

SIXTY-SIXTH DAY

St. Paul, Minnesota, Monday, March 5, 1990

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

CALL OF THE SENATE

Mr. Purfeerst imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rabbi Stacy Offner.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Kroening was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

January 29, 1990

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Minnesota Rural Finance Authority is hereby respectfully submitted to the Senate for confirmation as required by law:

David Velde, Rt. 2, Box 49, Carlos, Douglas County, has been appointed by me, effective January 24, 1990, for a term expiring the first Monday in January, 1994.

(Referred to the Committee on Agriculture and Rural Development.)

February 22, 1990

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointment to the Board of Animal Health is hereby respectfully submitted to the Senate for confirmation as required by law:

Theodore Huisinga, 5770 County Rd. 9 N.E., Willmar, Kandiyohi County, has been appointed by me, effective January 30, 1990, for a term expiring the first Monday in January, 1994.

(Referred to the Committee on Agriculture and Rural Development.)

February 22, 1990

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

The following appointments to the State Board of Education are hereby respectfully submitted to the Senate for confirmation as required by law:

Erling O. Johnson, 832 Eastwood Ln., Anoka, Anoka County, has been appointed by me, effective January 30, 1990, for a term expiring the first Monday in January, 1994.

Alan T. Zdon, 3825 - 3rd Ave. E., Hibbing, St. Louis County, has been appointed by me, effective January 30, 1990, for a term expiring the first Monday in January, 1994.

(Referred to the Committee on Education.)

Sincerely,
Rudy Perpich, Governor

MESSAGES FROM THE HOUSE

Mr. President:

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

Senate Concurrent Resolution No. 9: A Senate concurrent resolution providing session deadline dates for the legislature pursuant to Joint Rule 2.03.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 1, 1990

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1893 and 1895.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 1, 1990

FIRST READING OF HOUSE BILLS

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

H.F. No. 1893: A bill for an act relating to local government; authorizing certain towns to contribute to economic development organizations.

Referred to the Committee on Economic Development and Housing.

H.F. No. 1895: A bill for an act relating to courts; providing an alternative dispute resolution pilot project in the second judicial district; amending Minnesota Statutes 1989 Supplement, section 484.74, subdivision 4.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1917, now on General Orders.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 1931 and reports pertaining to appointments. The motion prevailed.

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

S.F. No. 1729: A bill for an act relating to traffic regulations; requiring motorists to activate vehicle lights during inclement weather conditions; amending Minnesota Statutes 1988, section 169.48.

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

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

S.F. No. 1775: A bill for an act relating to motor vehicles; allowing tax-exempt license plates for vehicles used for driver education programs at nonpublic high schools; amending Minnesota Statutes 1989 Supplement, section 168.012, subdivision 1.

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

Page 1, line 19, before "*in*" insert "*solely*"

Page 1, line 23, after the semicolon, insert "*and*"

Page 2, line 34, strike "public" and insert "*political*" and after "subdivision" insert "*-, or the nonpublic high school operating a driver education program,*"

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

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

S.F. No. 1420: A bill for an act relating to highways; abolishing authority of a city to disapprove the abandonment, change, or revocation of a county state-aid highway; providing that 30 percent of the county state-aid highway fund be apportioned on the basis of lane-miles; changing the composition of the county state-aid screening board; amending Minnesota Statutes 1988, sections 162.02, subdivision 10; and 162.07, subdivisions 1 and 5.

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

Pages 1 and 2, delete sections 1 and 2

Page 3, lines 11 to 13, delete the new language and insert "*-, plus three additional engineers from the highway construction district which includes Anoka, Carver, Chisago, Dakota, Hennepin, Ramsey, Scott, and Washington counties. Of the four county engineers appointed from this district, two shall be appointed from Anoka, Hennepin, Carver, and Scott counties, and two shall be appointed from Chisago, Dakota, Ramsey, and Washington counties*"

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to highways; changing the composition of the county state-aid screening board; amending Minnesota Statutes 1988, section 162.07, subdivision 5."

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

Mr. Dicklich from the Committee on Public Utilities and Energy, to which was referred

S.F. No. 1973: A resolution memorializing the President and Congress to reauthorize the low-income home energy assistance program and to increase its appropriation for fiscal year 1991 and subsequent years.

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

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

S.F. No. 158: A bill for an act relating to local government; describing relations between counties and towns for planning and zoning; amending Minnesota Statutes 1988, section 394.33, subdivision 1.

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

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

S.F. No. 1897: A bill for an act relating to taxation; property; clarifying employment terms of city and town assessors; amending Minnesota Statutes 1988, section 273.05, subdivision 1.

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

Mr. Solon from the Committee on Commerce, to which was referred

S.F. No. 1871: A bill for an act relating to the city of Detroit Lakes; authorizing the establishment of a detached banking facility under certain conditions.

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

Mr. Solon from the Committee on Commerce, to which was referred

S.F. No. 1754: A bill for an act relating to intoxicating liquor; restrictions on issuance of off-sale and combination licenses within unorganized territory in certain counties; amending Minnesota Statutes 1988, section 340A.405, subdivision 2.

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

Mr. Solon from the Committee on Commerce, to which was referred

S.F. No. 2109: A bill for an act relating to insurance; regulating cancellations, reductions, and nonrenewals of commercial property and liability insurance; amending Minnesota Statutes 1988, section 60A.38, by adding a subdivision.

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

Page 1, line 10, after the comma, insert "*United States Postal Service*"

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

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

S.F. No. 1725: A bill for an act relating to the environment; changing the collection period of the fee; changing the terms for reimbursement of petroleum tank release costs by the petroleum tank release compensation board; amending Minnesota Statutes 1988, section 115C.08, subdivision 2; and Minnesota Statutes 1989 Supplement, sections 115C.08, subdivision 5; and 115C.09, subdivision 3.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1988, section 115C.02, is amended by adding a subdivision to read:

Subd. 10a. [PETROLEUM REFINERY.] "Petroleum refinery" means a facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oil, lubricants, or other products through distillation of petroleum or through redistillation, cracking, or reforming of unfinished petroleum derivatives. "Petroleum refinery" includes fluid catalytic cracking unit catalyst regenerators, fluid catalytic cracking unit incinerator-waste heat boilers, fuel gas combustion devices, and indirect heating equipment associated with the refinery.

Sec. 2. Minnesota Statutes 1988, section 115C.02, is amended by adding a subdivision to read:

Subd. 15. [TANK FACILITY.] "Tank facility" means a contiguous area where tanks are located that are under the same ownership or control.

Sec. 3. Minnesota Statutes 1988, section 115C.08, subdivision 2, is amended to read:

Subd. 2. [IMPOSITION OF FEE.] The board shall notify the commissioner of revenue if the ~~unexpended~~ unencumbered balance of the fund falls below ~~\$1,000,000~~ \$2,000,000, and within 60 days after receiving notice from the board, the commissioner of revenue shall impose the fee established in subdivision 3 on the use of a tank for a ~~30-day period, within 60 days of receiving notice from the board~~ four calendar months, with payment to be submitted with each monthly distributor tax return.

Sec. 4. Minnesota Statutes 1989 Supplement, section 115C.08, subdivision 5, is amended to read:

Subd. 5. [FUND TRANSFER.] The board shall authorize the commissioner of finance to transfer to the harmful substance compensation fund the amount requested by the harmful substance compensation board under section 115B.26, subdivision 4. Transfer of the amount must be made at the earliest practical date after authorization by the board. If the ~~unexpended~~ unencumbered balance in the fund is less than ~~\$1,000,000~~ \$2,000,000 the transfer must be made at the earliest practical date after the ~~unexpended~~ unencumbered balance in the fund exceeds that amount.

Sec. 5. Minnesota Statutes 1989 Supplement, section 115C.09, subdivision 3, is amended to read:

Subd. 3. [REIMBURSEMENT.] (a) The board shall reimburse a responsible person who is eligible under subdivision 2 from the fund for 90 percent of the portion of the total reimbursable costs ~~less than \$250,000 or \$1,000,000, whichever is less~~. Not more than ~~\$250,000~~ \$1,000,000 may be reimbursed for costs associated with a single release, regardless of the number of persons eligible for reimbursement, and not more than \$2,000,000 may be reimbursed for costs associated with a single tank facility.

(b) A reimbursement may not be made from the fund under this subdivision until the board has determined that the costs for which reimbursement is requested were actually incurred and were reasonable.

(c) Money in the fund is appropriated to the board to make reimbursements under this section. Reimbursements to state agencies are appropriated to the state agencies for the fiscal year in which they are received.

Sec. 6. Minnesota Statutes 1989 Supplement, section 115C.09, is amended by adding a subdivision to read:

Subd. 3c. [RELEASE AT REFINERIES AND TANK FACILITIES NOT

ELIGIBLE FOR REIMBURSEMENT.] *Notwithstanding other provisions of subdivisions 1 to 3b, a reimbursement may not be made under this section for costs associated with a release:*

- (1) from a tank located at a petroleum refinery; or*
- (2) from a tank facility, including a pipeline terminal, with more than 1,000,000 gallons of total petroleum storage capacity at the tank facility.*

Sec. 7. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to the environment; changing the fund balances required to impose the fee and the collection period of the fee; changing the terms for reimbursement of petroleum tank release costs by the petroleum tank release compensation board; providing certain tank facilities and refineries are ineligible for reimbursement; appropriating money reimbursed to state agencies; amending Minnesota Statutes 1988, sections 115C.02, by adding subdivisions; 115C.08, subdivision 2; Minnesota Statutes 1989 Supplement, sections 115C.08, subdivision 5; and 115C.09, subdivision 3, and by adding a subdivision."

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

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

S.F. No. 2174: A bill for an act relating to public lands; providing payment equivalency for lost revenue from certain federal land leased to the state to be paid from revenue generated from the land; proposing coding for new law in Minnesota Statutes, chapter 84A.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1988, section 477A.11, subdivision 4, is amended to read:

Subd. 4. "Other natural resources land" means:

(1) any other land presently owned in fee title by the state and administered by the commissioner, or any tax-forfeited land, other than platted lots within a city, which is owned by the state and administered by the commissioner or by the county in which it is located; and

(2) land leased by the state from the United States of America through the United States Secretary of Agriculture pursuant to Title III of the Bankhead Jones Farm Tenant Act, which land is commonly referred to as land utilization project land that is administered by the commissioner.

Sec. 2. [EFFECTIVE DATE.]

This act is effective July 1, 1990, and applies to payments due on or after that date."

Delete the title and insert:

"A bill for an act relating to public lands; providing payments in lieu of taxes for certain federal land leased to the state; amending Minnesota Statutes 1988, section 477A.11, subdivision 4."

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

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

S.F. No. 1675: A bill for an act relating to game and fish; authorizing the Leech Lake Band of Chippewa Indians to conduct certain types of aquaculture; directing promotion of and commercial licenses to take rough fish from Lake of the Woods; removing aquaculture restrictions in private waters if public waters are not made unhealthy; authorizing transportation of minnows by common carrier; providing restrictions for taking crayfish; amending Minnesota Statutes 1988, sections 97A.155, by adding a subdivision; 97C.501, subdivision 1; and 97C.525, by adding a subdivision; Minnesota Statutes 1989 Supplement, section 17.49, subdivision 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 17 and 97C.

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

Page 2, delete section 3 and insert:

"Sec. 3. [17.493] [AQUICULTURE IN UNINVENTORIED WATERS.]

No state agency, subdivision, municipality, or other public body may restrict aquiculture, including fish farming, in waters that are not included on the public waters inventory because of degradation of the water from the fish farming or aquiculture unless the state agency can reasonably demonstrate that the aquiculture will cause conditions that degrade public waters or groundwater or adversely affect the public health."

Page 2, line 18, delete "of aquiculture"

Page 2, line 25, delete "sale, or consumption" and insert "the sale or exchange for stocking purposes, or subsistence"

Page 2, after line 25, insert:

"Sec. 6. Minnesota Statutes 1988, section 97A.401, is amended by adding a subdivision to read:

Subd. 8. [CRAYFISH HARVEST AND CULTURE.] The commissioner shall issue special permits with conditions for the harvest and culture of crayfish under section 97C.715."

Page 3, line 7, delete everything after "carrier"

Page 3, delete lines 8 to 10 and insert "and must provide on request by the commissioner information pertaining to product, quantity, and destination."

Page 3, delete section 8

Page 3, line 15, delete "(a)"

Page 3, delete lines 22 to 26

Page 3, line 27, delete "SALE" and insert "USE"

Page 3, line 28, delete "*sold*" and insert "*used*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after "*removing*" insert "*certain*"

Page 1, line 7, delete "*are not made unhealthy*" and insert "*or ground-water is not degraded or public health is not affected*"

Page 1, line 11, after the first semicolon, insert "97A.401, by adding a subdivision;"

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

Mr. Bertram from the Committee on Veterans and Military Affairs, to which was referred

S.F. No. 1851: A bill for an act relating to the military; authorizing appointment of an executive director of the department of military affairs; amending Minnesota Statutes 1988, section 190.08, by adding a subdivision.

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

Mr. Bertram from the Committee on Veterans and Military Affairs, to which was referred

S.F. No. 1967: A bill for an act relating to veterans; changing a provision prohibiting cemeteries near veterans homes; amending Minnesota Statutes 1988, section 137.20.

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

Mr. Bertram from the Committee on Veterans and Military Affairs, to which was referred

S.F. No. 2032: A bill for an act relating to veterans; extending the program for free tuition at technical colleges for certain veterans; requiring a study and a report; amending Minnesota Statutes 1988, section 136C.13, subdivision 4.

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

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

S.F. No. 838: A bill for an act relating to motor vehicles; providing for special license plates for disabled persons; setting fee for duplicate personalized license plates; amending Minnesota Statutes 1988, sections 168.011, subdivision 4; 168.012, subdivisions 1 and 3a; 168.021; 168.12, subdivision 2a; 168.125, subdivision 2; 168.27, subdivision 2; 168.29; 169.01, subdivision 24a; 169.215; 169.345; and 169.346; repealing Minnesota Statutes 1988, section 168.12, subdivisions 3 and 4.

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

Pages 1 to 3, delete sections 1 and 2 and insert:

“Section 1. Minnesota Statutes 1989 Supplement, section 168.011, subdivision 4, is amended to read:

Subd. 4. [MOTOR VEHICLE.] (a) “Motor vehicle” means any self-propelled vehicle not operated exclusively upon railroad tracks and any vehicle propelled or drawn by a self-propelled vehicle and includes vehicles known as trackless trolleys which are propelled by electric power obtained from overhead trolley wires but not operated upon rails, except snowmobiles, manufactured homes, and park trailers.

(b) “Motor vehicle” also includes an all-terrain vehicle, as defined in section 84.92, subdivision 8, which (1) has at least four wheels, (2) is owned and operated by a physically ~~handicapped~~ disabled person, and (3) displays both physically ~~handicapped~~ disabled license plates and a physically ~~handicapped~~ disabled certificate issued under section 169.345, subdivision 3.

(c) Motor vehicle does not include an all-terrain vehicle as defined in section 84.92, subdivision 8; except (1) an all-terrain vehicle described in paragraph (b), or (2) an all-terrain vehicle licensed as a motor vehicle before August 1, 1985, in which case the owner may continue to license it as a motor vehicle until it is conveyed or otherwise transferred to another owner, is destroyed, or fails to comply with the registration and licensing requirements of this chapter.

Sec. 2. Minnesota Statutes 1989 Supplement, section 168.012, subdivision 1, is amended to read:

Subdivision 1. (a) The following vehicles are exempt from the provisions of this chapter requiring payment of tax and registration fees, except as provided in subdivision 1c:

(1) vehicles owned and used solely in the transaction of official business by representatives of foreign powers, by the federal government, the state, or any political subdivision;

(2) vehicles owned and used exclusively by educational institutions and used solely in the transportation of pupils to and from such institutions;

(3) vehicles owned by nonprofit charities and used exclusively to transport ~~handicapped~~ disabled persons for educational purposes;

(4) vehicles owned and used by honorary consul or consul general of foreign governments.

(b) Vehicles owned by the federal government, municipal fire apparatus, police patrols and ambulances, the general appearance of which is unmistakable, shall not be required to register or display number plates.

(c) Unmarked vehicles used in general police work and arson investigations, and passenger automobiles, pickup trucks, and buses owned or operated by the department of corrections shall be registered and shall display appropriate license number plates which shall be furnished by the registrar at cost. Original and renewal applications for these license plates authorized for use in general police work and for use by the department of corrections must be accompanied by a certification signed by the appropriate chief of police if issued to a police vehicle, the appropriate sheriff if issued to a sheriff's vehicle, the commissioner of corrections if issued to a department of corrections vehicle, or the appropriate officer in charge

if issued to a vehicle of any other law enforcement agency. The certification must be on a form prescribed by the commissioner and state that the vehicle will be used exclusively for a purpose authorized by this section.

(d) Unmarked vehicles used by the department of revenue in conducting seizures or criminal investigations must be registered and must display passenger vehicle classification license number plates which shall be furnished at cost by the registrar. Original and renewal applications for these passenger vehicle license plates must be accompanied by a certification signed by the commissioner of revenue. The certification must be on a form prescribed by the commissioner and state that the vehicles will be used exclusively for the purposes authorized by this section.

(e) All other motor vehicles shall be registered and display tax exempt number plates which shall be furnished by the registrar at cost, except as provided in subdivision 1c. All vehicles required to display tax exempt number plates shall have the name of the state department or public subdivision on the vehicle plainly displayed on both sides thereof in letters not less than 2-1/2 inches high and one-half inch wide; except that each state hospital and institution for the mentally ill and mentally retarded may have one vehicle without the required identification on the sides of the vehicle. Such identification shall be in a color giving contrast with that of the part of the vehicle on which it is placed and shall endure throughout the term of the registration. The identification must not be on a removable plate or placard and shall be kept clean and visible at all times; except that a removable plate or placard may be utilized on vehicles leased or loaned to a political subdivision."

Pages 3 to 6, delete section 4 and insert:

"Sec. 4. Minnesota Statutes 1988, section 168.021, as amended by Laws 1989, chapter 234, sections 1 and 2, is amended to read:

168.021 [LICENSE PLATES FOR PHYSICALLY HANDICAPPED DISABLED PERSONS.]

Subdivision 1. [SPECIAL PLATES; APPLICATION FOR ISSUANCE.]

(a) When a motor vehicle registered under section 168.017, or a self-propelled recreational vehicle, is owned or primarily operated by a permanently physically ~~handicapped~~ disabled person or a custodial parent or guardian of a permanently physically ~~handicapped~~ disabled minor, the owner may apply for and secure from the registrar of motor vehicles two license plates with attached emblems, one plate to be attached to the front, and one to the rear of the vehicle. Application for the plates must be made at the time of renewal or first application for registration. When the owner first applies for the plates, the owner must submit a physician's statement on a form developed by the commissioner under section 169.345, or proof of physical ~~handicap~~ disability provided for in that section.

(b) The owner of a motor vehicle may apply for and secure a set of special plates for a motor vehicle if:

(1) the owner employs a permanently physically ~~handicapped~~ disabled person who would qualify for special plates under this section; and

(2) the owner furnishes the motor vehicle to the physically ~~handicapped~~ disabled person for the exclusive use of that person in the course of employment.

Subd. 1a. [SCOPE OF PRIVILEGE.] If a physically ~~handicapped~~ disabled person parks a vehicle displaying license plates described in this section or any person parks the vehicle for a physically ~~handicapped~~ disabled person, that person shall be entitled to park the vehicle as provided in section 169.345.

Subd. 2. [DESIGN OF PLATES; FURNISHING BY REGISTRAR.] The registrar of motor vehicles shall design and furnish two license number plates with attached emblems to each eligible owner. The emblem must bear the internationally accepted wheelchair symbol, as designated in section 16B.61, subdivision 5, approximately three inches square. The emblem must be large enough to be visible plainly from a distance of 50 feet. An applicant eligible for the special plates shall pay the motor vehicle registration fee authorized by law less a credit of \$1 for each month registered.

Subd. 2a. [PLATE RETURNS, TRANSFERS.] (a) *When vehicle ownership is transferred, the owner of the vehicle shall remove the special plates from the vehicle and return them to the registrar. The buyer of the vehicle shall repay the \$1 credit for each month remaining in the registration period for which the special plates were issued. On returning the plates and repaying the remaining credit, the buyer is entitled to receive regular plates for the vehicle without further cost for the rest of the registration period.*

(b) *Notwithstanding section 168.12, subdivision 1, the special plates may be transferred to a replacement motor vehicle on notification to the registrar. However, the special plates may not be transferred unless the replacement motor vehicle (1) is registered under section 168.017 or is a self-propelled recreational vehicle, and (2) is owned or primarily operated by the permanently physically disabled person.*

(c) *The transferor shall not receive the \$1 credit for each month the replacement vehicle is registered until the time of renewal or first application for registration on the replacement vehicle.*

Subd. 2b. [WHEN NOT ELIGIBLE.] *On becoming ineligible for the special plates, the owner of the vehicle shall remove the special plates and return them to the registrar. The owner shall repay the \$1 credit for each month remaining in the registration period for which the special plates were issued. On returning the plates and repaying the remaining credit, the owner may receive regular plates for the vehicle without further cost for the rest of the registration period.*

Subd. 3. [PENALTIES FOR UNAUTHORIZED USE OF PLATES.] (a) A person who uses the plates provided under this section on a motor vehicle in violation of this section is guilty of a misdemeanor, and is subject to a fine of \$500. This subdivision does not preclude a person who is not physically ~~handicapped~~ disabled from operating a vehicle bearing the plates if:

(1) the person is the owner of the vehicle and permits its operation by a physically ~~handicapped~~ disabled person;

(2) the person operates the vehicle with the consent of the owner who is physically ~~handicapped~~ disabled; or

(3) the person is the owner of the vehicle, is the custodial parent or guardian of a permanently physically ~~handicapped~~ disabled minor, and operates the vehicle to transport the minor.

(b) A driver who is not ~~handicapped~~ *disabled* is not entitled to the parking privileges provided in this section and in section 169.346 unless parking the vehicle for a physically ~~handicapped~~ *disabled* person.

Subd. 4. [FEES; DISPOSITION.] All fees collected from the sale of plates under this section shall be deposited in the state treasury to the credit of the highway user tax distribution fund.

Subd. 5. [DEFINITIONS.] For the purposes of this section, the term "physically ~~handicapped~~ *disabled* person" has the meaning given it in section 169.345.

Subd. 6. [DRIVER'S LICENSE LAW NOT AFFECTED.] Nothing in this section shall be construed to revoke, limit, or amend chapter 171."

Pages 10 to 13, delete section 11 and insert:

"Sec. 11. Minnesota Statutes 1989 Supplement, section 169.345, is amended to read:

169.345 [PARKING PRIVILEGES FOR PHYSICALLY HANDICAPPED DISABLED.]

Subdivision 1. [SCOPE OF PRIVILEGE.] A vehicle that prominently displays the certificate authorized by this section, or bears license plates issued under section 168.021, may be parked by or for a physically ~~handicapped~~ *disabled* person:

(1) in a designated ~~handicapped~~ parking space *for disabled persons*, as provided in section 169.346; and

(2) in a metered parking space without obligation to pay the meter fee.

For purposes of this subdivision, a certificate is prominently displayed if it is displayed on the dashboard in the left-hand corner of the front windshield of the vehicle with no part of the certificate obscured.

Notwithstanding clauses (1) and (2), this section does not permit parking in areas prohibited by sections 169.32 and 169.34, in designated no parking spaces, or in parking spaces reserved for specified purposes or vehicles. A local governmental unit may, by ordinance, prohibit parking on any street or highway to create a fire lane, or to accommodate heavy traffic during morning and afternoon rush hours and these ordinances also apply to physically ~~handicapped~~ *disabled* persons.

Subd. 2. [DEFINITIONS.] For the purpose of this section, "physically ~~handicapped~~ *disabled* person" means a person who:

(1) because of disability cannot walk without significant risk of falling;

(2) because of disability cannot walk 200 feet without stopping to rest;

(3) because of disability cannot walk without the aid of another person, a walker, a cane, crutches, braces, a prosthetic device, or a wheelchair;

(4) is restricted by a respiratory disease to such an extent that the person's forced (respiratory) expiratory volume for one second, when measured by spirometry, is less than one liter;

(5) has an arterial oxygen tension (PAO2) of less than 60 mm/Hg on room air at rest;

(6) uses portable oxygen;

(7) has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association;

(8) has lost an arm or a leg and does not have or cannot use an artificial limb; or

(9) has a disability that would be aggravated by walking 200 feet under normal environmental conditions to an extent that would be life threatening.

Subd. 2a. [PHYSICIAN'S OR CHIROPRACTOR'S STATEMENT.] (a) The commissioner shall develop a form for the physician's or chiropractor's statement. The statement must be signed by a licensed physician or chiropractor who certifies that the applicant is a physically ~~handicapped~~ *disabled* person as defined in subdivision 2. The commissioner may request additional information from the physician or chiropractor if needed to verify the applicant's eligibility. The statement that the applicant is a physically ~~handicapped~~ *disabled* person must specify whether the disability is permanent or temporary, and if temporary, the opinion of the physician or chiropractor as to the duration of the disability. A physician or chiropractor who fraudulently certifies to the commissioner that a person is a physically ~~handicapped~~ *disabled* person as defined in subdivision 2, and that the person is entitled to the license plates authorized by section 168.021 or to the certificate authorized by this section, is guilty of a misdemeanor and is subject to a fine of \$500.

(b) The commissioner may waive the requirement of providing a statement of a licensed physician or chiropractor, if the applicant has previously filed with the commissioner a statement of a licensed physician or chiropractor certifying that the applicant has a permanent physical ~~handicap~~ *disability*.

Subd. 3. [IDENTIFYING CERTIFICATE.] (a) The division of driver and vehicle services in the department of public safety shall issue a special identifying certificate for a motor vehicle when a physically ~~handicapped~~ *disabled* applicant submits proof of physical ~~handicap~~ *disability* under subdivision 2a. The commissioner shall design separate certificates for persons with permanent and temporary disabilities that can be readily distinguished from each other from outside a vehicle at a distance of 25 feet. The certificate is valid for the duration of the person's disability, as specified in the physician's or chiropractor's statement, up to a maximum of six years. A person with a disability of longer duration will be required to renew the certificate for additional periods of time, up to six years each, as specified in the physician's or chiropractor's statement.

(b) When the commissioner is satisfied that a motor vehicle is used primarily for the purpose of transporting physically ~~handicapped~~ *disabled* persons, the division may issue without charge a special identifying certificate for the vehicle. The operator of a vehicle displaying the certificate has the parking privileges provided in subdivision 1 while the vehicle is in use for transporting physically ~~handicapped~~ *disabled* persons. The certificate issued to a person transporting physically ~~handicapped~~ *disabled* persons must be renewed every third year. On application and renewal, the person must present evidence that the vehicle continues to be used for transporting physically ~~handicapped~~ *disabled* persons.

(c) A certificate must be made of plastic or similar durable material, must be distinct from certificates issued before January 1, 1988, and must

bear its expiration date prominently on its face. A certificate issued to a temporarily disabled person must display the date of expiration of the duration of the disability, as determined under paragraph (a). Each certificate must have printed on the back a summary of the parking privileges and restrictions that apply to each vehicle in which it is used. The commissioner may charge a fee of \$5 for issuance or renewal of a certificate, and a fee of \$5 for a duplicate to replace a lost, stolen, or damaged certificate.

Subd. 4. [UNAUTHORIZED USE; REVOCATION; PENALTY.] If a peace officer finds that the certificate is being improperly used, the officer shall report the violation to the division of driver and vehicle services in the department of public safety and the commissioner of public safety may revoke the certificate. A person who uses the certificate in violation of this section is guilty of a misdemeanor and is subject to a fine of \$500."

Amend the title as follows:

Page 1, line 5, delete everything after "sections"

Page 1, delete lines 6 to 10 and insert "168.012, subdivision 3a; 168.021, as amended; 168.12, subdivision 2a; 168.125, subdivision 2; 168.27, subdivision 2; 168.29; 169.01, subdivision 24a; 169.215; and 169.346; Minnesota Statutes 1989 Supplement, sections 168.011, subdivision 4; 168.012, subdivision 1; and 169.345; repealing Minnesota Statutes 1988, section 168.12, subdivisions 3 and 4."

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

Mr. Solon from the Committee on Commerce, to which was referred

S.F. No. 2129: A bill for an act relating to insurance; modifying the effective date of the statutory notice requirement for cancellation or non-renewal of individual life policies; amending Laws 1989, chapter 330, section 38.

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

Page 1, lines 14 and 15, delete the new language and insert "*Section 29 does not apply to a named insured who is not the policy or subscriber contract owner under an individual life policy, plan, or contract issued before August 1, 1979.*"

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

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

S.F. No. 1758: A bill for an act relating to health; requiring the licensing of wholesale drug distributors; providing penalties; appropriating money; amending Minnesota Statutes 1988, sections 151.06, subdivision 1; and 151.25; proposing coding for new law in Minnesota Statutes, chapter 151.

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

Page 4, delete section 3

Page 4, line 11, delete "[151.43]" and insert "[151.42]"

Page 4, lines 12 and 16, delete "12" and insert "11"

Page 4, line 13, after "or" insert "other" and delete "firm" and insert "enterprise"

Page 4, line 15, delete "[151.44]" and insert "[151.43]"

Page 5, line 33, delete "[151.45]" and insert "[151.44]"

Page 6, lines 2, 4, 6, and 8, delete "shall" and insert "must"

Page 6, line 5, delete "5" and insert "4"

Page 6, lines 14, 26, and 34, delete "shall" and insert "may"

Page 6, line 21, delete "[151.46]" and insert "[151.45]"

Page 6, line 29, delete "[151.47]" and insert "[151.46]"

Page 7, line 1, delete "shall" and insert "may"

Page 7, line 12, delete "12" and insert "11"

Page 7, line 24, delete "5" and insert "4"

Page 7, line 25, delete "and" and insert a comma and delete "shall" and insert "must"

Page 8, lines 18 and 31, delete "shall" and insert "must"

Page 8, line 24, delete "shall control" and insert "controls"

Page 8, line 25, delete "[151.48]" and insert "[151.47]"

Page 8, line 33, delete "12 shall" and insert "11 does"

Page 8, line 34, delete "change or"

Page 9, line 14, delete "[151.49]" and insert "[151.48]"

Page 9, line 16, before "Application" insert "The board shall mail"

Page 9, lines 17 and 25, delete "12" and insert "11"

Page 9, line 17, delete "shall be mailed"

Page 9, line 18, delete "prior to" and insert "before"

Page 9, line 21, delete "shall lapse" and insert "lapses" and delete "become" and insert "becomes"

Page 9, line 23, delete "[151.50]" and insert "[151.49]"

Page 9, lines 26 and 36, delete "shall" and insert "must"

Page 9, line 30, delete "shall control" and insert "controls"

Page 9, line 31, delete "[151.51]" and insert "[151.50]"

Page 10, delete section 13

Page 10, line 10, delete "12" and insert "11"

ReNUMBER the sections in sequence

Amend the title as follows:

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

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

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

S.F. No. 1104: A bill for an act relating to probate; adopting the uniform anatomical gift act (1987); correcting cross-references; amending Minnesota Statutes 1988, sections 65B.44, subdivision 4; 171.07, subdivision 5; and 390.36; proposing coding for new law in Minnesota Statutes, chapter 525; repealing Minnesota Statutes 1988, sections 525.921 to 525.93.

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

Page 1, lines 15 and 23, delete "18" and insert "25"

Page 2, line 27, delete "18" and insert "25"

Pages 2 and 3, delete section 4 and insert:

"Sec. 4. Minnesota Statutes 1988, section 525.921, subdivision 1, is amended to read:

Subdivision 1. [SCOPE.] For the purposes of sections ~~525.921~~ 4 to ~~525.93~~ 25 the terms defined in this section have the meanings given them.

Sec. 5. Minnesota Statutes 1988, section 525.921, is amended by adding a subdivision to read:

Subd. 1a. [ANATOMICAL GIFT.] "Anatomical gift" means a donation of all or part of a human body to take effect upon or after death.

Sec. 6. Minnesota Statutes 1988, section 525.921, is amended by adding a subdivision to read:

Subd. 3a. [DOCUMENT OF GIFT.] "Document of gift" means a card, a statement attached to or imprinted on a motor vehicle operator's or chauffeur's license, a will, or other writing used to make an anatomical gift.

Sec. 7. Minnesota Statutes 1988, section 525.921, subdivision 4, is amended to read:

Subd. 4. [DONOR.] "Donor" means an individual who makes a anatomical gift of all or part of the individual's body.

Sec. 8. Minnesota Statutes 1988, section 525.921, is amended by adding a subdivision to read:

Subd. 4a. [ENUCLEATOR.] "Enucleator" means an individual who has completed a course in eye enucleation conducted and certified by the department of ophthalmology of any accredited college of medicine, and holds a valid certificate of competence for completing the course.

Sec. 9. Minnesota Statutes 1988, section 525.921, subdivision 5, is amended to read:

Subd. 5. [HOSPITAL.] "Hospital" means a ~~hospital~~ facility licensed, accredited, or approved as a ~~hospital~~ under the laws of any state; ~~includes or a facility operated as a hospital operated~~ by the United States government, a state, or a subdivision thereof, ~~although not required to be licensed under state laws of a state.~~

Sec. 10. Minnesota Statutes 1988, section 525.921, subdivision 8, is amended to read:

Subd. 8. [PHYSICIAN OR SURGEON.] "Physician" or "surgeon" means

~~a physician or surgeon~~ an individual licensed or otherwise authorized to practice medicine and surgery or osteopathy and surgery under the laws of any state.

Sec. 11. Minnesota Statutes 1988, section 525.921, is amended by adding a subdivision to read:

Subd. 8a. [PROCUREMENT ORGANIZATION.] "Procurement organization" means a person licensed, accredited, or approved under the laws of any state for procurement, distribution, or storage of human bodies or parts.

Sec. 12. Minnesota Statutes 1988, section 525.921, is amended by adding a subdivision to read:

Subd. 10. [TECHNICIAN.] "Technician" means an individual who is appropriately trained to remove or process a part."

Page 3, line 36, delete "[525.942]" and insert "[525.9211]"

Page 4, line 2, after "is" delete "a" and insert "at" and after "age" insert ", or a minor with the written consent of a parent or legal guardian,"

Page 4, line 4, delete "9" and insert "17"

Page 4, line 7, delete "only" and after "a" insert "will or by a"

Page 4, line 34, delete "physician or surgeon" and insert "health care professional or member of the clergy"

Page 5, line 9, delete everything after the comma

Page 5, delete line 10

Page 5, line 11, delete everything before "any" and insert " or (ii)"

Page 5, line 17, delete "6" and insert "14"

Page 5, line 18, delete "7" and insert "15"

Page 5, line 24, delete "[525.943]" and insert "[525.9212]"

Page 5, line 29, delete ", at the time of death," and delete "an unrevoked" and insert "a"

Page 5, line 30, after "gift" insert "that is unrevoked at the time of death"

Page 6, line 23, after "make" insert "a decision as to"

Page 6, line 25, delete "[525.944]" and insert "[525.9213]"

Page 6, line 35, delete "6" and insert "14" and after "(a)" insert a comma

Page 7, line 3, delete "6" and insert "14"

Page 7, line 8, after the semicolon, insert "and"

Page 7, line 10, delete "; and" and insert a period

Page 7, delete line 11

Page 7, line 22, delete "[525.945]" and insert "[525.9214]"

Page 7, delete lines 24 to 35

Page 7, line 36, delete "(b)" and insert "(a)"

Page 8, line 1, after "no" insert "*documentation in the*"

Page 8, line 3, after "discuss" insert "*with the patient or a relative of the patient*"

Page 8, line 4, after "and" insert "may"

Page 8, line 5, delete everything after "section" and insert "13 or 14."

Page 8, line 6, delete everything before "The"

Page 8, line 10, delete "9" and insert "17"

Page 8, line 11, delete "and affiliation"

Page 8, line 13, delete "The"

Page 8, delete lines 14 and 15

Page 8, lines 16 and 28, delete "(c)" and insert "(b)"

Page 8, line 22, delete "and"

Page 8, line 23, after "hospital" insert "*or emergency care facility*" and after "admission" insert "*or presentation*"

Page 8, line 25, after "information" insert "; and

(3) *a medical examiner or coroner upon receipt of a body*"

Page 8, line 26, delete "(d)" and insert "(c)"

Page 8, line 32, delete "(e)" and insert "(d)"

Page 8, line 34, delete "6" and insert "14" and after "(a)" insert a comma

Page 8, line 35, delete "7" and insert "15"

Page 9, line 6, delete "(f)" and insert "(e)"

Page 9, line 7, delete "or" and insert "to" and delete "but" and insert a period

Page 9, delete line 8

Page 9, line 9, delete "[525.946]" and insert "[525.9215]"

Page 9, line 13, before "physician" insert "*nonprofit organization in medical education and research,*"

Page 9, line 19, delete "or"

Page 9, after line 19, insert:

"(3) *an approved chiropractic college for education; or*"

Page 9, line 20, delete "(3)" and insert "(4)"

Page 9, line 25, after "hospital" insert "*or procurement organization*"

Page 9, line 30, delete "6" and insert "14"

Page 9, line 32, delete "[525.947]" and insert "[525.9216]"

Page 10, line 8, delete "[525.948]" and insert "[525.9217]"

Page 10, line 11, delete "14" and insert "22"

Page 10, line 27, delete "5" and insert "13"

Page 10, line 32, delete "[525.949]" and insert "[525.9218]"

Page 10, line 33, delete "*Each hospital in this state*" and insert "*The organ procurement organizations*" and delete "other"

Page 10, line 34, delete "*and procurement organizations*"

Page 11, line 1, delete "[525.95]" and insert "[525.9219]"

Page 11, line 13, delete "[525.951]" and insert "[525.9220]"

Page 11, lines 17, 21, 30, 33, and 36, delete "18" and insert "25"

Page 11, line 29, delete "[525.952]" and insert "[525.9221]"

Page 11, line 34, delete "[525.953]" and insert "[525.9222]"

Page 12, lines 2 and 12, delete "18" and insert "25"

Page 12, delete lines 4 to 10

Page 12, line 11, delete "[525.955]" and insert "[525.9223]"

Page 12, line 15, before the first semicolon, insert ", subdivision 2"

Page 12, line 17, delete "and" and after "525.93" insert ", and 525.94, as amended by Laws 1989, chapter 209, article 1, section 42"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, delete "and" and after "390.36;" insert "and 525.921, subdivisions 1, 4, 5, 8, and by adding subdivisions;"

Page 1, line 7, before "to" insert ", subdivision 2; and 525.922"

Page 1, line 8, delete "525.93" and insert "525.94, as amended"

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

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

S.F. No. 1916: A bill for an act relating to public safety; making it a crime for a driver to flee a peace officer from another state into Minnesota; authorizing a peace officer of another state to enter Minnesota in fresh pursuit for misdemeanor offenses; authorizing the results of blood tests administered in another state into evidence at Minnesota civil and criminal trials; amending Minnesota Statutes 1988, section 609.487, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 626 and 634.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1988, section 609.487, subdivision 2, is amended to read:

Subd. 2. [PEACE OFFICER; DEFINITION.] For purposes of this section, "peace officer" means:

(1) an employee of a political subdivision or state law enforcement agency who is licensed by the Minnesota board of peace officer standards and training, charged with the prevention and detection of crime and the

enforcement of the general criminal laws of the state and who has the full power of arrest, and shall also include the Minnesota state patrol and Minnesota conservation officers-; or

(2) a member of a duly organized state, county, or municipal law enforcement unit of another state charged with the duty to prevent and detect crime and generally enforce criminal laws, and granted full powers of arrest.

Sec. 2. Minnesota Statutes 1988, section 626.65, is amended to read:

626.65 [UNIFORM LAW ON FRESH PURSUIT; RECIPROCAL.]

Any member of a duly organized state, county, or municipal peace unit of another state of the United States who enters this state in fresh pursuit, and continues within this state in such fresh pursuit, of a person in order to arrest the person on the ground that the person is believed to have committed a ~~felony~~ *traffic violation or crime* in such other state, shall have the same authority to arrest and hold such person in custody, as has any member of any duly organized state, county, or municipal peace unit of this state, to arrest and hold in custody a person on the ground that the person is believed to have committed a ~~felony~~ *traffic violation or crime* in this state; provided, the rights extended by this section shall be extended only to those states granting these same rights to peace officers of this state who may be in fresh pursuit of suspected criminals in such reciprocating states.

Sec. 3. Minnesota Statutes 1988, section 626.69, is amended to read:

626.69 [FRESH PURSUIT.]

The term "fresh pursuit," as used in sections 626.65 to 626.69, includes fresh pursuit as defined by the common law, and also the pursuit of a person who has committed a *traffic violation, misdemeanor or gross misdemeanor in the presence of a law enforcement officer, or a felony*, or who is reasonably suspected of having committed a *traffic violation, misdemeanor or gross misdemeanor in the presence of a law enforcement officer, or a felony*. It shall also include the pursuit of a person suspected of having committed a supposed felony, though no felony has actually been committed, if there is reasonable ground for believing that a felony has been committed. Fresh pursuit, ~~as used therein, shall~~ *does not necessarily imply instant pursuit, but pursuit without unreasonable delay.*

Sec. 4. [634.30] [EVIDENCE OBTAINED IN FOREIGN JURISDICTIONS.]

Relevant evidence shall not be excluded in any civil or criminal trial or hearing on the ground that it existed or was obtained outside of this state.

Sec. 5. [EFFECTIVE DATE.]

Sections 1, 2, and 3 are effective August 1, 1990, and apply to crimes committed on or after that date. Section 4 is effective August 1, 1990, and applies to trials and hearings beginning after that date."

Amend the title as follows:

Page 1, line 6, before "misdemeanor" insert "traffic and" and delete "results of blood"

Page 1, line 7, delete "tests administered" and insert "admissibility of relevant evidence obtained"

Page 1, line 9, delete "section" and insert "sections"

Page 1, line 10, after the semicolon, insert "626.65; 626.69;"

Page 1, line 11, delete "chapters 626 and" and insert "chapter"

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

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

S.F. No. 1757: A bill for an act relating to real estate; validating certain cancellation of contracts; providing for the effect of dissolution on joint tenancy; permitting the filing of summaries of dissolution judgments in real estate filings; amending Minnesota Statutes 1988, section 500.19, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 518 and 559; repealing Minnesota Statutes 1988, section 580.031.

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

Delete everything after the enacting clause and insert:

"Section 1. [315.121] [RELIGIOUS CORPORATIONS, CERTAIN CONVEYANCES VALIDATED.]

All conveyances executed by any religious corporation organized under this chapter, conveying real property within this state that were recorded prior to July 1, 1984, in the office of the county recorder or registrar of titles of the county in which the real estate conveyed is located, and the record of the conveyance, are legalized, validated, and confirmed, even though the church records do not disclose that the execution of the conveyance was authorized by the congregation of the religious corporation in the manner provided by law, or the record of the authorization has not been recorded in the office of the county recorder or registrar of titles of the county in which the real estate conveyed is located.

Sec. 2. Minnesota Statutes 1988, section 500.19, subdivision 5, is amended to read:

Subd. 5. [SEVERANCE OF ESTATES IN JOINT TENANCY.] A severance of a joint tenancy interest in real estate by a joint tenant shall be legally effective only if (1) the instrument of severance is recorded in the office of the county recorder or the registrar of titles in the county where the real estate is situated; or (2) the instrument of severance is executed by all of the joint tenants; or (3) the severance is ordered by a court of competent jurisdiction; or (4) a severance is effected pursuant to bankruptcy of a joint tenant. *A decree of dissolution of a marriage severs all joint tenancy interests in real estate between the parties to the marriage, except to the extent the decree declares that the parties continue to hold an interest in real estate as joint tenants.*

Sec. 3. Minnesota Statutes Second 1989 Supplement, section 508A.82, is amended to read:

508A.82 [REGISTRAR'S FEES.]

The fees to be paid to the registrar shall be as follows:

(1) of the fees provided herein, five percent of the fees collected under clauses (3), (4), (11), (13), (14), (15), and (17), for filing or memorializing

shall be paid to the state treasurer and credited to the general fund;

(2) for registering each original CPT, and issuing a duplicate of it, \$20;

(3) for registering each instrument transferring the fee simple title for which a new CPT is issued and for the issuance and registration of the new CPT, \$20;

(4) for the entry of each memorial on a certificate and endorsements upon duplicate CPTs, \$10;

(5) for issuing each mortgagee's or lessee's duplicate, \$10;

(6) for issuing each residue CPT, \$20;

(7) for exchange CPTs, \$10 for each CPT canceled and \$10 for each new CPT issued;

(8) for each certificate showing condition of the register, \$10;

(9) for any certified copy of any instrument or writing on file in the registrar's office, the same fees allowed by law to county recorders for like services;

(10) for a noncertified copy of any instrument or writing on file in the office of the registrar of titles, or any specified page or part of it, an amount as determined by the county board for each page or fraction of a page specified. If computer or microfilm printers are used to reproduce the instrument or writing, a like amount per image;

(11) for filing two copies of any plat in the office of the registrar, \$30;

(12) for any other service under sections 508A.01 to 508A.85, the fee the court shall determine;

(13) for issuing a duplicate CPT pursuant to the directive of the examiner of titles in counties in which the compensation of the examiner is paid in the same manner as the compensation of other county employees, \$50, plus \$10 to memorialize;

(14) for issuing a duplicate CPT pursuant to the directive of the examiner of titles in counties in which the compensation of the examiner is not paid by the county or pursuant to an order of the court, \$10;

(15) for filing a condominium plat or an amendment to it in accordance with chapter 515, \$30;

(16) for a copy of a condominium plat filed pursuant to chapters 515 and 515A, the fee shall be \$1 for each page of the plat with a minimum fee of \$10;

(17) for filing a condominium declaration and condominium plat or an amendment to it in accordance with chapter 515A, \$10 for each certificate upon which the document is registered and \$30 for the filing of the condominium plat or an amendment to it;

(18) in counties in which the compensation of the examiner of titles is paid in the same manner as the compensation of other county employees, for each parcel of land contained in the application for a CPT, as the number of parcels is determined by the examiner, ~~\$50~~ *a fee established by the board of county commissioners of the county in which the land is located*;

(19) for filing a registered land survey in triplicate in accordance with section 508A.47, subdivision 4, \$30;

(20) for furnishing a certified copy of a registered land survey in accordance with section 508A.47, subdivision 4, \$10.

Sec. 4. [518.191] [SUMMARY REAL ESTATE DISPOSITION JUDGMENT.]

Subdivision 1. [ABBREVIATED JUDGMENT AND DECREE.] If real estate is described in a judgment and decree of dissolution, the court may direct either of the parties or their legal counsel to prepare and submit to the court a proposed summary real estate disposition judgment. Upon approval by the court and filing of the summary real estate disposition judgment with the court administrator, the court administrator shall provide to any party upon request certified copies of the summary real estate disposition judgment.

Subd. 2. [REQUIRED INFORMATION.] A summary real estate disposition judgment must contain the following information: (1) the full caption and file number of the case and the title "Summary Real Estate Disposition Judgment"; (2) the dates of the parties' marriage and of the entry of the judgment and decree of dissolution; (3) the names of the parties' attorneys or if either or both appeared pro-se; (4) the name of the judge and referee, if any, who signed the order for judgment and decree; (5) whether the judgment and decree resulted from a stipulation, a default, or a trial and the appearances at the default or trial; (6) whether either party changed the party's name through the judgment and decree; (7) the legal description of each parcel of real estate; (8) the name or names of the persons awarded an interest in each parcel of real estate and a description of the interest awarded; (9) liens, mortgages, encumbrances, or other interests in the real estate described in the judgment and decree; and (10) triggering or contingent events set forth in the judgment and decree affecting the disposition of each parcel of real estate.

Subd. 3. [COURT ORDER.] An order or provision in a judgment and decree that provides that the judgment and decree must be recorded in the office of the county recorder or filed in the office of the registrar of titles means that the summary real estate disposition judgment must be recorded in the office of the county recorder or filed in the office of the registrar of titles.

Subd. 4. [TRANSFER OF PROPERTY.] The summary real estate disposition judgment operates as a conveyance and transfer of each interest in the real estate in the manner and to the extent described in the summary real estate disposition judgment.

Subd. 5. [CONFLICT.] If a conflict exists between the judgment and decree and the summary real estate disposition judgment, the summary real estate disposition judgment recorded in the office of the county recorder or filed in the office of the registrar of titles controls as to the interest acquired in real estate by any subsequent purchaser in good faith and for a valuable consideration, who is in possession of the interest or whose interest is recorded with the county recorder or registrar of titles, before the recording of the judgment and decree in the same office.

Sec. 5. [559.215] [CONTRACTS OF SALE; VALIDATING TERMINATIONS OF CONTRACT OF SALE.]

Every termination of a contract for the conveyance of real property or an interest in real property where service of notice of default is published for the first time or is served on the purchaser, or the purchaser's personal

representative or assigns before the date in section 6 is legal and valid as against the following objections:

(1) that prior to the service of notice of termination, no mortgage registration tax was paid on the contract, or an insufficient registration tax was paid on the contract;

(2) that the notice:

(i) did not correctly state the amount of attorney fees;

(ii) failed to state or incorrectly stated the names of one or more of the sellers, or the sellers' successors or assigns, or incorrectly described the interest or representative capacity of the person giving the notice;

(iii) was printed or typed in an incorrect type size; or

(iv) incorrectly stated the number of days after service that the contract will terminate, provided that the number of days stated is not less than 30 days;

(3) that the cancellation was commenced by less than all sellers; or

(4) that in the case of a termination by publication the notice was not served on all persons in possession of the real estate, provided it was served on at least one of those persons.

Sec. 6. [559.216] [EFFECTIVE DATES.]

The following dates apply to section 5:

(1) as to clause (2)(iv) and clause (3), August 1, 1985; and

(2) as to the general provisions of section 5, May 1, 1989.

Sec. 7. [REPEALER.]

Minnesota Statutes 1988, section 580.031, is repealed retroactive as of May 1, 1989.

Sec. 8. [EFFECTIVE DATES.]

Sections 1 and 5 do not affect any action or proceeding pending on their effective date or that is commenced before February 1, 1991, involving the validity of the termination or conveyance.

Section 7 is effective the day following final enactment."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "validating certain conveyances by religious corporations; allowing county boards to set certain fees charged by the examiner of titles;"

Page 1, line 7, after the semicolon, insert "Minnesota Statutes Second 1989 Supplement, section 508A.82;"

Page 1, line 8, delete "518" and insert "315, 518,"

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

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

S.F. No. 2046: A bill for an act relating to crime victims; providing for a notice for victims of sexual assault concerning their risk of developing

sexually transmitted diseases; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 611A.

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

Page 1, line 17, delete everything after "with" and insert " *sexual assault victim advocates and health care professionals*"

Page 1, line 18, delete "advocates"

Page 2, delete section 2

Amend the title as follows:

Page 1, line 5, delete "appropriating money;"

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

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

S.F. No. 1693: A bill for an act relating to human services; authorizing grant funds to establish pilot project sobering stations; increasing taxes on wine and dedicating certain revenues to a sobering station project account; appropriating money; amending Minnesota Statutes 1988, section 297C.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 254A.

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

Delete everything after the enacting clause and insert:

"Section 1. [254A.085] [PROJECT.]

Subdivision 1. [GRANT PROGRAMS ESTABLISHED.] The commissioner of human services shall establish and provide grant funds for the following chemical dependency projects: pilot project sobering station programs, a statewide detoxification transportation program, and other long-term programs to provide chemical dependency services.

Subd. 2. [SOBERING STATION PROGRAM REQUIREMENTS.] In order to be eligible for grant funds, a sobering station program must be licensed to provide detoxification services and must meet the following minimum requirements. The program must be located in a nonresidential area . . . miles from the present location of other county detoxification service sites. The program must not be located within . . . miles of any establishment licensed for the retail sale of alcoholic beverages. The program must be designed to serve the general public as well as the special needs of American Indian persons, as that term is defined in section 254A.02, subdivision 11, other minority population, and veterans, as that term is defined in section 197.447. The program must have available the services of trained medical personnel and must be designed to assess each client upon admission and refer for medical services as necessary. The program must provide special transport vans, staffed with persons trained to evaluate and transport intoxicated and drug-dependent persons. The program must provide on-site security designed to assure the health and safety of clients, staff, and neighborhood residents. The program must operate with the guidance of a neighborhood-based board. The board must include representatives of the following

groups: the American Indian community and other minority groups, veterans of military service, residents of neighborhoods in which detoxification centers are presently located, residents of the neighborhood in which the sobering station is sited, law enforcement, chemical dependency professionals, and elected officials representing the affected neighborhoods.

Subd. 3. [STATEWIDE DETOXIFICATION TRANSPORTATION PROGRAM.] The commissioner shall provide grants to counties, Indian reservations, other nonprofit agencies, or local detoxification programs for provision of transportation of intoxicated individuals to detoxification programs.

Sec. 2. [254A.086] [FUNDS TRANSFERRED.]

After July 1 of each year the commissioner of finance shall transfer the first \$ of revenue collected from the tax imposed by section 297C.02, subdivision 1, to the commissioner of human services for the purpose of providing grant funds for the pilot projects authorized by section 1.

Sec. 3. Minnesota Statutes 1988, section 297C.02, subdivision 1, is amended to read:

Subdivision 1. [DISTILLED SPIRITS AND WINE.] There is imposed on all distilled spirits and wine manufactured, imported, sold, or possessed in this state the following excise tax:

	Standard	Metric
(a) Distilled spirits, liqueurs, cordials, and specialties regardless of alcohol content (excluding ethyl alcohol)	\$5.03 per gallon	\$1.33 per liter
(b) Wine containing 14	\$.30 per gallon	\$.08 per liter
Wine containing 21 percent or less alcohol by volume	\$1.26 per gallon	\$.33 per liter
(c) Wine containing more than 14 percent but not more than 21 percent alcohol by volume	\$.95 per gallon	\$.25 per liter
(d) Wine containing more than 21 percent but not more than 24 percent alcohol by volume	\$1.82 per gallon	\$.48 per liter
(e) (d) Wine containing more than 24 percent alcohol by volume	\$3.52 per gallon	\$.93 per liter
(f) (e) Natural and artificial sparkling wines containing alcohol	\$1.82 per gallon	\$.48 per liter

The metric tax is imposed on all products taxable under this subdivision

when the net contents are stated in metric units of measure.

In computing the tax on a package of distilled spirits or wine a proportional tax at a like rate on all fractional parts of a gallon or liter must be paid, except that the tax on a fractional part of a gallon less than 1/16 of a gallon is the same as for 1/16 of a gallon.

The tax on miniatures of two fluid ounces or less or 50 milliliters or less is 14 cents.

The commissioner of revenue may establish by rule a date and procedure for the conversion of excise tax computation and reporting from rates expressed in gallons to rates expressed in metric volumes. The official conversion factor is one liter equals 0.264172 United States gallons."

Delete the title and insert:

"A bill for an act relating to human services; authorizing grant funds for chemical dependency services, including pilot project sobering stations and statewide detoxification transportation services; increasing taxes on wine; providing for the transfer of certain funds to the commissioner of human services; amending Minnesota Statutes 1988, section 297C.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 254A."

And when so amended the bill be re-referred to the Committee on Taxes and Tax Laws without recommendation. Amendments adopted. Report adopted.

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

S.F. No. 1931: A bill for an act relating to human services; providing for drug abuse prevention, research, and treatment programs; appropriating money; proposing new law in Minnesota Statutes 1988, chapter 254A.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1988, section 254A.03, is amended by adding a subdivision to read:

Subd. 4. [RULE AMENDMENT.] The commissioner shall by emergency rulemaking amend Minnesota Rules, parts 9530.6600 to 9530.7030, in order to contain costs and increase collections for the consolidated chemical dependency treatment fund. The amendment must establish criteria that will:

(1) increase the use of outpatient treatment for individuals who can abstain from mood-altering chemicals long enough to benefit from outpatient treatment;

(2) increase the use of outpatient treatment in combination with primary residential treatment;

(3) increase the use of long-term treatment programs for individuals who are not likely to benefit from primary residential treatment; and

(4) limit the repeated use of residential placements for individuals who

have been shown not to benefit from residential placements, including long-term residential treatment.

Sec. 2. [254A.17] [PREVENTION AND TREATMENT INITIATIVES.]

Subdivision 1. [TRAINING.] The commissioner shall offer training in chemical dependency diagnostic and intervention services through appropriate human services programs managed by the department. Child care workers, social workers, and others shall be trained to recognize the symptoms of chemical abuse and dependency and respond with appropriate referrals or interventions.

Subd. 2. [ADDICTION RESEARCH.] The commissioner shall award grants to support research in the causes and mitigation of chemical addiction, coordinate these efforts with other related research, and disseminate the results.

Subd. 3. [MATERNAL AND CHILD SERVICE PROGRAMS.] The commissioner shall fund maternal and child health and social service programs designed to improve the health and functioning of children born to mothers using alcohol and controlled substances. Comprehensive programs shall include immediate and ongoing intervention, treatment, and coordination of medical, educational, and social services through a child's preschool years. Programs shall also include research and evaluation to identify methods most effective in improving outcomes among this high-risk population.

Subd. 4. [CHILD PROTECTION PROGRAMS.] The commissioner shall fund innovative child protection programs for children and families at risk due to substance abuse. Funding of a program under this subdivision must result in (1) earlier intervention; (2) the provision of in-home supervision; and (3) case management of all services required. Programs must also include research and evaluation to identify methods most effective in child protection services for this high-risk population.

Subd. 5. [STATEWIDE DETOXIFICATION TRANSPORTATION PROGRAM.] The commissioner shall provide grants to counties, Indian reservations, other nonprofit agencies, or local detoxification programs for provision of transportation of intoxicated individuals to detoxification programs.

Sec. 3. Minnesota Statutes 1989 Supplement, section 254B.03, subdivision 4, is amended to read:

Subd. 4. [DIVISION OF COSTS.] Except for services provided by a county under section 254B.09, subdivision 1, or services provided under section 256B.69 or 256D.03, subdivision 4, paragraph (b), the county shall, out of local money, pay the state for 15 percent of the cost of chemical dependency services, including those services provided to persons eligible for medical assistance under chapter 256B and general assistance medical care under chapter 256D. Counties may use the indigent hospitalization levy for treatment and hospital payments made under this section. Fifteen percent of any state collections from private or third-party pay, less 15 percent of the cost of payment and collections, must be distributed to the county that paid for a portion of the treatment under this section. If all funds allocated according to section 254B.02 are exhausted by a county and the county has met or exceeded the base level of expenditures under section 254B.02, subdivision 3, the county shall pay the state for 15 percent of the costs paid by the state under this section. The commissioner may

refuse to pay state funds for services to persons not eligible under section 254B.04, subdivision 1, if the county financially responsible for the persons has exhausted its allocation.

Sec. 4. Minnesota Statutes 1988, section 254B.06, is amended by adding a subdivision to read:

Subd. 1a. [VENDOR COLLECTIONS.] The commissioner may amend Minnesota Rules, parts 9530.7000 to 9530.7025, to require a vendor of chemical dependency transitional and extended care rehabilitation services to collect the cost of care received under a program from an eligible person who has been determined to be partially responsible for treatment costs, and to remit the collections to the commissioner. The commissioner shall pay to a vendor for the collections an amount equal to five percent of the collections remitted to the commissioner by the vendor. The amendment may be adopted under the emergency rulemaking provisions of sections 14.29 to 14.36.

Sec. 5. Minnesota Statutes 1988, section 254B.08, is amended to read:
254B.08 [FEDERAL WAIVERS.]

The commissioner shall apply for any federal waivers necessary to secure, to the extent allowed by law, federal financial participation for the provision of services to persons who need chemical dependency services. The commissioner may seek amendments to the waivers or apply for additional waivers to contain costs. The commissioner shall ensure that payment for the cost of providing chemical dependency services under the federal waiver plan does not exceed the cost of chemical dependency services that would have been provided without the waived services.

~~Notwithstanding sections 254B.04 and 256B.02, subdivision 8, clause (18), and rules adopted under section 254B.03, subdivision 5, persons eligible under sections 256B.055, 256B.056, and 256B.06 for medical assistance benefits shall not be eligible for services reimbursed through the consolidated chemical dependency fund, except for transitional rehabilitation, extended care programs, and culturally specific programs as defined by Minnesota Rules, part 9530.6605, subpart 13, until the federal Social Security Act, section 2108 (1915B), program waivers are secured. Until the necessary federal program waivers are secured, persons eligible for medical assistance benefits under sections 256B.055, 256B.056, and 256B.06 shall be eligible for chemical dependency treatment services under sections 256B.02, subdivision 8, and 256B.0625.~~

Sec. 6. [STUDIES AND PLANS RELATING TO CHEMICAL DEPENDENCY TREATMENT.]

Subdivision 1. [TREATMENT PROGRAM ACCOUNTABILITY.] The commissioner of human services shall develop standards to provide increased accountability for chemical dependency treatment programs. The commissioner shall work in conjunction with treatment providers and clinicians. The commissioner shall report the results of this work to the legislature by January 1, 1992.

Subd. 2. [AFTERCARE SERVICES STUDY.] The commissioner of human services shall study funding and licensing options for providing aftercare services to high-risk or special need populations including, but not limited to, women, minorities, and adult and juvenile offenders. The commissioner shall present the results of this study and recommendations to the legislature

by January 1, 1991.

Subd. 3. [INDIAN YOUTH TREATMENT PLANNING.] The commissioner of human services shall develop a plan for the establishment of one or more treatment programs specializing in chemically dependent Indian youth. The commissioner shall involve diverse members of the Indian community in conducting this assessment and shall present recommendations to the legislature by January 1, 1991.

Subd. 4. [AFRICAN AMERICAN YOUTH TREATMENT PLANNING.] The commissioner of human services shall develop a plan for a program in the Summit-University area of St. Paul to address the culturally based drug prevention, treatment, and aftercare needs of high-risk youth. The commissioner shall involve existing neighborhood and governmental agencies in developing the plan and shall present recommendations to the legislature by January 1, 1991.

Sec. 7. [APPROPRIATIONS.]

\$3,160,000 is appropriated from the general fund to the commissioner of human services for fiscal year 1991 to carry out the provisions of sections 2 and 6. Of this amount, \$100,000 is for the provisions of section 2, subdivision 1; \$300,000 is for the provisions of section 2, subdivision 2; \$1,000,000 is for the provisions of section 2, subdivision 3; \$1,000,000 is for the provisions of section 2, subdivision 4; \$450,000 is for the provisions of section 2, subdivision 5; \$100,000 is for the provisions of section 6, subdivision 1; \$100,000 is for the provisions of section 6, subdivision 2; \$60,000 is for the provisions of section 6, subdivision 3; and \$50,000 is for the provisions of section 6, subdivision 4. The approved complement of the department is increased by 4.5 positions to carry out the provisions of sections 2 and 6.

Sec. 8. [EFFECTIVE DATE.]

Sections 1 to 7 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to human services; providing for drug and alcohol abuse prevention, research, and treatment programs; requiring rules; requiring reports; appropriating money; amending Minnesota Statutes 1988, sections 254A.03, by adding a subdivision; 254B.06, by adding a subdivision; and 254B.08; Minnesota Statutes 1989 Supplement, section 254B.03, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 254A."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Knaak questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

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

S.F. No. 2073: A bill for an act relating to human services; clarifying case management services under medical assistance; specifying requirements for an individual service plan; requiring county boards to document unavailability of money for services to persons with mental retardation or related conditions; amending Minnesota Statutes 1988, section 256B.092, subdivisions 1a, 1b, and by adding subdivisions.

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

Page 1, line 14, strike "include" and insert "*are limited to*" and strike "an"

Page 1, line 16, strike "and" and insert "*specification of*" and strike the second comma

Page 1, line 17, strike "evaluating" and insert "*services, and the evaluation*" and after "monitoring" insert "*of*"

Page 1, line 26, after "*for*" insert "*an*" and delete "*services*" and insert "*component of the plan*"

Page 2, line 7, delete "*boards*" and insert "*agencies*"

Page 2, line 16, delete "*For purposes of this*" and insert "*Before a county denies, reduces, or terminates a service to an individual due to fiscal limitations, the*"

Page 2, line 17, delete "*section,*" and delete "*boards*" and insert "*agency*"

Page 2, lines 20, 28, and 31, delete "*board*" and insert "*agency*"

Page 2, line 33, delete "*board*" and insert "*agency*" and delete "*grants or*" and insert "*funds*"

Page 2, line 34, delete "*allocations,*"

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

Mrs. Lantry from the Committee on General Legislation and Public Gaming, to which were referred the following appointments as reported in the Journal for February 22, 1990:

BOARD OF THE ARTS

Richard Faricy
Dee Knaak

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Mrs. Lantry from the Committee on General Legislation and Public Gaming, to which was referred the following appointment as reported in the Journal for February 12, 1990:

BOARD OF THE ARTS

Benjamin Vander Kooi, Jr.

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S.F. Nos. 1729, 1775, 1420, 1973, 158, 1897, 1871, 1754, 2109, 1675, 1851, 1967, 838, 2129, 1758, 1104, 1916, 1757 and 2046 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Frank moved that the name of Mr. Marty be added as a co-author to S.F. No. 1022. The motion prevailed.

Mr. Novak moved that the name of Mr. Moe, D.M. be added as a co-author to S.F. No. 1647. The motion prevailed.

Mr. Diessner moved that the name of Mrs. Pariseau be added as a co-author to S.F. No. 1967. The motion prevailed.

Mrs. Adkins moved that the name of Mr. Marty be added as a co-author to S.F. No. 2075. The motion prevailed.

Mr. Pogemiller moved that the name of Mr. Frederick be added as a co-author to S.F. No. 2081. The motion prevailed.

Ms. Reichgott moved that the name of Ms. Piper be added as a co-author to S.F. No. 2188. The motion prevailed.

Mr. Cohen moved that the name of Mr. Spear be added as a co-author to S.F. No. 2215. The motion prevailed.

Mr. Brandl moved that the names of Messrs. Benson and Storm be added as co-authors to S.F. No. 2244. The motion prevailed.

Mr. Kroening moved that the name of Mr. Chmielewski be added as a co-author to S.F. No. 2268. The motion prevailed.

Mr. Davis moved that the name of Mr. Novak be added as a co-author to S.F. No. 2284. The motion prevailed.

Ms. Reichgott moved that the name of Mr. Anderson be added as a co-author to S.F. No. 2290. The motion prevailed.

Mr. Waldorf moved that the name of Mr. Davis be added as a co-author to S.F. No. 2310. The motion prevailed.

Mr. Ramstad moved that S.F. No. 1007 be withdrawn from the Committee on Taxes and Tax Laws and returned to its author. The motion prevailed.

Mr. Pogemiller moved that S.F. No. 1653 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Judiciary. The motion prevailed.

Mr. Johnson, D.E. introduced—

Senate Resolution No. 153: A Senate resolution congratulating the Melrose Girls Gymnastics Team who won the 1990 Region 6A Title.

Referred to the Committee on Rules and Administration.

Messrs. Moe, R.D.; Benson; Lessard; Merriam and Frederickson, D.R. introduced—

Senate Resolution No. 154: A Senate resolution designating and proclaiming April 22, 1990, as Earth Day 1990.

Referred to the Committee on Rules and Administration.

Mr. Schmitz moved that S.F. No. 1775, on General Orders, be stricken and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

CALENDAR

S.F. No. 1852: A bill for an act relating to judges; providing for the manner of filling vacancies in the office of judge; proposing coding for new law as Minnesota Statutes, chapter 480B.

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 55 and nays 10, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adkins	Davis	Frank	Pehler	Samuelson
Chmielewski	DeCramer	Johnson, D.J.	Peterson, R.W.	Spear

So the bill passed and its title was agreed to.

S.F. No. 443: A bill for an act relating to health; establishing standards for the use of nitrous oxide in the practice of podiatric medicine; amending Minnesota Statutes 1988, section 153.01, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 153.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CONSENT CALENDAR

S.F. No. 1922: A bill for an act relating to commerce; exempting credit unions from certain requirements for closing agents; amending Minnesota Statutes 1989 Supplement, section 82.20, subdivision 15.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1947: A bill for an act relating to highways; naming and designating as Moberg Trail that portion of Constitutional Route No. 46 located within Chisago county; amending Minnesota Statutes 1988, section 161.14, by adding a subdivision.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

Mr. Storm voted in the negative.

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S.F. Nos. 1695, 1777, 1813, 1794, 1943, 1906 and 1783, which the committee recommends to pass.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Laidig introduced—

S.F. No. 2339: A bill for an act relating to taxation; authorizing a special levy for the city of Bayport library.

Referred to the Committee on Taxes and Tax Laws.

Mr. Laidig introduced—

S.F. No. 2340: A bill for an act relating to taxation; property; expanding the definition of agricultural land to include land used to board horses; amending Minnesota Statutes Second 1989 Supplement, section 273.13, subdivision 23.

Referred to the Committee on Taxes and Tax Laws.

Ms. Piper introduced—

S.F. No. 2341: A bill for an act relating to human services; requiring an agreement between a county of financial responsibility and a host county; amending Minnesota Statutes 1988, section 256B.092, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Messrs. Pehler, Morse, Langseth, Decker and Piepho introduced—

S.F. No. 2342: A bill for an act relating to education; establishing the state university endowment fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136.

Referred to the Committee on Education.

Messrs. Merriam, Dahl, Novak, Luther and McGowan introduced—

S.F. No. 2343: A bill for an act relating to education; providing for an equalized aid and levy for exceptional need; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124.

Referred to the Committee on Education.

Messrs. Merriam, Dahl, Novak, Luther and McGowan introduced—

S.F. No. 2344: A bill for an act relating to education; changing the weighting of certain AFDC pupil units; appropriating money; amending Minnesota Statutes 1988, section 124.17, subdivision 1b.

Referred to the Committee on Education.

Mr. Bertram introduced—

S.F. No. 2345: A bill for an act relating to farm safety; providing for a pilot project of comprehensive farm safety audits; extending the availability of a previous appropriation; appropriating money; amending Laws 1989, chapter 350, article 17, section 1, subdivision 5.

Referred to the Committee on Agriculture and Rural Development.

Mr. Beckman introduced—

S.F. No. 2346: A bill for an act relating to the state building code; accessibility for the physically disabled; establishing an access review board; providing for review of applications for permission to provide accessibility by means of stairway chair lifts; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 471.

Referred to the Committee on Governmental Operations.

Mr. Solon introduced—

S.F. No. 2347: A bill for an act relating to environmental protection; approving state membership in the Great Lakes Protection Fund.

Referred to the Committee on Environment and Natural Resources.

Mr. Stumpf introduced—

S.F. No. 2348: A bill for an act relating to natural resources; appropriating money for floodwater retention on the Red Lake River; authorizing the sale of state bonds.

Referred to the Committee on Environment and Natural Resources.

Mr. Samuelson, Mrs. Adkins, Messrs. Solon and Frederick introduced—

S.F. No. 2349: A bill for an act relating to insurance; no-fault automobile; regulating uninsured and underinsured motorist coverages for motorcycles; amending Minnesota Statutes 1989 Supplement, section 65B.49, subdivision 3a.

Referred to the Committee on Commerce.

Ms. Flynn introduced—

S.F. No. 2350: A bill for an act relating to public employees; defining the term "employee" for the purpose of the public employees labor relations act; amending Minnesota Statutes 1988, section 179A.03, subdivision 14.

Referred to the Committee on Governmental Operations.

Mr. Brandl introduced—

S.F. No. 2351: A bill for an act proposing an amendment to the Minnesota Constitution, article VII, section 6; limiting consecutive years of service in elective office.

Referred to the Committee on Elections and Ethics.

Mr. Metzen introduced—

S.F. No. 2352: A bill for an act relating to education; permitting a school district levy for chemical abuse prevention; amending Minnesota Statutes 1988, section 275.125, by adding a subdivision.

Referred to the Committee on Education.

Ms. Piper and Mr. Samuelson introduced—

S.F. No. 2353: A bill for an act relating to vocational rehabilitation; providing for supported employment programs; amending Minnesota Statutes 1988, section 129A.01, subdivisions 11, 12, and by adding a subdivision.

Referred to the Committee on Employment.

Mr. Pogemiller introduced—

S.F. No. 2354: A bill for an act relating to education; allowing pupils of at least age 16 a greater range of programs to attend under the high school graduation incentives and private alternative school programs; amending Minnesota Statutes 1989 Supplement, sections 126.22, subdivision 3; and 126.23.

Referred to the Committee on Education.

Mr. Marty introduced—

S.F. No. 2355: A bill for an act relating to statutes of limitations; establishing a three-year time limit to bring an action for penalty or forfeiture for violation of certain environmental statutes; amending Minnesota Statutes 1989 Supplement, section 541.07; proposing coding for new law in Minnesota Statutes, chapter 575.

Referred to the Committee on Judiciary.

Mr. Vickerman introduced—

S.F. No. 2356: A bill for an act relating to transportation; providing greater restrictions on eligibility of debarred persons for certain public contracts; allowing regional development commissions to receive state financial assistance for public transit programs; increasing scope of interstate motor carrier registration agreements; amending Minnesota Statutes 1988, sections 161.315, subdivisions 2 and 3; 174.24, subdivision 2; 174.32, subdivision 3; Minnesota Statutes 1989 Supplement, section 221.601, subdivision 1.

Referred to the Committee on Transportation.

Mr. Storm, Ms. Olson, Messrs. Knaak; Frederickson, D.R. and Johnson, D.E. introduced—

S.F. No. 2357: A bill for an act relating to insurance; accident and health; requiring the commissioner of commerce to administer health care plans for Minnesota residents who are not covered by other plans; establishing minimum benefits for these plans; allowing a tax credit for premiums paid for coverage; appropriating money; amending Minnesota Statutes 1988, sections 290.92, subdivision 5; and 290.93, subdivision 4; Minnesota Statutes 1989 Supplement, sections 290.01, subdivision 19a; and 290.92, subdivision 5a; proposing coding for new law in Minnesota Statutes, chapter

290; proposing coding for new law as Minnesota Statutes, chapter 62K.

Referred to the Committee on Commerce.

Mr. Samuelson introduced—

S.F. No. 2358: A bill for an act relating to retirement; increasing retirement and survivor benefits for certain retired members of the Brainerd police relief association and surviving spouses and children of deceased members.

Referred to the Committee on Governmental Operations.

Mrs. Adkins introduced—

S.F. No. 2359: A bill for an act relating to lawful gambling; allowing as lawful purposes certain expenditures for erection or acquisition of real property; amending Minnesota Statutes Second 1989 Supplement, section 349.12, subdivision 11.

Referred to the Committee on General Legislation and Public Gaming.

Mr. Beckman introduced—

S.F. No. 2360: A bill for an act relating to economic development; clarifying the appointing authority for the board of the Minnesota Project Outreach Corporation; requiring duties of the Minnesota Project Outreach Corporation; requiring notification under the capital access program; removing the requirement that employees of the Greater Minnesota Corporation file statements of economic interest; amending Minnesota Statutes 1989 Supplement, sections 116J.691, subdivisions 2 and 4; 116J.8766 by adding a subdivision; and 116O.03, subdivision 11.

Referred to the Committee on Economic Development and Housing.

Mr. Pogemiller, Ms. Flynn, Mr. Spear, Ms. Berglin and Mr. Kroening introduced—

S.F. No. 2361: A bill for an act relating to retirement; Minneapolis municipal employees; consolidating funds within the fund, excluding CETA employees; removing mandatory retirement age; establishing a bounce-back annuity; increasing survivor benefits; amending Minnesota Statutes 1988, sections 422A.06, subdivisions 1, 3, 5, 6, and 8; 422A.09, subdivision 3; 422A.13, subdivision 2; 422A.17; and 422A.23, subdivisions 2, 6, 9, and 10; proposing coding for new law in Minnesota Statutes, chapter 422A.

Referred to the Committee on Governmental Operations.

Messrs. DeCramer, Anderson, Larson and Decker introduced—

S.F. No. 2362: A bill for an act relating to agriculture; removing certain counties from designated potato council areas; amending Minnesota Statutes 1988, section 17.54, subdivision 9.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Ramstad and Benson introduced—

S.F. No. 2363: A bill for an act relating to game and fish; authorizing licensing of family shooting preserves; appropriating license fees; proposing coding for new law in Minnesota Statutes, chapter 97A.

Referred to the Committee on Environment and Natural Resources.

Mr. Ramstad and Ms. Reichgott introduced—

S.F. No. 2364: A bill for an act relating to real estate; giving effect to antenuptial agreements with respect to real estate; amending Minnesota Statutes 1988, section 507.02.

Referred to the Committee on Judiciary.

Mr. Spear introduced—

S.F. No. 2365: A bill for an act relating to retirement; providing for purchases of prior service credit from the public employees retirement association.

Referred to the Committee on Governmental Operations.

Mr. Piepho introduced—

S.F. No. 2366: A bill for an act relating to the city of Mankato; permitting the adoption of certain ordinances and regulations.

Referred to the Committee on Local and Urban Government.

Mr. Piepho introduced—

S.F. No. 2367: A bill for an act relating to the city of Mankato; enlarging the city's authority to control the towing of vehicles.

Referred to the Committee on Local and Urban Government.

Messrs. Piepho and Frederickson, D.R. introduced—

S.F. No. 2368: A bill for an act relating to education; appropriating money for capital improvements at the Mankato campus of the state university system; authorizing the sale of state bonds.

Referred to the Committee on Education.

Messrs. Ramstad, Belanger, Storm, Knutson and Mrs. McQuaid introduced—

S.F. No. 2369: A bill for an act proposing an amendment to the Minnesota Constitution, article X, section 1; providing for a single tax rate on residential homesteads.

Referred to the Committee on Taxes and Tax Laws.

Ms. Berglin introduced—

S.F. No. 2370: A bill for an act relating to human services; revising and clarifying the duties and powers of the ombudsman for mental health and mental retardation; amending Minnesota Statutes 1989 Supplement, section 245.94, subdivision 1.

Referred to the Committee on Health and Human Services.

Mr. Metzen introduced—

S.F. No. 2371: A bill for an act relating to capital improvements; providing for emergency capital expenses at Inver Hills Community College; authorizing sale of state bonds; appropriating money.

Referred to the Committee on Finance.

Mr. Pehler introduced—

S.F. No. 2372: A bill for an act relating to retirement; providing survivor benefits to certain spouses of deceased former state correctional employees.

Referred to the Committee on Governmental Operations.

Mrs. Brataas introduced—

S.F. No. 2373: A bill for an act relating to Olmsted county; permitting the consolidation of the offices of auditor and treasurer.

Referred to the Committee on Local and Urban Government.

Mr. Diessner and Mrs. Lantry introduced—

S.F. No. 2374: A bill for an act relating to health; requiring health clubs to have staff trained in cardiopulmonary resuscitation; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Mr. Chmielewski introduced—

S.F. No. 2375: A bill for an act relating to workers' compensation; providing for loggers; requiring the commissioner of labor and industry to study issues concerning loggers; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 176.

Referred to the Committee on Employment.

Messrs. Merriam, Chmielewski and Frank introduced—

S.F. No. 2376: A bill for an act relating to housing; providing a loan program to repair damages to houses caused by certain drought-caused soil conditions; appropriating money.

Referred to the Committee on Economic Development and Housing.

Mr. Lessard introduced—

S.F. No. 2377: A bill for an act relating to human services; allowing a nursing care facility attached to a nonprofit hospital that has suspended operations to continue its status as a hospital-attached convalescent and nursing care facility for purposes of medical assistance reimbursement; amending Minnesota Statutes 1988, section 256B.431, subdivision 3e.

Referred to the Committee on Health and Human Services.

Mr. Anderson introduced—

S.F. No. 2378: A bill for an act relating to transportation; directing commissioner of transportation to erect sign.

Referred to the Committee on Transportation.

Messrs. Solon, Metzen and Purfeerst introduced—

S.F. No. 2379: A bill for an act relating to retirement; establishing a maximum monthly benefit for the surviving spouse and dependent children of basic pension plan members; amending Minnesota Statutes 1988, section 353.31, subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Frederickson, D.R.; Knaak; Decker; Mrs. Pariseau and Mr. Piepho introduced—

S.F. No. 2380: A bill for an act relating to environment and natural resources; authorizing the issuance of state bonds and expenditure of their proceeds for wastewater treatment grants and the reinvest in Minnesota program; and appropriating money.

Referred to the Committee on Environment and Natural Resources.

Mr. Purfeerst introduced—

S.F. No. 2381: A bill for an act relating to highways; substituting new Legislative Route No. 298 in the trunk highway system.

Referred to the Committee on Transportation.

Messrs. Dicklich, Merriam, Marty, Storm and Samuelson introduced—

S.F. No. 2382: A bill for an act relating to energy conservation; appropriating oil overcharge money for energy conservation projects that directly serve low-income Minnesotans; amending Minnesota Statutes 1988, section 4.071; and Laws 1989, chapter 338, section 11; repealing Laws 1989, chapter 338, section 11, subdivisions 1 and 3.

Referred to the Committee on Finance.

Mr. Bertram introduced—

S.F. No. 2383: A bill for an act relating to the city of Upsala; permitting the establishment of a boundary commission.

Referred to the Committee on Local and Urban Government.

Ms. Flynn, Messrs. Vickerman, Solon, Morse and Frederickson, D.J. introduced—

S.F. No. 2384: A bill for an act relating to insurance; regulating coverages under Medicare supplement plans; requiring insurers to submit claims experience and earned premiums data; amending Minnesota Statutes 1988, 62A.36, by adding a subdivision; Minnesota Statutes 1989 Supplement, 62A.31, subdivision 2; 62A.315; and 62A.316.

Referred to the Committee on Commerce.

Mr. Marty introduced—

S.F. No. 2385: A bill for an act relating to utilities; providing for enforcement of regulations on telephone and telegraph companies; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 237.

Referred to the Committee on Public Utilities and Energy.

Mr. Cohen, Mrs. Lantry and Mr. Moe, D.M. introduced—

S.F. No. 2386: A bill for an act relating to elections; independent school district No. 625; requiring the election of board members by an alley system.

Referred to the Committee on Elections and Ethics.

Mr. Marty introduced—

S.F. No. 2387: A bill for an act relating to utilities; placing position of program administrator of telecommunication access for communication-impaired persons board in the unclassified service; amending Minnesota Statutes 1988, section 237.51, subdivision 5.

Referred to the Committee on Governmental Operations.

Messrs. Pehler, Hughes, Morse, Knutson and Frederickson, D.J. introduced—

S.F. No. 2388: A bill for an act relating to education; establishing a program to improve learning and understanding of other peoples and cultures; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 129.

Referred to the Committee on Education.

Messrs. Pehler and Stumpf introduced—

S.F. No. 2389: A bill for an act relating to education; requiring all teachers to have the same amount of preparation time and instructional time; proposing coding for new law in Minnesota Statutes, chapter 125.

Referred to the Committee on Education.

Mr. McGowan and Mrs. Pariseau introduced—

S.F. No. 2390: A bill for an act relating to crimes; prohibiting certain adoptions without agency placement; prohibiting certain payments in connection with adoption, child placement, or termination of parental rights; proposing standards for certain placement waivers; providing penalties; amending Minnesota Statutes 1988, sections 144.215, by adding a subdivision; and 259.22, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Health and Human Services.

Mr. Marty introduced—

S.F. No. 2391: A bill for an act relating to commerce; regulating trade practices; prohibiting contracts from providing an exclusive right to display free newspapers for distribution in any place of public accommodation; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Commerce.

Ms. Flynn introduced—

S.F. No. 2392: A bill for an act relating to insurance; prohibiting the reduction of limits of liability by the costs of defense in certain liability policies; providing exceptions; amending Minnesota Statutes 1989 Supplement, section 60A.08, subdivision 13.

Referred to the Committee on Commerce.

Messrs. Decker; Anderson; Moe, R.D.; Renneke and Larson introduced—

S.F. No. 2393: A resolution memorializing the Congress and President of the United States to authorize a United States postage stamp commemorating the centennial of the founding of Itasca State Park and the Minnesota State Park System.

Referred to the Committee on Environment and Natural Resources.

Ms. Flynn, Messrs. McGowan, Ramstad, Ms. Reichgott and Mr. Morse introduced—

S.F. No. 2394: A bill for an act relating to education; providing for the arbitration of disputes concerning the proposed termination or discharge of teachers following the probationary period; amending Minnesota Statutes 1988, sections 125.12, by adding a subdivision; and 125.17, by adding a subdivision; Minnesota Statutes 1989 Supplement, section 179.20, subdivision 4.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S.F. No. 2395: A bill for an act relating to unemployment compensation; making various technical changes; regulating eligibility of conservation corps members and entertainers; increasing the income disregard; regulating eligibility for persons receiving holiday pay; regulating administrative hearings; providing for data sharing; appropriating certain federal money; amending Minnesota Statutes 1988, sections 268.08, subdivision 3; 268.10, subdivision 9; and 268.12, subdivision 13; Minnesota Statutes 1989 Supplement, sections 84.965, subdivision 2; 84.98, subdivision 5; 268.04, subdivision 12; 268.07, subdivision 2; 268.12, subdivision 12; 270B.14, subdivisions 2 and 8; and 290.92, subdivision 21.

Referred to the Committee on Employment.

Mr. Morse introduced—

S.F. No. 2396: A bill for an act relating to the environment; regulating the disposition of property acquired for response action; amending Minnesota Statutes 1988, section 115B.17, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Mr. Hughes introduced—

S.F. No. 2397: A bill for an act relating to education; establishing a grant program for ten development and learning center demonstration sites; appropriating money.

Referred to the Committee on Education.

Mr. Dicklich introduced—

S.F. No. 2398: A bill for an act relating to education; allowing a school district in the northeast educational cooperative service unit to levy for its share of the deficit.

Referred to the Committee on Education.

Mr. Peterson, R.W. introduced—

S.F. No. 2399: A bill for an act relating to the revenue recapture act; expanding the definition of claimant agency; amending Minnesota Statutes 1988, section 270A.03, subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Metzen and Novak introduced—

S.F. No. 2400: A bill for an act relating to traffic regulations; establishing penalties for driving past railroad crossing warning devices; providing for instruction in railroad crossing safety at driver improvement clinics; establishing standards and procedures for closing a railroad crossing; stipulating the adequacy of crossing devices; imposing penalties; amending Minnesota Statutes 1988, sections 169.26; and 169.973, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 219; repealing Minnesota Statutes 1988, sections 219.27 and 219.28; and Minnesota Statutes 1989 Supplement, section 219.072.

Referred to the Committee on Transportation.

Mr. Diessner, Mrs. Lantry, Mr. Solon and Ms. Berglin introduced—

S.F. No. 2401: A bill for an act relating to taxation; property; providing for the repeal of levy limits for taxes levied in 1991 for certain counties; amending Laws 1989, First Special Session chapter 1, article 5, section 52.

Referred to the Committee on Taxes and Tax Laws.

Mr. Brandl introduced—

S.F. No. 2402: A bill for an act relating to human services; requiring disclosure of conclusions of the child mortality review panel; amending Minnesota Statutes 1989 supplement, section 256.01, subdivision 12.

Referred to the Committee on Health and Human Services.

Mr. Freeman introduced—

S.F. No. 2403: A bill for an act relating to commerce; removing a real estate licensing prohibition; amending Minnesota Statutes 1988, section 82.20, subdivision 4.

Referred to the Committee on Commerce.

Mr. Beckman introduced—

S.F. No. 2404: A bill for an act relating to human services; increasing payment rates for medical providers; providing a wage increase for staff of nursing homes, intermediate care facilities, developmental achievement centers, and waived service providers.

Referred to the Committee on Health and Human Services.

Mr. Mehrkens introduced—

S.F. No. 2405: A bill for an act relating to Wabasha county; providing for transfer of certain reassessment costs; transferring certain department of revenue funds to the reassessment account in the special revenue fund.

Referred to the Committee on Taxes and Tax Laws.

Mrs. McQuaid introduced—

S.F. No. 2406: A bill for an act relating to education; increasing parental involvement; expanding eligibility for early childhood family education programs; encouraging the use of elementary school counselors; creating a new state aid; increasing the formula allowance; creating a parental involvement day; requiring a day off from work; requiring the board of teaching to adopt rules; creating tax credits; appropriating money; amending Minnesota Statutes 1988, sections 124.2711, subdivision 2; 124A.29, subdivision 1; 181.940, subdivision 3, and by adding subdivisions; and 290.06, by adding subdivisions; Minnesota Statutes 1989 Supplement, sections 121.882, subdivision 2; 124.2711, subdivision 1; and 124A.22, subdivision 2; Laws 1989, chapter 329, article 1, section 17, subdivision 2, as amended; and article 4, section 19, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 123; 124A; and 181.

Referred to the Committee on Education.

Mr. Dahl introduced—

S.F. No. 2407: A bill for an act relating to animals; making certain presumptions about manufactured home park rules that prohibit residents over 55 from keeping certain pets; amending Minnesota Statutes 1988, section 327C.05, subdivision 2.

Referred to the Committee on Economic Development and Housing.

Mr. Dahl introduced—

S.F. No. 2408: A bill for an act relating to natural resources; authorizing the commissioner to designate agents to sell state park permits; amending Minnesota Statutes 1988, section 85.053, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Mr. Marty introduced—

S.F. No. 2409: A bill for an act relating to taxation; providing that certain charitable contribution deductions are not included in alternative minimum taxable income; amending Minnesota Statutes Second 1989 Supplement, section 290.091, subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Mr. Pogemiller introduced—

S.F. No. 2410: A bill for an act relating to taxation; reducing the class rates applicable to residential property; providing equalization aid; providing a homestead effective tax credit; appropriating money; amending Minnesota Statutes 1988, section 290A.04, by adding a subdivision; Minnesota Statutes Second 1989 Supplement, sections 273.13, subdivisions 22 and 25; 275.07, subdivision 3; and 290A.04, subdivision 2h; proposing coding for new law in Minnesota Statutes, chapter 273.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Frederickson, D.J.; Davis; Johnson, D.E.; Beckman and Anderson introduced—

S.F. No. 2411: A bill for an act relating to county and district agricultural societies; providing supplemental funding for fiscal year 1991; appropriating money.

Referred to the Committee on Finance.

Messrs. Moe, D.M.; Knaak; Freeman; Ramstad and Pogemiller introduced—

S.F. No. 2412: A bill for an act relating to state government; requiring the state board of investment to invest certain assets currently managed by the commerce department; amending Minnesota Statutes 1988, section 79.251, by adding a subdivision.

Referred to the Committee on Governmental Operations.

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

S.F. No. 2413: A bill for an act relating to education; establishing a planning committee for the Minnesota World Math and Science School; appropriating money.

Referred to the Committee on Education.

Messrs. Morse and Frederickson, D.J. introduced—

S.F. No. 2414: A bill for an act relating to retirement; teachers retirement association; authorizing the purchase of credit for pre-1957 pre-age 25 teaching service; amending Laws 1988, chapter 709, article 3, section 1, subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Morse introduced—

S.F. No. 2415: A bill for an act relating to economic development; establishing a government procurement assistance program; appropriating money.

Referred to the Committee on Economic Development and Housing.

Mr. Morse introduced—

S.F. No. 2416: A bill for an act relating to capital improvements; providing for capital expenses at Winona Technical College; authorizing sale of state bonds; appropriating money.

Referred to the Committee on Finance.

Ms. Berglin introduced—

S.F. No. 2417: A bill for an act relating to human services; long-term care; establishing methods to determine recommended rates for day training and habilitation services; allowing a waiver for personal care services; clarifying definitions of certain facilities; establishing requirements for home care services; exempting certain persons from preadmission nursing home screening; clarifying allocations for alternative care grants; establishing limits on the investment per bed for newly constructed or established long-term care facilities; clarifying eligibility requirements for continued services; amending Minnesota Statutes 1988, sections 256B.04, subdivision 16; 256B.055, subdivision 12; 256B.091, subdivisions 4 and 6; 256B.48, subdivision 2; 256B.49, by adding a subdivision; 256B.50, subdivisions 1 and 1b; and 256B.501, by adding a subdivision; Minnesota Statutes 1989 Supplement, sections 252.46, subdivision 4; 256B.091, subdivision 8; and 256B.495, subdivision 1; Laws 1988, chapter 689, article 2, section 256, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 256B.

Referred to the Committee on Health and Human Services.

Mr. Peterson, R.W. introduced—

S.F. No. 2418: A bill for an act relating to data privacy; regulating the collection, classification, and dissemination of data by the department of labor and industry; amending Minnesota Statutes 1988, sections 13.79; 175.24; 175.27; 176.401; and 182.659, subdivision 8, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1988, sections 175.10; and 176.231, subdivision 8; Minnesota Statutes 1989 Supplement, section 176.231, subdivision 9.

Referred to the Committee on Judiciary.

Mrs. Lantry introduced—

S.F. No. 2419: A bill for an act relating to human services; clarifying requirements for employment and training programs for recipients of AFDC; allowing county agencies to implement grant diversion programs; clarifying eligibility and payment requirements for general assistance and work readiness; clarifying requirements for child care programs; establishing criteria to certify employment and training service provider; requiring a two-year

plan from the local service unit; amending Minnesota Statutes 1988, sections 256.73, subdivision 2; 256.736, subdivisions 1a, 2a, and 3a; 256.7365, subdivision 2; 256D.02, subdivisions 5, 8, and 12; 256D.052, subdivision 5; 256D.06, subdivision 2; 256H.10, subdivisions 1 and 4; 256H.16; 256H.17; 268.673, subdivisions 3 and 5; 268.6751, subdivision 1; 268.676, subdivision 2; 268.677, subdivisions 2 and 3; 268.678; 268.681, subdivisions 1, 2, and 3; 268.86, subdivision 8; 268.871, subdivisions 1, 2, and by adding a subdivision; 268.90, subdivisions 1, 3, and 4; Minnesota Statutes 1989 Supplement, sections 256.73, subdivision 3a; 256.736, subdivisions 3, 3b, 4, 10, 10a, 11, 14, 16, and 18; 256.737, subdivisions 1 and 2; 256D.01, subdivision 1a; 256D.051, subdivisions 1a, 1b, 2, 3, and 8; 256H.01, subdivisions 7, 8, and 12; 256H.03, subdivisions 2, 2a, and 2b; 256H.05, subdivisions 1b, 1c, 2, and 5; 256H.08; 256H.09, subdivision 1; 256H.10, subdivision 3; 256H.11, subdivision 1; 256H.15, subdivisions 1 and 2; 256H.21, subdivision 9; 256H.22, subdivisions 2, 3, and 10; 268.0111, subdivision 4; 268.86, subdivision 2; 268.88; 268.881; Minnesota Statutes Second 1989 Supplement, section 256D.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 1988, sections 256.736, subdivisions 1b, 8, and 17; 256.7365, subdivision 8; 256D.06, subdivision 1c; 256H.01, subdivision 14; 256H.05, subdivisions 1, 1a, and 3a; 268.672, subdivision 12; 268.86, subdivision 9; and 268.872, subdivision 3.

Referred to the Committee on Health and Human Services.

Messrs. Frederickson, D.J.; Benson; Freeman; Pogemiller and DeCramer introduced—

S.F. No. 2420: A bill for an act relating to education; authorizing a grant for the way to grow/school readiness program; appropriating money.

Referred to the Committee on Education.

Mr. Luther introduced—

S.F. No. 2421: A bill for an act relating to elections; presidential primary; changing the primary date; changing the requirements for being a candidate at the primary; allowing voters to prefer uncommitted delegates; allowing write-in votes; providing for voter receipt of ballots; eliminating the provision that the primary winner is the party's endorsed candidate; changing the apportionment of party delegates; requiring provision of certain information to interested persons; amending Minnesota Statutes 1989 Supplement, sections 207A.01; 207A.02, subdivision 1; 207A.03; and 207A.06; proposing coding for new law in Minnesota Statutes, chapter 207A; repealing Minnesota Statutes 1989 Supplement, section 207A.05.

Referred to the Committee on Elections and Ethics.

Messrs. Lessard, Morse, Berg and Mrs. Pariseau introduced—

S.F. No. 2422: A bill for an act relating to finance; rolling back game and fish license increases; reversing transfers and appropriations made from the game and fish fund to the general fund; appropriating money; amending Minnesota Statutes 1989 Supplement, sections 97A.165 and 97A.475, subdivisions 2, 3, 6, 7, 8, 11 to 21, and 23 to 42; amending Laws 1989, chapter 335, article 1, sections 1 and 21, subdivisions 1, 6, and 11; and article 4, section 106, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Messrs. Luther, Pehler, Davis, Samuelson and Cohen introduced—

S.F. No. 2423: A bill for an act relating to courts; authorizing 12 additional trial court judgeships; correcting references to the number of trial court judgeships provided in law; amending Minnesota Statutes 1988, section 2.722, subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Metzen, Solon and Frederick introduced—

S.F. No. 2424: A bill for an act relating to insurance; life; regulating policies with accelerated benefits; modifying the application of certain provisions; prescribing a penalty; amending Minnesota Statutes 1989 Supplement, section 61A.072, subdivisions 3 and 4.

Referred to the Committee on Commerce.

Messrs. Morse and Frederickson, D.J. introduced—

S.F. No. 2425: A bill for an act relating to retirement; teachers retirement association; establishing a minimum final average salary alternative for benefit computation purposes figure for benefit computation purposes based on post-age 54 average salaries; amending Minnesota Statutes 1988, sections 354.05, by adding a subdivision; and 354.42, subdivisions 2 and 3; Minnesota Statutes 1989 Supplement, section 354.44, subdivision 6.

Referred to the Committee on Governmental Operations.

Mr. Morse introduced—

S.F. No. 2426: A bill for an act relating to natural resources; authorizing a matching grant for the development of demonstration forest facilities at the forest resource center, Lanesboro; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Mr. Merriam introduced—

S.F. No. 2427: A bill for an act relating to game and fish; authorizing the commissioner to establish special seasons for persons with a physical disability or mental retardation to take game with firearms; proposing coding for new law in Minnesota Statutes, chapter 97B.

Referred to the Committee on Environment and Natural Resources.

Mr. Merriam introduced—

S.F. No. 2428: A bill for an act relating to environment; adding two public members to the petroleum tank release compensation board; amending Minnesota Statutes 1988, section 115C.07, subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Dicklich introduced—

S.F. No. 2429: A bill for an act relating to independent school district No. 316, Coleraine; independent school district No. 381, Lake Superior;

independent school district No. 695, Chisholm; independent school district No. 696, Ely; independent school district No. 697, Eveleth; independent school district No. 699, Gilbert; independent school district No. 707, Nett Lake; and independent school district No. 710, St. Louis county; authorizing issuance of bonds.

Referred to the Committee on Education.

Without objection, the Senate reverted to the Order of Business of Reports of Committees.

REPORTS OF COMMITTEES

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

S.F. Nos. 1713, 1991, 2024, 2165, 2222, and 2334 reports the same back with the recommendation that the bills be re-referred as follows:

S.F. Nos. 1713 and 2024 to the Committee on Environment and Natural Resources.

S.F. Nos. 1991 and 2222 to the Committee on Governmental Operations.

S.F. No. 2165 to the Committee on Health and Human Services.

S.F. No. 2334 to the Committee on Elections and Ethics.

Mr. Moe, R.D. moved the adoption of the foregoing Committee Report. The motion prevailed. Report adopted.

Without objection, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Solon introduced—

S.F. No. 2430: A bill for an act relating to financial institutions; establishing a system for the evaluation and rating of community reinvestment by depository financial institutions owned by interstate bank holding companies; providing uniformity with federal financial institutions regulatory practices; regulating public disclosure of uniform rating; amending Minnesota Statutes 1988, sections 48.92, by adding a subdivision; 48.93, subdivision 3; and 48.97, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 47; repealing Minnesota Statutes 1988, section 48.99.

Referred to the Committee on Commerce.

Mr. Marty introduced—

S.F. No. 2431: A bill for an act relating to buildings; changing the definition of public building in the state building code; ratifying the interstate compact on industrialized/modular buildings; amending Minnesota Statutes 1989 Supplement, section 16B.60, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 16B.

Referred to the Committee on Governmental Operations.

Messrs. McGowan, Spear, Freeman and Ramstad introduced—

S.F. No. 2432: A bill for an act relating to crimes; requiring cemetery owners to report unlawful removal of bodies to law enforcement authorities and next of kin of the deceased person; prescribing penalties; amending Minnesota Statutes 1988, section 609.502.

Referred to the Committee on Judiciary.

Mr. Langseth introduced—

S.F. No. 2433: A bill for an act relating to metropolitan airport development; authorizing the metropolitan council to review and approve changes in certain land uses; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Local and Urban Government.

Mr. Lessard introduced—

S.F. No. 2434: A bill for an act relating to appropriations; appropriating money for the purchase of parkland in the town of Iron Range.

Referred to the Committee on Environment and Natural Resources.

Messrs. Metzen, Solon and Frank introduced—

S.F. No. 2435: A bill for an act relating to economic development; appropriating money to prepare land in the city of South St. Paul for economic development; authorizing the sale of state bonds.

Referred to the Committee on Economic Development and Housing.

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

MOTIONS AND RESOLUTIONS

Mrs. McQuaid moved that her name be stricken as a co-author to S.F. No. 2369. The motion prevailed.

Mr. Ramstad moved that the name of Ms. Olson be added as a co-author to S.F. No. 2369. The motion prevailed.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:00 noon, Wednesday, March 7, 1990. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate