otherwise provided, the commissioner is not a road authority under chapters 160 to 168, and chapters 160 to 168 do not apply to forest management roads unless specifically made applicable by law or rule promulgated in accordance with law.

Sec. 5. [89.305] [COUNTY MANAGEMENT ACCESS ROAD ACCOUNT.]

Counties may receive payments for constructing, reconstructing, and maintaining county forest access roads from funds made available through unrefunded tax paid on gasoline and special fuels used to operate vehicles on county forest roads. Counties having county forest access roads may also use these payments to study, determine, and inventory by December 31, 1989, these roads and their use by logging trucks, recreational vehicles, and other users. This amount is \$275,000 and must be paid in equal installments into the state treasury on September 30 and March 31, following each six-month period from the account established pursuant to section 7, is appropriated to the commissioner, and must be credited to a special county account administered by the commissioner, to be known as the county management access road account, and made available in the form of annual payments to counties managing forest lands administered through a county land department under the jurisdiction of a land commissioner appointed under section 282.13. These payments must be made available in the form of annual payments by January 1 of each year through the commissioner and in proportion to each county's ownership of commercial forest lands, for purposes of constructing, reconstructing, acquiring, and maintaining county management access roads, including the acquisition of rights-of-way or easements as may be needed.

Sec. 6. Minnesota Statutes 1986, section 296.16, is amended by adding a subdivision to read:

Subd. 1a. [INTENT; FOREST ROADS.] \$675,000 of the total revenue derived from the gasoline fuel tax on all gasoline and special fuel received in, produced, or brought into this state, except gasoline and special fuel used for aviation purposes, is derived from the operation of motor vehicles on state forest roads and county forest roads, and of this sum, \$400,000 is derived from motor vehicles operated on state forest roads and \$275,000 is derived from motor vehicles operated on county forest roads in this state.

Sec. 7. Minnesota Statutes 1986, section 296.421, is amended by adding a subdivision to read:

Subd. 8. [COMPUTATION AND DISTRIBUTION OF UNREFUNDED TAXES FOR FOREST ROADS.] The amount of unrefunded tax paid on gasoline and special fuel used to operate motor vehicles on forest roads, except gasoline and special fuel used for aviation purposes, is \$675,000 and must be paid in equal installments into the state treasury on September 1, 1988, and April 1, 1989, and \$400,000 is credited to the state forest

road account and \$275,000 is credited to the county management access road account.

Sec. 8. Laws 1987, chapter 404, section 22, subdivision 4, is amended to read:

Subd. 4. Forest Management

\$20,616,500 \$20,780,500

Summary by Fund

General	\$14,839,300	\$15,003,200
Con. Con.	\$ 250,000	\$ 250,000
Forest Management	\$ 5,527,200	\$ 5,527,300

The divisions of forestry and fish and wildlife must coordinate the harvesting of trees in order to ensure optimum wildlife habitat benefits and water quality of adjacent streams or lakes.

\$750,000 the first year and \$750,000 the second year are for emergency fire fighting and are not subject to transfer. If the appropriation for either year is insufficient, the appropriation for the other year is available for it. The unencumbered balance of any other appropriation from the general fund to the commissioner of natural resources remaining in the first year must not be canceled but must be transferred and added to this appropriation for the second year. No more than \$400,000 the first year and \$410,000 the second year are available for suppression costs.

Up to \$120,000 per year from the general fund under Minnesota Statutes, section 89.04 may be used for grants to the soil and water conservation board for cost-sharing with landowners in the state forest improvement program.

\$500,000 the first year and \$500,000 the second year are for grants to counties or groups of counties for county forestry assistance programs.

The commissioners of natural resources, revenue, and transportation shall jointly study and determine the amount of unrefunded gas tax attributable to forest logging trucks and recreational vehicles that use forest roads and other uses of forest roads under the authority of the commissioner. Their findings and determinations must be reported to the chairs of the house appropriations and senate finance committees by December 1, 1988, along with proposed changes to Minnesota Statutes, section 296.421, that reflect their determinations.

Sec. 9. [STUDY AND REPORT TO LEGISLATURE.]

The commissioner of transportation shall study and determine the percentage of total revenue received from the gasoline and special fuel tax that is derived from gasoline and special fuel for the operation of motor vehicles on state forest roads and county forest roads from May 1, 1988, to April 30, 1989. The commissioner shall report the results of this study by December 31, 1989, to the transportation committees of the senate and

house of representatives.

Sec. 10. [REPEALER.]

Sections 6 and 7 are repealed.

Séc. 11. [EFFECTIVE DATE.]

Sections 1 to 7 are effective July 1, 1988. Sections 8 and 9 are effective the day following final enactment. Section 10 is effective August 31, 1989."

Amend the title as follows:

Page 1, line 8, before "and" insert "296.16, by adding a subdivision;"

Page 1, line 9, delete "Minnesota Statutes"

Page 1, delete line 10 and insert "Laws 1987, chapter 404, section 22, subdivision 4;"

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

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

H.F. No. 1790 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.
1790	1768				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1790 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1790 and insert the language after the enacting clause of S.F. No. 1768, the first engrossment; further, delete the title of H.F. No. 1790 and insert the title of S.F. No. 1768, the first engrossment.

And when so amended H.F. No. 1790 will be identical to S.F. No. 1768, and further recommends that H.F. No. 1790 be given its second reading and substituted for S.F. No. 1768, 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. 1867 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its 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.
		1867	1699		

and that the above 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. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 308: A bill for an act relating to animals; providing for the return of lost animals to their owners; prohibiting transfer of certain dogs and cats for use in research; providing a penalty; amending Minnesota Statutes 1986, section 35.71.

Reports the same back with the recommendation that the report from the Committee on General Legislation and Public Gaming, shown in the Journal for February 29, 1988, be amended to read:

"the bill be amended 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. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 1595: A bill for an act relating to state agencies; returning the control of the Minnesota veterans home to the department of veterans affairs.

Reports the same back with the recommendation that the report from the Committee on Veterans, shown in the Journal for February 29, 1988, be amended to read:

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35:

S.F. Nos. 1974 and 1955 reports the same back with the recommendation that the bills be re-referred as follows:

S.F. Nos. 1974 and 1955 to the Committee on Environment and Natural Resources.

Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 1814: A bill for an act relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law as Minnesota Statutes, chapter 480B.

Reports the same back with the recommendation that the report from the Committee on Judiciary, shown in the Journal for February 22, 1988, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 1618: A bill for an act relating to armories; increasing the limit on bonded indebtedness; amending Minnesota Statutes 1986, section 193.143.

Reports the same back with the recommendation that the report from the Committee on Veterans, shown in the Journal for February 29, 1988, be amended to read:

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1936, 1780, 1826, 2021, 1816, 1897, 1742, 1900, 1858, 2137, 1731, 1701, 1698, 1691, 890, 1573, 1620, 1970, 1911 and 1814 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 1790 and 1867 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Wegscheid moved that the names of Messrs. Knaak, Merriam and Pogemiller be added as co-authors to S.F. No. 1553. The motion prevailed.

Mr. Vickerman moved that his name be stricken as a co-author to S.F. No. 1769. The motion prevailed.

Ms. Reichgott moved that the name of Mr. Cohen be added as a co-author to S.F. No. 1769. The motion prevailed.

Mr. Vickerman moved that the name of Mrs. Adkins be added as a co-author to S.F. No. 2330. The motion prevailed.

Mr. Lessard moved that his name be stricken as a co-author to S.F. No. 2333. The motion prevailed.

Mr. Langseth moved that the name of Mr. Bertram be added as a co-author to S.F. No. 2333. The motion prevailed.

Mr. Cohen moved that the name of Mr. Jude be added as a co-author to S.F. No. 2253. The motion prevailed.

Ms. Olson moved that the names of Messrs. Jude and Ramstad be added as co-authors to S.F. No. 2341. The motion prevailed.

Mr. Diessner moved that S.F. No. 1846 be withdrawn from the Committee on Elections and Ethics and returned to its author. The motion prevailed.

Mr. Davis moved that S.F. No. 2322 be withdrawn from the Committee on Education and re-referred to the Committee on Agriculture. The motion prevailed.

Mr. Bertram introduced—

Senate Resolution No. 115: A Senate resolution proclaiming April 9 as American Ex-Prisoner of War Recognition Day in Minnesota.

Referred to the Committee on Rules and Administration.

Mr. Merriam moved that H.F. No. 1858 be withdrawn from the Committee on Environment and Natural Resources and re-referred to the Committee on Rules and Administration for comparison with S.F. No. 1731, now on General Orders. The motion prevailed.

Mrs. Adkins moved that H.F. No. 1850 be withdrawn from the Committee on Local and Urban Government and re-referred to the Committee on Rules and Administration for comparison with S.F. No. 1858, now on General Orders. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Bertram introduced—

S.F. No. 2343: A bill for an act relating to agriculture; requiring a study of the University of Minnesota's agricultural extension service and department of agriculture and applied economics; appropriating money.

Referred to the Committee on Agriculture.

Messrs. Beckman, Morse and Vickerman introduced—

S.F. No. 2344: A bill for an act relating to highways; designating I-90 as AMVETS memorial highway; amending Minnesota Statutes 1986, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation.

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

S.F. No. 2345: A bill for an act relating to agriculture; changing and clarifying the small business development loan portion of the agricultural resource loan guarantee program; amending Minnesota Statutes 1987 Supplement, sections 41A.02, subdivision 16; and 41A.036, by adding subdivisions.

Referred to the Committee on Economic Development and Housing.

Mr. Laidig introduced—

S.F. No. 2346: A bill for an act relating to commerce; regulating real estate appraisers; creating the real estate appraiser advisory and review board; providing for membership, compensation, powers, and duties; providing licensing and education requirements; regulating the renewal, suspension, and revocation of licenses; providing fees; providing penalties; proposing coding for new law as Minnesota Statutes, chapter 82B.

Referred to the Committee on Commerce.

Mr. Solon introduced—

S.F. No. 2347: A bill for an act relating to commerce; regulating franchises; modifying the definition of franchise to include certain royalty or residuals agreements; amending Minnesota Statutes 1986, section 80C.01, subdivision 4.

Referred to the Committee on Commerce.

Messrs. Wegscheid and Knutson introduced—

S.F. No. 2348: A bill for an act relating to health; providing for a temporary license for freestanding 24-hour emergency medical centers until permanent rules are adopted.

Referred to the Committee on Health and Human Services.

Mr. Cohen introduced—

S.F. No. 2349: A bill for an act relating to appropriations; appropriating matching funds to the Minnesota motion picture board.

Referred to the Committee on Finance.

Mr. Ramstad, Mrs. McQuaid and Ms. Olson introduced—

S.F. No. 2350: A bill for an act relating to the city of Minnetonka; excluding volunteer firefighters from membership in the public employees police and fire fund.

Referred to the Committee on Governmental Operations.

Mr. Bernhagen introduced—

S.F. No. 2351: A bill for an act relating to real property; providing for 40-year limitation on action based on an option to repurchase or other restrictions on a surface estate; amending Minnesota Statutes 1986, section 541.023, subdivision 6.

Referred to the Committee on Judiciary.

Mr. Solon introduced—

S.F. No. 2352: A bill for an act relating to alcoholic beverages; defining importers as brewers in the beer wholesaling act; amending Minnesota Statutes 1986, section 325B.01, subdivision 4.

Referred to the Committee on Commerce.

Messrs. Vickerman; Beckman; Schmitz; Frederickson, D.J. and Decker introduced—

S.F. No. 2353: A bill for an act relating to taxation; property; classifying utility property as commercial-industrial; classifying certain personal property; amending Minnesota Statutes 1986, section 273.13, by adding a subdivision; and Minnesota Statutes 1987 Supplement, section 273.13, subdivision 24.

Referred to the Committee on Taxes and Tax Laws.

Mr. Stumpf introduced—

S.F. No. 2354: A bill for an act relating to agriculture; regulating sales of anhydrous ammonia; proposing coding for new law in Minnesota Statutes, chapter 239.

Referred to the Committee on Agriculture.

Mr. Belanger introduced—

S.F. No. 2355: A bill for an act relating to the city of Bloomington; authorizing the city to expend and loan public funds for flood mitigation measures to protect residential structures.

Referred to the Committee on Local and Urban Government.

Mr. Dahl introduced—

S.F. No. 2356: A bill for an act relating to corrections; insurance; prohibiting an insurer from excluding payments for services rendered or paid by a government or correctional facility; providing the department of corrections and county agencies subrogation rights under the terms of an inmate's insurance policy for medical services rendered to the inmate; amending Minnesota Statutes 1986, section 62A.044; proposing coding for new law in Minnesota Statutes, chapter 243.

Referred to the Committee on Commerce.

Mr. Novak introduced—

S.F. No. 2357: A bill for an act relating to liquor; authorizing the city of Blaine to issue an on-sale intoxicating liquor license to the city of Blaine.

Referred to the Committee on Commerce.

Mr. Purfeerst introduced—

S.F. No. 2358: A bill for an act relating to highways; naming and designating legislative trunk highway No. 299 as Olof Hanson Drive; amending Minnesota Statutes 1986, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation.

Messrs. Anderson, Decker, Frederick, Frank and Beckman introduced—

S.F. No. 2359: A bill for an act relating to taxation; changing the corporate alternative minimum tax; amending Minnesota Statutes 1987 Supplement,

section 290.092, subdivision 5; repealing Minnesota Statutes 1987 Supplement, section 290.092, subdivisions 1, 2, 3, and 4.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 2360: A bill for an act relating to retirement; authorizing optional Medicare coverage for certain pre-1986 public employees; providing for a special referendum; proposing coding for new law in Minnesota Statutes, chapter 355.

Referred to the Committee on Governmental Operations.

Messrs. Waldorf, Kroening, Marty and Mrs. Lantry introduced—

S.F. No. 2361: A bill for an act relating to capital improvements; providing funds for improvements at Como Park; authorizing sale of state bonds; appropriating money.

Referred to the Committee on Finance.

Mr. Beckman introduced—

S.F. No. 2362: A bill for an act relating to human services; authorizing counties to establish multidisciplinary chemical dependency prevention teams; authorizing the state planning agency to fund these teams in several counties on a demonstration basis; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 254A.

Referred to the Committee on Health and Human Services.

Mr. Samuelson introduced—

S.F. No. 2363: A bill for an act relating to civil actions; providing a sliding fee scale for contingent legal fees; proposing coding for new law in Minnesota Statutes, chapter 481.

Referred to the Committee on Judiciary.

Mr. Samuelson introduced—

S.F. No. 2364: A bill for an act relating to motor vehicles; providing that the \$10 flat tax in lieu of excise tax applies to all passenger automobiles ten or more years old; amending Minnesota Statutes 1986, section 297B.02, subdivision 2; repealing Minnesota Statutes 1986, section 297B.025.

Referred to the Committee on Transportation.

Mr. Purfeerst introduced—

S.F. No. 2365: A bill for an act relating to human services; planning for the Faribault regional center; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 246.

Referred to the Committee on Health and Human Services.

Mr. Langseth introduced—

S.F. No. 2366: A bill for an act relating to elections; clarifying prohibition against creating a precinct that lies in more than one legislative district; amending Minnesota Statutes 1987 Supplement, section 204B.14, subdivision 3.

Referred to the Committee on Elections and Ethics.

Mr. Stumpf introduced—

S.F. No. 2367: A bill for an act relating to natural resources; eliminating a diversion of game and fish license fee money; repealing Laws 1987, chapter 373, section 15.

Referred to the Committee on Environment and Natural Resources.

Mr. Chmielewski introduced—

S.F. No. 2368: A bill for an act relating to state lands; authorizing sale of certain tax-forfeited lands that border public water in Pine county.

Referred to the Committee on Environment and Natural Resources.

Mr. Johnson, D.J., by request, introduced—

S.F. No. 2369: A bill for an act relating to tax administration; recodifying and providing for the administration of certain taxes; imposing penalties; appropriating money; amending Minnesota Statutes 1986, sections 270.06; 270.07, subdivision 1; 270.65; 270.67, subdivision 2; 270.68, subdivisions 1 and 3; 270.69, subdivisions 3 and 7; 270.70, subdivisions 1, 2, and by adding a subdivision; 270.75, as amended; 290.05, subdivision 4; 290.37, subdivision 4; 290.391; 290.92, subdivision 6a; 290A.07, subdivisions 2a and 3; 291.09, subdivision 3a; 291.11, subdivision 1; 297A.03, subdivision 2; 297A.041; 297A.211, subdivision 3; and 297A.30; Minnesota Statutes 1987 Supplement, sections 290.39, subdivision 1; 290.48, subdivision 10; 290.92, subdivisions 6 and 24; 290A.06; 290A.19; 297A.18; and 297A.275; proposing coding for new law as Minnesota Statutes, chapters 270C and 289A; repealing Minnesota Statutes 1986, sections 270.07, subdivision 5; 270.08; 290.05, subdivision 5; 290.067, subdivision 5; 290.29, subdivisions 2 and 3; 290.41, subdivision 8; 290.47; 290.48, subdivisions 3, 4, 5, 7, and 8; 290.49; 290.50, as amended; 290.52; 290.521; 290.522; 290.523; 290.53, subdivisions 3, 5, 7, 8, 9, 10, and 11; 290.56, subdivisions 1 and 5; 290.57; 290.58; 290.59; 290.65; 290.93, subdivisions 9 and 11; 290.936; 290A.11, subdivisions 1, 1a, 3, and 4; 290A.111; 290A.112; 290A.12; 290A.15; 291.09, subdivisions 4a and 6; 291.131, subdivision 3; 291.15, subdivisions 1 and 3; 291.215, subdivisions 2 and 3; 291.31, subdivisions 1 and 2; 291.32; 297A.08; 297A.121; 297A.15, subdivision 3; 297A.20; 297A.27, subdivision 3; 297A.29; 297A.31; 297A.32; 297A.33, subdivisions 1, 2, 3, 4, and 5; 297A.34, subdivisions 1, 2, 3, 4, 5, 6, and 7; 297A.35; 297A.37; 297A.39, subdivisions 3, 5, 7, and 8; 297A.41; 297A.42; and 297A.44, subdivision 2; Minnesota Statutes 1987 Supplement, sections 270.10, subdivision 4; 270.651; 270.77; 290.46; 290.53, subdivisions 1, 1a, 2, 2a, 3a, and 4; 290.56, subdivisions 2, 3, and 4; 290.92, subdivisions 11, 13, 14, and 15; 290.923, subdivision 7; 290A.11, subdivision 2; 291.131, subdivisions 1, 2, 2a, and 4; and 297A.39, subdivisions 1, 2, 2a, and 4.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 2370: A bill for an act relating to local government; including certain parcels in a tax increment financing district located in the city of Virginia.

Referred to the Committee on Economic Development and Housing.

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

S.F. No. 2371: A bill for an act relating to agriculture; requiring a study on the feasibility of using ink with a soybean oil base for state printing.

Referred to the Committee on Agriculture.

Mr. Diessner, Mrs. Lantry and Mr. Samuelson introduced—

S.F. No. 2372: A bill for an act relating to crimes; gambling; authorizing persons to conduct gambling under certain circumstances; amending Minnesota Statutes 1986, sections 340A.410, subdivision 5; 349.31, by adding a subdivision; and 609.761; proposing coding for new law in Minnesota Statutes, chapter 349.

Referred to the Committee on General Legislation and Public Gaming.

Mr. Mehrkens, Ms. Olson, Messrs. Ramstad, Knaak and Knutson introduced—

S.F. No. 2373: A bill for an act relating to education; restoring the foundation aid program and certain categorial aid programs; providing for equity allowance; appropriating money; amending Minnesota Statutes 1986, section 124A.06, by adding a subdivision; Laws 1987, chapter 398, article 1, section 27, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1987 Supplement, sections 124A.22 to 124A.29.

Referred to the Committee on Education.

Mr. Johnson, D.E. introduced—

S.F. No. 2374: A bill for an act relating to health; creating exceptions to the nursing home moratorium; amending Minnesota Statutes 1987 Supplement, section 144A.071, subdivision 3.

Referred to the Committee on Health and Human Services.

Mr. Dahl introduced—

S.F. No. 2375: A bill for an act relating to taxation; allowing a political contribution credit; amending Minnesota Statutes 1986, sections 10A.32, subdivision 3b; and 290.06, by adding a subdivision.

Referred to the Committee on Elections and Ethics.

Mr. Bertram introduced—

S.F. No. 2376: A resolution memorializing the Congress of the United States to reinstate diesel fuel tax exemptions for farmers and other off-road users.

Referred to the Committee on Agriculture.

Mses. Reichgott, Berglin, Messrs. DeCramer and Pehler introduced—

S.F. No. 2377: A bill for an act relating to education; appropriating money for child care at community colleges.

Referred to the Committee on Finance.

Messrs. Pogemiller; Luther; Moe, R.D.; Johnson, D.J. and Novak introduced—

S.F. No. 2378: A bill for an act relating to campaign financing; providing that a portion of the proceeds of the state elections campaign checkoff be paid to political parties; requiring transfer of amounts designated for payment to a candidate who refuses public financing to that candidate's opponent; amending Minnesota Statutes 1986, section 10A.31, subdivision 5; repealing Minnesota Statutes 1986, section 10A.32, subdivision 3b.

Referred to the Committee on Elections and Ethics.

Messrs. Frank and Kroening introduced—

S.F. No. 2379: A bill for an act relating to workers' compensation; eliminating the statutory system of workers' compensation; restoring an employer's civil liability; creating a fund to compensate employees; appropriating money.

Referred to the Committee on Employment.

Mr. Schmitz introduced—

S.F. No. 2380: A bill for an act relating to the city of Chanhassen; extending certain tax increment financing.

Referred to the Committee on Economic Development and Housing.

Messrs. Schmitz, Purfeerst and Belanger introduced—

S.F. No. 2381: A bill for an act relating to Scott county; authorizing the issuance of general obligation or revenue bonds; amending Laws 1987, chapter 285, section 1, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Peterson, R.W. introduced—

S.F. No. 2382: A bill for an act relating to commerce; clarifying certain procedures and fees relating to the statewide uniform commercial code computerized filing system; amending Minnesota Statutes 1987 Supplement, sections 336.9-407; 336.9-411; and 336.9-413.

Referred to the Committee on Commerce.

Messrs. Novak, Dicklich and Gustafson introduced—

S.F. No. 2383: A bill for an act relating to utilities; enabling recovery from rate payers of utility operating expenses associated with economic development activities; requiring report to the legislature; amending Minnesota Statutes 1986, sections 216B.02, by adding subdivisions; 216B.16, subdivision 8, and by adding a subdivision.

Referred to the Committee on Public Utilities and Energy.

Mr. Schmitz introduced—

S.F. No. 2384: A bill for an act relating to trade practices; providing for payment to farm implement retailer by successor in interest of the manufacturer, wholesaler, or distributor who repurchases stock and inventory; amending Minnesota Statutes 1986, sections 325E.05; and 325E.06, subdivisions 1, 4, and 5, and by adding a subdivision.

Referred to the Committee on Commerce.

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

S.F. No. 2385: A bill for an act relating to taxation; making technical corrections and administrative changes to property taxes, local government aids, and levy limits; providing for supervision and discipline of assessors; amending Minnesota Statutes 1986, sections 270.075, subdivision 2; 270.41; 270.69, subdivision 3; 273.05, subdivision 1; 273.061, subdivision 2; 273.121; 273.124, subdivision 1; 273.40; 375.192, subdivision 1; 473.167, subdivision 3, and by adding a subdivision; 473.249, subdivision 1; 473.446, by adding a subdivision; 473.711, subdivision 2, and by adding a subdivision; and 477A.015; Minnesota Statutes 1987 Supplement, sections 124A.02, subdivision 3a; 273.1102, subdivision 2; 273.1195; 273.13, subdivisions 15a, 23, and 25; 273.1397, subdivision 2; 274.01, subdivision 1; 275.07, subdivision 1; 473.446, subdivision 1; and 475.53, subdivision 4; Laws 1987, chapter 268, article 6, section 54; proposing coding for new law in Minnesota Statutes, chapter 275; repealing Minnesota Statutes 1986, sections 272.64; 273.13, subdivision 7a; and 275.49.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kroening, Marty, Mrs. Adkins, Messrs. Freeman and Metzen introduced—

S.F. No. 2386: A bill for an act relating to metropolitan government; permitting the acquisition of certain open space property.

Referred to the Committee on Local and Urban Government.

Messrs. Dicklich; Johnson, D.J.; Kroening and Samuelson introduced—

S.F. No. 2387: A bill for an act relating to horseracing; allowing for the simulcasting of horse races under certain conditions; amending Minnesota Statutes 1986, section 240.13, by adding a subdivision.

Referred to the Committee on General Legislation and Public Gaming.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Monday, March 7, 1988. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate