

## EIGHTH DAY

St. Paul, Minnesota, Monday, January 30, 1989

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

Prayer was offered by the Chaplain, Rev. Phyllis Taylor.

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

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

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

Mr. Kroening was excused from the Session of today.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

June 23, 1988

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

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

Barbara Grove, HCR 2, Box 124, Emily, Crow Wing County, has been appointed by me, effective June 27, 1988, for a term expiring June 30,

1991.

Dorothy Meany, 1200 Nicollet Mall, Minneapolis, Hennepin County, has been appointed by me, effective June 27, 1988, for a term expiring June 30, 1991.

Raymond J. Joachim, Sr., 109 - 6th St. W., Jordan, Scott County, has been appointed by me, effective June 27, 1988, for a term expiring June 30, 1991.

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

January 19, 1989

The Honorable Jerome M. Hughes  
President of the Senate

Dear Sir:

The following appointment to the Tax Court is hereby respectfully submitted to the Senate for confirmation as required by law:

Earl Gustafson, 984 Ashland, St. Paul, Ramsey County, has been appointed by me, effective January 24, 1989, for a term expiring the first Monday in January, 1995.

(Referred to the Committee on Taxes and Tax Laws.)

Sincerely,  
Rudy Perpich, Governor

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 83.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned January 26, 1989

### REPORTS OF COMMITTEES

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

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

S.F. No. 25: A bill for an act relating to the legislature; correcting inaccurate references to senate committees; removing an obsolete reference to senate and house committees; amending Minnesota Statutes 1988, sections 97A.045, subdivision 8; 97A.065, subdivision 3; 116E.035; and 480.256.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

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

S.F. No. 1: A bill for an act relating to waste management; restoring powers and duties to the waste management board.

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

Mr. Moe, D.M. from the Committee on Governmental Operations, to which was referred

S.F. No. 105: A bill for an act relating to appropriations; requiring recommendations of the legislative advisory commission to be made at a meeting of the commission except in certain circumstances; amending Minnesota Statutes 1988, section 3.30, subdivisions 1 and 2.

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

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

S.F. No. 32: A bill for an act relating to crimes; trespass; recodifying the law on dangerous trespasses and misdemeanor trespasses; prescribing penalties; amending Minnesota Statutes 1988, sections 609.50; 609.55, subdivision 2, and by adding subdivisions; 609.576; 609.605; 609.85; 609.855, subdivisions 1 and 3; and 624.731, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 1988, section 609.60.

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

Page 1, after line 11, insert:

“Section 1. Minnesota Statutes 1988, section 609.02, subdivision 12, is amended to read:

Subd. 12. [HARASS.] As used in sections 609.605, subdivision 1, clause ~~(43)~~ (7), 609.746, 609.79, and 609.795, “harass” means to interfere with another person so as to persecute or oppress that person.

Sec. 2. Minnesota Statutes 1988, section 609.02, subdivision 13, is amended to read:

Subd. 13. [THREATEN.] As used in sections 609.605, subdivision 1, clause ~~(43)~~ (7), 609.746, 609.79, and 609.795, “threaten” means to express a purpose or intent to injure the person, property, or rights of another by the commission of an unlawful act.”

Page 1, delete lines 14 to 17

Page 1, line 18, delete “Subd. 2. [FELONY.]” and delete “*who violates subdivision 1*”

Page 1, line 22, after “*present*” insert “*without authorization of the adjutant general*”

Page 1, line 23, after “*area*” insert “*at the Camp Ripley military reservation that is*”

Page 2, line 12, delete "*orders*" and insert "*order*"

Page 2, line 21, delete "*was a violation of clause (3) and*"

Page 2, line 22, after the comma, insert "*substantial*"

Page 4, line 9, delete "[DEFINITIONS.]" and insert "[MISDEMEANOR.] (a)"

Page 4, line 11, delete "(a)" and insert "(i)" and delete "*a building and any appurtenant*"

Page 4, line 12, before the period, insert "*and any appurtenant building or structure*"

Page 4, line 13, delete "(b)" and insert "(ii)"

Page 4, line 18, delete "*Subd. 2.*" and strike "[MISDEMEANOR.]" and after the stricken "*Whoever*" insert "(b)"

Page 5, line 32, reinstate the stricken language and delete the new language

Page 7, line 3, after "*Whoever*" insert "*intentionally*"

Page 7, line 4, delete "*enter or remain*" and insert "*trespass*"

Page 7, line 6, after "*FALSE*" insert "*TRAFFIC*" and delete "*ON HIGHWAY, RAILROAD,*"

Page 7, line 7, delete "*WATER, OR AIR*"

Page 8, line 16, delete "*14*" and insert "*16*"

Page 8, after line 27, insert:

"Sec. 17. Minnesota Statutes 1988, section 629.363, is amended to read:  
629.363 [RAILWAY CONDUCTOR: AUTHORITY TO ARREST.]

A conductor of a railway train may arrest a person committing an act upon the train prohibited by sections ~~609.605~~ 10, 13, and 609.72 with or without a warrant, and take that person to the proper law enforcement authorities, or to the station agent at the next railway station. The station agent shall take the arrested person to the law enforcement authorities. A conductor or station agent possesses the powers of a sheriff with a warrant in making arrests under this chapter."

Page 8, line 31, delete "*15*" and insert "*18*"

ReNUMBER the sections in sequence

Amend the title as follows:

Page 1, line 5, after "*sections*" insert "*609.02, subdivisions 12 and 13;*"

Page 1, line 7, after the semicolon, delete "*and*"

Page 1, line 8, after the semicolon, insert "*and 629.363;*"

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

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

S.F. No. 139: A bill for an act relating to liquor; increasing age for provisional driver's license to 21 years; providing for fees; providing for license suspension for minors misrepresenting their age for purposes of

purchasing alcoholic beverages; providing penalty for misuse of Minnesota identification card; amending Minnesota Statutes 1988, sections 171.02, subdivision 3; 171.06, subdivision 2; 171.07, subdivision 1; 171.171; 171.22; and 171.27.

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

Page 3, delete section 4 and insert:

“Sec. 4. Minnesota Statutes 1988, section 171.171, is amended to read:

**171.171 [SUSPENSIONS; ILLEGAL PURCHASE OF ALCOHOLIC BEVERAGES.]**

The commissioner shall suspend for a period of ~~30~~ 90 days the license of a person *who*:

(1) *is under the age of ~~19~~ 21 years ~~who~~ and is convicted of purchasing or attempting to purchase an alcoholic beverage in violation of section 340A.503 if the person used a drivers license ~~or~~, permit or Minnesota identification card to purchase or attempt to purchase the alcoholic beverage-; or*

*(2) is convicted under section 171.22, subdivision 1, clause (2), or 340A.503, subdivision 2, clause (3), of lending or knowingly permitting a person under the age of 21 years to use the person's drivers license, permit or Minnesota identification card to purchase or attempt to purchase an alcoholic beverage.”*

Page 4, line 25, strike everything after “card”

Page 4, line 26, strike “license”

Page 4, line 29, strike “or”

Page 4, line 30, after “(8)” insert “*to make a counterfeit drivers license or Minnesota identification card; or*

*(9)”*

Page 4, line 34, after “(8)” insert “*or (9)”*

Page 5, line 21, delete “*believes*” and insert “*determines*”

Page 6, after line 5, insert:

“Sec. 7. Minnesota Statutes 1988, section 260.195, subdivision 3, is amended to read:

Subd. 3. [DISPOSITIONS.] If the juvenile court finds that a child is a petty offender, the court may require the child to:

(a) Pay a fine of up to \$100;

(b) Participate in a community service project;

(c) Participate in a drug awareness program; or

(d) Order the child to undergo a chemical dependency evaluation and if warranted by this evaluation, order participation by the child in an inpatient or outpatient chemical dependency treatment program; or

(e) Perform any other activities or participate in any other treatment programs deemed appropriate by the court.

In all cases where the juvenile court finds that a child has purchased or attempted to purchase an alcoholic beverage in violation of section 340A.503, if the child has a driver's license or permit to drive, and if the child used a driver's license ~~or~~, permit *or Minnesota identification card* to purchase or attempt to purchase the alcoholic beverage, the court shall forward its finding in the case and the child's driver's license or permit to the commissioner of public safety. Upon receipt, the commissioner shall ~~revoke~~ *suspend* the child's license or permit for a period of ~~30~~ 90 days.

None of the dispositional alternatives described in clauses (a) to (e) shall be imposed by the court in a manner which would cause an undue hardship upon the child.

Sec. 8. Minnesota Statutes 1988, section 340A.503, subdivision 2, is amended to read:

Subd. 2. [PURCHASING.] It is unlawful for any person:

(1) to sell, barter, furnish, or give alcoholic beverages to a person under 21 years of age, except that a parent or guardian of a person under the age of 21 years may give or furnish alcoholic beverages to that person solely for consumption in the household of the parent or guardian;

(2) under the age of 21 years to purchase or attempt to purchase any alcoholic beverage; or

(3) to induce a person under the age of 21 years to purchase or procure any alcoholic beverage, *or to lend or knowingly permit the use of the person's drivers license, permit, Minnesota identification card, or other form of identification by a person under the age of 21 years for the purpose of purchasing or attempting to purchase an alcoholic beverage.*

Sec. 9. Minnesota Statutes 1988, section 340A.503, subdivision 6, is amended to read:

Subd. 6. [PROOF OF AGE: DEFENSE.] (a) Proof of age for purchasing or consuming alcoholic beverages may be established only by a valid drivers license or Minnesota identification card, or in the case of a foreign national by a valid passport.

(b) *In a prosecution under subdivision 2, clause (1), it is a defense for the defendant to prove by a preponderance of the evidence that the defendant reasonably and in good faith relied upon representations of proof of age authorized in paragraph (a) in selling, bartering, furnishing, or giving the alcoholic beverage.*

Sec. 10. [340A.5031] [TRANSFER OF CONFISCATED IDENTIFICATION.]

*If a licensee confiscates a drivers license, permit, Minnesota identification card, or other form of identification used by a person under the age of 21 years to purchase or attempt to purchase an alcoholic beverage, within 31 days after the identification is confiscated, the licensee shall give the identification to the commissioner of public safety or the local law enforcement agency. Upon request, the commissioner shall make the identification available to a local law enforcement agency or prosecuting authority for investigation or prosecution purposes. If a local law enforcement agency or prosecuting authority has the identification and does not charge the person who used the identification with illegally purchasing or attempting to purchase an alcoholic beverage, or if the person is convicted*

*or acquitted of the charge, the local law enforcement agency or prosecuting authority shall give the identification to the commissioner of public safety.*

Sec. 11. Minnesota Statutes 1988, section 340A.801, is amended by adding a subdivision to read:

*Subd. 3a. [DEFENSE.] The defense described in section 340A.503, subdivision 6, applies to actions under this section."*

Amend the title as follows:

Page 1, line 7, after the semicolon, insert "increasing the period for suspension of a drivers license for use of a license to illegally purchase alcohol; including other forms of identification and persons who lend identification; increasing the penalty for counterfeiting a drivers license or Minnesota identification card; prohibiting lending any form of identification for use by an underage person to purchase alcohol; clarifying the application of the carding defense for illegal sales; providing for transfer of confiscated identification;"

Page 1, line 10, delete "and" and before the period, insert "; 260.195, subdivision 3; 340A.503, subdivisions 2 and 6; and 340A.801, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 340A"

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

## SECOND READING OF SENATE BILLS

S.F. Nos. 25, 1, 32 and 139 were read the second time.

## MOTIONS AND RESOLUTIONS

Mr. Vickerman moved that the name of Mr. Ramstad be added as a co-author to S.F. No. 47. The motion prevailed.

Mr. Dahl moved that the name of Mr. Luther be added as a co-author to S.F. No. 85. The motion prevailed.

Mr. Bertram moved that the name of Mr. Diessner be added as a co-author to S.F. No. 115. The motion prevailed.

Ms. Reichgott moved that the name of Mr. Merriam be added as a co-author to S.F. No. 221. The motion prevailed.

Mr. Dahl moved that the name of Mr. Spear be added as a co-author to S.F. No. 227. The motion prevailed.

Mr. Benson moved that his name be stricken as a co-author to S.F. No. 236. The motion prevailed.

Mr. Benson moved that the name of Mr. Spear be added as a co-author to S.F. No. 239. The motion prevailed.

Mr. Moe, D.M. moved that the name of Mr. Frank be added as a co-author to S.F. No. 258. The motion prevailed.

Mr. Chmielewski moved that the name of Ms. Piper be added as a co-author to S.F. No. 266. The motion prevailed.

Mr. Marty moved that the name of Mr. Spear be added as a co-author to S.F. No. 276. The motion prevailed.

Mr. Spear moved that the name of Mr. Marty be added as a co-author to S.F. No. 277. The motion prevailed.

Mr. Anderson introduced—

Senate Resolution No. 38: A Senate resolution congratulating Wadena Elementary School for being selected as an outstanding school by the United States Department of Education.

Referred to the Committee on Rules and Administration.

Mr. Merriam moved that S.F. No. 1, on General Orders, be stricken and re-referred to the Committee on Governmental Operations. The motion prevailed.

### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Hughes in the chair.

After some time spent therein, the committee arose, and Mr. Hughes reported that the committee had considered the following:

H.F. No. 1, which the committee recommends to pass, after the following motion:

Mr. Spear moved that the amendment made to H.F. No. 1 by the Committee on Rules and Administration in the report adopted January 26, 1989, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

On motion of Mr. Moe, R.D., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

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

S.F. No. 282: A bill for an act relating to taxation; property tax refund; changing the refund schedule and income limit; amending Minnesota Statutes 1988, section 290A.04, subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Mr. Ramstad introduced—

S.F. No. 283: A bill for an act relating to education; establishing a task force to study financial aid; appropriating money.

Referred to the Committee on Education.

Messrs. Vickerman, Bertram and Beckman introduced—

S.F. No. 284: A bill for an act relating to veterans; directing the establishment of three new regional veterans homes; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 198.

Referred to the Committee on Veterans and Military Affairs.



Messrs. Beckman, Bertram and Vickerman introduced—

S.F. No. 285: A bill for an act relating to veterans; requiring cost-of-living increases in certain veterans benefits; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 197.

Referred to the Committee on Veterans and Military Affairs.

Mr. Bertram introduced—

S.F. No. 286: A bill for an act relating to the military; clarifying the authority of the adjutant general to establish the pay grade for certain staff positions; amending Minnesota Statutes 1988, section 190.08, subdivision 6.

Referred to the Committee on Veterans and Military Affairs.

Mr. Chmielewski introduced—

S.F. No. 287: A bill for an act relating to employment; prohibiting employers from charging fees for employment applications; providing that work over 40 hours a week is overtime; amending Minnesota Statutes 1988, sections 177.25, subdivision 1; and 181.031.

Referred to the Committee on Employment.

Mr. Vickerman introduced—

S.F. No. 288: A bill for an act relating to state government; designating the timber wolf as the official state animal; proposing coding for new law in Minnesota Statutes, chapter 1.

Referred to the Committee on Environment and Natural Resources.

Messrs. Peterson, R.W. and Knaak introduced—

S.F. No. 289: A bill for an act relating to trusts; providing for their creation, validity, administration, and supervision; providing for the sale of real property; relating to legal estates in real and personal property; relating to estates; amending Minnesota Statutes 1988, sections 500.17, subdivision 2; and 502.73; proposing coding for new law as Minnesota Statutes, chapter 501B; proposing coding for new law in Minnesota Statutes, chapter 525; repealing Minnesota Statutes 1988, sections 500.13; 501.01; 501.02; 501.03; 501.04; 501.05; 501.06; 501.07; 501.08; 501.09; 501.10; 501.11; 501.115; 501.12; 501.125; 501.13; 501.14; 501.15; 501.155; 501.16; 501.17; 501.18; 501.19; 501.195; 501.20; 501.21; 501.211; 501.22; 501.23; 501.24; 501.25; 501.26; 501.27; 501.28; 501.29; 501.30; 501.31; 501.32; 501.33; 501.34; 501.35; 501.351; 501.36; 501.37; 501.38; 501.39; 501.40; 501.41; 501.42; 501.43; 501.44; 501.45; 501.46; 501.461; 501.48; 501.49; 501.50; 501.51; 501.52; 501.53; 501.54; 501.55; 501.56; 501.57; 501.58; 501.59; 501.60; 501.61; 501.62; 501.63; 501.64; 501.65; 501.66; 501.67; 501.71; 501.72; 501.73; 501.74; 501.75; 501.76; 501.77; 501.78; 501.79; 501.80; 501.805; 501.81; 501A.01; 501A.02; 501A.03; 501A.04; 501A.05; 501A.06; and 501A.07.

Referred to the Committee on Judiciary.

Messrs. Diessner, Novak, Pogemiller, Brandl and Stumpf introduced—

S.F. No. 290: A bill for an act relating to government finance; making property tax and levy limits technical corrections and clarifications; changing property tax administration; changing certain certification dates; changing certain effective dates; providing for local assessment of railroad operating property; adjusting certain debt limits to correspond to gross tax capacities; clarifying certain debt limitation computations; imposing and increasing tax filing and payment penalties; amending Minnesota Statutes 1988, sections 124.43, subdivision 1; 124A.03, subdivision 2; 256.018; 256.82, subdivision 1; 256.871, subdivision 6; 256B.041, subdivision 5; 270.071, subdivision 6; 270.072, subdivisions 2 and 3; 270.075, subdivision 2; 270.12, subdivision 2; 272.01, subdivision 2; 272.02, subdivision 1; 273.124, subdivisions 6 and 13; 273.13, subdivisions 22 and 24; 273.135, subdivisions 2 and 2a; 273.1391, subdivisions 2 and 2a; 273.1393; 273.1398, subdivisions 1 and 4; 274.01, subdivision 1; 275.28, subdivision 1; 275.51, subdivisions 3f, 3h, and 3i; 275.58, subdivision 1; 278.03; 278.05, subdivision 5; 279.01, subdivisions 1 and 3; 279.37, subdivision 7; 375.192, subdivision 2; 410.32; 412.301; 469.176, subdivision 4c; 469.177, subdivision 1a; and 475.53, subdivisions 1 and 4; 477A.013, subdivision 1; Laws 1988, chapter 719, article 8, section 37; and article 12, sections 29 and 30; proposing coding for new law in Minnesota Statutes, chapters 276; and 475; repealing Minnesota Statutes 1988, sections 270.80; 270.81; 270.82; 270.83; 270.84; 270.85; 270.86; 270.87; 270.88; 270.89; 275.57; 275.58, subdivision 4; 276.13; and 276.14; and Laws 1988, chapter 719, article 8, section 35.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Diessner and Laidig introduced—

S.F. No. 291: A bill for an act relating to state lands; allowing counties to recover costs related to tax-forfeited lands bordering public waters; appropriating money; amending Minnesota Statutes 1988, section 282.018.

Referred to the Committee on Environment and Natural Resources.

Messrs. Marty and Frank introduced—

S.F. No. 292: A bill for an act relating to utilities; requiring certificate of need for electric generating plants located outside Minnesota and serving Minnesota customers; proposing coding for new law in Minnesota Statutes, chapter 216B.

Referred to the Committee on Public Utilities and Energy.

Mr. Taylor introduced—

S.F. No. 293: A bill for an act relating to unclaimed property; providing for the disposition of unclaimed money held by counties; amending Minnesota Statutes 1988, section 345.38, by adding a subdivision.

Referred to the Committee on Local and Urban Government.

Messrs. Stumpf, Morse, Berg, Ms. Piper and Mr. Anderson introduced—

S.F. No. 294: A bill for an act relating to animals; clarifying the liability for certain damages; increasing a penalty; amending Minnesota Statutes 1988, section 346.56.

Referred to the Committee on Judiciary.

Ms. Piper introduced—

S.F. No. 295: A bill for an act relating to the city of Austin; permitting payment of certain development expenses.

Referred to the Committee on Economic Development and Housing.

Messrs. Berg, Merriam and Vickerman introduced—

S.F. No. 296: A bill for an act relating to game and fish; disallowing refunds on angling licenses paid by a person age 65 or older; amending Minnesota Statutes 1988, section 97A.485, subdivision 6.

Referred to the Committee on Environment and Natural Resources.

Messrs. Berg, Merriam, Benson, Vickerman and Metzen introduced—

S.F. No. 297: A bill for an act relating to game and fish; authorizing party hunting for small game; authorizing party fishing by spearing and angling; proposing coding for new law in Minnesota Statutes, chapters 97B and 97C.

Referred to the Committee on Environment and Natural Resources.

Messrs. Bertram and Pehler introduced—

S.F. No. 298: A bill for an act relating to veterans; providing for establishment of a veterans home in St. Cloud; proposing coding for new law in Minnesota Statutes, chapter 198.

Referred to the Committee on Veterans and Military Affairs.

Messrs. Merriam, Berg, Novak, Ramstad and Storm introduced—

S.F. No. 299: A bill for an act relating to game and fish; providing for restitution for wild animals that are illegally killed or injured; providing for civil penalties for wild animals killed or injured; restricting expenditures from restitution to replacement and propagation of wild animals illegally killed or injured; amending Minnesota Statutes 1988, section 97A.065, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 97A.

Referred to the Committee on Environment and Natural Resources.

Mr. Hughes introduced—

S.F. No. 300: A bill for an act relating to crimes; repealing law regulating dance halls; repealing Minnesota Statutes 1988, sections 624.42 to 624.54.

Referred to the Committee on General Legislation and Public Gaming.

Messrs. Freeman and Belanger introduced—

S.F. No. 301: A bill for an act relating to local government; permitting bank letters of credit in lieu of certain bonds; proposing coding for new law in Minnesota Statutes, chapter 574.

Referred to the Committee on Local and Urban Government.

Messrs. Belanger and Freeman introduced—

S.F. No. 302: A bill for an act relating to data privacy; classifying financial information submitted by applicants to licensing agencies as private; amending Minnesota Statutes 1988, section 13.41, subdivision 2.

Referred to the Committee on Judiciary.

Mr. Johnson, D.E. introduced—

S.F. No. 303: A bill for an act relating to education; providing for phase II of the cooperative secondary facilities grant act; authorizing state bonds for the purpose; appropriating money.

Referred to the Committee on Education.

Messrs. Pogemiller; Fredrickson, D.J.; Vickerman; Morse and DeCramer introduced—

S.F. No. 304: A bill for an act relating to crimes; sentencing; increasing the minimum parole eligibility date for persons serving a life sentence; permitting courts to sentence certain repeat offenders to longer periods of incarceration; increasing penalties for persons who commit assault in the first degree; amending Minnesota Statutes 1988, sections 244.05, subdivision 4; and 609.221; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary.

Messrs. Pogemiller, Kroening, Spear, Brandl and Ms. Peterson, D.C. introduced—

S.F. No. 305: A bill for an act relating to retirement; certain local relief associations in certain cities of the first class; authorizing annual postretirement payments based on investment performance; adjusting certain requirements governing the preparation of actuarial valuations and the calculation of municipal funding requirements; amending Minnesota Statutes 1988, sections 69.031, subdivision 5; 69.77, subdivision 2b; 356.216; and 423A.01, subdivision 2.

Referred to the Committee on Governmental Operations.

Mr. Hughes introduced—

S.F. No. 306: A bill for an act relating to outdoor recreation; appropriating funds for development of a certain segment of the Willard Munger State Trail.

Referred to the Committee on Finance.

Messrs. Moe, D.M.; Morse; Pogemiller and Renneke introduced—

S.F. No. 307: A bill for an act relating to retirement; certain public retirement systems; setting age 62 as the normal retirement age; providing for actuarial reduction of benefits for early retirement; changing the retirement annuity formula; amending Minnesota Statutes 1988, sections 352.01, subdivisions 2b and 19; 352.113, subdivisions 1, 3, 4, 10, and 12; 352.115, subdivisions 2 and 3; 352.116, subdivisions 1 and 2; 352.72, subdivision 5; 352.91, subdivision 3; 352.95, subdivision 5; 353.29, subdivisions 1 and 3; 353.30, subdivisions 1 and 1a; 353.32, subdivision 1a; 353.33, subdivisions 1, 3, and 11; 353.34, subdivisions 3 and 3b; 353.71, subdivision 5; 354.44, subdivisions 6 and 7; 354.46, subdivision 1; 354.48, subdivisions 3 and 10; 354.49, subdivision 3; 354.55, subdivision 11; 354A.31, subdivisions 4, 5, and 6; 354A.36, subdivisions 3 and 10; 354A.37, subdivision 4; 356.32, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 356; repealing Minnesota Statutes 1988, section 353.30, subdivisions 1a, 1b, and 1c.

Referred to the Committee on Governmental Operations.

Ms. Berglin introduced—

S.F. No. 308: A bill for an act relating to consumer protection; regulating layaway sales; prescribing a penalty; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce.

Messrs. Johnson, D.E. and Bertram introduced—

S.F. No. 309: A bill for an act relating to the city of Sauk Centre; permitting the city to levy a tax for the city library; imposing a reverse referendum requirement.

Referred to the Committee on Local and Urban Government.

Mr. Merriam introduced—

S.F. No. 310: A bill for an act relating to retirement; excluding members of the Anoka-Champlin joint volunteer fire department from membership in the public employees retirement association.

Referred to the Committee on Governmental Operations.

Mr. Merriam introduced—

S.F. No. 311: A bill for an act relating to data practices; providing that victims of criminal sexual conduct have access to the assailant's medical data concerning testing for HIV antibody and sexually transmitted diseases; amending Minnesota Statutes 1988, sections 13.42, by adding a subdivision; and 144.335, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Merriam; Peterson, R.W.; Chmielewski; Mrs. Lantry and Mr. Storm introduced—

S.F. No. 312: A bill for an act relating to employment; providing for employee review of personnel records; regulating use of personnel records;

requiring removal or correction of false information; limiting records of nonemployment activities; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Employment.

Messrs. Luther, Solon, Ms. Peterson, D.C.; Messrs. Morse and Ramstad introduced—

S.F. No. 313: A bill for an act relating to occupations and professions; requiring the licensing of interior designers; defining the practice of interior design; providing for administration of licensing requirements; amending Minnesota Statutes 1988, sections 214.01, subdivision 3; 214.04, subdivision 3; 326.02, subdivision 1, and by adding a subdivision; 326.03, subdivision 1; 326.031; 326.04; 326.05; 326.06; 326.07; 326.08, subdivision 2; 326.09; 326.10, subdivisions 1, 2, and 2a; 326.11, subdivision 1; 326.12; 326.13; and 326.14.

Referred to the Committee on Commerce.

Ms. Peterson, D.C.; Messrs. Stumpf, Spear and Pogemiller introduced—

S.F. No. 314: A bill for an act relating to crime; sentencing; increasing the minimum parole eligibility date for persons serving a life sentence for first degree murder; permitting courts to sentence certain dangerous offenders and career criminals to longer periods of incarceration; providing an earlier effective date for increases in lengths of presumptive prison sentences and in criminal history points for violent offenses under the sentencing guidelines; disapproving action of sentencing guidelines commission in modifying method of computing criminal history scores for certain offenses; increasing statutory maximum sentences for the crimes of failure to report an accident, failure to use a drug stamp, possessing explosives, restraint of trade, manslaughter in the second degree, assault, child abuse, manslaughter of an unborn child, assault of an unborn child, criminal sexual conduct in the fourth degree, perjury, fleeing a peace officer, negligently causing a fire, and bribery; amending Minnesota Statutes 1988, sections 169.09, subdivision 14; 244.05, subdivision 4; 297D.09, subdivision 1a; 299F80, subdivision 1; 325D.56, subdivision 2; 609.205; 609.221; 609.222; 609.223; 609.2231, subdivision 1; 609.255, subdivision 3; 609.2665; 609.267; 609.323, subdivision 1; 609.345, subdivision 2; 609.377; 609.445; 609.48, subdivision 4; 609.487, subdivision 4; 609.576; 609.62, subdivision 2; and 609.86, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 244 and 609.

Referred to the Committee on Judiciary.

Ms. Peterson, D.C.; Messrs. Pogemiller, Merriam and Morse introduced—

S.F. No. 315: A bill for an act relating to crime victims; modifying the limitations provision governing damage actions brought by sexual assault victims; requiring that victims of crimes against the person be informed of the conditions governing the convicted offender's release from confinement and the identity of the corrections agent supervising the offender; requiring that sexual assault victims be notified when the alleged sex offender is released from pretrial detention; amending Minnesota Statutes 1988,

sections 541.07; and 611A.06; proposing coding for new law in Minnesota Statutes, chapters 541 and 629.

Referred to the Committee on Judiciary.

Ms. Reichgott introduced—

S.F. No. 316: A bill for an act relating to children; controlled substances; requiring reporting of newborns with signs of controlled substance exposure; limiting liability of medical personnel administering toxicology tests on newborns; requiring an education program to prevent harm to unborn children from prenatal exposure to controlled substances and alcohol; amending Minnesota Statutes 1988, section 626.556, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121 and 626.

Referred to the Committee on Education.

Mr. Peterson, R.W. introduced—

S.F. No. 317: A bill for an act relating to public employment; labor relations; prohibiting retroactive application of contracts; amending Minnesota Statutes 1988, section 179A.20, subdivision 6.

Referred to the Committee on Governmental Operations.

Mr. Peterson, R.W. introduced—

S.F. No. 318: A bill for an act relating to education; clarifying the referendum levy language; creating a conversion method; amending Minnesota Statutes 1988, section 124A.03.

Referred to the Committee on Education.

Mr. Berg introduced—

S.F. No. 319: A bill for an act relating to agriculture; authorizing a grasshopper control program; providing inspection and control of plant pests in the same manner as noxious weeds; providing for inspection, control, and enforcement of noxious weeds and plant pests; providing penalties; appropriating money; amending Minnesota Statutes 1988, sections 18.022, subdivision 2; 84.0895, subdivision 2; and 160.02, subdivision 14; proposing coding for new law in Minnesota Statutes, chapter 18; repealing Minnesota Statutes 1988, sections 18.171 to 18.315; Revised Laws of Minnesota 1905, sections 2385, 2386, 2387, 2388, 2389, and 2390.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Spear, Cohen, Ms. Peterson, D.C. and Mr. Marty introduced—

S.F. No. 320: A bill for an act relating to crimes; criminal sexual conduct; providing intensive sex offender treatment programs within the correctional system; providing for specialized probation and corrections agents to supervise released sex offenders; requiring the collection of data on the treatment and recidivism rates of convicted sex offenders; extending the jurisdiction of the juvenile court over sex offenders until their 21st birthday; providing a centralized reporting system for juvenile felony offenders; requiring the bureau of criminal apprehension to develop uniform procedures for the

collection and analysis of DNA typing evidence; providing for the admissibility of such evidence; increasing penalties for criminal sexual conduct offenses; permitting courts to sentence dangerous or patterned sex offenders to longer periods of incarceration and supervision; creating a legislative commission to study the child protection system; appropriating money for the development of a DNA profiling laboratory and for a public information campaign against sexual violence; amending Minnesota Statutes 1988, sections 260.161, subdivision 1; 260.181, subdivision 4; 260.185, subdivision 1; 609.342, subdivision 2; 609.343, subdivision 2; 609.344, subdivision 2; and 609.345, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 241; 242; 299C; 609; and 634.

Referred to the Committee on Judiciary.

### ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Thursday, February 2, 1989. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate