

SEVENTY-NINTH DAY

St. Paul, Minnesota, Wednesday, March 28, 1990

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. M.E. Sandness.

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 23, 1990

The Honorable Jerome M. Hughes
President of the Senate

Dear Sir:

I have the honor of informing you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 956.

Sincerely,
Rudy Perpich, Governor

March 26, 1990

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

The Honorable Jerome M. Hughes
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1990 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1990	Date Filed 1990
	1555	358	1531 hours March 23	March 23
956		359	1530 hours March 23	March 23

Sincerely,
Joan Anderson Growe
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 2370.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1990

Mr. President:

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

S.F. No. 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; Minnesota Statutes 1989 Supplement, section 13.82, subdivision 10.

Senate File No. 2432 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1990

CONCURRENCE AND REPASSAGE

Mr. McGowan moved that the Senate concur in the amendments by the House to S.F. No. 2432 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2432 was read the third time, as amended by the House, and

placed on its repassage.

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

The roll was called, and there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Decker	Johnson, D.J.	Metzen	Ramstad
Beckman	Dicklich	Knaak	Moe, R.D.	Renneke
Belanger	Flynn	Langseth	Morse	Samuelson
Benson	Frank	Lantry	Novak	Schmitz
Berglin	Frederick	Larson	Olson	Spear
Bertram	Frederickson, D.R.	Lessard	Pariseau	Storm
Chmielewski	Freeman	McGowan	Pehler	Stumpf
Dahl	Gustafson	McQuaid	Piepho	Vickerman
Davis	Hughes	Mehrkens	Piper	Waldorf

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 60, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 60: A bill for an act relating to water; recodifying, clarifying, and relocating provisions relating to water law; amending Minnesota Statutes 1988, sections 9.071; 16B.62, subdivision 1; 18.191; 18B.07, subdivision 6; 40A.13, subdivision 1; 41B.039, subdivision 3; 84.083, by adding subdivisions; 84.91, subdivision 4; 84.911, subdivisions 5 and 6; 84.95, subdivision 2; 85.33, subdivision 3; 86A.05, subdivision 10; 88.43, subdivision 2; 93.335, subdivision 1; 94.343, subdivision 4; 97A.015, subdivision 41; 97A.071, subdivision 4; 97A.101, subdivision 2; 115.097, subdivision 2; 144.95, subdivision 4; 156A.10, subdivision 2; 161.28, subdivision 1; 163.17; 272.02, subdivisions 1 and 6; 273.19, subdivision 5; 295.44, subdivision 1; 357.021, subdivision 2; 375.471; 383A.602, subdivision 5; 383A.604, subdivision 1; 394.25, subdivision 2; 459.20; 462.357, subdivision 1; 465.20; 469.141, subdivision 4; 469.174, subdivision 19; 471.345, subdivision 3; 471.591, subdivision 1; 471.98, subdivision 2; 473.191, subdivision 2; 609.68; and 645.44, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 83A; 97C; 156A; and 383B; proposing coding for new law as Minnesota Statutes, chapters 86B; 103A; 103B; 103C; 103D; 103E; 103F; and 103G; repealing Minnesota Statutes 1988, sections 40.01 to 40.45; 84.031; 84.032; and 84.158; 104.01 to 104.50; 105.37 to 105.81; 106A.005 to 106A.811; 110.13 to 110.72; 110B.01 to 110B.35; 112.34 to 112.89; 114.12 and 114.13; 114B.01 to 114B.07; 116C.41; 361.01 to 361.29; 378.01 to 378.57; 465.18; and 473.875 to 473.883.

Senate File No. 60 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1990

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1846:

H.F. No. 1846: A bill for an act relating to prostitution; increasing penalties for certain patrons of prostitutes; providing that when a patron uses a motor vehicle during commission of an offense, that fact will be noted on the person's driving record; amending Minnesota Statutes 1988, sections 609.324, subdivisions 2, 3, and by adding subdivisions; and 609.3241.

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

Wagenius, Kelly, Vellenga, Blatz and Marsh have been appointed as such committee on the part of the House.

House File No. 1846 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 27, 1990

Mr. Moe, R.D. moved that H.F. No. 1846 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1857:

H.F. No. 1857: A bill for an act relating to transportation; providing greater restrictions on eligibility of debarred persons for certain public contracts; increasing scope of interstate motor carrier registration agreements; amending Minnesota Statutes 1988, section 161.315, subdivisions 2 and 3; Minnesota Statutes 1989 Supplement, section 221.601, subdivision 1.

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

Lieder, Steensma and Carlson, D. have been appointed as such committee on the part of the House.

House File No. 1857 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 27, 1990

Mr. Vickerman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1857, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following

House File, herewith transmitted: H.F. No. 2478.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 27, 1990

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 2478: A bill for an act relating to the financing and operation of government in Minnesota; updating references to the Internal Revenue Code; changing the computation of aid to local units of governments; modifying the computation and administration of taxes and property tax refunds; providing tax deductions and exemptions; changing the tax rates; authorizing certain local governments to borrow money; providing a food shelf checkoff; changing definition of debt for the revenue recapture act; providing certain rights and remedies to taxpayers; modifying the requirements for the collection and expenditure of tax increments; repealing the increase in the maximum lodging tax; allowing the sale of certain tax forfeited land in Otter Tail county; allowing the cities of Bayport, Windom, and Jackson and the counties of Goodhue, Douglas, and Koochiching to levy taxes for certain purposes; requiring certain uses of tax increments by the city of Minneapolis; exempting the city of Moorhead from certain requirements; permitting the cities of Bloomington and Roseville to impose lodging taxes; changing truth-in-taxation requirements; requiring payment of the prevailing wage for financial assistance; requiring reports and studies; imposing and transferring powers and duties; changing certain effective dates; increasing certain fees; providing for payment of the greater Minnesota landfill fee; imposing a minimum fee on corporations; providing for withholding of certain refunds; requiring an appropriation by the metropolitan sports facilities commission; reducing and transferring appropriations; canceling certain debts; appropriating money; amending Minnesota Statutes 1988, sections 270.07, by adding a subdivision; 270.70, subdivisions 1, 2, 4, 8, and by adding subdivisions; 270.701, by adding a subdivision; 270.709, subdivision 1; 270A.03, subdivisions 2 and 5; 271.12; 271.19; 273.11, by adding a subdivision; 273.124, by adding a subdivision; 273.1398, by adding a subdivision; 273.42, subdivision 1; 275.065, by adding a subdivision; 276.111; 277.15; 279.03, subdivision 2, and by adding a subdivision; 279.06; 281.17; 282.01, subdivision 4; 282.014; 282.261, subdivision 2; 289A.11, as added, by adding a subdivision; 290.431; 290.50, by adding a subdivision; 290A.10; 290A.19; 296.02, subdivision 1a; 296.025, subdivision 1a; 296.06, subdivision 2; 296.12, subdivisions 1 and 2; 296.17, subdivisions 10 and 17; 297.07, subdivision 5; 297A.01, subdivision 15; 297A.25, by adding a subdivision; 298.015, subdivision 1; 298.017; 298.05; 298.24, subdivision 1; 469.059, subdivision 11; 469.129, subdivision 2; 469.171, by adding a subdivision; 469.174, subdivision 12, and by adding subdivisions; 469.175, subdivision 1a, and by adding subdivisions; 469.176, subdivisions 2 and 3; 469.177, subdivision 8; 477A.011, subdivision 17, and by adding a subdivision; 477A.012, subdivision 1, and by adding a subdivision; 477A.013, by adding a subdivision; 477A.03, subdivision 1; 477A.11, subdivision 4; 477A.13; and 500.24, subdivision 4; Minnesota Statutes 1989 Supplement, sections 270.10, subdivision 1a; 270.69, subdivision 11; 273.11, subdivision 1; 273.112, subdivision 3; 273.124, subdivisions 8 and 9; 275.08, subdivision 1d; 278.05, subdivision

4; 279.01, subdivision 1; 282.01, subdivision 1; 290.01, subdivision 19; 290A.04, subdivision 5; 290A.045, subdivision 7; 375.192, subdivision 2; 383.06; 410.32; 462.396, subdivision 2; 469.175, subdivision 4; 469.176, subdivision 4c; 469.177, subdivision 9; and 469.190, subdivisions 1 and 2; Minnesota Statutes Second 1989 Supplement, sections 3.885, subdivision 8; 60A.15, subdivision 1; 103B.3369, subdivisions 5 and 7; 272.02, subdivision 4; 273.13, subdivisions 22, 23, and 25; 273.1398, subdivisions 1 and 2; 273.371, subdivision 1; 275.065, subdivisions 1 and 6; 275.07, subdivision 1; 275.50, subdivision 5; 275.51, subdivision 3f; 276.09; 276.10; 276.11, subdivision 1; 277.01, subdivision 1; 277.02; 277.05; 277.06; 290.05, subdivision 1; 290.06, subdivision 1; 290.091, subdivision 2; 290.0921, subdivisions 1, 3, and by adding a subdivision; 290A.04, subdivision 2a; 290A.045, subdivision 6; 297A.01, subdivision 3; 297A.44, subdivision 1; 469.174, subdivisions 7 and 10; 469.175, subdivisions 3 and 7; 469.176, subdivisions 1 and 4j; 469.177, subdivision 10; 469.190, subdivision 3; 477A.011, subdivisions 1a and 25; and 477A.013, subdivisions 3 and 5; Laws 1988, chapter 719, article 12, section 30, as amended; Laws 1989, chapters 326, article 3, section 49; and 353, section 13; and Laws 1989, First Special Session chapter 1, articles 3, section 32, subdivisions 1 and 2; 5, section 52; and 10, section 45; proposing coding for new law in Minnesota Statutes, chapters 134; 116J; 268; 270; 273; 290; and 469; repealing Minnesota Statutes 1989 Supplement, sections 115A.922; 115A.923, subdivisions 2, 3, 4, and 5; 115A.924; 115A.925; 115A.927; 115A.928; 290.06, subdivision 1a; and 375.192, subdivision 1; Minnesota Statutes Second 1989 Supplement, 273.1398, subdivision 2b.

Mr. Moe, R.D. moved that H.F. No. 2478 be laid on the table. The motion prevailed.

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 H.F. No. 493. The motion prevailed.

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

S.F. No. 1799: A bill for an act relating to higher education; authorizing an appropriation for a parking deck at Moorhead State University to be used to acquire land and construct parking spaces.

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

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

H.F. No. 493: A bill for an act relating to education; requiring a pupil to identify reasons for enrolling in a nonresident district under the enrollment options program; providing a resident district with notice of a pupil's participation under the program; restricting transfers; restricting participation in extracurricular varsity athletic activities in a nonresident district; amending Minnesota Statutes 1988, section 120.062, subdivisions 4, 6, 9, and by adding a subdivision; repealing Minnesota Statutes 1988, section 120.062, subdivision 8.

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 Second 1989 Supplement, section 124A.26, subdivision 1, is amended to read:

Subdivision 1. [REVENUE REDUCTION.] A district's general education revenue for a school year shall be reduced if the estimated net unappropriated operating fund balance as of June 30 in the second prior school year exceeds \$600 times the ~~actual fund balance~~ pupil units in the prior year. *For purposes of this subdivision only, fund balance pupil units means the number of pupil units in average daily membership enrolled in the district, including shared time pupils, according to section 124A.02, subdivision 20, and excluding pupils for whom payment is made according to section 126.22, subdivision 8, or 126.23.* The amount of the reduction shall equal the lesser of:

- (1) the amount of the excess, or
- (2) \$150 times the actual pupil units for the school year.

The final adjustment payments made under section 124.195, subdivision 6, must be adjusted to reflect actual net operating fund balances as of June 30 of the prior school year.

Sec. 2. [124A.32] [AID REDUCTIONS FOR TRA.]

The department of education shall reduce general education or any other aid paid to school districts, intermediate school districts, education districts, education cooperative service units, special education cooperatives, secondary vocational cooperatives, regional management information centers, and any other district or unit providing services to school districts or for elementary or secondary education. The reduction shall equal 1.14 percent of the salaries paid by the entity to members of the teachers retirement association established in chapter 354. However, salaries paid to members of the association who are employed at a technical college shall be excluded from the aid reduction.

Sec. 3. Minnesota Statutes 1989 Supplement, section 275.125, subdivision 11d, is amended to read:

Subd. 11d. [EXTRA CAPITAL EXPENDITURE LEVY FOR LEASING BUILDINGS.] When a district finds it economically advantageous to rent or lease a building, ~~or to purchase a building and site under an installment purchase agreement, lease purchase agreement, or any other deferred payment agreement authorized under section 465.71,~~ for any instructional purposes and it determines that the capital expenditure facilities revenues authorized under section 124.243 are insufficient for this purpose, it may apply to the commissioner for permission to make an additional capital expenditure levy for this purpose. An application for permission to levy under this subdivision must contain financial justification for the proposed levy, the terms and conditions of the proposed lease ~~or agreement,~~ and a description of the space to be leased ~~or purchased according to any type of deferred payment agreement,~~ and its proposed use. The criteria for approval of applications to levy under this subdivision must include: the reasonableness of the price, the appropriateness of the space to the proposed activity, the feasibility of transporting pupils to the *leased* building, conformity of the lease ~~or agreement~~ to the laws and rules of the state of Minnesota, and the appropriateness of the proposed lease ~~or agreement~~ to

the space needs and the financial condition of the district. The commissioner must not authorize a levy under this subdivision in an amount greater than the cost to the district of renting or leasing or purchasing a building for approved purposes. The proceeds of this levy must not be used for leasing or renting a facility owned by a district or for custodial or other maintenance services or to purchase a building newly constructed under an installment purchase agreement, lease purchase agreement, or any other deferred payment agreement authorized under section 465.71.

Sec. 4. Minnesota Statutes 1988, section 275.125, is amended by adding a subdivision to read:

Subd. 11f. [LEVY FOR CERTAIN LEASE PURCHASES.] A district may annually levy the amount needed to make payments required by a lease purchase agreement, installment purchase agreement, or other deferred payment agreement authorized by Minnesota Statutes 1989 Supplement, section 465.71, if:

(1) the agreement was approved by the commissioner before July 1, 1990, according to Minnesota Statutes 1989 Supplement, section 275.125, subdivision 11d; or

(2) the district levied in 1989 for the payments.

Sec. 5. Minnesota Statutes 1989 Supplement, section 465.71, is amended to read:

465.71 [INSTALLMENT AND LEASE PURCHASES; CITIES; COUNTIES; SCHOOL DISTRICTS.]

A home rule charter city, statutory city, county, town, or school district may purchase real or personal property under an installment contract, or lease real or personal property with an option to purchase under a lease purchase agreement, by which contract or agreement title is retained by the seller or vendor or assigned to a third party as security for the purchase price, including interest, if any, but such purchases are subject to statutory and charter provisions applicable to the purchase of real or personal property. For purposes of the bid requirements contained in section 471.345, "the amount of the contract" shall include the total of all lease payments for the entire term of the lease under a lease-purchase agreement. The obligation created by a lease purchase agreement or installment contract shall not be included in the calculation of net debt for purposes of section 475.53, shall be deemed to constitute the issuance of an obligation under section 475.58, subdivision 1, clause (6), and shall not constitute debt under any other statutory provision. No election shall be required in connection with the execution of a lease purchase agreement or installment contract authorized by this section. The city, county, town, or school district must have the right to terminate a lease purchase agreement at the end of any fiscal year during its term.

Sec. 6. Laws 1989, chapter 329, article 4, section 19, subdivision 5, is amended to read:

Subd. 5. [EARLY CHILDHOOD FAMILY EDUCATION AID.] For early childhood family education aid according to Minnesota Statutes, section 124.2711:

~~\$9,635,900~~ \$10,490,000 1990

\$10,262,000 1991

The 1990 appropriation includes ~~\$1,235,000~~ \$2,090,000 for 1989 and \$8,400,000 for 1990.

The 1991 appropriation includes \$1,484,000 for 1990 and \$8,778,000 for 1991.

Sec. 7. Laws 1989, chapter 329, article 6, section 53, subdivision 3, is amended to read:

Subd. 3. [COOPERATION AND COMBINATION AID.] For aid for districts that cooperate and combine there is appropriated:

~~\$75,000~~ \$1,192,000 1991.

Sec. 8. [DEPARTMENT OF EDUCATION REDUCTION.]

The appropriation for fiscal year 1991 from the general fund to the department of education in Laws 1989, chapter 329, article 12, section 9, is reduced by \$691,500. The reduction must be allocated among the department's programs by the commissioner of education. The 1991 base used for the budget recommendations for the 1992-1993 biennium shall reflect the reduction.

Sec. 9. [GENERAL EDUCATION AID CANCELLATION.]

Up to \$12,408,000 of the general education aid appropriation for fiscal year 1990 and up to \$14,980,000 of the general education aid appropriation for fiscal year 1991 shall cancel to the general fund. The cancellation shall only occur if the commissioner of education determines that the amounts each year are not needed for general education aid payments to school districts. Any amount canceled shall not be included in the transfer of excess appropriations under Minnesota Statutes, section 124.14, subdivision 7.

Sec. 10. [EFFECTIVE DATE.]

Sections 6 and 9 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to education; altering the pupil units used in calculating fund balance reductions; authorizing a levy for certain purposes; reducing certain state aids; reducing certain appropriations; increasing certain appropriations; appropriating money; amending Minnesota Statutes 1988, section 275.125, by adding a subdivision; Minnesota Statutes 1989 Supplement, sections 275.125, subdivision 11d; and 465.71; Minnesota Statutes Second 1989 Supplement, section 124A.26, subdivision 1; Laws 1989, chapter 329, article 4, section 19, subdivision 5; and article 6, section 53, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 124A."

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

Pursuant to Joint Rule 2.03, the bill was re-referred to the Committee on Rules and Administration.

SECOND READING OF SENATE BILLS

S.F. No. 1799 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Morse moved that the name of Mr. Piepho be added as a co-author to S.F. No. 1826. The motion prevailed.

Mr. Cohen moved that the name of Mr. Merriam be added as a co-author to S.F. No. 1874. The motion prevailed.

Mr. Frederickson, D.R. moved that his name be stricken as a co-author to S.F. No. 1899. The motion prevailed.

Mr. Piepho moved that the name of Mr. Decker be added as a co-author to S.F. No. 1899. The motion prevailed.

Mr. Dahl moved that the name of Mr. Novak be added as a co-author to S.F. No. 2175. The motion prevailed.

Mr. Frederick introduced—

Senate Resolution No. 174: A Senate resolution congratulating the Owatonna Indians for winning the 1990 Class AA Boys State High School Basketball Championship.

Referred to the Committee on Rules and Administration.

Without objection, remaining on the Order of Business of Motions and Resolutions, 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. Merriam, for the Committee on Finance, introduced—

S.F. No. 2617: A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and other agencies with certain conditions; reducing appropriations for the biennium ending June 30, 1991, with certain conditions; providing for the transfer of money in the state treasury; amending Minnesota Statutes 1989 Supplement, section 297B.09, subdivision 1.

Under the rules of the Senate, laid over one day.

Mr. Merriam, for the Committee on Finance, introduced—

S.F. No. 2618: A bill for an act relating to public administration; appropriating money or reducing appropriations to the higher education coordinating board, regents of the University of Minnesota, state university board, state board for community colleges, and state board of vocational technical education, with certain conditions; excepting notification of committee chairs on certain capital projects; establishing a community college at Cambridge; clarifying the duties and powers of the higher education coordinating board; authorizing tuition reciprocity agreements with contiguous Canadian provinces; establishing a state matching grant program to match private gifts to endowment funds; requiring administrative service plans for technical colleges under certain circumstances; changing permitted kinds of investments for the permanent university fund; permitting capital gains of the fund to be used to support endowed academic chairs;

authorizing the purchase of a certain building by the state university board; requiring development of a consumer information system for occupational programs; regulating public post-secondary plans; requiring reports; adjusting contributions to state system retirement plans; amending Minnesota Statutes 1988, sections 136.60; 136.602; 136C.05, by adding a subdivision; 137.022, subdivisions 1 and 3; 352.92, subdivision 2; 352B.02, subdivision 1c; 353.27, subdivision 3a; and 354.42, subdivision 5; Minnesota Statutes 1989 Supplement, sections 16B.335, subdivision 2; 136A.04; 136A.08; 352.04, subdivisions 2 and 3; and 354B.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 136A; repealing Minnesota Statutes 1988, section 353.27, subdivision 3.

Mr. Moe, R.D. moved that S.F. No. 2618 be laid on the table. The motion prevailed.

Mr. Dahl, Mrs. Lantry, Messrs. Johnson, D.E. and Merriam introduced—

S.F. No. 2619: A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

Referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that S.F. No. 2618 be taken from the table. The motion prevailed.

S.F. No. 2618: A bill for an act relating to public administration; appropriating money or reducing appropriations to the higher education coordinating board, regents of the University of Minnesota, state university board, state board for community colleges, and state board of vocational technical education, with certain conditions; excepting notification of committee chairs on certain capital projects; establishing a community college at Cambridge; clarifying the duties and powers of the higher education coordinating board; authorizing tuition reciprocity agreements with contiguous Canadian provinces; establishing a state matching grant program to match private gifts to endowment funds; requiring administrative service plans for technical colleges under certain circumstances; changing permitted kinds of investments for the permanent university fund; permitting capital gains of the fund to be used to support endowed academic chairs; authorizing the purchase of a certain building by the state university board; requiring development of a consumer information system for occupational programs; regulating public post-secondary plans; requiring reports; adjusting contributions to state system retirement plans; amending Minnesota Statutes 1988, sections 136.60; 136.602; 136C.05, by adding a subdivision; 137.022, subdivisions 1 and 3; 352.92, subdivision 2; 352B.02, subdivision 1c; 353.27, subdivision 3a; and 354.42, subdivision 5; Minnesota Statutes 1989 Supplement, sections 16B.335, subdivision 2; 136A.04; 136A.08; 352.04, subdivisions 2 and 3; and 354B.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 136A; repealing Minnesota Statutes 1988, section 353.27, subdivision 3.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect

to S.F. No. 2618 and that the rules of the Senate be so far suspended as to give S.F. No. 2618 its second and third reading and place it on its final passage. The motion prevailed.

S.F. No. 2618 was read the second time.

Mr. Knaak moved to amend S.F. No. 2618 as follows:

Page 15, delete section 24

Renumber the sections of article 1 in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Mr. Merriam imposed a call of the Senate for the balance of the proceedings on S.F. No. 2618. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the Knaak amendment.

The roll was called, and there were yeas 14 and nays 45, as follows:

Those who voted in the affirmative were:

Decker	Laidig	McQuaid	Pariseau	Reichgott
Gustafson	Larson	Novak	Piepho	Renneke
Knaak	McGowan	Olson	Ramstad	

Those who voted in the negative were:

Adkins	Brataas	Frederickson, D.J.	Luther	Piper
Anderson	Cohen	Frederickson, D.R.	Marty	Pogemiller
Beckman	Dahl	Freeman	Mehrkens	Samuelson
Belanger	Davis	Hughes	Merriam	Schmitz
Benson	Dickfich	Johnson, D.E.	Metzen	Solon
Berglin	Diessner	Kroening	Moe, R. D.	Storm
Bernhagen	Flynn	Langseth	Morse	Stumpf
Bertram	Frank	Lantry	Pehler	Vickerman
Brandl	Frederick	Lessard	Peterson, R. W.	Waldorf

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

Ms. Olson moved to amend S.F. No. 2618 as follows:

Page 15, delete lines 14 to 18 and insert “that contracts for administrative services with a school board must submit its administrative services plan, including a description of the services contracted for and their costs, to the state director for review.”

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 18 and nays 42, as follows:

Those who voted in the affirmative were:

Benson	Laidig	McQuaid	Pariseau	Renneke
Decker	Larson	Mehrkens	Piepho	Samuelson
Diessner	Lessard	Novak	Ramstad	
Knaak	McGowan	Olson	Reichgott	

Those who voted in the negative were:

Adkins	Chmielewski	Frederickson, D.R.	Luther	Pogemiller
Anderson	Cohen	Freeman	Marty	Solon
Beckman	Dahl	Gustafson	Merriam	Storm
Belanger	Davis	Hughes	Metzen	Stumpf
Berglin	Dicklich	Johnson, D.E.	Moe, R. D.	Vickerman
Bernhagen	Flynn	Johnson, D.J.	Morse	Waldorf
Bertram	Frank	Kroening	Pehler	
Brandl	Frederick	Langseth	Peterson, R. W.	
Brataas	Frederickson, D.J.	Lantry	Piper	

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

S.F. No. 2618 was read the third time and placed on its final passage.

Mr. Pehler requested unanimous consent of the Senate to offer an amendment. There was objection.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 46 and nays 17, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Johnson, D.E.	Moe, R. D.	Solon
Anderson	Davis	Johnson, D.J.	Morse	Spear
Beckman	Dicklich	Laidig	Novak	Storm
Berg	Diessner	Langseth	Pehler	Stumpf
Berglin	Flynn	Lantry	Peterson, R. W.	Vickerman
Bertram	Frank	Lessard	Piper	Waldorf
Brandl	Frederick	Luther	Pogemiller	
Brataas	Frederickson, D.J.	Marty	Reichgott	
Chmielewski	Freeman	Merriam	Samuelson	
Cohen	Hughes	Metzen	Schmitz	

Those who voted in the negative were:

Belanger	Frederickson, D.R.	Larson	Olson	Renneke
Benson	Gustafson	McGowan	Pariseau	
Bernhagen	Knaak	McQuaid	Piepho	
Decker	Kroening	Mehrkens	Ramstad	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 2042 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2042: A bill for an act relating to consumer protection; limiting the locations in which sales of tobacco by vending machine may be made; proposing coding for new law in Minnesota Statutes, chapter 325E.

Mr. Metzen moved to amend H.F. No. 2042, as amended pursuant to Rule 49, adopted by the Senate March 26, 1990, as follows:

(The text of the amended House File is identical to S.F. No. 1923.)

Page 2, delete section 2

The motion prevailed. So the amendment was adopted.

H.F. No. 2042 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 1977 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 1977: A bill for an act relating to veterans; providing for an executive director appointed by the veterans homes board; amending Minnesota Statutes 1988, section 198.004.

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 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 2474 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2474: A bill for an act relating to insurance; long-term care; modifying the definition of medically prescribed long-term care; allowing additional licensed health care providers to prepare plans of care; regulating assessments; regulating cancellations; amending Minnesota Statutes 1988, sections 62A.46, subdivisions 2, 4, 5, and 8; 62A.48, subdivision 3, and by adding a subdivision; and 62A.56; Minnesota Statutes 1989 Supplement, section 62A.48, subdivision 1.

Mr. Solon moved to amend H.F. No. 2474, as amended pursuant to Rule 49, adopted by the Senate March 26, 1990, as follows:

(The text of the amended House File is identical to S.F. No. 2566.)

Page 4, line 27, after "No" insert "*individual*"

Page 5, line 8, after "No" insert "*individual*"

The motion prevailed. So the amendment was adopted.

H.F. No. 2474 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

CONFIRMATION

Mr. Merriam moved that the report from the Committee on Finance, reported March 7, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Merriam moved that the foregoing report be now adopted. The motion prevailed.

Mr. Merriam moved that in accordance with the report from the Committee on Finance, reported March 7, 1990, the Senate, having given its advice, do now consent to and confirm the appointment of:

DEPARTMENT OF FINANCE COMMISSIONER

Peter Hutchinson, 1621 Mt. Curve, Minneapolis, Hennepin County, effective January 1, 1990, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Mr. Schmitz moved that the report from the Committee on Local and Urban Government, reported February 22, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Schmitz moved that the foregoing report be now adopted. The motion

prevailed.

Mr. Schmitz moved that in accordance with the report from the Committee on Local and Urban Government, reported February 22, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

METROPOLITAN COUNCIL

Liz (Mary E.) Anderson, 914 Parkview, St. Paul, Ramsey County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

Dirk DeVries, 18600 Woolman Dr., Minnetonka, Hennepin County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

David Fisher, 5047 Gladstone Ave. S., Minneapolis, Hennepin County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

Mary Hauser, 616 Hall Ave., Birchwood, Washington County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

Ken Kunzman, 15449 S. Ham Lake Dr., Ham Lake, Anoka County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

Dottie Rietow, 1317 Kilmer Ave. S., St. Louis Park, Hennepin County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

Margaret Schreiner, 1795 Monterey Ln., Eagan, Dakota County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

James Senden, 507 - 17th Ave. N.W., New Brighton, Ramsey County, effective February 25, 1989, for a term expiring the first Monday in January, 1993.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Bertram moved that the report from the Committee on Veterans and Military Affairs, reported March 12, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Bertram moved that the foregoing report be now adopted. The motion prevailed.

Mr. Bertram moved that in accordance with the report from the Committee on Veterans and Military Affairs, reported March 12, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

MINNESOTA VETERANS HOMES BOARD OF DIRECTORS

Harvey Charles Aaron, 325 Otis Ave., St. Paul, Ramsey County, effective January 24, 1990, for a term expiring the first Monday in January, 1994.

Robert Hansen, 1136 Ivy Hill Dr., Mendota Heights, Dakota County, effective January 24, 1990, for a term expiring the first Monday in January, 1994.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mrs. Lantry moved that the report from the Committee on General Legislation and Public Gaming, reported February 22, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mrs. Lantry moved that the foregoing report be now adopted. The motion prevailed.

Mrs. Lantry moved that in accordance with the report from the Committee on General Legislation and Public Gaming, reported February 22, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

DEPARTMENT OF GAMING COMMISSIONER

Tony Bouza, 3810 Sheridan Ave. S., Minneapolis, Hennepin County, effective September 1, 1989, for a term expiring the first Monday in January, 1991.

DEPARTMENT OF GAMING GAMBLING CONTROL DIVISION DIRECTOR

Thomas Anzenc, 173 Dennison, Shoreview, Ramsey County, effective October 15, 1989, for a term expiring the first Monday in January, 1991.

GAMBLING CONTROL BOARD

Robert Fragnito, P.O. Box 32, Nashwauk, Itasca County, effective July 16, 1989, for a term expiring June 30, 1993.

Barbara Grove, HCR 2, Box 124, Emily, Crow Wing County, effective July 16, 1989, for a term expiring June 30, 1991.

Raymond Joachim, Sr., 109 - 6th St. W., Jordan, Scott County, effective July 16, 1989, for a term expiring June 30, 1991.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mrs. Lantry moved that the report from the Committee on General Legislation and Public Gaming, reported March 1, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mrs. Lantry moved that the foregoing report be now adopted. The motion prevailed.

Mrs. Lantry moved that in accordance with the report from the Committee on General Legislation and Public Gaming, reported March 1, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

MINNESOTA RACING COMMISSION

Carol Connolly, 504 Selby Ave., St. Paul, Ramsey County, effective June 27, 1989, for a term expiring June 30, 1995.

Marilyn A. Rose, 2500 Fernwood, Roseville, Ramsey County, effective

June 27, 1989, for a term expiring June 30, 1995.

Ralph Strangis, 1117 Marquette Ave., Minneapolis, Hennepin County, effective June 27, 1989, for a term expiring June 30, 1995.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mrs. Lantry moved that the report from the Committee on General Legislation and Public Gaming, reported March 1, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mrs. Lantry moved that the foregoing report be now adopted. The motion prevailed.

Mrs. Lantry moved that in accordance with the report from the Committee on General Legislation and Public Gaming, reported March 1, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

DEPARTMENT OF GAMING
STATE LOTTERY DIVISION
DIRECTOR

George Andersen, 200 Centennial Bldg., 658 Cedar St., St. Paul, Ramsey County, effective October 9, 1989, for a term expiring the first Monday in January, 1991.

MINNESOTA RACING COMMISSION

Robert Zevnick, 1254 Dodd Rd., Mendota Heights, Dakota County, effective June 27, 1989, for a term expiring June 30, 1993.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Frank moved that the reports from the Committee on Economic Development and Housing, reported March 26, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Frank moved that the foregoing reports be now adopted. The motion prevailed.

Mr. Frank moved that in accordance with the reports from the Committee on Economic Development and Housing, reported March 26, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

GREATER MINNESOTA CORPORATION BOARD OF DIRECTORS

Howard Fortier, 4450 Stinson Blvd. N.E., Minneapolis, Hennepin County, effective November 7, 1987, for a term expiring the first Monday in January, 1994.

Dr. Donald S. Fredrickson, 6615 Bradley Blvd., Bethesda, Maryland, effective November 7, 1987, for a term expiring the first Monday in January, 1992.

D. Bruce Merrifield, 1316 New Hampshire Ave. N.W., Washington, D.C., effective August 24, 1987, for a term expiring the first Monday in January, 1994.

William C. Norris, P.O. Box 59074, Minneapolis, MN, effective January 24, 1990, for a term expiring in January, 1996.

Dale R. Olseth, 132 Homedale Rd., Hopkins, Hennepin County, effective November 7, 1987, for a term expiring the first Monday in January, 1994.

Laurence L. Osterwise, Hwy. 52 and 37th St. N.W., Rochester, Olmsted County, effective November 7, 1987, for a term expiring the first Monday in January, 1992.

Francis J. Ryan, P.O. Box 96, Hibbing, MN, effective January 24, 1990, for a term expiring in January, 1996.

Glen Taylor, 1725 Roe Crest Dr., N. Mankato, MN, effective January 24, 1990, for a term expiring in January, 1996.

Elroy Webster, Rt. 2, Nicollet, Nicollet County, effective November 7, 1987, for a term expiring the first Monday in January, 1994.

May Yue, 6604 Cornelia Dr., Edina, Hennepin County, effective November 7, 1987, for a term expiring the first Monday in January, 1992.

MINNESOTA HOUSING FINANCE AGENCY

Bruce Bakken, 4895 Ashley Ln., Inver Grove Heights, Dakota County, effective January 16, 1990, for a term expiring the first Monday in January, 1994.

Maureen Bye, 609 W. 2nd St., Duluth, St. Louis County, effective January 24, 1989, for a term expiring the first Monday in January, 1993.

Shirley Van Dyck, Rt. 3, Box 135, Cass Lake, Cass County, effective January 26, 1988, for a term expiring the first Monday in January, 1992.

MINNESOTA PUBLIC FACILITIES AUTHORITY

Don Cole, 46 Fern Ct., Babbitt, St. Louis County, effective January 16, 1990, for a term expiring the first Monday in January, 1993.

Marilyn Krueger, 4126 Jay St., Duluth, St. Louis County, effective January 16, 1990, for a term expiring the first Monday in January, 1994.

MINNESOTA WORLD TRADE CENTER CORPORATION BOARD OF DIRECTORS

Arnold Aberman, 8900 Minnehaha Cir., Minneapolis, Hennepin County, effective July 1, 1987, for a term expiring the first Monday in January, 1994.

Ronald Bosrock, 1814 Hillcrest Ave., St. Paul, Ramsey County, effective January 24, 1990, for a term expiring the first Monday in January, 1994.

Paul Rexford Thatcher, 15 S. 1st St., Minneapolis, Hennepin County, effective July 1, 1987, for a term expiring the first Monday in January, 1992.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Spear moved that the reports from the Committee on Judiciary, reported March 23, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Spear moved that the foregoing reports be now adopted. The motion prevailed.

Mr. Spear moved that in accordance with the reports from the Committee on Judiciary, reported March 23, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

BOARD ON JUDICIAL STANDARDS

Leone Altman, 505 S. Inner Dr., Hibbing, St. Louis County, effective January 24, 1990, for a term expiring the first Monday in January, 1994.

Charlotte Anderson, 3913 Oakland Ave. S., Minneapolis, Hennepin County, effective February 1, 1989, for a term expiring the first Monday in January, 1993.

Robert W. Johnson, 2006 - 1st Ave. N., Anoka, Anoka County, effective February 25, 1990, for a term expiring the first Monday in January, 1994.

HARMFUL SUBSTANCE COMPENSATION BOARD

Debra McBride, 876 Westwind Dr., Little Canada, Ramsey County, effective February 1, 1989, for a term expiring the first Monday in January, 1995.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Spear moved that the appointments of notaries public, received February 12, 1990, be taken from the table. The motion prevailed.

Mr. Spear moved that the Senate do now consent to and confirm the appointments of the notaries public. The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mr. Solon moved that the report from the Committee on Commerce, reported March 1, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Solon moved that the foregoing report be now adopted. The motion prevailed.

Mr. Solon moved that in accordance with the report from the Committee on Commerce, reported March 1, 1990, the Senate, having given its advice, do now consent to and confirm the appointment of:

DEPARTMENT OF COMMERCE COMMISSIONER

Thomas Borman, 2444 Byrnes Rd., Minnetonka, Hennepin County, effective January 9, 1990, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Mr. Lessard moved that the report from the Committee on Environment and Natural Resources, reported February 22, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Lessard moved that the foregoing report be now adopted. The motion prevailed.

Mr. Lessard moved that in accordance with the report from the Committee on Environment and Natural Resources, reported February 22, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Paul Toren, 805 Park Ave., Mahtomedi, Washington County, effective June 27, 1989, for a term expiring the first Monday in January, 1993.

OFFICE OF WASTE MANAGEMENT DIRECTOR

Michael Robertson, 1515 Hilo Ave. N., Oakdale, Washington County, effective July 1, 1989, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Mrs. Lantry moved that the reports from the Committee on General Legislation and Public Gaming, reported March 5, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mrs. Lantry moved that the foregoing reports be now adopted. The motion prevailed.

Mrs. Lantry moved that in accordance with the reports from the Committee on General Legislation and Public Gaming, reported March 5, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

BOARD OF THE ARTS

Richard Faricy, 2211 St. Clair Ave., St. Paul, Ramsey County, effective January 16, 1990, for a term expiring the first Monday in January, 1994.

Dee Knaak, 4243 Oakmeade Ln., White Bear Lake, Ramsey County, effective January 16, 1990, for a term expiring the first Monday in January, 1994.

Benjamin Vander Kooi, Jr., 127 E. Main, Box 116, Luverne, Rock County, effective July 17, 1989, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Ms. Berglin moved that the report from the Committee on Health and Human Services, reported March 15, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Ms. Berglin moved that the foregoing report be now adopted. The motion prevailed.

Ms. Berglin moved that in accordance with the report from the Committee on Health and Human Services, reported March 15, 1990, the Senate, having given its advice, do now consent to and confirm the appointment

of:

**DEPARTMENT OF HUMAN SERVICES
COMMISSIONER**

Ann Wynia, 1550 Branston St., St. Paul, Ramsey County, effective September 1, 1989, for a term expiring the first Monday in January, 1991.

The motion prevailed. So the appointment was confirmed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Pogemiller moved that H.F. No. 1846 be taken from the table. The motion prevailed.

H.F. No. 1846: A bill for an act relating to prostitution; increasing penalties for certain patrons of prostitutes; providing that when a patron uses a motor vehicle during commission of an offense, that fact will be noted on the person's driving record; amending Minnesota Statutes 1988, sections 609.324, subdivisions 2, 3, and by adding subdivisions; and 609.3241.

Mr. Pogemiller moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1846, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

CONFIRMATION

Mr. Hughes moved that the reports from the Committee on Elections and Ethics, reported March 21, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hughes moved that the foregoing reports be now adopted. The motion prevailed.

Mr. Hughes moved that in accordance with the reports from the Committee on Elections and Ethics, reported March 21, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

STATE ETHICAL PRACTICES BOARD

Vanne Hayes, 869 Carroll Ave., St. Paul, Ramsey County, effective January 24, 1990, for a term expiring the first Monday in January, 1994.

Bruce Willis, 2940 Walnut Grove Ln., Plymouth, Hennepin County, effective March 14, 1990, for a term expiring the first Monday in January, 1992.

The motion prevailed. So the appointments were confirmed.

Mr. Dicklich moved that S.F. No. 2429, No. 49 on General Orders, be stricken and returned to its author. The motion prevailed.

Mr. Dicklich moved that S.F. No. 2488, No. 14 on General Orders, be stricken and returned to its author. The motion prevailed.

Mr. Dicklich moved that S.F. No. 1626, No. 27 on General Orders, be stricken and returned to its author. The motion prevailed.

RECESS

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

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

APPOINTMENTS

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

H.F. No. 1857: Mr. Vickerman, Mrs. Adkins and Mr. Frederick.

H.F. No. 257: The name of Mr. Taylor be stricken and the name of Mr. Frederickson, D.R. be substituted.

H.F. No. 1846: Messrs. Pogemiller, McGowan, Ms. Flynn, Mr. Belanger and Ms. Reichgott.

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

MEMBERS EXCUSED

Messrs. DeCramer, Purfeerst and Moe, D.M. were excused from the Session of today. Mr. Pogemiller was excused from the Session of today from 1:30 to 1:45 p.m.

The following member was excused from today's Session for brief periods of time: Mr. Johnson, D.J.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:00 noon, Thursday, March 29, 1990. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate