

FORTY-SIXTH DAY

St. Paul, Minnesota, Friday, May 5, 1989

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

CALL OF THE SENATE

Mr. Merriam 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. Paul Romstad.

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

May 3, 1989

The Honorable Robert E. Vanasek
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1989 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1989	Date Filed 1989
1270		65	1509 hours May 3	May 3
	501	66	1510 hours May 3	May 3
123		67	1512 hours May 3	May 3
671		68	1507 hours May 3	May 3
701		69	1513 hours May 3	May 3

Sincerely,
Joan Anderson Growe
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 169: A bill for an act relating to motor vehicles; allowing custodial parent of handicapped minor to obtain special license plates for the handicapped; amending Minnesota Statutes 1988, section 168.021, subdivisions 1 and 3.

There has been appointed as such committee on the part of the House: Hartle, Beard and Lasley.

Senate File No. 169 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 4, 1989

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 826:

H.F. No. 826: A bill for an act relating to the collection and dissemination of data; providing access to private and confidential data related to delinquent acts for law enforcement purposes; amending Minnesota Statutes 1988, sections 13.84, subdivision 5a; and 260.161, subdivision 2.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Weaver, Kelly and Pappas have been appointed as such committee on the part of the House.

House File No. 826 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 4, 1989

Mr. Merriam moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 826, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 65:

H.F. No. 65: A bill for an act relating to economic development; authorizing local jurisdictions involved in economic development to participate in secondary markets; proposing coding for new law in Minnesota Statutes, chapter 465.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Otis, Cooper and Himle have been appointed as such committee on the part of the House.

House File No. 65 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 4, 1989

Mr. Dahl moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 65, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1734:

H.F. No. 1734: A bill for an act relating to the financing of government in Minnesota; changing tax rates and bases; modifying the administration, collection, and enforcement of taxes; imposing taxes; creating tax exemptions; changing the computation, administration, and payment of aids, credits, and refunds; providing new aids and credits; making technical corrections and clarifications; changing proposed property tax notice provisions; changing levy limits and other local government powers and duties; providing for subordinate service districts; providing for accreditation of assessors; changing tax increment financing provisions; providing for payment of deferred taxes on sale of railroad operating property; extending valuation and deferment of agricultural property taxes in certain instances; authorizing the cities of Mankato and Hopkins to establish special service districts; authorizing establishment of an economic development authority in the city of Otsego and in Kandiyohi county; exempting Itasca county from a levy limit penalty; providing for payment of certain aid to the cities of Falcon Heights and Lauderdale; extending the duration of a tax increment financing district in the city of Moorhead; granting certain powers to towns; appropriating money; amending Minnesota Statutes 1988, sections 38.27,

subdivision 1; 60A.15, subdivision 1; 93.55, subdivision 4; 124A.03, subdivision 2; 256.018; 256.82, subdivision 1; 256.871, subdivision 6; 256B.041, subdivision 5; 270.052; 270.067, subdivisions 1 and 2; 270.071, subdivision 6; 270.072, subdivisions 2 and 3; 270.075, subdivision 2; 270.12, subdivision 2, and by adding a subdivision; 270.485; 270.80, subdivision 1; 272.01, subdivision 2; 272.02, subdivision 1, and by adding a subdivision; 273.01; 273.061, subdivisions 1 and 2; 273.11, by adding a subdivision; 273.111, subdivision 3; 273.112, subdivision 3, and by adding a subdivision; 273.119, subdivision 2; 273.123, subdivisions 4 and 5; 273.124, subdivisions 6, 8, 9, 12, 13, and by adding a subdivision; 273.13, subdivisions 22, 23, 24, 25, 31, and by adding a subdivision; 273.135, subdivisions 2 and 2a; 273.1391, subdivisions 2 and 2a; 273.1392; 273.1393; 273.1398, subdivisions 1, 2, 3, 4, and by adding a subdivision; 275.07, subdivision 1; 275.08, subdivision 1c; 275.28, subdivision 1; 275.50, subdivisions 2, 5, and by adding a subdivision; 275.51, subdivisions 3f, 3g, 3h, 3i, 3j, 4, and 6; 275.58, subdivision 1; 276.04; 278.03; 278.05, subdivisions 4 and 5; 279.01, subdivisions 1 and 3; 279.37, subdivision 7; 290.015, subdivisions 3 and 4; 290.05, subdivision 3; 290.06, subdivisions 1 and 21; 290.067, subdivision 2, and by adding a subdivision; 290.0802, subdivision 1; 290.091, subdivision 2; and by adding a subdivision; 290.17, by adding a subdivision; 290.21, subdivision 4; 290.37, subdivision 1; 290.38; 290.92, subdivision 4b, as added; 290.934, subdivision 3a; 290A.03, subdivision 12; 290A.04, subdivisions 2, 2h, and by adding a subdivision; 295.34, subdivision 1; 297.01, subdivision 13, and by adding a subdivision; 297.03, subdivision 6; 297.04, subdivisions 4, 5, and 6; 297.041, subdivision 1; 297.08, subdivision 1; 297.31, by adding a subdivision; 297.33, subdivisions 4, 5, 6, 7, and 8; 297A.01, subdivision 3; 297A.15, by adding a subdivision; 297A.25, subdivision 3, and by adding subdivisions; 297A.257, by adding a subdivision; 297B.03; 297C.03, subdivision 1; 297C.09; 349.12, subdivisions 11, 13, and by adding subdivisions; 349.15; 349.16, by adding a subdivision; 349.212, subdivision 4, and by adding a subdivision; 349.214, subdivision 4; 373.40, subdivisions 1, 2, 4, and 6; 375.192, subdivision 2; 444.075, subdivision 1; 444.16; 444.17; 444.18; 444.19; 444.20; 459.14, by adding a subdivision; 469.012, by adding a subdivision; 469.040, subdivision 2; 469.171, by adding a subdivision; 469.174, subdivision 10, and by adding a subdivision; 469.175, subdivisions 3, 7, and by adding a subdivision; 469.176, subdivisions 1, 4c, 6, and by adding a subdivision; 469.177, subdivision 10; 473.167, subdivisions 3 and 5; 473.249, subdivision 1; 473F08, subdivision 3; 473H.10, subdivision 3; 477A.011, subdivisions 1a and 15; and 477A.013, subdivisions 1, 3, and 4; Laws 1988, chapter 719, articles 1, section 22; 7, section 9; 8, section 37; and 12, sections 29 and 30, as amended; proposing coding for new law in Minnesota Statutes, chapters 273; 275; 276; 297A; 365B; and 469; proposing coding for new law as Minnesota Statutes, chapter 365B; repealing Minnesota Statutes 1988, sections 38.17; 38.27, subdivision 3; 38.28; 60A.151; 271.061; 275.065; 275.57; 275.58, subdivision 4; 276.13; 276.14; 297.01, subdivision 15; 297.03, subdivision 12; 297.04, subdivision 10; 297.33, subdivision 13; 297C.03, subdivisions 4 and 4a; and 473.249, subdivision 3; Laws 1988, chapter 719, article 8, section 35; and Laws 1989, chapter 27, article 2, sections 2 and 3.

The House respectfully requests that a Conference Committee of 5 members be appointed thereon.

Long; Wynia; Welle; Olson, E. and Rest have been appointed as such committee on the part of the House.

House File No. 1734 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 4, 1989

Mr. Johnson, D.J. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1734, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 1759.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 4, 1989

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 1759: A bill for an act relating to the organization and operation of state government; appropriating money for human services, jobs and training, corrections, health, veterans nursing homes, and other purposes with certain conditions; amending Minnesota Statutes 1988, sections 13.46, subdivision 2; 43A.27, subdivision 2; 62A.045; 62A.046; 62D.041, subdivision 1, and by adding a subdivision; 62D.042, subdivision 1; 62D.05, subdivision 6; 144.50, subdivision 6, and by adding a subdivision; 144.562, subdivisions 2 and 3; 144.651, subdivision 2; 144.698, subdivision 1; 144.701; 144.702, subdivision 2, and by adding subdivisions; 144A.01, subdivision 5, and by adding subdivisions; 144A.04, subdivision 7, and by adding subdivisions; 144A.071, subdivision 3; 144A.073, subdivision 1; 144A.10, subdivisions 5, 6a, and by adding subdivisions; 144A.11, subdivision 3, and by adding a subdivision; 144A.12, subdivision 1; 144A.15, subdivision 1, and by adding subdivisions; 144A.45, subdivision 2; 144A.46; 144A.61; 144A.611; 145.38, subdivision 1; 145.39, subdivision 1; 145.61, subdivision 5; 145.63; 145.882, subdivisions 1 and 7; 146.13; 147.02, subdivision 1; 148B.23, subdivision 1; 148B.27, subdivision 2; 148B.32, subdivision 2; 148B.40, subdivision 3; 148B.42, by adding a subdivision; 149.02; 149.06; 150A.06, subdivision 2a; 153A.13, subdivision 4; 153A.15, subdivision 3; 153A.16; 176.136, subdivisions 1 and 5; 214.04, subdivision 3; 214.06, subdivision 1; 237.70, subdivision 7; 237.701, subdivision 1; 245.461; 245.462; 245.463, subdivision 2, and by adding subdivisions; 245.464; 245.465; 245.466, subdivisions 1, 2, 5, and 6; 245.467, subdivisions 3, 4, and 5; 245.468; 245.469; 245.470, subdivision 1; 245.472, subdivision 1, and by adding a subdivision; 245.473, subdivision 1; 245.474; 245.476, subdivisions 1, 3, and by adding subdivisions; 245.477; 245.478, subdivisions 2 and 3; 245.479; 245.48; 245.482; 245.483; 245.484; 245.485; 245.486; 245.62, subdivision 3; 245.696, subdivision 2; 245.697, subdivisions 1, 2, and 2a; 245.713, subdivision 2; 245.73, subdivisions 1, 2,

and 4; 245.771, subdivision 3; 245.91, by adding a subdivision; 245.94, subdivision 1, and by adding a subdivision; 245A.02, subdivisions 3, 9, 10, 14, and by adding a subdivision; 245A.03, subdivisions 1, 2, and 3; 245A.04, subdivisions 1, 3, 5, 6, 7, and by adding subdivisions; 245A.06, subdivisions 1, 5, and by adding a subdivision; 245A.07, subdivision 2; 245A.08, subdivision 5; 245A.095; 245A.12; 245A.13; 245A.14, subdivision 3, and by adding subdivisions; 245A.16, subdivision 1; 246.015; 246.18, subdivision 4; 246.36; 246.50, subdivisions 3, 4, and 5; 246.54; 246.57, subdivision 1; 251.011, subdivision 4, and by adding a subdivision; 252.27, subdivision 1; 252.291, subdivision 2; 252.31; 252.41, subdivision 9; 252.46, subdivisions 1, 2, 3, 4, 6, and 12; 252.47; 252.50; 253.015; 254A.08, subdivision 2; 254B.02, subdivision 1; 254B.03, subdivisions 1 and 4; 254B.04, subdivision 2; 254B.06, subdivision 1; 254B.09, subdivisions 1, 4, and 5; 256.01, subdivision 2, and by adding a subdivision; 256.014, subdivision 1; 256.045, subdivisions 1, 3, 4, 4a, 5, 6, 7, 10, and by adding a subdivision; 256.12, subdivision 14; 256.73, subdivision 3a; 256.736, subdivisions 3, 3b, 4, 10, 11, 14, 16, and by adding subdivisions; 256.737; 256.74, subdivisions 1, 1a, and by adding a subdivision; 256.85; 256.87, subdivision 1a; 256.936, subdivisions 1, 2, and 4; 256.969; 256.974; 256.9741, subdivisions 3, 5, and by adding a subdivision; 256.9742; 256.9744, subdivision 1; 256.975, subdivision 2; 256B.031, subdivision 5; 256B.04, subdivision 14, and by adding a subdivision; 256B.055, subdivisions 7 and 8; 256B.056, subdivisions 3, 4, and 5; 256B.062; 256B.0625, subdivisions 2, 13, 17, and by adding subdivisions; 256B.091, subdivision 3; 256B.092, subdivision 7; 256B.14; 256B.25, by adding a subdivision; 256B.421, subdivision 14; 256B.431, subdivisions 2b, 2e, 2i, 3a, 3f, 3g, 4, and by adding subdivisions; 256B.47, subdivision 3; 256B.48, subdivisions 1, 6, and 8; 256B.501, subdivisions 3, 3g, and by adding subdivisions; 256B.69, subdivisions 4, 5, 11, and by adding a subdivision; 256C.28, subdivision 3, and by adding subdivisions; 256D.01, subdivisions 1, 1a, 1b, and 1c; 256D.02, subdivisions 1 and 4; 256D.03, subdivisions 2, 3, and 4; 256D.05, subdivision 1, and by adding a subdivision; 256D.051, subdivisions 1, 2, 3, 6, 8, 13, and by adding subdivisions; 256D.052, subdivisions 1, 2, 3, and 4; 256D.06, by adding a subdivision; 256D.101; 256D.111, subdivision 5; 256D.35, subdivisions 1, 7, and by adding subdivisions; 256D.36, subdivision 1, and by adding a subdivision; 256D.37, subdivision 1; 256E.03, subdivision 2; 256E.05, subdivision 3; 256E.08, subdivision 5; 256E.09, subdivisions 1 and 3; 256E.05, subdivisions 2, 3, and 4; 256E.07, subdivision 3a; 256H.01, subdivisions 1, 2, 7, 8, 11, and 12; 256H.02; 256H.03; 256H.05; 256H.08; 256H.09; 256H.10, subdivisions 2, 3, and by adding a subdivision; 256H.11; 256H.12; 256H.15; 256H.18; 256H.20, subdivision 3; 257.071, subdivision 7; 257.55, subdivision 1; 257.57, subdivision 1; 257.62, subdivision 5; 259.47, subdivision 5; 259.49, subdivision 2; 260.251, subdivision 1; 268.0111, subdivision 4, and by adding a subdivision; 268.0122, subdivisions 2 and 3; 268.08, subdivision 1; 268.31; 268.37, by adding a subdivision; 268.86, subdivision 2; 268.871, subdivision 5; 268.88; 287.12; 297.13, subdivision 1; 326.78, subdivision 2; 327.20, subdivision 1; 327C.02, subdivision 2; 357.021, subdivisions 2 and 2a; 517.08, subdivisions 1b and 1c; 518.54, subdivision 6; 518.551, subdivision 10, and by adding a subdivision; 518.611, subdivision 4; 518.613, subdivisions 1, 2, 4, and by adding a subdivision; 609.378; 626.556, subdivisions 2 and 10e; and 626.558; Laws 1984, chapter 654, article 5, section 57, subdivision 1, as amended; Laws 1987, chapter 403, article 3, section 98; Laws 1988, chapter 689, article 2, sections 248 and 269, subdivision 2; repealing Minnesota Statutes 1988,

sections 144A.10, subdivision 4a; 150A.06, subdivision 7; 245.462, subdivision 25; 245.471; 245.475; 245.64; 245.698; 245.775; 245.83; 245.84; 245.85; 245.871; 245.872; 245.873; 245A.095, subdivision 3; 246.50, subdivisions 3a, 4a, and 9; 254B.09, subdivision 3; 254B.10; 256.87, subdivision 4; 256.969, subdivisions 2a, 3, 4, 5, and 6; 256B.0625, subdivision 21; 256B.17, subdivisions 1, 2, 3, 4, 5, 6, 7, and 8; 256B.69, subdivisions 12, 13, 14, and 15; 256D.01, subdivision 1c; 256D.051, subdivision 6a; 256D.052, subdivisions 5, 6, and 7; 256D.06, subdivisions 3, 4, and 6; 256D.35, subdivisions 2, 3, 4, and 8; 256D.36, subdivision 2; 256D.37, subdivisions 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, and 14; 256D.38; 256D.39; 256D.41; 256D.42; 256D.43; 256E.08, subdivision 9; 256F.05, subdivision 1; 256H.04; 256H.05, subdivision 4; 256H.06; 256H.07, subdivision 4; 256H.13; 268.86, subdivision 7; 518.613, subdivision 5; Laws 1987, chapter 403, article 5, section 1; proposing coding for new law in Minnesota Statutes, chapters 144; 144A; 145; 157; 196; 245; 246; 251; 252; 253; 254A; 256; 256B; 256D; 256E; 256F; 256H; 259; 268; and 626; proposing coding for new law as Minnesota Statutes, chapter 256I.

Mr. Moe, R.D. moved that H.F. No. 1759 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

Ms. Berglin moved that S.F. No. 321 be taken from the table. The motion prevailed.

S.F. No. 321: A bill for an act relating to public nuisances; expanding the nuisance law to include prior convictions for certain drug and liquor offenses; amending Minnesota Statutes 1988, section 617.81, subdivision 2.

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 321 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 321 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Ms. Berglin moved that S.F. No. 388 be taken from the table. The motion prevailed.

S.F. No. 388: A resolution memorializing the President and Congress to enact legislation to allow the use of flexible highway design standards in the interstate highway 35W corridor, to make federal money available for a light rail transit system, and to make funds available for the completion and repair of federal aid highways.

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 388 and that the resolution be placed on its repassage as amended. The motion prevailed.

S.F. No. 388: A resolution memorializing the President and Congress to enact legislation to allow greater flexibility in the use of federal funds and the use of flexible highway design standards in the interstate highway 35W corridor, to make federal money available for a light rail transit system, and to make funds available for the completion and repair of federal aid highways.

Was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the resolution, as amended.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the resolution, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Ms. Berglin moved that S.F. No. 493 be taken from the table. The motion prevailed.

S.F. No. 493: A bill for an act relating to juvenile court; expanding the definition of child in need of protection or services; expanding the child hearsay exception to include statements regarding the abuse or neglect of another child witnessed by the child making the statement; clarifying the authority of the court to order the temporary removal of a child due to immediate endangerment; amending Minnesota Statutes 1988, sections 260.015, subdivision 2a; 260.156; and 260.172, subdivision 1.

CONCURRENCE AND REPASSAGE

Ms. Berglin moved that the Senate concur in the amendments by the House to S.F. No. 493 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 493 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Mr. Pehler moved that the vote whereby H.F. No. 169 failed to pass the Senate on May 3, 1989, be now reconsidered.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.J.	Metzen	Reichgott
Anderson	Decker	Knutson	Moe, R.D.	Samuelson
Beckman	DeCramer	Kroening	Morse	Schmitz
Berglin	Dicklich	Laidig	Pehler	Solon
Bertram	Diessner	Langseth	Piper	Stumpf
Brandl	Frederickson, D.J.	Lessard	Pogemiller	Vickerman
Cohen	Gustafson	McQuaid	Purfeerst	

Those who voted in the negative were:

Belanger	Frederick	Larson	Novak	Spear
Benson	Frederickson, D.R.	Luther	Olson	Storm
Berg	Freeman	Marty	Pariseau	Taylor
Bernhagen	Hughes	McGowan	Peterson, D.C.	Waldorf
Brataas	Johnson, D.E.	Mehrkins	Peterson, R.W.	
Dahl	Knaak	Merriam	Ramstad	
Frank	Lantry	Moe, D.M.	Renneke	

The motion prevailed.

H.F. No. 169: A bill for an act relating to game and fish; authorizing elderly residents to take fish by spearing without a license; amending Minnesota Statutes 1988, section 97A.451, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.J.	Metzen	Reichgott
Anderson	Decker	Knutson	Morse	Samuelson
Beckman	DeCramer	Kroening	Pehler	Schmitz
Berglin	Dicklich	Langseth	Peterson, D.C.	Solon
Bertram	Diessner	Lessard	Piper	Stumpf
Brandl	Frederickson, D.J.	Luther	Pogemiller	Vickerman
Cohen	Gustafson	McQuaid	Purfeerst	

Those who voted in the negative were:

Belanger	Frederick	Lantry	Moe, R.D.	Spear
Benson	Frederickson, D.R.	Larson	Novak	Storm
Berg	Freeman	Marty	Olson	Taylor
Bernhagen	Hughes	McGowan	Pariseau	Waldorf
Brataas	Johnson, D.E.	Mehrkens	Peterson, R.W.	
Dahl	Knaak	Merriam	Ramstad	
Frank	Laidig	Moe, D.M.	Renneke	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate take up the Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

CALENDAR

H.F. No. 1423: A bill for an act relating to nursing home admission agreements; prohibiting use of blanket waivers of liability by continuing care facilities and nursing homes; requiring nursing home admission agreements to be available to the public and clarifying that such agreements are consumer contracts; prohibiting nursing homes from requiring third party guarantors; requiring nursing homes to identify their status as public benefits providers; prohibiting use of blanket consents for treatment; requiring written acknowledgment that residents have received a copy of the patients' bill of rights; providing penalties; requiring a facility fee payment to enrolled hospitals for certain emergency room or clinic visits; amending Minnesota Statutes 1988, section 80D.04, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 144; and 256B.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 966: A bill for an act relating to transportation; providing for the recording of transportation corridors other than streets or highways; removing legislative route 249 from the trunk highway system; amending Minnesota Statutes 1988, section 505.1792, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Waldorf voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 30: A bill for an act relating to employment; requiring breaks during the work day; proposing coding for new law in Minnesota Statutes, chapter 177.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 37 and nays 28, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Johnson, D.J.	Metzen	Samuelson
Belanger	Diessner	Kroening	Novak	Schmitz
Berglin	Frank	Lantry	Pehler	Solon
Brandl	Frederickson, D.J.	Lessard	Peterson, D.C.	Stumpf
Cohen	Frederickson, D.R.	Luther	Piper	Vickerman
Dahl	Freeman	Marty	Pogemiller	
Decker	Gustafson	McQuaid	Purfeerst	
DeCramer	Hughes	Mehrkins	Reichgott	

Those who voted in the negative were:

Anderson	Davis	Langseth	Morse	Spear
Beckman	Frederick	Larson	Olson	Storm
Benson	Johnson, D.E.	McGowan	Pariseau	Taylor
Berg	Knaak	Merriam	Peterson, R. W.	Waldorf
Bernhagen	Knutson	Moe, D.M.	Ramstad	
Bertram	Laidig	Moe, R.D.	Renneke	

So the bill passed and its title was agreed to.

H.F. No. 1387: A bill for an act relating to education; prohibiting certain punishment in schools; proposing coding for new law in Minnesota Statutes, chapter 127.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Dicklich	Knutson	Metzen	Ramstad
Beckman	Diessner	Kroening	Moe, D.M.	Reichgott
Belanger	Frank	Laidig	Moe, R.D.	Renneke
Berglin	Frederick	Langseth	Morse	Schmitz
Bernhagen	Frederickson, D.J.	Lantry	Novak	Solon
Brandl	Frederickson, D.R.	Larson	Olson	Spear
Brataas	Freeman	Lessard	Pariseau	Stumpf
Cohen	Gustafson	Luther	Pehler	Taylor
Dahl	Hughes	Marty	Peterson, D.C.	Waldorf
Davis	Johnson, D.E.	McQuaid	Peterson, R. W.	
Decker	Johnson, D.J.	Mehrkins	Piper	
DeCramer	Knaak	Merriam	Pogemiller	

Those who voted in the negative were:

Adkins	Berg	McGowan	Samuelson	Vickerman
Benson	Bertram	Purfeerst	Storm	

So the bill passed and its title was agreed to.

S.F. No. 477: A bill for an act relating to regional railroad authorities; permitting authorities to enter certain agreements; amending Minnesota Statutes 1988, section 398A.04, subdivision 9.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1354: A bill for an act relating to insurance; regulating cancellations and terminations of agents; amending Minnesota Statutes 1988, sections 60A.172; and 72A.20, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Larson and Renneke voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 613: A bill for an act relating to housing; regulating the powers and duties of the housing finance agency; amending Minnesota Statutes 1988, sections 462A.03, subdivision 12; 462A.05, subdivisions 4, 14a, 20, 21, and 27, and by adding subdivisions; 462A.07, subdivision 14, and by adding a subdivision; and 462A.21, subdivisions 4c and 12, and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 811: A bill for an act relating to natural resources; changing certain provisions relating to the taking of turtles; amending Minnesota Statutes 1988, sections 97A.475, subdivision 41; 97C.605, subdivisions 2 and 3; and 97C.611; repealing Minnesota Statutes 1988, section 97C.615.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1454: A bill for an act relating to Itasca county; authorizing a petition to annex unorganized territory to the town of Spang to be signed by residents of the town.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1589: A bill for an act relating to the city of Minneapolis; giving the city certain powers pertaining to the delivery of energy and environmental services; providing for combined hearings on improvements and assessments; amending Minnesota Statutes 1988, section 430.07, subdivision 5.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1374: A bill for an act relating to education; providing that discrimination against a pupil by a teacher may be grounds for discharge or demotion; amending Minnesota Statutes 1988, sections 125.12, subdivision 8; and 125.17, subdivision 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 186: A bill for an act relating to employment; protective agents; prohibiting employers to hire as a protective agent a person convicted of certain crimes; disqualifying persons convicted of criminal sexual conduct from holding a license to operate a private detective or protective agent service; amending Minnesota Statutes 1988, sections 326.32, by adding subdivisions; 326.336, subdivision 1; 326.3381, subdivision 3, and by adding a subdivision; 326.3384, subdivision 1; and 364.09.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Peterson, R.W. voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 1574: A bill for an act relating to corporations; providing that the control share acquisition and business combination statutes apply to certain corporations unless they elect not to be covered; clarifying application of the statutes; reducing the period of time that business combinations may be regulated from five years to four years; eliminating procedures for the use of committees to determine whether a corporation should pursue certain legal remedies; providing that meeting notices do not have to be sent to shareholders when mail has been returned undeliverable; amending Minnesota Statutes 1988, sections 302A.011, subdivisions 41 and 49; 302A.111, subdivision 3; 302A.161, subdivision 17; 302A.241, subdivision 1; 302A.251, subdivision 2; 302A.435, subdivision 1; 302A.671, subdivision 1; and 302A.673, subdivisions 1 and 3; repealing Minnesota Statutes 1988, section 302A.243.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knaak	Metzen	Ramstad
Anderson	Decker	Kroening	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	Frederickson, D.J.	Lessard	Pariseau	Spear
Bernhagen	Frederickson, D.R.	Luther	Pehler	Storm
Bertram	Freeman	Marty	Peterson, D.C.	Stumpf
Brandl	Gustafson	McGowan	Peterson, R.W.	Taylor
Brataas	Hughes	McQuaid	Piper	Vickerman
Cohen	Johnson, D.E.	Mehrkens	Pogemiller	Waldorf
Dahl	Johnson, D.J.	Merriam	Purfeerst	

So the bill passed and its title was agreed to.

H.F. No. 268: A bill for an act relating to commerce; regulating burglar alarm franchises; amending Minnesota Statutes 1988, section 80C.30.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 729: A bill for an act relating to marriage dissolution; requiring courts to consider the existence of domestic abuse in determining whether to award joint custody; providing for the appointment of visitation expeditors to resolve ongoing visitation disputes; providing for visitation by persons who have resided with a child; providing that either parent may request visitation rights on behalf of the child; requiring the court to restrict or modify visitation under certain circumstances; permitting agreements about modification of maintenance; amending Minnesota Statutes 1988, sections 257.022, by adding a subdivision; 518.17, subdivision 2; 518.175, subdivisions 1 and 5; 518.552, by adding a subdivision; and 518.58, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 518.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Reichgott voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 1447: A bill for an act relating to motor vehicles; defining the effect of certain leases; amending Minnesota Statutes 1988, section 168A.17, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Merriam and Peterson, R.W. voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 1581: A bill for an act relating to commerce; securities regulation; exempting certain over-the-counter securities from registration requirements; amending Minnesota Statutes 1988, section 80A.15, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate proceed to the Order of Business of Introduction and First Reading of Senate Bills. 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. Dicklich introduced—

S.F. No. 1626: A bill for an act relating to game and fish; providing a criminal penalty for trespass sign removal; prohibiting possession of firearms while intoxicated; requiring covering of transported animals; regulating discharge of firearms across highways; altering deer stand restrictions; amending Minnesota Statutes 1988, sections 97A.315, subdivision 1;

97A.421, subdivision 4; 97A.535, subdivision 1; 97B.055, subdivision 1; 97B.065; and 97B.325.

Referred to the Committee on Environment and Natural Resources.

Mr. Dicklich introduced—

S.F. No. 1627: A bill for an act relating to water safety; requiring sheriffs to maintain readily available rescue equipment; amending Minnesota Statutes 1988, section 361.24, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Mr. DeCramer introduced—

S.F. No. 1628: A bill for an act relating to agriculture; authorizing a lien for agricultural input suppliers when a lender does not provide a letter of commitment; amending Minnesota Statutes 1988, section 514.952, subdivisions 4 and 5.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Stumpf; Lessard; Moe. R.D. and Pogemiller introduced—

S.F. No. 1629: A bill for an act relating to taxation; sales; providing an exemption for certain purchases by Canadian residents; amending Minnesota Statutes 1988, section 297A.25, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

MOTIONS AND RESOLUTIONS - CONTINUED

SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate take up the General Orders Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. 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:

S.F. Nos. 662, 811, 1105, 1502, 653, 1278, 29, 1123, 1239, 1375, 6, H.F. Nos. 545, 97, 343, 627, 278, 456, 731, 193, 578 and 444, which the committee recommends to pass.

H.F. No. 700, which the committee recommends to pass, subject to the following motions:

Mr. Benson moved to amend H.F. No. 700, as amended pursuant to Rule 49, adopted by the Senate May 1, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 412.)

Page 1, line 21, after "age," insert "appearance,"

Page 2, lines 5 and 31, after "age," insert "appearance,"

Page 3, lines 19 and 28, after "age," insert "appearance,"

Page 4, lines 1 and 29, after "age," insert "appearance,"

Amend the title as follows:

Page 1, line 5, after "age," insert "appearance."

The motion prevailed. So the amendment was adopted.

Mr. Benson then moved to amend H.F. No. 700, as amended pursuant to Rule 49, adopted by the Senate May 1, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 412.)

Page 1, line 21, after "age," insert "lawful occupation,"

Page 2, lines 5 and 31, after "age," insert "lawful occupation,"

Page 3, lines 19 and 28, after "age," insert "lawful occupation,"

Page 4, lines 1 and 29, after "age," insert "lawful occupation,"

Amend the title as follows:

Page 1, line 5, after "age," insert "lawful occupation,"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 29, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Johnson, D.E.	Lessard	Purfeerst
Belanger	Decker	Knaak	McGowan	Ramstad
Benson	Frank	Knutson	McQuaid	Renneke
Berg	Frederick	Laidig	Mehrkins	Storm
Bernhagen	Frederickson, D.R.	Langseth	Olson	Taylor
Bertram	Gustafson	Larson	Pariseau	

Those who voted in the negative were:

Adkins	DeCramer	Lantry	Morse	Schmitz
Berglin	Dicklich	Luther	Pehler	Solon
Brandl	Diessner	Marty	Peterson, D.C.	Spear
Cohen	Freeman	Merriam	Peterson, R.W.	Stumpf
Dahl	Hughes	Metzen	Piper	Vickerman
Davis	Johnson, D.J.	Moe, R.D.	Reichgott	

The motion did not prevail. So the amendment was not adopted.

Mr. Knaak moved to amend H.F. No. 700, as amended pursuant to Rule 49, adopted by the Senate May 1, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 412.)

Page 1, line 20, delete "sexual orientation,"

Page 2, line 4, delete "sexual"

Page 2, line 5, delete "orientation,"

Page 2, line 30, delete "sexual orientation,"

Page 3, lines 18, 27, and 36, delete "sexual orientation,"

Page 4, line 28, delete "sexual orientation,"

Amend the title as follows:

Page 1, line 5, delete "sexual orientation,"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 10 and nays 51, as follows:

Those who voted in the affirmative were:

Anderson	Benson	Knaak	Lessard	Pariseau
Belanger	Bertram	Larson	Olson	Ramstad

Those who voted in the negative were:

Adkins	DeCramer	Johnson, D.J.	Moe, D.M.	Renneke
Beckman	Dicklich	Knutson	Moe, R.D.	Schmitz
Berg	Diessner	Laidig	Morse	Solon
Berglin	Frank	Langseth	Novak	Spear
Bernhagen	Frederick	Lantry	Pehler	Storm
Brandl	Frederickson, D.J.	Luther	Peterson, D.C.	Stumpf
Brataas	Frederickson, D.R.	Marty	Peterson, R.W.	Vickerman
Cohen	Freeman	McGowan	Piper	
Dahl	Gustafson	McQuaid	Pogemiller	
Davis	Hughes	Mehrkens	Purfeerst	
Decker	Johnson, D.E.	Merriam	Reichgott	

The motion did not prevail. So the amendment was not adopted.

Mr. Frederick moved to amend H.F. No. 700, as amended pursuant to Rule 49, adopted by the Senate May 1, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 412.)

Page 1, line 21, after "age," insert "*membership or lack of membership in a labor union,*"

Page 2, lines 5 and 31, after "age," insert "*membership or lack of membership in a labor union,*"

Page 3, lines 19 and 28, after "age," insert "*membership or lack of membership in a labor union,*"

Page 4, lines 1 and 29, after "age," insert "*membership or lack of membership in a labor union,*"

Amend the title as follows:

Page 1, line 5, after "age," insert "*membership or lack of membership in a labor union,*"

The motion did not prevail. So the amendment was not adopted.

H.F. No. 1530, which the committee recommends to pass with the following amendment offered by Mr. Frederick:

Amend H.F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate April 24, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 1441.)

Page 2, line 14, delete "*an oral or*" and insert "*a*"

Page 2, line 22, after "*cancel,*" insert "*or*" and delete everything after "*renew*"

Page 2, line 23, delete everything before "*a*"

Page 2, line 25, delete "*substantially*" and delete "*essential and reasonable*"

Page 3, line 31, delete "180" and insert "90"

Page 3, lines 34 and 35, delete "180 days" and insert "*until the expiration of the notice period*"

Page 3, line 36, delete "180 days" and insert "*the notice period*"

Page 4, line 27, after "cancel," insert "or"

Page 4, line 28, delete everything after "renew"

Page 4, line 30, delete ", including a sustained drought"

Page 4, line 31, delete "*in the dealership market area,*" and insert "or" and delete ", or other"

Page 4, line 32, delete everything before the period

The motion prevailed. So the amendment was adopted.

H.F. No. 1435, which the committee recommends to pass with the following amendment offered by Mr. Berg:

Amend H.F. No. 1435, the unofficial engrossment, as follows:

Page 1, after line 25, insert:

"Sec. 3. [CITY OF EVANSVILLE; SUNDAY LIQUOR LICENSE.]

Notwithstanding Minnesota Statutes, section 340A.504, subdivision 3, paragraph (d), the city of Evansville in Douglas county may issue an intoxicating liquor license for consumption on the premises on Sundays without approval of the voters of the municipality. All other requirements of Minnesota Statutes, chapter 340A, apply to a license under this section."

Page 2, line 5, after the period, insert "*Section 3 is effective on approval of the Evansville city council and compliance with Minnesota Statutes, section 645.021.*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after "license" insert "; authorizing the city of Evansville to issue Sunday on-sale liquor licenses"

The motion prevailed. So the amendment was adopted.

H.F. No. 1338, which the committee recommends to pass with the following amendment offered by Mr. Metzen:

Amend H.F. No. 1338, as amended pursuant to Rule 49, adopted by the Senate April 24, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 1563.)

Page 1, line 19, delete "*the personnel of*"

Page 1, line 20, before the period, insert ", and, at the registrar's discretion, to persons who use the information to notify lessees of automobile recalls. The registrar may release information about lessees in the form of summary data, as defined in section 13.02, to persons who use the information in conducting statistical analysis and market research"

The motion prevailed. So the amendment was adopted.

S.F. No. 703, which the committee recommends to pass with the following

amendment offered by Mr. Benson:

Page 2, after line 33, insert:

“Sec. 4. [BOARD OF CONSOLIDATED DISTRICT; SCHOOL BOARD SIZE.]

Independent school district Nos. 232, Peterson, and 234, Rushford, may agree to any of the following:

(1) a school board of not more than seven members;
(2) election districts of the size desired by the consolidating districts;
and

(3) election of school board members in the manner agreed upon, such as at large from a previously existing district or from the newly consolidated district, some members at large, some members from election districts or from previously existing districts. However, at least six years after the first election of the consolidated district board, the board shall comply with the general provisions of law governing election of school board members. To the extent the provisions of Minnesota Statutes, section 122.23, or any other applicable law are inconsistent with this section, the provisions of this section shall apply.

Sec. 5. [EFFECTIVE DATE; LOCAL APPROVAL.]

Section 4 is effective upon approval of the board of independent school district No. 232 and the board of independent school district No. 234 the day following compliance with Minnesota Statutes, section 645.021, subdivision 3, by the board of independent school district No. 232 and the board of independent school district No. 234.”

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 33, which the committee recommends to pass, after the following motion:

Mr. Knaak moved to amend H.F. No. 33, as amended pursuant to Rule 49, adopted by the Senate April 24, 1989, as follows:

(The text of the amended House File is identical to S.F. No. 78.)

Page 1, after line 5, insert:

“Section 1. Minnesota Statutes 1988, section 116.082, is amended to read:

116.082 [OPEN BURNING OF LEAVES; LOCAL ORDINANCES.]

Subject to sections 88.16, 88.17 and 88.22, but notwithstanding any law or rule to the contrary, a town or home rule charter or statutory city located outside the metropolitan area as defined in section 473.121, subdivision 2, by adoption of an ordinance, may permit the open burning of dried leaves within the boundaries of the town or city. The ordinance shall limit leaf burning to the period between September 15 and December 1 and shall set forth limits and conditions on leaf burning to minimize air pollution and fire danger and any other hazards or nuisance conditions. No open burning of leaves shall take place during an air pollution alert, warning or emergency declared by the agency. Any town or city adopting an ordinance pursuant to this section shall submit a copy of the ordinance to the

agency and the department of natural resources. *A town in the metropolitan area may by ordinance provide for the burning of vegetation on town road rights-of-way as provided by section 164.02, subdivision 1.*"

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections 116.082; and"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Decker	McGowan	Pariseau	Schmitz
Belanger	Knaak	Mehrkens	Purfeerst	Storm
Benson	Laidig	Metzen	Ramstad	Taylor
Bernhagen	Larson	Olson	Renneke	Vickerman

Those who voted in the negative were:

Adkins	DeCramer	Knutson	Novak	Spear
Beckman	Dicklich	Kroening	Pehler	Stumpf
Berglin	Diessner	Lantry	Peterson, D.C.	
Bertram	Frank	Marty	Peterson, R.W.	
Dahl	Frederickson, D.J.	Merriam	Piper	
Davis	Johnson, D.J.	Morse	Reichgott	

The motion did not prevail. So the amendment was not adopted.

H.F. No. 630, which the committee recommends to pass with the following amendment offered by Ms. Olson:

Amend H.F. No. 630, the unofficial engrossment, as follows:

Page 13, after line 4, insert:

"Sec. 23. Minnesota Statutes 1988, section 205A.10, subdivision 3, is amended to read:

Subd. 3. [CANVASS OF RETURNS, CERTIFICATE OF ELECTION, BALLOTS, DISPOSITION.] Within two days after a school district election *other than a recount of a special election conducted under section 124A.03, subdivision 2, or 475.59*, the school board shall canvass the returns and declare the results of the election. After the time for contesting elections has passed, the school district clerk shall issue a certificate of election to each successful candidate. If there is a contest, the certificate of election to that office must not be issued until the outcome of the contest has been determined by the proper court. If there is a tie vote, the school board shall determine the result by lot. The clerk shall deliver the certificate of election to the successful candidate by personal service or certified mail. The successful candidate shall file an acceptance and oath of office in writing with the clerk within 30 days of the date of mailing or personal service. A person who fails to qualify prior to the time specified shall be deemed to have refused to serve, but that filing may be made at any time before action to fill the vacancy has been taken. The school district clerk shall certify the results of the election to the county auditor, and the clerk shall be the final custodian of the ballots and the returns of the election.

A school district canvassing board shall perform the duties of the school board according to the requirements of this subdivision for a recount of a special election conducted under section 124A.03, subdivision 2, or 475.59.

Sec. 24. Minnesota Statutes 1988, section 205A.10, is amended by adding a subdivision to read:

Subd. 5. [SCHOOL DISTRICT CANVASSING BOARD.] For the purpose of a recount of a special election conducted under section 124A.03, subdivision 2, or 475.59, the school district canvassing board shall consist of one member of the school board other than the clerk, selected by the board, the clerk of the school board, the county auditor of the county in which the greatest number of school district residents reside, the court administrator of the district court of the judicial district in which the greatest number of school district residents reside, and the mayor or chair of the town board of the school district's most populous municipality. Any member of the canvassing board may appoint a designee to appear at the meeting of the board, except that no designee may be a candidate for public office. If one of the individuals fails to appear at the meeting of the canvassing board, the county auditor shall appoint an eligible voter of the school district, who must not be a member of the school board, to fill the vacancy. Not more than two school board members shall serve on the canvassing board at one time. Four members constitute a quorum.

The school board shall serve as the school district canvassing board for the election of school board members."

Page 17, line 29, delete "31" and insert "33"

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 18, delete "subdivision 2" and insert "subdivisions 2, 3, and by adding a subdivision"

The motion prevailed. So the amendment was adopted.

S.F. No. 1227, which the committee recommends to pass with the following amendments offered by Messrs. Metzen, Freeman and Peterson, R.W.:

Mr. Metzen moved to amend S.F. No. 1227 as follows:

Page 18, line 12, before the period, insert "*, provided that regardless of the number of claims against a licensee, nothing in this chapter may obligate the fund for more than \$250,000 per licensee per year*"

Pages 20 and 21, delete section 42

Page 21, line 7, delete "43" and insert "42"

Renumber the sections in sequence

The motion prevailed. So the amendment was adopted.

Mr. Freeman moved to amend S.F. No. 1227 as follows:

Page 5, after line 8, insert:

"Sec. 9. Minnesota Statutes 1988, section 82.19, is amended by adding a subdivision to read:

Subd. 6. [CLOSING AGENTS.] A real estate closing agent may not charge a closing fee, and a borrower may not be required to pay such a fee, at settlement, if the fee was not previously disclosed in writing in the settlement statement at least one business day before the settlement."

Renumber the sections in sequence and correct the internal references
Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Peterson, R.W. moved to amend S.F. No. 1227 as follows:

Page 7, line 28, after "attorney" insert "*or a direct employee of a licensed attorney*"

The motion prevailed. So the amendment was adopted.

S.F. No. 258, which the committee recommends to pass with the following amendments offered by Messrs. Moe, D.M. and Bertram:

Mr. Moe, D.M. moved to amend S.F. No. 258 as follows:

Page 16, line 27, delete "22" and insert "20"

The motion prevailed. So the amendment was adopted.

Mr. Bertram moved to amend S.F. No. 258 as follows:

Page 2, line 11, strike "1989" and insert "1990"

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "extending inclusion of veterans in the category of protected groups for the purpose of state employment;"

The motion prevailed. So the amendment was adopted.

H.F. No. 1207, which the committee recommends to pass with the following amendment offered by Mr. Bertram:

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 1988, section 357.09, is amended to read:

357.09 [SHERIFFS.]

Subdivision 1. ~~The Fees to set under subdivision 8 shall be charged and collected by the sheriff shall be as follows; and no other or greater fees shall be charged for:~~

(1) Serving a summons, warrant, writ, subpoena, or any process issued by a court of record, ~~\$10~~ for each defendant served and mileage;

(2) Taking and approving a bond, ~~\$4~~, and for a certified copy thereof, ~~\$1 per folio~~;

(3) Collection on execution after levy; ~~five percent on the first \$250 and three percent on the remainder~~;

(4) Posting three notices of sale; ~~\$10~~;

(5) Certificate of sale of real estate; ~~\$10~~; a copy thereof, when requested; ~~\$6~~;

(6) Selling land on foreclosure of a mortgage, for all services required, including executing a certificate of sale; ~~\$15~~; postponing such a sale; ~~\$2~~;

(7) Making diligent search and inquiry and returning a summons when defendants cannot be found; ~~\$5~~;

(8) Returning an execution unsatisfied when no service is made; ~~\$10~~;

(9) Receiving and paying over money paid on redemption of property and executing a certificate, ~~one percent on the amount so received;~~ to be collected from the person redeeming; ~~such fee not to exceed \$20 in any case;~~

(10) Securing and safely keeping property in replevin or attachment or on execution; ~~to be computed on the basis of the time spent and hourly rate of pay of the sheriff or deputy executing the process;~~

(11) For services not herein enumerated, ~~the sheriff shall be entitled to the same fees as for similar duties if provided by the county board;~~

(12) For all process when no charge is made for service of a return of not found or unsatisfied; \$5.

Subd. 2. When mileage is allowed the sheriff it shall be computed from the place where the court is usually held ~~and shall be at the rate provided to state employees pursuant to section 43A.18; plus eight cents per mile notwithstanding any other provisions of law to the contrary.~~

Subd. 3. The sheriff shall be allowed reasonable and necessary expenses actually paid out for food furnished any prisoner while conducting the prisoner to jail and for the prisoner's transportation by a common carrier.

Subd. 4. The fees allowed for the service of an execution, for advertising thereon, and for filing certificate with the county recorder shall be collected by virtue thereof and in the same manner as the sum therein directed to be levied.

Subd. 6. This section shall not relate to or affect the fees of the sheriff of Ramsey county.

Subd. 7. All special laws relating to sheriffs' fees and mileage allowance which are inconsistent with the provisions of Laws 1977, chapter 338 are superseded to the extent of the inconsistency.

Subd. 8. ~~Counties with a population in excess of 80,000 according to the latest federal decennial census or the population estimates of the demographer pursuant to section 116K.04 are not subject to the provisions of this section; but~~ The county board in exempt counties shall set the sheriff's fees with the advice and consultation of the sheriff."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon, insert "allowing county boards to set sheriff's fees;"

Page 1, line 4, delete "section" and insert "sections 357.09; and"

The motion prevailed. So the amendment was adopted.

S.F. No. 1252, which the committee recommends to pass with the following amendment offered by Mr. Johnson, D.J.: -

Page 6, after line 19, insert:

"Sec. 5. [COORDINATION WITH LEVY LIMITS.]

Notwithstanding any other law to the contrary, the amount of tax extended pursuant to section 4, subdivision 3, in any city or township subject to levy limits pursuant to Minnesota Statutes, section 275.51, shall be deducted from each city's or township's levy limit pursuant to section 275.51. The

department of revenue is authorized to estimate the deduction when determining each city's or township's levy limit. The department of revenue will adjust the city's or township's levy limit in the subsequent year for any difference between the estimate and the actual tax extended pursuant to section 4, subdivision 3."

Renumber the sections in sequence

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 400, which the committee recommends to pass with the following amendment offered by Mr. Knaak:

Page 1, line 21, after the period, insert "*The notice under this subdivision is for notification purposes only and does not create a right of intervention by the commissioner of natural resources.*"

Page 2, lines 14 and 30, after the period, insert "*The notice under this subdivision is for notification purposes only and does not create a right of intervention by the commissioner of natural resources.*"

Page 3, line 12, after the period, insert "*The notice under this subdivision is for notification purposes only and does not create a right of intervention by the commissioner of natural resources.*"

Page 4, lines 3 and 20, after the period, insert "*The notice under this subdivision is for notification purposes only and does not create a right of intervention by the commissioner of natural resources.*"

Page 5, line 4, after the period, insert "*The notice under this subdivision is for notification purposes only and does not create a right of intervention by the commissioner of natural resources.*"

The motion prevailed. So the amendment was adopted.

S.F. No. 1358, which the committee recommends to pass, subject to the following motions:

Mr. Moe, R.D. moved to amend S.F. No. 1358 as follows:

Page 10, lines 12 and 14, delete "*a member*" and insert "*two members*"

Page 10, delete lines 18 to 21 and insert:

"(5) three members of the senate appointed by the subcommittee on committees of the committee on rules and administration and three members of the house of representatives appointed by the speaker;"

Page 10, line 26, delete "*two*" and insert "*four*"

Page 10, lines 27 and 28, delete "*one*" and insert "*two*"

Page 10, line 29, after the period, insert "*One of the persons appointed by the majority leader must be a resident of Bloomington, and the other must be a resident of Richfield. One of the persons appointed by the speaker must be a resident of Minneapolis, and the other must be a resident of St. Paul.*"

Mr. Knutson moved to amend the Moe, R.D. amendment to S.F. No. 1358 as follows:

Page 1, line 9, delete "*four*" and insert "*six*"

Page 1, line 10, delete "two" and insert "three"

Page 1, line 13, after the comma, insert "one a resident of Eagan," and delete "other" and insert "third"

Page 1, line 15, after the comma, insert "one a resident of Mendota Heights," and delete "other" and insert "third"

The motion prevailed. So the amendment to the amendment was adopted.

The question was taken on the adoption of the Moe, R.D. amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Mr. Knaak moved to amend S.F. No. 1358 as follows:

Pages 9 to 11, delete section 8

Page 11, line 18, delete "9" and insert "8"

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 5 and 6, delete "establishing a state advisory council on metropolitan airport planning;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 18 and nays 38, as follows:

Those who voted in the affirmative were:

Anderson	Frank	Larson	Olson	Renneke
Brataas	Frederick	McGowan	Pariseau	Storm
Dahl	Knaak	McQuaid	Ramstad	
Diessner	Laidig	Novak	Reichgott	

Those who voted in the negative were:

Adkins	Davis	Johnson, D.E.	Metzen	Samuelson
Beckman	Decker	Knutson	Moe, D.M.	Schmitz
Belanger	DeCramer	Langseth	Moe, R.D.	Solon
Berg	Dicklich	Lantry	Morse	Spear
Berglin	Frederickson, D.J.	Lessard	Pehler	Vickerman
Bertram	Frederickson, D.R.	Luther	Peterson, R.W.	Waldorf
Brandl	Freeman	Marty	Piper	
Cohen	Hughes	Merriam	Purfeerst	

The motion did not prevail. So the amendment was not adopted.

Mr. Renneke moved to amend S.F. No. 1358 as follows:

Page 11, line 3, delete "AIRLAKE AIRPORT" and insert "RELIEVER AIRPORTS; STUDIES"

Page 11, line 4, before "The" insert "Subdivision 1. [AIRLAKE AIRPORT.]"

Page 11, after line 16, insert:

"Subd. 2. [ST. CLOUD, ROCHESTER AIRPORTS; STUDY.] The commission shall conduct a study on the feasibility of using the St. Cloud municipal airport and the Rochester international airport to relieve congestion at Minneapolis-St. Paul international airport. The study shall consider future traffic growth at each airport, availability of and the need for transportation to St. Cloud and Rochester from Minneapolis-St. Paul international airport, and the benefit to each airport and the surrounding

communities by a shift of traffic from Minneapolis-St. Paul international airport to St. Cloud and Rochester. The commission shall report to the legislature by January 1, 1991, on the results of the study."

Amend the title as follows:

Page 1, line 8, before the semicolon, insert "and the use of certain airports to relieve congestion at Minneapolis-St. Paul international airport"

The motion prevailed. So the amendment was adopted.

Mr. Knaak moved to amend S.F. No. 1358 as follows:

Page 3, line 35, after "four" insert "nonvoting"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 15 and nays 46, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Frederickson, D.R.	McQuaid	Pariseau
Belanger	Dahl	Knaak	Novak	Ramstad
Berg	Frank	McGowan	Olson	Renneke

Those who voted in the negative were:

Adkins	DeCramer	Kroening	Morse	Spear
Beckman	Dicklich	Langseth	Pehler	Storm
Benson	Diessner	Lantry	Peterson, D.C.	Stumpf
Berglin	Frederick	Lessard	Peterson, R.W.	Taylor
Bernhagen	Frederickson, D.J.	Luther	Piper	Vickerman
Bertram	Freeman	Marty	Pogemiller	Waldorf
Brandl	Hughes	Merriam	Purfeerst	
Cohen	Johnson, D.E.	Metzen	Samuelson	
Davis	Johnson, D.J.	Moe, D.M.	Schmitz	
Decker	Knutson	Moe, R.D.	Solon	

The motion did not prevail. So the amendment was not adopted.

Ms. Olson moved to amend S.F. No. 1358 as follows:

Page 9, after line 24, insert:

"Sec. 8. Minnesota Statutes 1988, section 473.661, subdivision 2, is amended to read:

Subd. 2. The commissioners shall on or before October 10th of each calendar year, certify to the county auditor of each county in the ~~metropolitan area~~ *state* the total amount to be raised by the commissioners during the next calendar year through taxation, and each county auditor shall extend and assess against all property in the auditor's county which is then taxable by the corporation for the purpose for which the levy is made under the provisions of section 473.621, subdivision 5, that sum which bears the same proportion to the total amount as the gross tax capacity of such taxable property bears to the gross tax capacity of all property in the ~~metropolitan area~~ *state* which is then taxable by the corporation for the purpose for which the levy is made. The county auditor shall extend, spread, and include the same with and as a part of the general taxes for state, county, and municipal purposes, to be collected and enforced therewith, together with penalties and interest and costs, and the county treasurer, upon collection of the same, shall transfer the same to the treasurer of the corporation.

Sec. 9. Minnesota Statutes 1988, section 473.661, subdivision 3, is amended to read:

Subd. 3. In any budget certified by the commissioners, pursuant to any of the provisions of this section, the amount included for operation and maintenance shall not exceed an amount which, when extended against the gross tax capacity of property then taxable therefor under the provisions of section 473.621, subdivision 5, will require a levy at the rate of one-third of one mill upon such gross tax capacity. Taxes levied by the corporation shall not affect the amount or rate of taxes which may be levied by any other local government unit within the ~~metropolitan area~~ *state* under the provisions of any law or charter.

Sec. 10. Minnesota Statutes 1988, section 473.667, subdivision 3, is amended to read:

Subd. 3. [GENERAL OBLIGATION REVENUE BONDS.] Subject to the provisions of subdivision 2 the commission may issue bonds for the acquisition and betterment of airports and air navigation facilities, and for the refunding of such bonds and of certificates of indebtedness issued under subdivision 10, in the same manner and with the same powers and duties as a municipality under the provisions of chapter 475 except as otherwise provided in this section. The bonds shall be designated as general obligation revenue bonds, and shall be payable primarily from and secured under resolutions of the commission by an irrevocable pledge and appropriation of the revenues to be derived from rates, fees, charges, and rentals to be imposed, maintained, and collected for all use, service, and availability of airport and air navigation facilities owned and to be owned or operated by the commission. They shall be further secured by the pledge of the full faith and credit of the commission, which shall be obligated to levy upon all taxable property within the ~~metropolitan area~~ *state* a tax at such times and in such amounts, if any, as may be required to provide funds sufficient to pay all of the bonds and interest thereon when due and to maintain a reserve securing such payments in the manner and to the extent provided in this section. This tax, if ever required to be levied, shall not be subject to any limitation of rate or amount. The security afforded by this section extends equally and ratably to all general obligation revenue bonds of the commission, except that nothing herein shall prevent the commission from pledging current revenues from a particular facility or group of facilities first to the payment and security of bonds issued to finance such facilities.

Sec. 11. Minnesota Statutes 1988, section 473.667, subdivision 4, is amended to read:

Subd. 4. [DEBT SERVICE FUND.] The commission shall maintain permanently on its official books and records an account or accounts referred to herein collectively as the debt service fund, separate from all other funds and accounts, to record all receipts and disbursements of money for principal and interest payments on its bonds, and on certificates of indebtedness issued pursuant to subdivision 10. At or before the due date of each principal and interest payment on said bonds and certificates the treasurer shall remit from the debt service fund to the payment agent for the issue an amount sufficient for such payment, without further order from the commission. At or before the time of delivery of any series of bonds the commission shall withdraw from the proceeds thereof, or from revenues then on hand and available for the purpose, and shall deposit in the debt service fund such amount, if any, as may be required to establish in the fund a balance of cash and investments at least equal to the total amount of principal and interest then due and to become due on bonds of the commission to the end of the following year, but not exceeding the total amount of principal

and interest then due and to become due on bonds of the commission to the end of the second following year. The commission shall also deposit in the fund on or before October 10 in each year, from revenues received in excess of budgeted current expenses of operation and maintenance of its property and of carrying on its business and activities, or from other available moneys, amounts at least sufficient to permit cancellation of the taxes referred to in subdivision 2 and to pay principal and interest due on the following year on general obligation revenue bonds of the commission; and, to the extent determined by the commission, sufficient to produce a balance of cash and investments therein not exceeding the total amount of principal and interest due and to become due on all bonds of the commission to the end of the second following year. If such revenues or other available moneys are insufficient in any year to produce the required minimum balance or any larger balance established by the commission, then unless provision is made for restoring the deficiency in accordance with the provisions of subdivision 8, the commission shall levy and appropriate to the debt service fund, and certify to the county auditors of all counties in the ~~metropolitan area~~ *state*, a tax in accordance with subdivision 3 in an amount at least five percent in excess of the deficiency. For the purpose of determining the balance in the debt service fund at any time, investments held therein shall be valued at the principal amount payable at maturity if they mature in the following year, or otherwise at market value, plus the amount of interest receivable thereon to the end of the following year.

Sec. 12. Minnesota Statutes 1988, section 473.667, subdivision 6, is amended to read:

Subd. 6. [REIMBURSEMENT OF DEBT SERVICE FUND DEFICIENCIES.] If a debt service fund deficiency tax is ever certified in accordance with subdivision 4, each county auditor shall extend it on the tax roll of the auditor's county in that proportion which the gross tax capacity of taxable property within the county then bears to the gross tax capacity of all taxable property within the ~~metropolitan area~~ *state*, and shall certify to the commission the amount so extended. Thereafter the commission shall be obligated to repay to the treasurer of each county the amount extended upon its tax roll with interest at six percent per annum from the dates of payment of the deficiency tax to the commission to the date or dates of repayment. The commission shall certify to each county auditor the principal amount to be so paid to the county before October 10 in each subsequent year, and the county auditor shall reduce by this amount the taxes levied by the county which are to be extended upon its tax rolls then in preparation.

Sec. 13. Minnesota Statutes 1988, section 473.671, is amended to read:
473.671 [LIMIT OF TAX LEVY.]

The taxes levied against the property of the ~~metropolitan area~~ *state* in any one year shall not exceed one-third of one mill upon the gross tax capacity thereof, exclusive of the taxes it may be necessary to levy to pay the principal or interest on any bonds or indebtedness of said city issued by it under the provisions of Laws 1943, chapter 500, and exclusive of any amounts required to pay the share of such city for payments on bonded indebtedness of the corporation provided for in Laws 1943, chapter 500. The levy of taxes authorized in Laws 1943, chapter 500, shall be in addition to the maximum rate allowed to be levied to defray the cost of government under the provisions of the charter of any city affected by Laws 1943,

chapter 500.

Sec. 14. Minnesota Statutes 1988, section 473.672, is amended to read:

473.672 ~~[METROPOLITAN AREA TAX LEVY.]~~

Notwithstanding the provisions of section 473.671 or any other provision of sections 473.601 to 473.679, any tax levy required to be made to pay debt service on any bonds heretofore or hereafter issued by the commission shall not be restricted to the cities of Minneapolis and St. Paul but shall be levied against all the taxable property in the ~~metropolitan area~~ state in accordance with the provisions of section 473.667."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "extending the commission's taxing authority statewide;"

Page 1, line 9, delete "and"

Page 1, line 10, after the semicolon, insert "473.661, subdivisions 2 and 3; 473.667, subdivisions 3, 4, and 6; 473.671; and 473.672;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 17 and nays 42, as follows:

Those who voted in the affirmative were:

Belanger	Frank	McGowan	Novak	Waldorf
Berglin	Knaak	McQuaid	Olson	
Dahl	Kroening	Merriam	Pariseau	
Diessner	Marty	Metzen	Ramstad	

Those who voted in the negative were:

Adkins	Cohen	Hughes	Moe, R. D.	Samuelson
Anderson	Davis	Johnson, D.E.	Morse	Schmitz
Beckman	Decker	Johnson, D.J.	Pehler	Spear
Benson	DeCramer	Knutson	Peterson, D.C.	Stumpf
Berg	Dicklich	Langseth	Peterson, R. W.	Taylor
Bernhagen	Frederick	Lantry	Piper	Vickerman
Bertram	Frederickson, D.J.	Lessard	Pogemiller	
Brandl	Frederickson, D.R.	Luther	Purfeerst	
Brataas	Freeman	Moe, D.M.	Renneke	

The motion did not prevail. So the amendment was not adopted.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate revert to the Order of Business of Messages From the House. The motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 1625: A bill for an act relating to public administration; appropriating money for education and related purposes to the higher education coordinating board, state board of vocational technical education, state board for community colleges, state university board, University of Minnesota, and the Mayo medical foundation, with certain conditions; amending Minnesota Statutes 1988, sections 121.93, subdivisions 2, 3, and 4; 136.31, subdivisions 3 and 5; 136A.04; 136A.05; 136A.08; 136A.095; 136A.101, subdivisions 1 and 7; 136A.121; 136A.131; 136A.132; 136A.134, subdivision 4; 136A.15, subdivision 1; 136A.16, subdivisions 1, 2, 5, 8, 9, and 10; 136A.17, subdivision 1; 136A.1701, subdivisions 1, 2, and 5; 136A.172; 136A.173, subdivision 1; 136A.174; 136A.175, subdivision 4; 136A.176; 136A.177; 136A.178; 136A.179; 136A.29, subdivision 9; 136C.04, subdivisions 1, 2, 6, 10, and 18; 136C.042, subdivision 2; 136C.05, by adding a subdivision; 136C.07, subdivision 4; 136C.075; 136C.08, subdivision 1; 136C.15; 136C.31, by adding a subdivision; 136C.36; 136C.43, subdivision 1; 169.44, subdivision 18; 275.125, subdivision 14a; 354.094, subdivisions 1a and 1b; 354A.091, subdivision 1a; 355.46, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 135A and 136A; repealing Minnesota Statutes 1988, sections 121.936, subdivision 1a; 136A.042; 136A.09; 136A.101, subdivision 6; 136A.111; 136A.121, subdivisions 1, 4, and 15; 136A.14; 136A.141; 136A.142; 136A.51; 136A.52; 136A.53; 136C.07, subdivisions 1, 2, 3, and 6; 136C.21; 136C.211; 136C.212; 136C.213; 136C.22; 136C.221; 136C.222; 136C.223; 136C.25; 136C.26, subdivisions 1, 3, 4, 5, 6, 7, and 9; 136C.27, subdivision 2; 136C.28, subdivisions 1 and 2; 136C.29; 136C.33, subdivisions 1 and 2; 136C.42; and 136C.43, subdivisions 1, 2, and 3.

Senate File No. 1625 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 5, 1989

Mr. Merriam moved that the Senate do not concur in the amendments by the House to S.F. No. 1625, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1618: A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and other agencies with certain conditions; providing for regulation of certain activities and practices; requiring studies and reports; fixing and limiting fees; amending Minnesota Statutes 1988, sections 12.14; 41A.09; 43A.08, subdivision 1; 237.30; 341.10; 473.384, subdivision 7; and 473.386, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 299C.

There has been appointed as such committee on the part of the House:

Rice, Lieder, Kalis, Sarna and Johnson, V.

Senate File No. 1618 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 5, 1989

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 300:

H.F. No. 300: A bill for an act relating to occupational safety and health; increasing certain penalties; proposing changes to the employee right-to-know act of 1984; amending Minnesota Statutes 1988, sections 182.651, subdivisions 7, 14, 15, and by adding a subdivision; and 182.653, subdivisions 4b, 4c, and 4f; repealing Minnesota Statutes 1988, section 182.651, subdivision 16.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Clark, Pappas and Limmer have been appointed as such committee on the part of the House.

House File No. 300 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Ms. Piper moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 300, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 371:

H.F. No. 371: A bill for an act relating to corrections; authorizing the commissioner of corrections to take photographs of juveniles committed to the commissioner for management and law enforcement purposes; amending Minnesota Statutes 1988, section 260.161, subdivision 3.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Pappas, Kelly and Macklin have been appointed as such committee on the part of the House.

House File No. 371 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Mr. Marty moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 371, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 489:

H.F. No. 489: A bill for an act relating to employment; regulating fair share fees, unfair labor practices, arbitration procedures and grievance procedures; amending Minnesota Statutes 1988, sections 179.02, by adding a subdivision; 179A.03, subdivision 7; 179A.05, subdivision 6; 179A.06, subdivision 3; 179A.13, subdivision 1; 179A.14, subdivision 1; 179A.16, subdivisions 1, 2, 3, and 4; and 179A.20, subdivision 4.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Dawkins, Begich and Redalen have been appointed as such committee on the part of the House.

House File No. 489 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Mr. Freeman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 489, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 527:

H.F. No. 527: A bill for an act relating to state parks; requiring collection facilities for recycling containers in state parks; proposing coding for new law in Minnesota Statutes, chapter 85.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Skoglund, Trimble and Lynch have been appointed as such committee on the part of the House.

House File No. 527 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Mr. Beckman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 527, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 943:

H.F. No. 943: A bill for an act relating to health; requiring post-secondary students to submit a statement of immunization; providing exemptions; amending Minnesota Statutes 1988, section 123.70, subdivisions 1, 2, 4, 8, 9, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 135A.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Orenstein, Segal and Swenson have been appointed as such committee on the part of the House.

House File No. 943 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Mr. Vickerman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 943, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 949:

H.F. No. 949: A bill for an act relating to traffic safety; increasing penalties for persons convicted of DWI after a previous conviction for criminal vehicular operation or for another impaired driving crime; amending Minnesota Statutes 1988, section 169.121, subdivision 3.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Frederick, Kelly and Carruthers have been appointed as such committee on the part of the House.

House File No. 949 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Mr. Taylor moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 949, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1107:

H.F. No. 1107: A bill for an act relating to landlord and tenant; authorizing emergency proceeding for loss of essential services; proposing coding for new law in Minnesota Statutes, chapter 566.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Jefferson, Osthoff and Olsen, S., have been appointed as such committee on the part of the House.

House File No. 1107 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 5, 1989

Mr. Marty moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1107, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 826: Messrs. Merriam, Knaak and Peterson, R.W.

H.F. No. 65: Messrs. Dahl, Bernhagen and Frank.

H.F. No. 1734: Messrs. Johnson, D.J.; Brandl; Novak; Pogemiller and Stumpf.

H.F. No. 489: Messrs. Freeman; Frederickson, D.J. and Decker.

S.F. No. 1625: Messrs. Waldorf, Dicklich, Taylor, Mrs. Brataas and Mr. DeCramer.

H.F. No. 300: Ms. Piper, Messrs. Pehler and Gustafson.

H.F. No. 943: Messrs. Vickerman, Pehler and Knutson.

H.F. No. 527: Mr. Beckman, Ms. Piper and Mr. Frederickson, D.J.

H.F. No. 949: Messrs. Taylor, Spear and Pogemiller.

Mr. Moe, R.D. moved that the foregoing appointments be approved. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Taylor moved that S.F. No. 14, No. 16 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

MEMBERS EXCUSED

Mr. Chmielewski was excused from the Session of today. Mr. Knaak was excused from the Session of today from 12:30 to 12:45 p.m. Mr. Beckman was excused from the Session of today from 1:30 to 2:10 p.m. Mr. Pogemiller was excused from the Session of today from 1:30 to 2:00 p.m. and 2:15 to 5:30 p.m. Mr. Hughes was excused from the Session of today from 2:30 to 5:15 p.m. Ms. Reichgott was excused from the Session of today from 3:30 to 4:00 p.m. Mr. Gustafson was excused from the Session of today at 4:15 p.m. Mr. Mehrkens was excused from the Session of today at 5:15 p.m. Mr. Larson was excused from the Session of today at 5:30 p.m. Mr. Novak was excused from the Session of today at 6:00 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, May 8, 1989. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate