

## EIGHTY-THIRD DAY

St. Paul, Minnesota, Tuesday, April 3, 1990

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

### CALL OF THE SENATE

Mr. Moe, R.D. 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. Peter Geisendorfer-Lindgren.

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

Adkins	Davis	Johnson, D.J.	Merriam	Ramstad
Anderson	Decker	Knaak	Metzen	Reichgott
Beckman	DeCramer	Knutson	Moe, D.M.	Renneke
Belanger	Dicklich	Kroening	Moe, R.D.	Samuelson
Benson	Diessner	Laidig	Morse	Schmitz
Berg	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	
Dahl	Johnson, D.E.	Mehrkens	Purfeerst	

The President declared a quorum present.

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

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 30, 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. 1922.

Sincerely,  
Rudy Perpich, Governor

**MESSAGES FROM THE HOUSE**

Mr. President:

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

S.F. No. 2299: A bill for an act relating to agriculture; establishing the Minnesota natural wild rice promotion advisory council; proposing coding for new law in Minnesota Statutes, chapter 30.

There has been appointed as such committee on the part of the House: Clark, Trimble and Uphus.

Senate File No. 2299 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 2, 1990

Mr. President:

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

S.F. No. 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.

There has been appointed as such committee on the part of the House: Rice, Sarna, Lieder, Kalis and Seaberg.

Senate File No. 2617 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 2, 1990

Mr. President:

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

S.F. No. 2621: A bill for an act relating to the organization and operation of state government; appropriating money for human services and health and other purposes with certain conditions; amending Minnesota Statutes 1988, sections 13.46, subdivision 5; 144A.073, by adding a subdivision; 245A.07, subdivision 3; 245A.08, subdivision 3; 245A.16, subdivision 4; 254B.04, subdivision 1; 254B.08; 256.736, subdivision 3a; 256.936, by

adding a subdivision; 256B.04, subdivisions 15 and 16; 256B.055, subdivisions 3, 5, 6, and 12; 256B.056, subdivisions 2 and 7, and by adding a subdivision; 256B.0625, subdivisions 4, 5, 9, and by adding subdivisions; 256B.091, subdivisions 4 and 6; 256B.092, subdivisions 1a and 1b, and by adding subdivisions; 256B.15; 256B.19, by adding a subdivision; 256B.431, subdivision 3e, and by adding subdivisions; 256B.48, subdivision 2, and by adding a subdivision; 256B.49, by adding a subdivision; 256B.50, subdivisions 1 and 1b; 256B.501, subdivision 3e, and by adding a subdivision; 256B.69, subdivision 3; 256D.03, subdivision 7; 256E.06, subdivisions 2 and 7; 256H.01, by adding subdivisions; 518.171, subdivisions 1, 3, 4, and 7; 518.54, by adding subdivisions; 518.551, subdivisions 1 and 5; 518.611, subdivisions 1, 2, 8, and 8a, and by adding a subdivision; 518C.02, by adding subdivisions; 518C.03; 518C.05; 518C.09; 518C.12; and 518C.27, subdivision 1; Minnesota Statutes 1988, section 252.27, as amended by Laws 1989, chapter 282, article 2, section 92; Minnesota Statutes 1989 Supplement, sections 144.50, subdivision 6; 245.470, subdivision 1; 245.488, subdivision 1; 245A.02, subdivision 6a; 245A.03, subdivision 2; 245A.04, subdivisions 3, 3a, and 3b; 245A.12; 245A.13; 245A.16, subdivision 1; 252.46, subdivisions 1, 2, 3, 4, and 12; 254B.03, subdivision 4; 256.736, subdivision 16; 256.74, subdivision 1; 256.936, subdivision 1; 256.969, subdivisions 2c and 6a; 256.9695, subdivisions 1 and 3; 256B.055, subdivision 7; 256B.056, subdivisions 3 and 4; 256B.057, subdivisions 1 and 2, and by adding subdivisions; 256B.0575; 256B.059, subdivisions 4 and 5; 256B.0595, subdivisions 1, 2, and 4; 256B.0625, subdivision 13; 256B.091, subdivision 8; 256B.14; 256B.431, subdivision 2b; 256B.495, subdivision 1; 256B.69, subdivision 16; 256D.03, subdivisions 3, 4, and 6; 256D.425, subdivision 3; 256H.03, subdivisions 2, 2a, and 2b; 256H.05, subdivisions 1b, 1c, 2, and 5; 256H.08; 256H.15, subdivisions 1 and 2; 256I.05, subdivisions 1 and 7; 257.57, subdivision 1; 518.551, subdivision 10; 518.611, subdivision 4; and 518.613, subdivision 2; Laws 1988, chapter 689, article 2, section 256; Laws 1989, chapter 282, article 3, section 98, subdivisions 4 and 5; proposing coding for new law in Minnesota Statutes, chapters 60A; 144; 245A; 252; 254A; 256; and 256B; repealing Minnesota Statutes 1988, sections 256.736, subdivision 8; 256B.0625, subdivision 2; 256B.431, subdivisions 3, 3b, 3c, and 3d; and 256B.50, subdivision 2; Minnesota Statutes 1989 Supplement, sections 256.736, subdivision 15; 256B.055, subdivision 8; and 256B.431, subdivisions 3a and 3f.

There has been appointed as such committee on the part of the House: Greenfield, Rodosovich, Murphy, Segal and Gruenes.

Senate File No. 2621 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 2, 1990

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee on House File No. 796 and the re-reference of said bill to that committee for further consideration.

H.F. No. 796: A bill for an act relating to state lands; authorizing sale of certain tax-forfeited lands that border public waters in Pine and Fillmore counties.

There has been appointed as such committee on the part of the House: Carlson, D.; Ogren and Rukavina.

House File No. 796 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 2, 1990

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2294:

H.F. No. 2294: A bill for an act relating to drivers' licenses; providing for electronically produced images on drivers' licenses; providing for living will designation on driver's licenses; allowing commissioner to suspend a driver's license for failure to report certain medical conditions; amending Minnesota Statutes 1988, sections 171.07, subdivisions 1a and 6, and by adding a subdivision; and 171.071; Minnesota Statutes 1989 Supplement, sections 171.06, subdivision 3; 171.07, subdivisions 1 and 3; and 171.18.

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

Hausman, Bishop and Wagenius have been appointed as such committee on the part of the House.

House File No. 2294 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 April 2, 1990

Mr. Vickerman moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2294, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1730:

H.F. No. 1730: A bill for an act relating to commerce; requiring seating furniture in public occupancies to meet flammability and labeling standards; proposing coding for new law in Minnesota Statutes, chapter 299F.

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

O'Connor, Scheid and Bennett have been appointed as such committee on the part of the House.

House File No. 1730 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 April 2, 1990

Mrs. Lantry moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1730, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2480:

H.F. No. 2480: A bill for an act relating to taxation; making technical corrections and administrative changes to property, sales and use, motor vehicle excise, income, franchise, insurance, petroleum products, pull-tab and tipboard taxes, firefighter state aids, and property tax refunds; making technical corrections and administrative changes to certain aids to local government; including lottery prizes as refunds in the revenue recapture act; providing for posting of certain tax delinquencies; requiring a social security number on certain probate applications; imposing a tax on untaxed pull-tabs and tipboards; recodifying license inquiry provisions; providing for payment and settlement of state elections campaign funds to political party state committees; transferring certain powers and duties; recodifying and providing for tax administrative, enforcement, and collection procedures; imposing penalties; amending Minnesota Statutes 1988, sections 60A.198, by adding a subdivision; 69.771, subdivision 3; 69.772, subdivision 2a; 69.774, subdivision 1; 116K.04, subdivision 4; 270.65; 270.67, subdivisions 1 and 2; 270.68, subdivisions 1 and 3; 270.69, subdivisions 2, 3, 7, 8, and by adding a subdivision; 270.70, subdivision 1; 270A.03, subdivision 7; 274.01, subdivision 1; 275.54; 287.21, subdivision 2; 290.05, subdivision 4; 290.17, subdivision 5; 290.39, subdivision 5; 290.49, subdivision 3; 290.92, subdivisions 6a, 12, 23, and 24; 290.93, subdivision 1; 290A.03, subdivision 3; 290A.04, subdivision 1; 290A.07, subdivision 3; 290A.19; 296.06, subdivision 2; 296.18, subdivisions 2 and 3; 296.25; 297A.01, subdivision 8; 297A.03, subdivision 2; 297A.041; 297A.14, subdivision 1; 297A.18; 297A.211, subdivision 3; 297A.25, subdivision 31; 297A.255, by adding a subdivision; 297B.035, subdivision 1; 299F.21, subdivision 1; 349.212, by adding a subdivision; 477A.011, by adding a subdivision; 524.3-1001; 524.3-301; Minnesota Statutes 1989 Supplement, sections 38.18; 50.14, subdivision 4; 69.021, subdivision 6; 110.70; 118.12; 163.04, subdivision 3; 163.06, subdivision 6; 165.10, subdivision 1; 168.013, subdivision 5; 168A.10, subdivision 1; 270.06; 270.73, subdivision 1; 270B.07, by adding a subdivision; 272.16; 273.01; 273.11, subdivision 1; 290.39, subdivision 4; 290.92, subdivision 4c; 290.9201, subdivisions 7 and 8; 290.9705, subdivision 4; 297A.17; 365.025, subdivision 4; 368.01, subdivision 23; 368.44; 368.47; 370.01; 383.06; 385.31; 386.34; 412.081, subdivision 1; 412.221, subdivision 2; 430.102, subdivision 2; 465.04; 469.177, subdivision 1a; 471.24; 471.73; 475.58, subdivision 2; 475.73,

subdivision 1; 477A.011, subdivision 15; 505.173, subdivision 1; Minnesota Statutes Second 1989 Supplement, sections 10A.31, subdivision 5; 60A.15, subdivision 1; 273.13, subdivision 25; 273.1391, subdivision 2; 273.1398, subdivision 1, 2, 5a, and 6; 274.14; 274.175; 275.07, subdivision 3; 275.50, subdivision 5; 275.51, subdivisions 3f, 3h, and 6; 287.29, subdivision 1; 290.17, subdivision 2; 290A.04, subdivisions 2h and 2i; 290A.07, subdivision 2a; 349.212, subdivision 4; 373.40, subdivision 1; 473E08, subdivision 8a; 477A.012, subdivision 3; 477A.013, subdivision 3; Laws 1989, chapter 28, section 24; and Laws 1989, First Special Session chapter 1, articles 3, section 35; and 9, section 86; proposing coding for new law in Minnesota Statutes, chapters 270 and 289A; repealing Minnesota Statutes 1988, sections 270.08; 270.10, subdivision 4; 270.651; 272.70; 290.05, subdivision 5; 290.067, subdivision 5; 290.23, subdivision 15; 290.281, subdivision 5; 290.29; 290.37, as amended; 290.39, as amended; 290.391; 290.40; 290.41; 290.42; 290.43; 290.44; 290.45; 290.46; 290.47; 290.49; 290.50, as amended; 290.52; 290.521; 290.522; 290.523, as amended; 290.53, subdivisions 1, 1a, 2, 2a, 3, 3a, 4, 5, 7, 8, 9, 10, and 11; 290.54; 290.56; 290.57; 290.58; 290.59; 290.611, subdivision 5; 290.612; 290.65; 290.92, subdivisions 6, 7, 8, 11, 13, 14, 15, and 18; 290.9201, subdivisions 4, 5, 9, and 10; 290.923, subdivision 7; 290.93; 290.931; 290.932; 290.933; 290.934, as amended; 290.935; 290.936; 290.9705, subdivision 2; 290.974; 290A.06; 290A.11, subdivisions 1, 2, 3, and 4; 290A.111; 290A.112, as amended; 290A.12; 291.09; 291.11; 291.131; 291.14; 291.15, subdivisions 1 and 3; 291.215, subdivisions 2 and 3; 291.31, subdivisions 1 and 2; 291.32; 296.027; 296.16, subdivision 3; 296.17, subdivision 13; 296.18, subdivisions 3a and 7; 296.24; 297A.08; 297A.121; 297A.15, subdivision 3; 297A.26, subdivisions 1 and 4; 297A.27; 297A.275; 297A.29; 297A.30; 297A.31; 297A.32; 297A.33, subdivisions 1, 3, 4, and 5; 297A.34; 297A.35; 297A.37; 297A.39, subdivisions 1, 2, 2a, 3, 4, 5, 7, and 8; 297A.40; 297A.41, 297A.42; 297A.431; 297A.44, subdivision 2; Minnesota Statutes 1989 Supplement, sections 290A.11, subdivision 1a; and 297A.20; Minnesota Statutes Second 1989 Supplement, sections 270.77 and 290.38; Minnesota Rules, parts 8052.0100; 8052.0200; and 8130.7800.

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

McLaughlin, Ogren, Carruthers, Rest and Pauly have been appointed as such committee on the part of the House.

House File No. 2480 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 April 2, 1990

Mr. Pogemiller moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2480, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2457:

H.F. No. 2457: A bill for an act relating to public financing; allocating authority to issue tax exempt revenue bonds; restricting loans from proceeds of mortgage revenue bonds under certain circumstances; amending Minnesota Statutes 1988, sections 474A.02, subdivisions 6, 8, and by adding a subdivision; 474A.03; 474A.061, subdivision 3, and by adding subdivisions; 474A.091, subdivisions 1, 4, and 5; 474A.131, subdivision 2; and 474A.14; Minnesota Statutes 1989 Supplement, section 290.01, subdivision 19a; Minnesota Statutes Second 1989 Supplement, sections 474A.061, subdivisions 1 and 4; and 474A.091, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 474A; repealing Minnesota Statutes 1988, sections 474A.081, subdivisions 1, 2, and 4; and 474A.091, subdivision 4a; Minnesota Statutes Second 1989 Supplement, section 474A.061, subdivision 2.

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

Rest, Ogren and Long have been appointed as such committee on the part of the House.

House File No. 2457 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 April 2, 1990

Mr. Pogemiller moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2457, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2474:

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.

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

Skoglund, Burger and Williams have been appointed as such committee on the part of the House.

House File No. 2474 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 April 2, 1990

Mr. Moe, R.D moved that H.F No. 2474 be laid on the table. 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. 2419.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 2, 1990

### FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F No. 2419: A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government; providing for the transfer of certain money in the state treasury; fixing and limiting the amount of fees, penalties, and other costs to be collected in certain cases; creating, abolishing, modifying, and transferring agencies and functions; defining and amending terms; providing for settlement of claims; imposing certain duties, responsibilities, authority, and limitations on agencies and political subdivisions; consolidating certain funds and accounts and making conforming changes; changing the organization, operation, financing, and management of certain courts and related offices; amending Minnesota Statutes 1988, sections 2.722, subdivision 1; 3C.035, subdivision 3; 3C.11, subdivision 2; 5.13; 11A.07, subdivision 5; 14.07, subdivisions 1 and 2; 14.08; 14.26; 14.53; 15.054; 15.06, subdivision 1; 15.51; 15.52, subdivisions 2 and 3; 15.53, subdivision 1; 15.56, subdivision 5; 15.59; 16A.10, by adding a subdivision; 16A.127, subdivisions 3 and 8; 16B.24, subdivision 5, and by adding subdivisions; 16B.28, subdivision 2; 16B.48, subdivisions 4 and 5; 16B.51, subdivision 2; 16B.53, subdivision 3; 16B.85, subdivisions 2, 3, and 5; 17.102, subdivision 4; 40A.08; 40A.151; 40A.152, subdivision 3; 40A.16; 41A.04, subdivision 1; 41A.05, subdivision 2; 41A.051; 41A.066, subdivision 1; 62D.122; 62J.02, subdivisions 2 and 3; 84.027, by adding a subdivision; 84.154, subdivision 5; 84.943; 84A.53; 84A.54; 89.37, subdivision 4; 89.58; 97A.065, subdivision 2; 97C.001, subdivision 1; 105.485, subdivision 3; 110B.04, subdivision 7; 110B.08, subdivision 5; 115.103, subdivision 1; 115A.072, subdivision 1; 115A.15, subdivision 6; 116.36, subdivision 1; 116.65, subdivision 3; 116C.03, subdivisions 4 and 5; 116C.712, subdivisions 3 and 5; 116D.04, subdivisions 5a and 10; 116D.045, subdivision 3; 116J.971, by adding a subdivision; 116J.980; 116L.03, by adding a subdivision; 116P.11; 126.115, subdivision 3; 144.226, subdivision 3; 144.70, subdivision 2; 144.8093, subdivisions 2, 3, and 4; 144A.071, subdivision 5; 144A.31, subdivision 1; 144A.33, subdivision 4; 145A.02, subdivision 16; 145A.09, subdivision 6; 157.045; 169.126, subdivision 4b; 171.06, subdivision 2a; 176B.02; 176B.04; 181.953; 183.545, subdivision 9; 184.33, subdivision 1, and by adding a subdivision; 184.35; 190.08, by adding a subdivision; 192.85; 196.054, subdivision 2; 197.23, subdivision 2; 201.023; 204B.14, subdivision 5; 214.141; 240A.02, subdivisions 1 and 3; 240A.03, subdivision



13, and by adding a subdivision; 243.48, subdivision 1; 268.026, subdivision 2; 268.361, subdivision 3; 268.677, subdivision 2; 268.681, subdivision 3; 270.68, subdivision 1; 272.38, subdivision 1; 282.014; 296.06, subdivision 2; 296.12, subdivisions 1 and 2; 296.17, subdivisions 10 and 17; 297.03, subdivision 5a; 299D.03, subdivision 5; 326.37; 326.47, subdivision 3; 326.52; 326.75, subdivision 4; 349.22, subdivision 2; 349.36; 349.52, subdivision 3; 352.92, subdivision 2; 352B.02, subdivision 1c; 353D.01, subdivision 2; 354.42, subdivision 5; 363.073, by adding a subdivision; 368.01, subdivision 1a; 402.045; 462.384, subdivision 7; 477A.014, subdivision 4; 480A.01, subdivision 3; 481.14; 484.54, subdivision 1; 484.545, subdivision 1; 484.68, subdivision 2, and by adding a subdivision; 484.70, subdivision 1; 485.03; 486.01; 487.32, subdivisions 2 and 3; 487.33, by adding a subdivision; 611.20; 611.215, subdivision 1; 611.26, subdivision 3; 611.27; 611.271; 629.292, subdivision 1; Minnesota Statutes 1989 Supplement, sections 3.30, subdivisions 1 and 2; 5.18; 15A.081, subdivision 1; 16A.11, subdivision 3; 16A.133, subdivision 1; 16B.24, subdivision 6; 16B.28, subdivision 3; 16B.465, subdivision 1; 16B.48, subdivision 2; 17.49, subdivision 1; 18.0225; 41A.05, subdivision 1; 43A.02, subdivision 25; 43A.24, subdivision 2, and by adding a subdivision; 84A.51, subdivision 2; 85.205; 89.035; 89.036; 97A.475, subdivision 2; 103H.101, subdivision 4; 103H.175; 105.41, subdivision 5a; 115A.54, subdivision 2a; 115A.923, subdivision 2; 116.85; 116C.03, subdivision 2; 116J.01, subdivision 3; 116J.58, subdivision 1; 116J.617, subdivision 5; 116J.955, subdivision 1; 116J.9673, subdivision 4; 116J.971, subdivisions 6, 7, and 8; 116L.03, subdivision 2; 129B.13, subdivisions 2, 3, 8, 9, 10, 12, 14, 15, and 16; 144.861; 145.926, subdivisions 1, 4, 5, 7, and 8; 169.686, subdivision 3; 176.135, subdivision 1; 183.357, subdivision 4; 190.25, subdivision 3; 216D.08, subdivision 3; 245.4873, subdivision 2; 245.697, subdivision 2a; 246.18, subdivision 3a; 256H.25, subdivision 1; 270.06; 270.064; 299A.30, subdivision 2; 299A.31, subdivision 1; 299A.40, subdivision 4; 299F.641, subdivision 8; 299J.12, subdivision 1; 336.9-413; 352.04, subdivisions 2 and 3; 357.021, subdivision 2; 357.022; 357.08; 363.073, subdivision 1; 466A.05, subdivision 1; 469.203, subdivisions 4 and 5; 469.204, subdivision 2; 469.205, by adding a subdivision; 469.207; 473.156, subdivision 1; 480.242; 484.68, subdivision 5; 485.018, subdivision 5; 486.05, subdivisions 1 and 1a; 486.06; 487.31, subdivision 1; 504.34, subdivisions 5 and 6; 611.215, by adding a subdivision; and 611.26, subdivision 2; Minnesota Statutes Second 1989 Supplement, sections 3.885, subdivisions 3, 5, and 6; 275.14; 275.51, subdivision 6; 297A.44, subdivision 1; 357.021, subdivision 1a; 373.40, subdivision 1; 477A.011, subdivisions 3 and 3a; 477A.012, subdivision 4; Laws 1987, chapter 404, section 192, subdivision 2; Laws 1988, chapters 648, section 3; and 686, article 1, section 52; Laws 1989, chapter 335, article 1, sections 4, 36, and 42, subdivision 2; article 3, sections 38; and 58, as amended; and article 4, section 107; Laws 1989, First Special Session chapter 1, article 24, section 2; proposing coding for new law in Minnesota Statutes, chapters 4, 6, 15, 16A, 16B, 43A, 88, 116, 116J, 240A, 268, 462A, and 484; proposing coding for new law as Minnesota Statutes, chapter 484A; repealing Minnesota Statutes 1988, sections 3C.056; 14.32, subdivision 2; 40A.02, subdivision 2; 84A.51, subdivision 1; 85.30; 116E.01; 116E.02; 116E.04; 116J.971, subdivisions 1, 2, 4, 5, and 10; 116K.01 to 116K.03; 116K.04, as amended; 116K.05 to 116K.13; 116N.01; 116N.02, as amended; 116N.03 to 116N.07; 116N.08, as amended; 184.34; 268.681, subdivision 4; 299J.18; 326.82; 480.252; 480.254; 484.55; 485.018, subdivision 2a; 486.07; 487.10, subdivisions 2 and 4; and 487.13; Minnesota Statutes 1989 Supplement,

sections 3C.035, subdivision 2; 8.15; 97B.301, subdivision 5; 116E.03; 116E.035; 116J.970; 116J.971, subdivisions 3 and 9; 116K.14; 116O.03, subdivision 2a; 357.021, subdivision 2a; 469.203, subdivision 5; 480.241; 480.242, subdivision 4, as amended; 480.256; and 484.545, subdivisions 2 and 3; Laws 1988, chapter 686, article 1, section 3, paragraph (c); Laws 1989, chapter 303, section 10; Minnesota Rules, part 4410.3800, subparts 1 and 3.

Mr. Moe, R.D. moved that H.F. No. 2419 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. The motion prevailed.

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

S.F. No. 1022: A bill for an act relating to economic development; requiring a job impact statement of certain government units; requiring the employer who engages in an employee displacement or mass layoff to pay community benefits, severance pay, and health benefits; establishing a community response committee; requiring repayment of certain financial assistance to businesses; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Page 6, delete section 6

Page 8, lines 18 and 19, delete "*may only be used*" and insert "*must be deposited in the state treasury and credited to a special account. Money in the account is appropriated to the commissioner to be used only*"

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

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

S.F. No. 2158: A bill for an act relating to utilities; regulating flexible gas utility rates; repealing sunset provisions relating to flexible gas utility rates; appropriating money; amending Minnesota Statutes 1988, section 216B.163; and Laws 1987, chapter 371, section 4.

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

Page 5, line 4, after the period, insert "*The money is available until February 1, 1995.*"

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

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

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.

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

Page 3, line 10, delete everything after “shall”

Page 3, line 11, delete “board and”

Page 3, line 27, delete “\$ . . . . .” and insert “\$1,500”

Page 3, delete section 3

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

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

S.F. No. 1731: A bill for an act relating to human services; clarifying treatment and assessment requirements under the Minnesota comprehensive mental health acts for adults and children; amending Minnesota Statutes 1988, section 245.467, subdivision 2; Minnesota Statutes 1989 Supplement, sections 245.467, subdivision 3; 245.469; 245.4711, subdivisions 1, 2, and 3; 245.487, subdivisions 2 and 5; 245.4871, subdivision 3; 245.4873, subdivision 2; 245.4874; 245.4875, subdivision 5; 245.4876, subdivisions 2, 3, and 4; 245.4879; 245.4881, subdivisions 1, 2, 3, and 4; 245.4882, subdivision 1; 245.4883, subdivision 1; 245.4885, subdivisions 1 and 2; 245.696, subdivision 2; 245.697, subdivision 2a; 245.73, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 245; repealing Minnesota Statutes 1989 Supplement, sections 245.4711, subdivisions 6, 7, and 8; and 245.4881, subdivisions 6 to 10.

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

Page 2, line 4, after the period, insert “*Compliance with the provisions of this subdivision does not ensure eligibility for medical assistance or general assistance medical care reimbursement under chapters 256B and 256D.*”

Page 7, after line 10, insert:

“Sec. 8. Minnesota Statutes 1989 Supplement, section 245.483, subdivision 3, is amended to read:

Subd. 3. [DELAYED PAYMENTS.] If the commissioner finds that a county board or its contractors are not in compliance with the approved local proposal or sections 245.461 to 245.486 and 245.487 to 245.4887, the commissioner may, *after 30 days’ notice to the county board*, delay payment of all or part of the quarterly mental health and community social service act funds until the county board and its contractors meet the requirements. *If the commissioner receives a written appeal from the county board within the 30-day period, opportunity for a hearing under the administrative procedure act, chapter 14, must be provided before the allocation is delayed. The 30-day period begins when the county board receives the commissioner’s notice by certified mail.* The commissioner shall not delay a payment longer than three months without first issuing a notice under subdivision 2 1 that all or part of the allocation will be terminated or required to be repaid. ~~After this notice is issued, the commissioner may continue to delay the payment until completion of the hearing in subdivision~~

~~2.~~"

Page 13, line 4, after the period, insert "*Compliance with the provisions of this subdivision does not ensure eligibility for medical assistance or general assistance medical care reimbursement under chapters 256B and 256D.*"

Page 24, line 4, after the semicolon, insert "*and*"

Page 24, line 6, strike " ; and" and insert a period

Page 24, line 7, strike "(5)" and delete "*shall*"

Page 24, line 8, delete "*assure that*" and insert "*During the screening process,*"

Page 24, line 9, delete "*have been*" and insert "*must be*"

Page 24, line 27, strike "January" and insert "*July*"

Page 24, line 35, delete "*January*" and insert "*July*"

Page 29, after line 9, insert:

"Sec. 33. [EFFECTIVE DATE.]

*Section 8 is effective the day following final enactment.*"

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 8, after the semicolon, insert "245.483, subdivision 3;"

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

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was re-referred

S.F. No. 1950: A bill for an act relating to housing; establishing a local government housing account that may be used for transitional housing, public housing modernization and rehabilitation, and subsidized rental housing preservation; requiring state interagency coordination on homelessness; providing for a housing and redevelopment authority property service charge in lieu of property taxes; appropriating nonrefundable bond allocation deposits to the housing trust fund account; appropriating money; amending Minnesota Statutes 1988, sections 462A.201, subdivision 2; 469.040, by adding a subdivision; and 474A.21; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Pages 3 and 4, delete section 4 and insert:

"Sec. 4. Minnesota Statutes 1988, section 462C.07, is amended by adding a subdivision to read:

*Subd. 4. [FORECLOSURE.] Upon foreclosure of any mortgage securing a revenue agreement entered into with respect to revenue bonds issued under this section, the city, trustee, or other mortgagee may determine that the mortgage debt for purposes of chapters 580, 581, 582, and 583 is the revenue agreement debt and does not include the bond debt, or the*

*mortgagee may determine that the mortgage debt includes both the revenue agreement debt and the bond debt. The notice of sale or complaint shall state whether the foreclosure is to enforce only the revenue agreement debt or both the revenue agreement debt and the bond debt. If the mortgagee determines that the foreclosure is to enforce only the revenue agreement debt and not the bond debt:*

*(1) the revenue agreement debt is the mortgage debt for all purposes under chapters 580, 581, 582, and 583;*

*(2) the bond debt will remain outstanding as a valid and continuing separate debt and will not be extinguished, satisfied, relinquished, or otherwise terminated by the foreclosure sale; and*

*(3) the city or mortgagee may enter into a revenue agreement with the purchaser of the mortgaged property or a subsequent transferee, which provides for satisfaction by payment in full or otherwise of all principal of and interest on the bonds then in arrears and to become due.*

Sec. 5. Minnesota Statutes 1988, section 469.155, is amended by adding a subdivision to read:

*Subd. 18. [FORECLOSURE.] Upon foreclosure of any mortgage securing a revenue agreement entered into with respect to revenue bonds issued under this section, the city, trustee, or other mortgagee may determine that the mortgage debt for purposes of chapters 580, 581, 582, and 583 is the revenue agreement debt and does not include the bond debt, or the mortgagee may determine that the mortgage debt includes both the revenue agreement debt and the bond debt. The notice of sale or complaint shall state whether the foreclosure is to enforce only the revenue agreement debt or both the revenue agreement debt and the bond debt. If the mortgagee determines that the foreclosure is to enforce only the revenue agreement debt and not the bond debt:*

*(1) the revenue agreement debt is the mortgage debt for all purposes under chapters 580, 581, 582, and 583;*

*(2) the bond debt will remain outstanding as a valid and continuing separate debt and will not be extinguished, satisfied, relinquished, or otherwise terminated by the foreclosure sale; and*

*(3) the city or mortgagee may enter into a revenue agreement with the purchaser of the mortgaged property or a subsequent transferee, which provides for satisfaction by payment in full or otherwise of all principal of and interest on the bonds then in arrears and to become due."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "a housing and"

Page 1, delete line 8

Page 1, line 9, delete "lieu of property taxes" and insert "treatment of certain obligations upon foreclosure of certain mortgages"

Page 1, line 13, delete "469.040" and insert "462C.07, by adding a subdivision; 469.155"

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

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was referred

S.F. No. 2609: A bill for an act relating to the environment; providing for the management and cleanup of tax-forfeited lands; requiring a report by the pollution control agency; amending Minnesota Statutes 1988, sections 115B.02, subdivision 11; 115B.03, by adding a subdivision; 115C.02, subdivision 8; 115C.021, by adding a subdivision; 116.49, by adding a subdivision; and 282.08; proposing coding for new law in Minnesota Statutes, chapter 282.

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

Page 2, line 21, after the period, insert:

“(c)”

Page 2, line 22, delete “paragraph” and insert “subdivision”

Page 7, after line 36, insert:

“Sec. 9. [LAKE COUNTY; LEVY FOR COST OF ENVIRONMENTAL REVIEWS.]

*Notwithstanding any other law to the contrary, Lake county may levy a tax within a tax increment financing district in an unorganized township in Lake county to pay for the cost incurred by the county or authority operating the district for preparation and approval of an environmental impact statement or environmental assessment worksheet for a project to be funded by tax increments from that tax increment district. A levy under this section is exempt from levy limitations under Minnesota Statutes, sections 275.50 to 275.56.”*

Page 8, after line 15, insert:

“Sec. 11. [ST. LOUIS COUNTY; TAX FORFEITED LAND.]

*Under the provisions of Minnesota Statutes, sections 273.124 and 282.241, Marianne Fransen may repurchase for the delinquent taxes at the homestead rate, plus penalties, which is approximately \$12,316, the property as described below. The conveyance shall be in a form approved by the attorney general.*

*The property that may be sold is in the city of Duluth at 1417 Stanford Avenue and described as:*

*Lot 1, Block 3, Highland Hills Subdivision, property identification Number 10 2195 290.*

*This property was off the tax rolls in 1974 and put back on in 1975 at the nonhomestead rate until 1984. Marianne Fransen has continuously resided at the property since 1974 and the city assessor agrees that she meets the definition of a person eligible for homestead under section 273.124.”*

Page 8, line 17, delete “9” and insert “8, 10, and 11”

Page 8, line 18, after the period, insert “Notwithstanding Minnesota Statutes, section 469.179, section 9 is effective the day following final enactment and applies to all tax increment districts, whether created before, on, or after August 1, 1979.”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "authorizing a levy by Lake county; authorizing a purchase of tax-forfeited land in St. Louis county;"

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

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

S.F. No. 1962: A bill for an act relating to appropriations; canceling an appropriation for a cooperative agreement with the Cuyuna Development Corporation; restoring the wild rice management account; amending Laws 1989, chapter 335, article 4, section 109, subdivision 1.

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

Page 1, line 23, delete "This act" and insert "Section 1" and after the period, insert "Section 2 is effective the day following final enactment."

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

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

S.F. No. 2173: A bill for an act relating to the environment; providing assistance to eligible recipients on methods to prevent toxic pollution; providing financial assistance to research and demonstrate alternative means to prevent toxic pollution; requiring facilities to develop plans to prevent toxic pollution; providing penalties; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 115D.

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

Page 10, line 2, delete "ACCOUNT" and insert "FEES"

Page 10, delete lines 3 to 12

Page 10, line 13, delete "Subd. 2. [FEES.]"

Page 10, line 38, before the period, insert "and deposited in the state treasury and credited to the environmental fund"

Page 11, line 28, delete "\$ . . . . ." and insert "\$847,000"

Page 11, line 29, delete "pollution prevention account" and insert "environmental fund"

Page 11, line 33, delete "\$ . . . . ." and insert "\$560,000"

Page 11, line 34, delete "\$ . . . . ." and insert "\$150,000"

Page 11, line 36, delete "\$ . . . . ." and insert "\$137,000"

Page 12, line 1, delete " . . . . ." and insert "3"

Page 12, line 3, delete "\$ . . . . ." and insert "\$45,000"

Page 12, lines 4 and 10, delete "pollution prevention account" and insert "environmental fund"

Page 12, lines 7 and 8, delete “. . . . . positions” and insert “1 position”

Page 12, line 9, delete “\$ . . . . . ” and insert “\$48,000”

Page 12, line 16, delete “. . . . . positions” and insert “1 position”

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

**SECOND READING OF SENATE BILLS**

S.F Nos. 1022, 2158, 2346, 1731, 2609, 1962 and 2173 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. 2282. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F No. 1903 a Special Order to be heard immediately.

**SPECIAL ORDER**

S.F No. 1903: A bill for an act relating to health; providing programs and incentives for persons to volunteer as bone marrow donors; requiring the commissioner of health to educate residents about the need for volunteer bone marrow donors; requiring paid leave for employees to donate bone marrow; requiring a bone marrow donor drive to encourage state employees to volunteer as bone marrow donors; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 145 and 181.

Mr. Merriam moved to amend S.F No. 1903 as follows:

Page 3, delete section 5

The motion prevailed. So the amendment was adopted.

S.F No. 1903 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

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



### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Marty moved that the following members be excused for a Conference Committee on H.F. No. 1952 at 1:00 p.m.:

Messrs. Belanger, Spear and Marty. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 1847 a Special Order to be heard immediately.

### SPECIAL ORDER

S.F. No. 1847: A bill for an act relating to human rights; amending the definition of age; clarifying medical information obtainable from prospective employees; clarifying protection for pregnant employees; prohibiting threats against home owners and renters; prohibiting discriminatory business practices; clarifying the meaning of business necessity and continuing violations; renumbering definitions; amending Minnesota Statutes 1988, sections 363.01, subdivision 28; 363.03, subdivisions 2, 8a, and by adding a subdivision; 363.06, subdivision 1, and by adding a subdivision; 363.11; 363.116; Minnesota Statutes 1989 Supplement, sections 363.02, subdivision 1; and 363.03, subdivision 1.

Ms. Reichgott moved to amend S.F. No. 1847 as follows:

Page 3, line 23, delete "79A" and insert "176"

The motion prevailed. So the amendment was adopted.

Ms. Reichgott then moved to amend S.F. No. 1847 as follows:

Page 13, line 30, before the period, insert "*except that an employee who has received payment under section 176.101, subdivision 3p, may only bring a disability discrimination action if the employer, without reasonable cause, has refused to rehire the employee, when suitable employment is available within the employee's physical and mental limitations and the recovery from the action does not exceed one year's wages*"

### CALL OF THE SENATE

Mr. Stumpf imposed a call of the Senate for the balance of the proceedings on S.F. No. 1847. The Sergeant at Arms was instructed to bring in the absent members.

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

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Berglin	Frank	Lantry	Morse	Ramstad
Brandl	Frederickson, D.J.	Luther	Novak	Reichgott
Cohen	Freeman	Marty	Olson	Samuelson
Dahl	Hughes	Merriam	Pehler	Spear
Davis	Johnson, D.J.	Metzen	Peterson, R.W.	Waldorf
Dicklich	Kroening	Moe, D.M.	Piper	
Flynn	Laidig	Moe, R.D.	Pogemiller	

Those who voted in the negative were:

Adkins	Bertram	Frederickson, D.R.	Lessard	Renneke
Anderson	Brataas	Gustafson	McGowan	Schmitz
Beckman	Chmielewski	Johnson, D.E.	McQuaid	Solon
Belanger	Decker	Knaak	Mehrkens	Storm
Benson	DeCramer	Knutson	Pariseau	Stumpf
Berg	Diessner	Langseth	Piepho	Vickerman
Bernhagen	Frederick	Larson	Purfeerst	

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

Mr. Stumpf moved to amend S.F. No. 1847 as follows:

Page 13, delete section 9

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

The roll was called, and there were yeas 38 and nays 28, as follows:

Those who voted in the affirmative were:

Adkins	Brataas	Gustafson	McQuaid	Renneke
Anderson	Chmielewski	Johnson, D.E.	Mehrkens	Samuelson
Beckman	Davis	Knaak	Morse	Schmitz
Belanger	Decker	Knutson	Olson	Storm
Benson	DeCramer	Langseth	Pariseau	Stumpf
Berg	Diessner	Larson	Peterson, R. W.	Vickerman
Bernhagen	Frederick	Lessard	Piepho	
Bertram	Frederickson, D.R.	McGowan	Purfeerst	

Those who voted in the negative were:

Berglin	Frank	Laidig	Moe, R.D.	Reichgott
Brandl	Frederickson, D.J.	Lantry	Novak	Solon
Cohen	Freeman	Luther	Pehler	Spear
Dahl	Hughes	Marty	Piper	Waldorf
Dicklich	Johnson, D.J.	Merriam	Pogemiller	
Flynn	Kroening	Metzen	Ramstad	

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend S.F. No. 1847 as follows:

Page 13, after line 15, insert:

“Sub. 9. Minnesota Statutes 1988, section 363.06, is amended by adding a subdivision to read:

*Subd. 9. [INVESTIGATION COSTS.] If the commissioner determines after investigation that probable cause exists to believe the allegations of unfair discriminatory practices, the commissioner may order the respondent to reimburse the department for all appropriate costs to the department of conducting the investigation. Appropriate costs shall include the actual direct costs of the investigation for staff, materials, and other associated costs as well as a prorated portion of departmental overhead costs. In lieu of calculating the actual direct and overhead costs for less complex cases, the commissioner may, at the commissioner's discretion, estimate the cost based on the average cost to the department of investigating a complaint of discrimination during the last fiscal year. The respondent may challenge the amount of investigation cost assessed or request a reduction by appeal to the commissioner or, in a contested case hearing, to an administrative law judge or district court judge.*

Sec. 10. Minnesota Statutes 1988, section 363.071, is amended by adding a subdivision to read:

*Subd. 7. [LITIGATION AND HEARING COSTS.] The administrative law judge shall order a respondent determined to have engaged in an unfair discriminatory practice to reimburse the department for all appropriate litigation and hearing costs expended by the department or the attorney general, or both, in preparing for and conducting the hearing. Appropriate costs include but are not limited to fees billed to the department for services rendered by the attorney general, the administrative law judge, court reporters, expert witnesses, and private attorneys if engaged by the department as well as the costs for transcripts and other necessary supplies and materials.*

Sec. 11. Minnesota Statutes 1988, section 363.073, is amended by adding a subdivision to read:

*Subd. 5. [FEES.] The commissioner shall charge and collect processing fees of \$250 for initial applications for certificates of compliance and \$150 for renewals."*

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 1847 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

### CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Johnson, D.J. moved that the following members be excused for a Conference Committee on H.F. No. 2478 at 2:15 p.m.:

Messrs. Pogemiller, Novak, Stumpf, Belanger and Johnson, D.J. The motion prevailed.

### MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Solon moved that H.F. No. 2474 be taken from the table. The motion prevailed.

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 that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2474, 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.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 2430 a Special Order to be heard immediately.

### SPECIAL ORDER

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 holding companies; providing uniformity with federal financial institutions regulatory practices; regulating public disclosure of uniform rating; amending Minnesota Statutes 1988, section 48.93, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 47.

Mr. Solon moved to amend S.F. No. 2430 as follows:

Page 1, after line 11, insert:

#### "ARTICLE 1

#### COMMUNITY REINVESTMENT RATING"

Page 5, line 13, delete "*This act applies*" and insert "*Sections 1 to 7 apply*"

Page 5, after line 14, insert:

#### "ARTICLE 2

#### BANK ACQUISITION

Section 1. [46.047] [DEFINITIONS.]

*Subdivision 1. [WORDS, TERMS, AND PHRASES.] For the purposes of sections 1 and 2, the terms defined in this section have the meanings given them, unless the language or context clearly indicates that a different meaning is intended.*

*Subd. 2. [BANKING INSTITUTION.] The term "banking institution" means a bank, trust company, bank and trust company, mutual savings bank, or thrift institution, that is organized under the laws of this state.*

Sec. 2. [46.048] [NOTICE OF PROPOSED ACQUISITION.]

*Subdivision 1. [REQUIREMENT.] Whenever a change in the outstanding voting stock of a banking institution will result in control or in a change in the control of the banking institution, the person acquiring control of the banking institution shall file notice of the proposed acquisition of*

control with the commissioner of commerce at least 60 days before the actual effective date of the change. As used in this section, the term "control" means the power to directly or indirectly direct or cause the direction of the management or policies of the banking institution. A change in ownership of capital stock that would result in direct or indirect ownership by a stockholder or an affiliated group of stockholders of less than 25 percent of the outstanding capital stock is not considered a change of control. If there is any doubt as to whether a change in the outstanding voting stock is sufficient to result in control or to effect a change in the control, the doubt shall be resolved in favor of reporting the facts to the commissioner. The commissioner shall use the criteria established by the Financial Institution Regulatory and Interest Rate Control Act of 1987, United States Code, title 12, section 1817(j), and the regulations adopted under it, when reviewing the acquisition.

*Subd. 2. [CONTENTS.] The notice required by subdivision 1 must contain the following information to the extent that it is known by the person making the notice: (1) the number of shares involved; (2) the names of the sellers or transferors; (3) the names of the purchasers or transferees; (4) the names of the beneficial owners if the shares are registered in another name; and (5) the total number of shares owned by the sellers or transferors, the purchasers, or transferees, and the beneficial owners both immediately before and after the transaction. In addition, the notice must contain other information as may be available to inform the commissioner of the effect of the transaction upon control of the banking institution whose stock is involved.*

*Subd. 3. [BACKGROUND CHECKS.] In addition to any other information the commissioner may be able to obtain pursuant to section 13.82, the Minnesota bureau of criminal apprehension shall, upon the commissioner's request, provide fingerprint and background checks on all persons named in the notice required by subdivision 2.*

### ARTICLE 3

## MINNESOTA TRANSMISSION FACILITY

Section 1. Minnesota Statutes 1988, section 47.61, is amended by adding a subdivision to read:

*Subd. 4a. "Minnesota transmission facility" means (1) a transmission facility which is owned or controlled by financial institutions located in Minnesota; (2) a transmission facility owned or controlled by a bank holding company or savings and loan holding company if domiciled or headquartered in Minnesota; or (3) a transmission facility established in Minnesota and approved by the commissioner under section 47.65, subdivision 1, as of the effective date of this act.*

Sec. 2. Minnesota Statutes 1988, section 47.65, is amended by adding a subdivision to read:

*Subd. 1a. A Minnesota transmission facility which is used by, or made available to, any other Minnesota transmission facility must be made available on fair, equitable, and nondiscriminatory terms to all other Minnesota transmission facilities upon request of such Minnesota transmission facility. Such person requesting use of a Minnesota transmission facility shall be permitted its use only if the person conforms to reasonable technical operating standards which have been established by the Minnesota transmission facility.*

*The charges required to be paid to any Minnesota transmission facility shall be related to the costs of establishing, operating, and maintaining such facility plus a reasonable return on those costs to the owner of the facility and may provide for amortization of development costs and capital expenditures over a reasonable period of time; provided such charges as may be separately determined and established from time to time by each Minnesota transmission facility are fair, equitable, and nondiscriminatory.*

Sec. 3. Minnesota Statutes 1988, section 47.65, is amended by adding a subdivision to read:

*Subd. 1b. Nothing in subdivision 1a shall prevent a corporation contracting with Minnesota state and local governmental units to provide electronic benefits transfer or electronic fund transfer services from utilizing their point of service terminals, networks, or attendant support systems for commercial purposes.*

#### ARTICLE 4

#### INTERSTATE BANKING

Section 1. Minnesota Statutes 1988, section 48.92, subdivision 7, is amended to read:

Subd. 7. [RECIPROCATING STATE.] "Reciprocating state" is: (1) a state that authorizes the acquisition, directly or indirectly, or control of, banks in that state by a bank or bank holding company located in this state under conditions substantially similar to those imposed by the laws of Minnesota as determined by the commissioner; and (2) limited to the states of Iowa, North Dakota, South Dakota, Wisconsin, Colorado, Idaho, Illinois, Indiana, Kansas, Missouri, Montana, Nebraska, Washington, and Wyoming."

Amend the title as follows:

Page 1, line 8, after the semicolon, insert "requiring notice to the commissioner of proposed acquisitions of control; regulating Minnesota transmission facilities; allowing equal access by other transmission facilities; permitting interstate banking with an additional reciprocating state;"

Page 1, line 9, delete "section" and insert "sections 47.61, by adding a subdivision; 47.65, by adding subdivisions; 48.92, subdivision 7; and"

Page 1, line 10, delete "chapter" and insert "chapters 46 and"

The motion prevailed. So the amendment was adopted.

S.F. No. 2430 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the following change in the membership of the Conference Committee on House File No. 1928:

The name of Beard has been deleted, the name of Sarna has been added.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 3, 1990

### MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Bertram moved that Senate Concurrent Resolution No. 10 be taken from the table. The motion prevailed.

Senate Concurrent Resolution No. 10: A Senate concurrent resolution supporting the efforts of the volunteers working to build a Minnesota Vietnam Veterans Memorial.

WHEREAS, over 68,000 men and women from Minnesota served in our nation in the Vietnam War; and

WHEREAS, 1,030 service personnel were killed in the defense of freedom and 42 are still missing in action; and

WHEREAS, we must never forget the price these service personnel paid with their lives and their families continue to pay with their hearts; and

WHEREAS, the Minnesota Vietnam Veterans Memorial will be dedicated in 1991 on the State Capitol grounds and will honor and thank those who served our country and state, will strengthen the common bond of all veterans, and will be visited by generations of grateful Minnesotans; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota, the House of Representatives concurring, that the Senate and House support the efforts of the volunteers working to build a Minnesota Vietnam Veterans Memorial.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and those of the Chair of the Senate Rules and Administration

Committee and the Speaker of the House of Representatives, and present it to the Minnesota Vietnam Veterans Memorial, Inc.

Mr. Bertram moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 2347 a Special Order to be heard immediately.

### SPECIAL ORDER

S.F. No. 2347: A bill for an act relating to environmental protection; approving state membership in the Great Lakes Protection Fund; proposing coding for new law as Minnesota Statutes, chapter 116Q.

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 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 S.F. No. 1871 a Special Order to be heard immediately.

### SPECIAL ORDER

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.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:



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

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. 2645 a Special Order to be heard immediately.

### SPECIAL ORDER

H.F. No. 2645: A bill for an act relating to insurance; regulating domestic insurers; providing for domestications and conversions to foreign insurers; proposing coding for new law in Minnesota Statutes, chapter 60A.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

#### CONFIRMATION

Mr. Pehler moved that the report from the Committee on Education, reported March 29, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

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

Mr. Pehler moved that in accordance with the report from the Committee on Education, reported March 29, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

**STATE BOARD FOR COMMUNITY COLLEGES**

John Borchert, 23239 St. Croix Trl. N., Scandia, Washington County, effective March 14, 1990, for a term expiring the first Monday in January, 1992.

**STATE BOARD OF VOCATIONAL TECHNICAL EDUCATION**

Douglas Knowlton, 823 James Ave. S.E., East Grand Forks, Polk County, effective March 14, 1990, for a term expiring the first Monday in January, 1994.

Gerald Mullen, 6259 Gopher Blvd., Oakdale, Washington County, effective March 14, 1990, for a term expiring the first Monday in January, 1992.

John O'Connor, 10677 - 114th St., Stillwater, Washington County, effective March 14, 1990, for a term expiring the first Monday in January, 1994.

**STATE UNIVERSITY BOARD**

Paula Dykstra, 1776 Poppy Rd., St. Cloud, Stearns County, effective March 18, 1990, for a term expiring the first Monday in January, 1994.

Elizabeth Pegues, 27 Nord Circle Rd., North Oaks, Ramsey County, effective March 18, 1990, for a term expiring the first Monday in January, 1994.

The motion prevailed. So the appointments were confirmed.

**CONFIRMATION**

Mr. Dicklich moved that the report from the Committee on Public Utilities and Energy, reported February 26, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

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

Mr. Dicklich moved that in accordance with the report from the Committee on Public Utilities and Energy, reported February 26, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

**PUBLIC UTILITIES COMMISSION**

Norma McKanna, 100 Emerson Ave. W., West St. Paul, Dakota County, effective January 1, 1990, for a term expiring the first Monday in January, 1996.

Patrice Vick, 110 N. St. Albans, St. Paul, Ramsey County, effective December 4, 1989, for a term expiring the first Monday in January, 1992.

Mr. Laidig requested that the appointment of Patrice Vick be divided out.

The question was taken on the adoption of the motion to confirm the appointment of Norma McKanna. The motion prevailed. So the appointment was confirmed.

The question was taken on the adoption of the motion to confirm the appointment of Patrice Vick.

The roll was called, and there were yeas 35 and nays 24, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Hughes	Metzen	Ramstad
Beckman	DeCramer	Kroening	Moe, R.D.	Reichgott
Berglin	Dicklich	Langseth	Morse	Schmitz
Bertram	Diessner	Lantry	Pehler	Solon
Chmielewski	Frank	Lessard	Peterson, R.W.	Spear
Cohen	Frederickson, D.J.	Luther	Piper	Vickerman
Dahl	Frecman	Marty	Purfeerst	Waldorf

Those who voted in the negative were:

Anderson	Decker	Johnson, D.E.	McGowan	Pariseau
Benson	Flynn	Knaak	McQuaid	Piepho
Bernhagen	Frederick	Knutson	Mehrkens	Renneke
Brandt	Frederickson, D.R.	Laidig	Merriam	Storm
Brataas	Gustafson	Larson	Olson	

The motion prevailed. So the appointment was confirmed.

## MOTIONS AND RESOLUTIONS - CONTINUED

### CONFIRMATION

Mr. Davis moved that the reports from the Committee on Agriculture and Rural Development, reported March 29, 1990, pertaining to appointments, be taken from the table. The motion prevailed.

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

Mr. Davis moved that in accordance with the reports from the Committee on Agriculture and Rural Development, reported March 29, 1990, the Senate, having given its advice, do now consent to and confirm the appointments of:

#### BOARD OF ANIMAL HEALTH

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

#### MINNESOTA RURAL FINANCE AUTHORITY

Paul A. Sobocinski, Rt. 1, Box 104, Wabasso, Redwood County, effective January 26, 1988, for a term expiring the first Monday in January, 1992.

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

The motion prevailed. So the appointments were confirmed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees and Second Reading of Senate Bills.

### REPORTS OF COMMITTEES

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

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

S.F. No. 2018: A bill for an act relating to lawful gambling; defining lawful purposes for expenditures of gambling profits; establishing licensing qualifications for organizations and manufacturers; requiring organizations to report monthly on expenditures and contributions of gambling profits; authorizing the gambling control board to require recipients of contributions of gambling profits to register with the board; authorizing summary suspension of gambling licenses for failure to file tax returns; authorizing a limited number of video pull-tab devices and establishing standards and requirements for them; requiring inspection and testing of gambling equipment; requiring permits for gambling premises; requiring gambling managers to be licensed; requiring that employees of organizations conducting lawful gambling be registered with the board; requiring local gambling taxes and prescribing uses for revenue therefrom; abolishing lawful gambling on July 1, 1993; amending Minnesota Statutes 1988, sections 349.12, subdivisions 10, 18, and by adding subdivisions; 349.16, as amended; 349.17, as amended; 349.18, as amended; 349.19, as amended; 349.212, subdivision 5; 349.2121, subdivisions 1 and 4a; 349.2123; 349.30, subdivision 2; 349.31; 349.32; 349.34; 349.35, subdivision 1; 349.36; 349.38; 349.39; 349.50, subdivision 8; 349.55; 609.75, subdivision 4; Minnesota Statutes 1989 Supplement, sections 299L.03, by adding a subdivision; 340A.410, subdivision 5; 349.12, subdivisions 12 and 15; 349.151, subdivision 4; 349.152, subdivision 2, and by adding subdivisions; 349.161, as amended; 349.162; 349.163, as amended; 349.164; 349.2121, subdivision 2; 349.2122; 349.213, subdivision 2; 609.75, subdivision 3; 609.761, subdivision 1; Minnesota Statutes Second 1989 Supplement, sections 349.12, subdivisions 11 and 19; 349.15; 349.212, subdivisions 1, 2, and 4; Laws 1989, First Special Session chapter 1, article 13, section 27; proposing coding for new law in Minnesota Statutes, chapter 349; repealing Minnesota Statutes 1988, sections 349.11, as amended; 349.12, as amended; 349.13; 349.14; 349.15, as amended; 349.16, as amended; 349.161, as amended; 349.162, as amended; 349.163, as amended; 349.164, as amended; 349.17, as amended; 349.18, as amended; 349.19, as amended; 349.211; 349.212, as amended; 349.2121, as amended; 349.2122, as amended; 349.2123; 349.2124; 349.2125, as amended; 349.2127, as amended; 349.213, as amended; 349.214, subdivisions 1, 1a, 3, and 4; 349.22, as amended; 349.23; Minnesota Statutes 1989 Supplement, sections 349.151, subdivisions 1, 2, 4, 4a, and 5; 349.152; 349.153; 349.20; 349.21; 349.215; 349.2151; 349.2152; 349.216; 349.217; 349.2171; 349.218; 349.219; Minnesota Statutes Second 1989 Supplement, section 349.214, subdivision 2.

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

Page 3, line 7, delete "*read-only*"

Page 4, line 30, delete "20" and insert "21"

Page 5, line 6, delete "*funds*" and insert "*scholarships*"

Page 5, line 28, after the comma, insert "*the tax imposed on unrelated business income by section 290.05, subdivision 3,*"

Page 6, line 8, delete "*which*" and insert "*that*"

Page 7, line 6, delete "*read-only*"

Page 8, after line 25, insert:

“Sec. 16. Minnesota Statutes 1989 Supplement, section 349.151, is amended by adding a subdivision to read:

*Subd. 3. [COMPENSATION.] The compensation of board members is as provided in section 15.0575, subdivision 3.”*

Page 9, line 34, delete “*such*” and insert “*the*”

Page 10, line 1, delete “*those*”

Page 13, line 8, delete “*which*” and insert “*that*”

Page 13, line 28, reinstate the stricken period and delete the colon

Page 14, line 3, delete “*has*” and insert a comma

Page 14, line 4, delete “*prior to*” and insert “*before*” and after “*license*” insert “*, has*”

Page 15, line 20, delete “(1)”

Page 15, line 21, delete the semicolon and delete “(2)”

Page 17, line 30, strike the first comma

Page 17, line 36, strike “or”

Page 18, line 15, delete “(1)”

Page 18, line 16, delete the semicolon and delete “(2)”

Page 19, line 2, delete “*No*” and insert “*A*” and after “*may*” insert “*not*”

Page 19, line 15, delete “*which*” and insert “*that*”

Page 19, line 35, delete “(1)”

Page 19, line 36, delete the comma

Page 20, line 1, delete “(2)”

Page 20, line 18, delete “*no*” and insert “*a*”

Page 20, line 19, after “*may*” insert “*not*” and delete “*which*” and insert “*that*”

Page 21, line 25, strike “issued”

Page 22, line 25, delete “*Minnesota*” and insert “*this state*”

Page 23, line 6, delete “*which*” and insert “*that*”

Page 24, line 13, delete “*No*” and insert “*A*” and after “*may*” insert “*not*”

Page 24, line 34, delete “*which*” and insert “*that*”

Page 25, line 4, delete “*any*”

Page 25, lines 9, 10, and 13, delete “*which*” and insert “*that*”

Page 25, line 20, delete “*such*” and insert “*the*” and delete “*as*”

Page 25, line 26, delete “*such*” and insert “*the*”

Page 26, line 9, delete “*which*” and insert “*that*”

Page 28, line 5, delete “*No*” and insert “*A*”

Page 28, line 6, after “*may*” insert “*not*” and delete the first “*any*”

Page 28, line 21, delete “*such*” and delete “*as*”

Page 29, line 2, delete “*No*” and insert “*An*”

Page 29, line 3, after “*may*” insert “*not*”

Page 30, line 6, delete “*single page*” and insert “*single-page*”

Page 30, line 16, delete “*subsequently*” and insert “*later*”

Page 30, lines 32 and 34, delete “*which*” and insert “*that*”

Page 31, line 5, delete “*is*” and insert “*are*”

Page 31, line 14, delete “*or*” and insert “*of*”

Page 31, line 16, delete “*(1)*” and delete the semicolon and delete “*(2)*”

Page 31, line 31, delete “*any*” and insert “*a*”

Page 31, line 32, delete “*No*” and insert “*A*” and after “*may*” insert “*not*”

Page 31, line 33, delete “*any*” and insert “*an*”

Page 32, line 1, delete “*such*” and insert “*the*”

Page 32, line 2, delete “*as*” and insert “*that*”

Page 32, line 3, after the first “*the*” insert “*last*” and delete “*prior to*” and insert “*before*”

Page 32, line 7, delete “*any*” and insert “*a*” and delete “*which*” insert “*that*”

Page 32, lines 8 and 10, delete “*any*” and insert “*a*”

Page 32, line 24, delete “*No*” and insert “*A*” and after “*may*” insert “*not*”

Page 32, line 28, after “*provide*” insert a colon

Page 33, line 2, after “*card*” insert a comma

Page 33, lines 5 and 6, delete “*engaged in such employment*” and insert “*conducting the lawful gambling*”

Page 33, line 19, delete “*which*” and insert “*that*”

Page 33, line 25, delete “*for the*” and insert “*who participate in the*”

Page 33, line 28, delete “*be an itemization of*” and insert “*itemize*”

Page 33, lines 29 and 30, delete “*of compensation paid*”

Page 33, line 36, delete “*of the organization*”

Page 34, lines 2 and 22, delete “*which*” and insert “*that*”

Page 34, line 3, delete “*the provisions of*”

Page 34, lines 3, 7, and 11, delete “*shall*” and insert “*must*”

Page 36, line 1, after “*organizations*” insert a colon

Page 36, line 9, delete “*at any location*” and insert a comma

Page 36, line 14, delete the first “*which*” and insert “*that*”

Page 36, line 23, delete “No” and insert “An” and after “may” insert “not”

Page 37, line 6, after “section” insert “and rules adopted by the board under subdivision 11,”

Page 37, line 7, after the period, insert “Fee receipts must be credited to a video pull-tab account. Money in the account is appropriated to the board to administer and enforce this section and rules adopted by the board under subdivision 11.”

Page 37, line 14, delete “or”

Page 37, line 15, after “distributor” insert a semicolon and after “or” insert “(3)” and delete “thereof. No person” and insert “of a licensed distributor. A person.”

Page 37, line 18, after “may” insert “not”

Page 37, line 28, delete “All”

Page 37, line 36, delete “such” and insert “the”

Page 38, line 1, delete “a”

Page 38, line 7, delete “No” and insert “A”

Page 38, line 8, after “may” insert “not” and delete “any” and insert “a”

Page 38, line 17, delete “read-only”

Page 38, line 18, delete “such” and insert “the” and delete “as”

Page 38, line 19, delete “(1)”

Page 38, line 20, delete the comma and delete “(2)”

Page 38, lines 31 and 32, delete “which” and insert “that”

Page 39, line 8, delete everything after the period

Page 39, delete line 9

Page 39, line 10, delete everything before “If”

Page 39, line 12, after the period, insert “The video pull-tab device memory chip must be programmed to display on the video screen the unique serial number of the chip and a statement that the chip is to be sold only in Minnesota.”

Page 40, line 27, delete “which” and insert “that”

Page 41, line 2, delete “No” and insert “A” and after “may” insert “not”

Page 42, line 11, delete “the provisions of”

Page 42, line 16, delete “No” and insert “A” and delete “may” and insert “must” and delete everything after “stand”

Page 42, line 17, delete “location” and delete “cannot” and insert “can”

Page 42, line 21, delete “No” and insert “A”

Page 42, lines 22 and 26, after “may” insert “not”

Page 42, line 23, delete “such a” and insert “the” and delete “No” and

insert "A"

Page 42, line 25, delete "and no" and insert "or an"

Page 42, lines 27 and 31, delete "any" and insert "a"

Page 42, line 28, delete "No" and insert "A" and after "may" insert "not"

Page 42, line 33, delete "provisions of"

Page 42, line 35, delete "upon presentation of" and insert ", when" and delete "and"

Page 42, line 36, delete "making payment thereof" and insert "is presented and paid,"

Page 43, lines 4 and 6, delete "any" and insert "a"

Page 43, line 10, delete "thereon" and insert "on them" and after "include" insert ", but need not be limited to"

Page 43, line 15, delete "and"

Page 43, line 16, before the period, insert "; and

(5) methods for monitoring play on video pull-tab devices"

Page 43, line 21, delete "which" and insert "that"

Page 44, line 21, delete "No"

Page 44, line 22, after "may" insert "not"

Page 46, line 7, delete "such" and insert "the"

Page 46, line 8, delete "a"

Page 46, line 29, delete "All"

Page 47, line 13, delete "20" and insert "21"

Page 48, line 16, delete "each such" and insert "the"

Page 48, after line 25, insert:

"Sec. 37. Minnesota Statutes 1988, section 349.211, is amended by adding a subdivision to read:

*Subd. 5. [PULL-TAB AND TIPBOARD PAYOUT.] The total amount awarded in prizes on a pull-tab or tipboard deal must not exceed 77 percent of the ideal gross of the deal."*

Page 50, line 27, delete "28" and insert "29"

Page 53, line 11, delete "such" and insert "the"

Page 53, line 17, delete "any" and insert "a"

Page 56, line 8, after "TO" insert "SUSPEND OR"

Page 57, line 11, before "REVOCATION" insert "SUSPENSION;"

Page 59, line 25, delete "No" and insert "A" and after "may" insert "not"

Page 61, line 36, delete "[FUNDS.] All funds appropriated" and insert "[APPROPRIATIONS.] The unencumbered balance of every appropriation"

Page 62, line 1, delete "and" and insert "or" and delete "revert" and



insert "*must be canceled*"

Page 62, line 13, delete "*abolishment*" and insert "*abolition*"

Page 62, line 29, delete the second comma and insert a semicolon

Page 63, lines 5 and 6, delete "*16, 18, 20, 21, 22, 23, 25, and 26*" and insert "*17, 19, 21, 22, 23, 24, 26, and 27*"

Page 63, line 12, delete "*22, 23, 33, 36, 38, 40, 41, 42*" and insert "*23, 24, 34, 39, 41, 43, 44, 45*"

Page 63, line 13, delete "*59*" and insert "*62*"

Page 63, line 14, delete "*24, 27, 29, 30, and 55*" and insert "*25, 28, 30, 31, and 58*"

Page 63, line 15, delete "*56, 58, and 62*" and insert "*59, 61, and 65*"

Page 63, line 16, delete "*62*" and insert "*65*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 20, after the semicolon, insert "*appropriating money;*"

Page 1, line 23, after the second semicolon, insert "*349.211, by adding a subdivision;*"

Page 1, line 31, after "*4*" insert "*,*" and by adding a subdivision"

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

## SECOND READING OF SENATE BILLS

S.F. No. 2018 was read the second time.

### 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. 2457: Messrs. Pogemiller; Johnson, D.J. and Ms. Reichgott.

H.F. No. 2294: Mr. Vickerman, Ms. Reichgott and Mr. Purfeerst.

H.F. No. 2480: Messrs. Pogemiller; Johnson, D.J.; Ms. Reichgott, Messrs. Stumpf and Belanger.

H.F. No. 2474: Messrs. Solon, Metzen and Larson.

H.F. No. 1730: Mrs. Lantry, Mr. Solon and Mrs. McQuaid.

H.F. No. 2343: Messrs. Brandl, Solon and Frederick.

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

motion prevailed.

### **MEMBERS EXCUSED**

Mr. DeCramer was excused from the Session of today from 12:00 noon to 1:00 p.m. Mr. Piepho was excused from the Session of today at 3:30 p.m. Mr. Moe, D.M. was excused from the Session of today from 2:00 to 2:30 p.m.

### **ADJOURNMENT**

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:00 noon, Wednesday, April 4, 1990. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate