

EIGHTY-NINTH DAY

St. Paul, Minnesota, Thursday, April 12, 1990

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by Senator Dean E. Johnson.

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

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

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 1772, 2090, 2179, 2224, 2207, 354, 2109 and 2012.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

Mr. President:

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

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

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

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 11:00 a.m.:

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Ms. Berglin moved that the following members be excused for a Conference Committee on S.F. No. 488 at 11:00 a.m.:

Messrs. Freeman, Marty and Ms. Berglin. The motion prevailed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Peterson, R.W. moved that the following members be excused for a Conference Committee on H.F. No. 2200 at 11:00 a.m.:

Messrs. Brandl, Dicklich, Pehler, Ms. Reichgott and Mr. Peterson, R.W. The motion prevailed.

MESSAGES FROM THE HOUSE - CONTINUED

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. 1821: A bill for an act relating to nursing; allowing nurse practitioners to prescribe and administer drugs and therapeutic devices; authorizing the board of nursing to adopt rules; establishing an interim filing requirement; amending Minnesota Statutes 1989 Supplement, section 148.171; proposing coding for new law in Minnesota Statutes, chapter 148.

Senate File No. 1821 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

CONCURRENCE AND REPASSAGE

Mrs. Lantry moved that the Senate concur in the amendments by the House to S.F. No. 1821 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1821: A bill for an act relating to nursing; allowing nurse practitioners to prescribe and administer drugs and therapeutic devices; authorizing the board of nursing to adopt rules; establishing an interim filing requirement; appropriating money; amending Minnesota Statutes 1989 Supplement, section 148.171; proposing coding for new law in Minnesota Statutes, chapter 148.

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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Decker	Knaak	Mehrkens	Ramstad
Anderson	DeCramer	Kroening	Merriam	Reichgott
Beckman	Diessner	Laidig	Metzen	Renneke
Benson	Flynn	Langseth	Morse	Samuelson
Berg	Frank	Lantry	Olson	Spear
Bernhagen	Frederickson, D.J.	Larson	Pariseau	Vickerman
Bertram	Frederickson, D.R.	Luther	Piepho	Waldorf
Brataas	Hughes	McGowan	Piper	
Davis	Johnson, D.E.	McQuaid	Purfeerst	

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

NOTICE OF RECONSIDERATION

Mrs. Lantry gave notice of intention to move for reconsideration of S.F. No. 1821.

MESSAGES FROM THE HOUSE - CONTINUED

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. 1820: A bill for an act relating to counties; permitting a county board to assign certain duties; proposing coding for new law in Minnesota Statutes, chapter 373.

Senate File No. 1820 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

CONCURRENCE AND REPASSAGE

Mr. Vickerman moved that the Senate concur in the amendments by the House to S.F. No. 1820 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1820: A bill for an act relating to counties; permitting a court administrator to assign certain duties to county officers; proposing coding for new law in Minnesota Statutes, chapter 485.

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 48 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Johnson, D.E.	Mehrkens	Purfeerst
Anderson	Davis	Knaak	Merriam	Ramstad
Beckman	Decker	Kroening	Metzen	Reichgott
Benson	DeCramer	Laidig	Moe, D.M.	Renneke
Berg	Diessner	Langseth	Moe, R.D.	Samuelson
Berglin	Flynn	Lantry	Morse	Spear
Bernhagen	Frank	Lessard	Olson	Vickerman
Bertram	Frederickson, D.J.	Luther	Pariseau	Waldorf
Brataas	Frederickson, D.R.	McGowan	Piepho	
Cohen	Hughes	McQuaid	Piper	

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 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. 1946: A bill for an act relating to agriculture; providing for deficiency judgments relating to foreclosure and sale of mortgages on property used in agricultural production; requiring fair market value to be determined by the court; extending period for execution on judgment; amending Minnesota Statutes 1988, sections 500.24, subdivision 4; 582.30, subdivisions 3, 4, 5, and 6.

Senate File No. 1946 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

CONCURRENCE AND REPASSAGE

Mr. Berg moved that the Senate concur in the amendments by the House to S.F. No. 1946 and that the bill be placed on its repassage as amended.

Mr. DeCramer moved that the Senate do not concur in the amendments by the House to S.F. No. 1946, 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 to be appointed on the part of the House.

The question was taken on the adoption of the DeCramer motion.

The roll was called, and there were yeas 31 and nays 19, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Frederickson, D.J.	McQuaid	Samuelson
Anderson	Davis	Hughes	Mehrrens	Spear
Beckman	DeCramer	Johnson, D.E.	Morse	Vickerman
Berglin	Diessner	Kroening	Piper	
Bernhagen	Flynn	Laidig	Purfeerst	
Bertram	Frank	Lantry	Reichgott	
Cohen	Frederick	Luther	Renneke	

Those who voted in the negative were:

Benson	Frederickson, D.R.	Larson	Metzen	Piepho
Berg	Freeman	Lessard	Moe, R.D.	Ramstad
Brataas	Knaak	McGowan	Olson	Storm
Decker	Langseth	Merriam	Pariseau	

The motion prevailed.

MESSAGES FROM THE HOUSE - CONTINUED

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. 1703: A bill for an act relating to natural resources; authorizing the enforcement of certain natural resource laws by conservation officers; amending Minnesota Statutes 1988, section 97A.205.

Senate File No. 1703 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

CONCURRENCE AND REPASSAGE

Mr. Berg moved that the Senate concur in the amendments by the House to S.F. No. 1703 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1703: A bill for an act relating to natural resources; authorizing the enforcement of certain natural resource laws by conservation officers; increasing the penalty for wrongful destruction or removal of no trespassing signs; prohibiting shooting at decoys under certain circumstances; prohibiting deer stands on highway right-of-way; amending Minnesota Statutes 1988, sections 97A.205; 97A.315, subdivision 1; 97B.055, subdivision 1; and 97B.325.

S.F. No. 1703 was read the third time.

Mr. Berg moved that S.F. No. 1703 be laid on the table. The motion prevailed.

MESSAGES FROM THE HOUSE - CONTINUED

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. 2181: A bill for an act relating to labor; regulating joint labor-management committees; regulating public employee elections; providing for the selection of arbitrators by mutual agreement; amending Minnesota Statutes 1988, sections 179.02, by adding a subdivision; 179.84, subdivision 1; 179.85; 179A.04, subdivision 3; 179A.12, subdivisions 7 and 11; and Minnesota Statutes 1989 Supplement, section 179A.16, subdivision 4.

Senate File No. 2181 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

Ms. Flynn moved that the Senate do not concur in the amendments by the House to S.F. No. 2181, 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 to be 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 Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 394: A bill for an act relating to education; requiring a report on preparation of post-secondary education administrators and faculty.

Senate File No. 394 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

Mr. Moe, R.D. moved that S.F. No. 394 be laid on the table. The motion prevailed.

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. 2281: A bill for an act relating to port authorities; allowing a port authority to use foreign trade zone powers, if granted, outside its port district; amending Minnesota Statutes 1988, section 469.059, subdivision 14.

Senate File No. 2281 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

CONCURRENCE AND REPASSAGE

Mr. Frank moved that the Senate concur in the amendments by the House to S.F. No. 2281 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2281 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 51 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Merriam voted in the negative.

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 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. 1729: A bill for an act relating to traffic regulations; requiring motorists to activate vehicle lights during inclement weather conditions; amending Minnesota Statutes 1988, section 169.48.

Senate File No. 1729 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

CONCURRENCE AND REPASSAGE

Mr. Mehrkens moved that the Senate concur in the amendments by the House to S.F. No. 1729 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1729: A bill for an act relating to traffic regulations; requiring motorists to activate vehicle lights during inclement weather conditions; providing that violation is not negligence per se or prima facie evidence of negligence; regulating handicapped parking; prohibiting citation quotas; amending Minnesota Statutes 1988, sections 169.346, subdivision 2; and 169.48; proposing coding for new law in Minnesota Statutes, chapter 169.

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 53 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berg	Bertram	Davis	Merriam	Samuelson
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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 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. 1150: A bill for an act relating to creditors remedies; regulating executions and garnishments; amending Minnesota Statutes 1988, section 550.142; proposing coding for new law in Minnesota Statutes, chapters 550 and 557; proposing coding for new law as Minnesota Statutes, chapter 551; repealing Minnesota Statutes 1988, sections 550.041; 550.05; 550.14; 550.141; 571.41; 571.42; 571.43; 571.44; 571.45; 571.46; 571.471; 571.495; 571.50; 571.51; 571.52; 571.53; 571.54; 571.55; 571.56; 571.57; 571.58; 571.59; 571.60; 571.61; 571.62; 571.63; 571.64; 571.65; 571.66; 571.67; 571.68; and 571.69.

There has been appointed as such committee on the part of the House: Pugh, Bishop and Kelly.

Senate File No. 1150 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 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 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1873: A bill for an act relating to crime victims; providing victims of delinquent acts the right to request notice of release of juvenile offenders

from juvenile correctional facilities; providing notice to sexual assault victims when a juvenile offender is released from pretrial detention; requiring that victims be informed of their right to request the withholding of public law enforcement data that identifies them; clarifying the duty of court administrators to disburse restitution payments; making certain changes to the crime victims reparations act; amending Minnesota Statutes 1988, sections 611A.53, subdivision 2; and 611A.57, subdivision 6; Minnesota Statutes 1989 Supplement, sections 13.84, subdivision 5a; 260.161, subdivision 2; 611A.04, subdivision 2; 611A.06; 611A.52, subdivision 8; and 629.73; proposing coding for new law in Minnesota Statutes, chapter 611A.

There has been appointed as such committee on the part of the House: Seaberg, Kelly and Pappas.

Senate File No. 1873 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 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 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 488: A bill for an act relating to public employment; defining equitable compensation relationships; requiring an implementation report; providing for review of plans; providing for appeals from decisions of the commissioner of employee relations; requiring the commissioner to report to the legislature; amending Minnesota Statutes 1988, sections 471.991, subdivision 5; 471.992, subdivisions 1, 2, and by adding a subdivision; 471.994; 471.998, by adding a subdivision; 471.9981, subdivision 6, and by adding subdivisions; and 471.999; Minnesota Statutes 1989 Supplement, section 485.018, subdivision 7; repealing Minnesota Statutes 1988, sections 471.992, subdivision 3; 471.995; 471.996; 471.9975; and 471.9981, subdivisions 2 to 5.

There has been appointed as such committee on the part of the House: Simoneau, McGuire and Morrison.

Senate File No. 488 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 11, 1990

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2162:

H.F. No. 2162: A bill for an act relating to the operation of state government; changing certain procedures and limits for contracts with the state; establishing an advisory task force; authorizing reimbursement of certain

expenses; changing certain vehicle marking and color provisions; clarifying certain transfer authority; amending Minnesota Statutes 1988, sections 16B.09, by adding a subdivision; 16B.17, subdivisions 3 and 4; 16B.24, subdivision 10; 16B.41, subdivision 4; 16B.58, subdivision 7; and Minnesota Statutes 1989 Supplement, sections 16B.28, subdivision 3; 16B.54, subdivision 2; and 40.46, subdivision 1.

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

Williams, Dille and Jefferson have been appointed as such committee on the part of the House.

House File No. 2162 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 11, 1990

Mr. Moe, D.M. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2162, 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. 2081:

H.F. No. 2081: A bill for an act relating to state government; regulating certain employment practices; permitting the transfer of vacation and sick leave for certain gubernatorial appointees; permitting employees on permanent layoff to test into new state positions; authorizing the donation of the value accrued vacation leave to other state employees under certain circumstances; making technical changes in the public employees insurance program; eliminating the authority of the board of medical examiners and the board of dentistry to set the salaries of their executive directors; designating certain positions in the unclassified service; eliminating obsolete language; appropriating money; amending Minnesota Statutes 1988, sections 15A.081, subdivision 7b, and by adding a subdivision; 15A.083, subdivisions 5 and 7; 43A.04, subdivisions 1 and 3, and by adding a subdivision; 43A.10, subdivisions 7 and 8; 43A.12, subdivision 5; 43A.13, subdivisions 2, 3, 4, 5, 6, and 7; 43A.15, subdivision 10; 43A.17, subdivisions 1 and 8; 43.18, subdivisions 4 and 5; 43A.191, subdivisions 2 and 3; 43A.23, subdivision 1; 43A.27, subdivision 4; 43A.316, subdivisions 2, 3, 5, 7, and 8; 43A.37, subdivision 1; 176.421, by adding a subdivision; 176B.02; 237.51, subdivision 5; 473.405, subdivision 12; Minnesota Statutes 1989 Supplement, section 43A.08, subdivision 1; 43A.316, subdivisions 9 and 10; 214.04, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 43A; repealing Minnesota Statutes 1988, section 43A.081, subdivisions 1, 2, and 5.

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

Reding, Rukavina, Rice, Lasley and Haukoos have been appointed as

such committee on the part of the House.

House File No. 2081 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 11, 1990

Mr. Moe, D.M. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2081, 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. 2103:

H.F. No. 2103: A bill for an act relating to public employee retirement plans; requiring the regular reporting of investment performance results calculated on a time-weighted total rate of return basis; proposing coding for new law in Minnesota Statutes, chapter 356.

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

Reding; Johnson, R.; Knickerbocker; O'Connor and Simoneau have been appointed as such committee on the part of the House.

House File No. 2103 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 11, 1990

Mr. Moe, D.M. moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2103, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 1894.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 11, 1990

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 1894: A bill for an act relating to public employment; limiting certain severance payments to public employees; restricting administrative leaves for University of Minnesota employees; amending Minnesota Statutes 1988, section 465.72, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 43A; 137; and 177.

Referred to the Committee on Governmental Operations.

MOTIONS AND RESOLUTIONS

Mr. Freeman moved that S.F. No. 1807 be taken from the table. The motion prevailed.

S.F. No. 1807: A bill for an act relating to local government; permitting the issuance of obligations by the Hennepin county board for a public safety building; permitting Rosemount to incur debt for an armory; requiring a planning process and public hearing.

Mr. Freeman moved that the Senate do not concur in the amendments by the House to S.F. No. 1807, 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 to be appointed on the part of the House. The motion prevailed.

RECESS

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

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

APPOINTMENTS

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

S.F. No. 1807: Mr. Freeman, Ms. Olson and Mr. Pogemiller.

H.F. No. 2230: Mrs. Adkins, Messrs. Marty and Larson.

H.F. No. 2365: Messrs. Peterson, R.W.; Merriam and Knaak.

H.F. No. 2390: Ms. Reichgott, Mr. Spear, Meses. Berglin, Flynn and Mrs. Pariseau.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 1860 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1860: A bill for an act relating to domestic abuse; authorizing courts to exclude a respondent from the place of employment of a petitioner in an order for protection; clarifying the probable cause arrest provision

for violations of orders for protection; authorizing bonds to ensure compliance with orders for protection; authorizing referrals to prosecuting authorities for violations of orders for protection; improving prosecutorial procedures in domestic abuse cases; requiring the commissioner of public safety to study the feasibility and costs of a statewide computerized data base on domestic abuse; requiring a report; amending Minnesota Statutes 1988, sections 518B.01, subdivisions 6, 7, and 14; and 611A.0315, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 611A.

Mr. Freeman moved to amend S.F. No. 1860 as follows:

Page 5, after line 25, insert:

"Sec. 4. Minnesota Statutes 1989 Supplement, section 609.185, is amended to read:

609.185 [MURDER IN THE FIRST DEGREE.]

Whoever does any of the following is guilty of murder in the first degree and shall be sentenced to imprisonment for life:

(1) causes the death of a human being with premeditation and with intent to effect the death of the person or of another;

(2) causes the death of a human being while committing or attempting to commit criminal sexual conduct in the first or second degree with force or violence, either upon or affecting the person or another;

(3) causes the death of a human being with intent to effect the death of the person or another, while committing or attempting to commit burglary, aggravated robbery, kidnapping, arson in the first or second degree, tampering with a witness in the first degree, escape from custody, or any felony violation of chapter 152 involving the unlawful sale of a controlled substance;

(4) causes the death of a peace officer or a guard employed at a Minnesota state correctional facility, with intent to effect the death of that person or another, while the peace officer or guard is engaged in the performance of official duties; or

(5) causes the death of a minor under circumstances other than those described in clause (1) or (2) while committing ~~or attempting to commit~~ child abuse, when the perpetrator has engaged in a past pattern of child abuse upon the child and the death occurs under circumstances manifesting an extreme indifference to human life; *or*

(6) causes the death of a human being under circumstances other than those described in clause (1), (2), or (5) while committing domestic abuse, when the perpetrator has engaged in a past pattern of domestic abuse upon the victim and the death occurs under circumstances manifesting an extreme indifference to human life.

For purposes of clause (5), "child abuse" means an act committed against a minor victim that constitutes a violation of section 609.221, 609.222, 609.223, 609.224, 609.342, 609.343, 609.344, 609.345, 609.377, or 609.378.

For purposes of clause (6), "domestic abuse" means an act that:

(1) constitutes a violation of section 609.221, 609.222, or 609.223; and

(2) is committed against the victim who is a family or household member

as defined in section 518B.01, subdivision 2, paragraph (b).”

Page 8, after line 21, insert:

“Sec. 8. [EFFECTIVE DATE.]

Section 4 is effective August 1, 1990, and applies to crimes committed on or after that date.”

ReNUMBER the sections in sequence

Amend the title as follows:

Page 1, line 13, after the second semicolon, insert “expanding the crime of first degree murder to include certain deaths caused by domestic abuse; imposing penalties;”

Page 1, line 15, after the second semicolon, insert “Minnesota Statutes 1989 Supplement, section 609.185;”

Mr. Knaak questioned whether the amendment was germane. The President ruled that the amendment was germane.

The question was taken on the adoption of the amendment. The motion prevailed. So the amendment was adopted.

Mr. Freeman then moved to amend S.F. No. 1860 as follows:

Page 5, line 26, delete “; PILOT”

Page 5, line 27, before the period, insert “; PILOT PROGRAM”

Page 5, line 35, before “Five” insert “The commissioner of public safety shall select” and after “county” insert “attorneys”

Page 5, line 36, delete everything after “attorneys” and insert “whose jurisdictions have higher than a 50 percent dismissal rate of domestic abuse cases and direct them to”

Page 6, line 3, delete everything after the period

Page 6, delete lines 4 to 6

Page 6, line 7, delete everything before “state” and insert “Domestic abuse advocates and other interested members of the public must have an opportunity to assist in the development of a model plan and in the development or adaptation of the plans in each of the jurisdictions selected for the pilot program. Once a model plan is developed, the commissioner shall make it available to all city and county attorneys regardless of whether they are participating in the pilot program. All plans must”

Page 6, line 9, delete “the plan must provide for (a)”

Page 6, line 11, after “feasible” insert “, or, where applicable, probation revocation”

Page 6, line 12, delete “(b)”

Page 6, line 13, delete “the plan shall contain”

Page 6, lines 19 and 31, delete “the plan must contain”

Page 6, line 23, delete “the plan shall describe the” and delete “which” and insert “that”

Page 6, line 34, delete “the plan shall encourage the issuance” and insert “the use” and delete “of” and insert “for”

Page 6, line 36, delete "*the plan must include*"

Page 7, line 3, delete "*the plan must include*"

Page 7, line 5, delete "*Minnesota*"

Page 7, line 6, delete "*department*" and insert "*commissioner*"

Page 7, line 7, delete "*plan*" and insert "*program*"

Page 7, line 8, delete "*project*" and insert "*program*" and after the period, delete "*The*"

Page 7, delete lines 9 and 10 and insert "*The status report must contain information on the number of prosecutions and dismissals of domestic abuse cases in the prosecutor's office.*"

Page 8, line 17, delete everything after the first "*and*"

Page 8, line 18, delete everything before the semicolon and insert "*identifying information on the victim or alleged victim, to the extent determined to be necessary*"

Page 8, line 20, before the first "*The*" insert "*The evaluation must include consideration of the risk to victims of creating a data base that identifies victims.*"

The motion prevailed. So the amendment was adopted.

S.F. No. 1860 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 S.F. No. 2030 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2030: A bill for an act relating to traffic regulations; requiring annual inspections of commercial motor vehicles; providing for the certification of persons to conduct annual inspections; requiring daily pre-trip inspections; requiring post-accident inspections; prescribing fees; providing penalties; appropriating money; amending Minnesota Statutes 1988, sections 221.031, subdivision 1, and by adding a subdivision; 221.221, subdivisions 2 and 3; and 221.605, subdivision 1; Minnesota Statutes 1989 Supplement, section 221.031, subdivision 2a; proposing coding for new

law in Minnesota Statutes, chapter 169.

Mr. Purfeerst moved to amend S.F. No. 2030 as follows:

Page 10, delete line 36 and insert:

“Section 1, subdivisions 1 and 3 to 8, and sections 2 to 10 are effective July 1, 1990. Section 1, subdivision 2, is effective April 1, 1991.”

The motion prevailed. So the amendment was adopted.

S.F. No. 2030 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 53 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 S.F. No. 1750 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1750: A bill for an act relating to agriculture; making legislative findings; extending the farmer-lender mediation act; appropriating money; amending Minnesota Statutes 1988, section 583.21; Laws 1986, chapter 398, article 1, section 18, as amended.

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 51 and nays 2, as follows:

Those who voted in the affirmative were:

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

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

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. 2246 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2246: A bill for an act relating to public employment; expanding coverage of the public employees insurance plan; establishing classes of premiums; amending Minnesota Statutes 1988, section 43A.316, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 356.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Dicklich moved that S.F. No. 2317 be taken from the table. The motion prevailed.

S.F. No. 2317: A bill for an act relating to utilities; providing for the assessment of expenses for adjudicating service area disputes to municipal electric utilities; providing for civil penalties for violations of chapter 237; reestablishing the position of program administrator of the telecommunications access for communication-impaired persons board; extending the electric utility service area task force until 1992; requiring a study; appropriating money; amending Minnesota Statutes 1988, sections 216B.62, subdivision 5; and 237.51, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 237.

Mr. Dicklich moved that the Senate do not concur in the amendments by the House to S.F. No. 2317, 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 to be appointed on the part of the House. The motion prevailed.

Mr. Freeman moved that S.F. No. 2192, No. 12 on General Orders, be stricken and returned to its author.

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 that the House has adopted the recommendation and report of the Conference Committee on House File No. 1928, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1928 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 11, 1990

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1928

A bill for an act relating to occupations and professions; providing for training for armed employees of private detectives and protective agents; prohibiting certain acts by protective agents and security guards during a labor dispute; amending Minnesota Statutes 1988, sections 326.32, by adding a subdivision; and 326.3384, by adding a subdivision; and amending Minnesota Statutes 1989 Supplement, section 326.3384, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 326.

April 5, 1990

The Honorable Robert Vanasek
Speaker of the House of Representatives

The Honorable Jerome M. Hughes
President of the Senate

We, the undersigned conferees for H.F. No. 1928, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H.F. No. 1928 be further amended as follows:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1988, section 326.32, is amended by adding a subdivision to read:

Subd. 8a. [ARMED EMPLOYEE.] “Armed employee” means an employee of a private detective or protective agent who at any time in the performance of the employee’s duties wears, carries, possesses, or has access to a firearm.

Sec. 2. [326.3361] [TRAINING.]

Subdivision 1. [RULES.] The board shall, by rule, prescribe the requirements, duration, contents, and standards for successful completion of training programs for employees, including:

(1) first aid and firearms training required for armed employees, including training in the legal limitations on the justifiable use of force and deadly force as specified in sections 609.06 and 609.065;

(2) training in the use of weapons other than firearms, including bludgeons, nightsticks, batons, chemical weapons, and electronic incapacitation devices, and in the use of restraint or immobilization techniques,

including the carotid neck restraint;

(3) standards for weapons and equipment issued to or carried or used by employees;

(4) preassignment or on-the-job training, or its equivalent, required before applicants may be certified; and

(5) continuing training for employees and armed employees.

Subd. 2. [REQUIRED CONTENTS.] The rules adopted by the board must require:

(1) 12 hours of preassignment or on-the-job training within the first 21 days of employment, or evidence that the employee has successfully completed equivalent training before the start of employment;

(2) standards for certification of an employee, by the board, as qualified to carry or use a firearm, a weapon other than a firearm, or an immobilizing or restraint technique; and

(3) six hours a year of continuing training for all employees, and an additional six hours a year for armed employees, which must include annual certification of the armed employee.

An employee may not carry or use a weapon while undergoing on-the-job training under this subdivision.

Subd. 3. [USE OF WEAPONS; CERTIFICATION REQUIRED.] The rules must provide that no employee may carry or use a weapon or immobilizing or restraint technique without being certified by the board as qualified to do so. The board shall issue an identification card to a person certified under this subdivision. A certified employee shall have the card in the employee's possession while working as an armed employee.

Subd. 4. [FULL-TIME PEACE OFFICERS.] A person licensed as a peace officer by the board of peace officer standards and training meets the training requirements of this section.

Sec. 3. Minnesota Statutes 1988, section 326.3384, is amended by adding a subdivision to read:

Subd. 1b. [ACTS PROHIBITED DURING LABOR DISPUTES, STRIKES, AND LOCKOUTS.] (a) This subdivision applies to (1) a license holder or an employee of a license holder who is primarily performing the duties of a protective agent; or (2) a security guard who is primarily performing the duties of a security guard.

(b) A person described in paragraph (a) is prohibited from doing any of the activities described in clauses (1) to (5) during a labor dispute, strike, or lockout as defined in section 179.01, subdivisions 7, 8, and 9:

(1) inciting, encouraging, or aiding in the incitement or encouragement of any participant to do unlawful acts against the person or property of anyone;

(2) photographing a participant when neither that person nor the photographer is on the premises being protected by the persons described in paragraph (a);

(3) stopping or detaining any vehicle unless the vehicle is on premises being protected by the persons described in paragraph (a);

(4) conducting surveillance of participants, when neither the participant nor the person conducting the surveillance is on the premises being protected by the person described in paragraph (a), or of their businesses, or homes; or

(5) any other activities that are outside of the scope of the duties described in sections 326.32, subdivision 13, and 326.338, subdivision 4, and have the purpose of intimidating or provoking a participant.

Sec. 4. Minnesota Statutes 1989 Supplement, section 326.3384, subdivision 2, is amended to read:

Subd. 2. [PENALTY.] (a) A ~~license holder~~ person violating ~~subdivision 1 or 1a~~ this section is guilty of a gross misdemeanor.

(b) The board shall suspend the license of a license holder for the periods described in paragraph (c) if the license holder or an employee of the license holder is convicted of a violation of subdivision 1b. The board shall prohibit an employee of a license holder from working for any license holder for the periods described in paragraph (c) if the employee is convicted of a violation of subdivision 1b.

(c) The periods described in paragraph (b) are as follows:

- (1) 60 days for the first violation;
- (2) six months for the second violation; and
- (3) one year for the third violation."

Amend the title as follows:

Page 1, line 8, delete "and amending"

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Joseph Begich, John J. Sarna, Dave Bishop

Senate Conferees: (Signed) Ronald R. Dicklich, John J. Marty, Patrick D. McGowan

Mr. Dicklich moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1928 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1928 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 47 and nays 9, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kroening	Moe, R. D.	Samuelson
Anderson	Dicklich	Laidig	Morse	Schmitz
Beckman	Diessner	Langseth	Novak	Spear
Belanger	Flynn	Lantry	Pehler	Storm
Berg	Frank	Lessard	Peterson, R. W.	Stumpf
Berglin	Frederickson, D.R.	Luther	Piepho	Vickerman
Bernhagen	Freeman	Marty	Piper	Waldorf
Bertram	Hughes	Merriam	Purfeerst	
Dahl	Johnson, D.E.	Metzen	Reichgott	
Davis	Johnson, D.J.	Moe, D.M.	Renneke	

Those who voted in the negative were:

Brataas	Decker	Larson	Mehrkens	Ramstad
Cohen	Knaak	McQuaid	Olson	

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

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. 2081: Messrs. Moe, D.M.; Morse; Marty; Mrs. Pariseau and Mr. Frederickson, D.R.

H.F. No. 2103: Messrs. Moe, D.M.; Waldorf; Renneke; Morse and Pogemiller.

H.F. No. 2162: Messrs. Moe, D.M.; Larson and Frederickson, D.J.

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

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 adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 11: A Senate concurrent resolution relating to adjournment for more than three days.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 12, 1990

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Berg moved that S.F. No. 1703 be taken from the table. The motion prevailed.

S.F. No. 1703: A bill for an act relating to natural resources; authorizing the enforcement of certain natural resource laws by conservation officers; increasing the penalty for wrongful destruction or removal of no trespassing signs; prohibiting shooting at decoys under certain circumstances; prohibiting deer stands on highway right-of-way; amending Minnesota Statutes 1988, sections 97A.205; 97A.315, subdivision 1; 97B.055, subdivision 1;

and 97B.325.

Mr. Berg moved that the Senate do not concur in the amendments by the House to S.F. No. 1703, 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 to be 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. 2527 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2527: A bill for an act relating to agriculture; establishing an agricultural liming material law; appropriating money; prescribing penalties; proposing coding for new law as Minnesota Statutes, chapter 18F.

Mr. Frederickson, D.R. moved to amend S.F. No. 2527 as follows:

Page 9, after line 35, insert:

“Sec. 14, Minnesota Statutes 1988, section 500.24, subdivision 4, is amended to read:

Subd. 4. [REPORTS.] (a) The chief executive officer of every pension or investment fund, corporation, or limited partnership, except a family farm corporation or a family farm limited partnership, that holds any interest in agricultural land or land used for the breeding, feeding, pasturing, growing, or raising of livestock, dairy or poultry, or products thereof, or land used for the production of agricultural crops or fruit or other horticultural products, other than a bona fide encumbrance taken for purposes of security, or which is engaged in farming or proposing to commence farming in this state after May 20, 1973, shall file with the commissioner of agriculture a report containing the following information and documents:

(1) The name of the pension or investment fund, corporation, or limited partnership and its place of incorporation, certification, or registration;

(2) The address of the pension or investment plan headquarters or of the registered office of the corporation in this state, the name and address of its registered agent in this state and, in the case of a foreign corporation or limited partnership, the address of its principal office in its place of incorporation, certification, or registration;

(3) The acreage and location listed by quarter-quarter section, township and county of each lot or parcel of land in this state owned or leased by the pension or investment fund, limited partnership, or corporation and used for the growing of crops or the keeping or feeding of poultry or livestock;

(4) The names and addresses of the officers, administrators, directors or trustees of the pension or investment fund, or of the officers, shareholders owning more than ten percent of the stock, including the percent of stock owned by each such shareholder, and the members of the board of directors of the corporation, and the general and limited partners and the percentage of interest in the partnership by each partner;

(5) The farm products which the pension or investment fund, limited

partnership, or corporation produces or intends to produce on its agricultural land;

(6) With the first report, a copy of the title to the property where the farming operations are or will occur indicating the particular exception claimed under subdivision 3, clauses (a) to (r); and

(7) With the first or second report, a copy of the conservation plan proposed by the soil and water conservation district, and with subsequent reports a statement of whether the conservation plan was implemented.

The report of a corporation seeking to qualify hereunder as a family farm corporation, an authorized farm corporation, a family farm partnership, or authorized farm partnership shall contain the following additional information: The number of shares or the partnership interests owned by persons residing on the farm or actively engaged in farming, or their relatives within the third degree of kindred according to the rules of the civil law or their spouses; the name, address and number of shares owned by each shareholder or partnership interests owned by each partner; and a statement as to percentage of gross receipts of the corporation derived from rent, royalties, dividends, interest and annuities. No pension or investment fund, limited partnership, or corporation shall commence farming in this state until the commissioner of agriculture has inspected the report and certified that its proposed operations comply with the provisions of this section.

(b) Every pension or investment fund, limited partnership, or corporation as described in clause (a) shall, prior to April 15 of each year, file with the commissioner of agriculture a report containing the information required in clause (a), based on its operations in the preceding calendar year and its status at the end of the year. A pension or investment fund, limited partnership, or corporation that does not file the report by April 15 must pay a \$500 civil penalty. The penalty is a lien on the land being farmed under subdivision 3 until the penalty is paid.

(c) The commissioner or the commissioner's authorized representative may enter into a written agreement with a person required to file a report under this subdivision who, for good cause shown, has failed to make a timely filing. An agreement must be construed as a "no contest" pleading and may encompass a reduction or waiver of the civil penalty for late filing. The agreement is final and conclusive with respect to the civil penalty, except upon a showing of fraud or malfeasance or misrepresentation of a material fact. The matter agreed upon in the agreement may not be reopened or modified by an officer, employee, or agent of the state. The report required under paragraph (b) must be completed prior to a reduction or waiver under this paragraph. The commissioner may enter into an agreement under this paragraph only once for each person required to file under this subdivision.

(d) Failure to file a required report, or the willful filing of false information, shall constitute a gross misdemeanor."

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. 2527 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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knaak	Moe, R.D.	Renneke
Anderson	Decker	Kroening	Morse	Schmitz
Beckman	DeCramer	Laidig	Novak	Spear
Benson	Dicklich	Lantry	Pariseau	Storm
Berg	Flynn	Larson	Piepho	Vickerman
Berglin	Frank	Lessard	Piper	Waldorf
Bernhagen	Frederickson, D.J.	Marty	Pogemiller	
Bertram	Frederickson, D.R.	McQuaid	Purfeerst	
Brataas	Freeman	Mehrkens	Ramstad	
Cohen	Hughes	Merriam	Reichgott	

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. 2012 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2012: A bill for an act relating to agriculture; providing for uniformity of certain food rules with federal law; amending Minnesota Statutes 1989 Supplement, section 31.101, by adding a subdivision.

Mr. Morse moved to amend H.F. No. 2012, as amended pursuant to Rule 49, adopted by the Senate March 21, 1990, as follows:

(The text of the amended House File is identical to S.F. No. 1902.)

Page 1, after line 15, insert:

“Section 1. [28A.20] [FOOD SAFETY ADVISORY COMMITTEE.]

Subdivision 1. [ESTABLISHMENT.] A food safety advisory committee is established to advise the commissioner and the legislature on food issues and food safety.

Subd. 2. [MEMBERSHIP.] (a) The food safety advisory committee consists of:

- (1) the commissioner of agriculture;*
 - (2) the commissioner of health;*
 - (3) a representative of the United States Food and Drug Administration;*
 - (4) a representative of the United States Department of Agriculture;*
 - (5) one person from the University of Minnesota knowledgeable in food and food safety issues; and*
 - (6) eight members appointed by the governor who are interested in food and food safety, of whom:*
 - (i) two persons are health or food professionals;*
 - (ii) one person represents a statewide general farm organization;*
 - (iii) one person represents a local food inspection agency; and*
 - (iv) one person represents a food-oriented consumer group.*
- (b) Members shall serve without compensation. Members appointed by*

the governor shall serve four-year terms.

Subd. 3. [ORGANIZATION.] (a) The committee shall meet monthly or as determined by the chair.

(b) The members of the committee shall annually elect a chair and other officers as they determine necessary.

Subd. 4. [STAFF] The commissioner of agriculture shall provide support staff, office space, and administrative services for the committee.

Subd. 5. [DUTIES.] The committee shall:

(1) coordinate educational efforts about various aspects of food safety;

(2) provide advice and coordination to state agencies as requested by the agencies;

(3) serve as a source of information and referral for the public, news media, and others concerned with food safety; and

(4) make recommendations to Congress, the legislature, and others about appropriate action to improve food safety in the state."

Page 7, line 23, delete "72" and insert "76"

Page 7, line 24, after the period, insert "*The commissioner or an agent of the commissioner may waive the 76-hour time limit in a case of hardship, emergency, or natural disaster.*"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Bertram moved to amend H.F. No. 2012, as amended pursuant to Rule 49, adopted by the Senate March 21, 1990, as follows:

(The text of the amended House File is identical to S.F. No. 1902.)

Page 8, after line 27, insert:

"Sec. 11. [TASK FORCE.]

By January 1, 1991, the advisory task force on farm safety established by Laws 1989, chapter 350, article 17, section 1, shall develop a plan for a farm safety audit pilot project to be implemented by the Minnesota extension service in cooperation with selected insurance companies and shall report the plan and its other legislative recommendations to the agriculture committees of the senate and the house of representatives.

Sec. 12. [AVAILABILITY OF FUNDING.]

The unexpended balance of the money appropriated to the commissioner of agriculture under Laws 1989, chapter 350, article 20, section 29, is available to the commissioner until June 30, 1991, for purposes of the advisory task force in section 11."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2012 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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Frederickson, D.R.	Luther	Piper
Anderson	Davis	Hughes	Marty	Purfeerst
Beckman	Decker	Johnson, D.E.	McQuaid	Ramstad
Benson	DeCramer	Knaak	Mehrkens	Schmitz
Berg	Dicklich	Kroening	Merriam	Spear
Berglin	Diessner	Laidig	Metzen	Storm
Bernhagen	Flynn	Langseth	Moe, R.D.	Vickerman
Bertram	Frank	Lantry	Morse	
Brataas	Frederick	Larson	Pariseau	
Cohen	Frederickson, D.J.	Lessard	Piepho	

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

MOTIONS AND RESOLUTIONS - CONTINUED

Ms. Reichgott moved that S.F. No. 2290, No. 2 on Special Orders, be stricken and returned to its author. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 2134 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2134: A bill for an act relating to elections; changing the vote margin for an automatic recount at the state primary or general election; amending Minnesota Statutes 1988, section 204C.35, subdivision 1.

Mr. Johnson, D.E. moved to amend H.F. No. 2134 as follows:

Page 2, after line 4, insert:

"Sec. 2. Minnesota Statutes 1988, section 204D.03, subdivision 1, is amended to read:

Subdivision 1. [STATE PRIMARY.] The state primary shall be held on the first Tuesday after the second Monday in ~~September~~ June in each even-numbered year to select the nominees of the major political parties for partisan offices and the nominees for nonpartisan offices to be filled at the state general election, other than presidential electors.

Sec. 3. [REPEALER.]

Minnesota Statutes 1988, sections 202A.14; 202A.15, subdivision 1; 202A.16; 202A.17; 202A.18; and Minnesota Statutes 1989 Supplement, sections 202A.15, subdivision 2; and 207A.05, are repealed."

Amend the title accordingly

CALL OF THE SENATE

Mr. Cohen imposed a call of the Senate for the balance of the proceedings on H.F. No. 2134. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Spear questioned whether the Johnson, D.E. amendment was germane.

The President ruled that the amendment was not germane.

Mr. Johnson, D.E. appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgement of the Senate?"

The roll was called, and there were yeas 27 and nays 16, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Frederickson, D.J.	Lessard	Samuelson
Beckman	Davis	Freeman	Luther	Spear
Berg	DeCramer	Hughes	Marty	Vickerman
Berglin	Dicklich	Kroening	Merriam	
Bertram	Diessner	Langseth	Moe, R.D.	
Cohen	Flynn	Lantry	Piper	

Those who voted in the negative were:

Anderson	Decker	Knaak	McQuaid	Piepho
Benson	Frederickson, D.R.	Laidig	Mehrkens	Ramstad
Bernhagen	Johnson, D.E.	Larson	Pariseau	Storm
Brataas				

So the decision of the President was sustained.

H.F. No. 2134 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 37 and nays 7, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Hughes	McQuaid	Samuelson
Anderson	Davis	Johnson, D.E.	Mehrkens	Schmitz
Beckman	Decker	Johnson, D.J.	Metzen	Spear
Benson	Diessner	Kroening	Moe, R.D.	Storm
Berg	Flynn	Laidig	Pariseau	Vickerman
Berglin	Frank	Langseth	Piepho	
Bernhagen	Frederickson, D.J.	Larson	Piper	
Cohen	Freeman	Luther	Ramstad	

Those who voted in the negative were:

Bertram	DeCramer	Knaak	Lessard	Merriam
Brataas	Frederickson, D.R.			

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. 1944 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1944: A bill for an act relating to elections; requiring the designation of a local government election for election of county, municipal, and school district officers, and officers of all other political subdivisions except towns; requiring that certain questions be voted on only at the local government election for the political subdivision; requiring uniform and coordinated election precincts and polling places for municipalities and school districts; superseding certain inconsistent general and special laws and home rule charter provisions; amending Minnesota Statutes 1988, sections 40.05, subdivisions 1, 3, and 4; 40.06, subdivision 1; 122.23, subdivisions 12 and 17; 122.25, subdivision 2; 123.12, subdivision 1; 123.33, subdivision 1; 123.34, subdivision 1; 123.351, subdivisions 1 and 3; 123.51; 200.02, by adding a subdivision; 201.071, subdivisions 1, 3, and 8; 203B.06, subdivision 3; 204B.14, by adding a subdivision; 204B.16,

subdivision 1; 204B.18, subdivision 2, and by adding a subdivision; 204C.10, subdivision 1; 204D.02, subdivisions 1 and 2; 204D.11, subdivision 5; 204D.16; 205.02, subdivision 2; 205.13, subdivisions 1 and 6; 205.185, subdivisions 2, 3, and by adding a subdivision; 205A.02; 205A.06, subdivision 5; 375.03; 375.101, by adding a subdivision; 382.01; 397.06; 397.07; 398.04; 410.21; 412.02, subdivision 2; 412.571, subdivision 5; 447.32, subdivisions 1 and 2; Minnesota Statutes 1989 Supplement, sections 122.23, subdivision 18; 128.01, subdivision 3; 412.021, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 205; repealing Minnesota Statutes 1988, sections 123.11, subdivisions 2, 3, 4, 5, and 6; 200.015; 204D.28, subdivision 5; 205.02; 205.065, subdivisions 2, 3, 4, 5, 6, and 7; 205.07; 205.10; 205.121; 205.175; 205.18, subdivision 1; 205.20; 206.76; 375.101, subdivisions 1 and 2; and 447.32, subdivisions 3 and 4; Minnesota Statutes 1989 Supplement, sections 205.065, subdivision 1; and 205.18, subdivision 2.

Mr. Luther moved to amend S.F. No. 1944 as follows:

Page 2, line 6, delete "all"

Page 2, line 8, delete everything after "November" and insert a semicolon

Page 2, delete line 9

Page 2, line 23, before "The" insert "Except as otherwise provided by this section,"

Page 2, line 24, delete everything after "officers"

Page 2, line 31, delete everything after "subdivision"

Page 2, line 32, delete "or" and insert "year, the" and before the period, insert ", or annually"

Page 3, line 7, delete everything after the headnote

Page 3, line 8, delete "law,"

Page 3, line 11, delete everything after "if" and insert "the political subdivision certifies that an emergency exists because the capital improvement for which the bond proceeds will be used was rendered unusable through natural disaster or vandalism. If the capital improvement is an educational facility, the political subdivision shall certify this emergency finding to the commissioner of education before scheduling the emergency bond issue election. For other capital improvements, the political subdivision shall certify the emergency finding to the secretary of state before scheduling the emergency bond issue election."

Page 3, delete line 12

Page 7, delete section 5

Renumber the sections of article 2 in sequence and correct the internal references

Page 11, line 7, delete everything after "November"

Page 11, line 8, delete "year"

Page 22, line 1, after the colon, insert:

"(1) for school districts that designated biennial elections under article 1, section 2,"

Page 22, delete lines 4 to 7 and insert “*until the expiration of two years from said July 1, to hold first Monday in January following the next school district general election and three until the first Monday in January following the second succeeding school district general election; and*

(2) for school districts that designated annual elections under article 1, section 2, three until the first Monday in January following the second succeeding annual school district election, and three until the first Monday in January following the third succeeding annual school district election. A member holds office”

Page 22, line 17, before the period, insert “*for school districts with biennial elections*” and after the period, insert “*For school districts of seven members with annual elections, two members shall hold office until the expiration of two years from the first Monday in January following the next annual election, and two members shall hold office until the expiration of three years from the first Monday in January following the second succeeding annual election.*”

Page 24, line 25, before “*school*” insert “*biennial*”

Page 24, line 27, before the period, insert “*or following the second succeeding annual school district general election*”

Pages 24 and 25, delete sections 9 and 10

Page 27, lines 7 and 8, reinstate the stricken language and delete the new language

Page 27, line 9, reinstate the stricken “*three*” and delete “*four*”

Page 27, line 13, reinstate the stricken language and delete the new language

Page 27, line 14, reinstate the stricken language

Page 27, line 15, reinstate the stricken “*three*” and delete “*four*”

ReNUMBER the sections of article 4 in sequence and correct the internal references

Page 35, lines 7, 13, and 15, delete “*1993*” and insert “*1992*”

Page 35, line 11, delete “*odd-numbered*” and insert “*even-numbered*”

Page 35, line 12, before the comma, insert “*or designates annual elections*”

Page 35, line 16, delete “*even-numbered*” and insert “*odd-numbered*”

Page 35, lines 17 and 19, delete “*1994*” and insert “*1993*”

Page 35, line 22, delete “*1992*” and insert “*1991*”

Page 35, line 23, delete “*or*” and insert “*year, the*” and before “*for*” insert “*, or annually,*”

Page 36, lines 12, 23, and 24, delete “*1992*” and insert “*1991*”

Page 37, line 8, delete “*1993*” and insert “*1992*”

Page 37, line 23, delete “*1994*” and insert “*1992*” and delete “*1995*” and insert “*1993*”

Page 37, lines 26 and 28, delete “*1995*” and insert “*1993*”

Page 37, line 32, delete “*1992*” and insert “*1991*”

Page 38, lines 6 and 7, delete "1992" and insert "1991"

Page 38, line 26, delete "1993" and insert "1992"

Page 39, lines 7 and 33, delete "1993" and insert "1992"

Page 39, line 21, delete "1995" and insert "1994"

Page 40, line 7, delete "1995" and insert "1994"

Page 40, line 11, delete "1993" and insert "1992"

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Ramstad moved to amend S.F. No. 1944 as follows:

Page 40, after line 11, insert:

"ARTICLE 6

MISCELLANEOUS ELECTIONS PROVISIONS

Section 1. Minnesota Statutes 1988, section 204C.15, subdivision 1, is amended to read:

Subdivision 1. [INTERPRETERS; PHYSICAL ASSISTANCE IN MARKING BALLOTS.] A voter who claims under oath a need for assistance because of inability to read English or physical inability to mark a ballot may obtain the aid of two election judges who are members of different major political parties. The election judges shall mark the ballots as directed by the voter and in as secret a manner as circumstances permit. If the voter is deaf or cannot speak English or understand it when it is spoken, the election judges may select two individuals who are members of different major political parties to act as interpreters. The interpreters shall take an oath similar to that taken by election judges, and shall assist the individual in marking the ballots. A voter in need of assistance may alternatively obtain the assistance of any individual the voter chooses. The individual who assists the voter shall take an oath of eligibility to do so, *unless the person is the voter's spouse*. Only the following persons may not provide assistance to a voter, *unless the person is the voter's spouse*: the voter's employer, an agent of the voter's employer, an officer or agent of the voter's union, or a candidate for election. The person who assists the voter shall, unaccompanied by an election judge, retire with that voter to a booth and mark the ballot as directed by the voter. No person who assists another voter as provided in the preceding sentence shall mark the ballots of more than three voters at one election. Before the ballots are deposited, the voter may show them privately to an election judge to ascertain that they are marked as the voter directed. An election judge or other individual assisting a voter shall not in any manner request, persuade, induce, or attempt to persuade or induce the voter to vote for any particular political party or candidate. The election judges or other individuals who assist the voter shall not reveal to anyone the name of any candidate for whom the voter has voted or anything that took place while assisting the voter."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. DeCramer moved to amend S.F. No. 1944 as follows:

Page 3, line 2, delete the first comma and insert "and" and before

“school” insert “each” and after “district” insert “that holds its general election on the first Tuesday after the first Monday in November”

Page 3, line 4, after *“towns”* insert *“and school districts that hold their general elections on the third Tuesday in May”*

Page 11, line 4, delete the first comma and insert *“and”* and before *“school”* insert *“each”* and after *“district”* insert *“that holds its general election on the first Tuesday after the first Monday in November”*

Page 11, line 6, after *“towns”* insert *“and school districts that hold their general elections on the third Tuesday in May”*

Page 16, line 18, after *“state”* insert *“elected on the first Tuesday after the first Monday in November”*

Page 16, line 19, after *“towns”* insert *“and school districts that hold their general elections on the third Tuesday in May”*

Page 17, delete section 16

Renumber the sections of article 3 in sequence and correct the internal references

Pages 21 to 28, delete sections 7 to 13

Renumber the sections of article 4 in sequence and correct the internal references

Page 36, delete lines 4 to 10

Reletter the paragraphs in sequence and correct the internal references

Page 37, delete lines 24 to 30

Reletter the paragraphs in sequence and correct the internal references

Page 39, lines 35 and 36, delete *“123.11, subdivisions 2, 3, 4, 5, and 6;”*

Amend the title accordingly

CALL OF THE SENATE

Mr. Luther imposed a call of the Senate for the balance of the proceedings on S.F. No. 1944. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the DeCramer amendment. The motion prevailed. So the amendment was adopted.

Mr. DeCramer then moved to amend the Luther amendment to S.F. No. 1944 as follows:

Page 1, line 24, after the period, insert *“In addition, a school district may hold an emergency bond issue election on another date if the school district requests and receives certification of the commissioner of education that rapidly expanding enrollment in the district constitutes an emergency that warrants an election on another date.”*

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

Mr. Knaak moved to amend S.F. No. 1944 as follows:

Page 3, line 15, delete “*second*” and insert “*third*” and delete “*September*” and insert “*June*”

Page 35, after line 1, insert:

“Section 1. Minnesota Statutes 1988, section 204D.03, subdivision 1, is amended to read:

Subdivision 1. [STATE PRIMARY.] The state primary shall be held on the first Tuesday after the ~~second~~ *third* Monday in ~~September~~ *June* in each even-numbered year to select the nominees of the major political parties for partisan offices and the nominees for nonpartisan offices to be filled at the state general election, other than presidential electors.”

Page 39, after line 34, insert:

“*Minnesota Statutes 1988, sections 202A.14; 202A.15, subdivision 1; 202A.16; 202A.17; 202A.18; and Minnesota Statutes 1989 Supplement, sections 202A.15, subdivision 2; and 207A.05, are repealed.*”

Renumber the sections of article 5 in sequence and correct the internal references

Amend the title accordingly

Mr. Freeman questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question was taken on the adoption of the amendment.

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

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

Those who voted in the affirmative were:

Belanger	Decker	Johnson, D.E.	Larson	Ramstad
Benson	Dicklich	Johnson, D.J.	Lessard	Samuelson
Berg	Diessner	Knaak	Mehrkens	Schmitz
Bertram	Frank	Laidig	Piepho	Storm
Brataas	Frederick	Lantry	Purfeerst	

Those who voted in the negative were:

Adkins	Dahl	Hughes	Metzen	Piper
Anderson	Davis	Kroening	Moe, D.M.	Pogemiller
Beckman	DeCramer	Langseth	Moe, R.D.	Renneke
Berglin	Flynn	Luther	Morse	Spear
Bernhagen	Frederickson, D.J.	Marty	Novak	Stumpf
Brandl	Frederickson, D.R.	McQuaid	Olson	Vickerman
Cohen	Freeman	Merriam	Pariseau	Waldorf

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

S.F. No. 1944 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 46 and nays 12, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Johnson, D.J.	Moe, D.M.	Samuelson
Beckman	Dicklich	Knaak	Moe, R.D.	Schmitz
Belanger	Diessner	Kroening	Morse	Spear
Berg	Flynn	Langseth	Novak	Stumpf
Berglin	Frank	Lantry	Olson	Vickerman
Bertram	Frederickson, D.J.	Luther	Pehler	Waldorf
Brataas	Frederickson, D.R.	Marty	Peterson, R.W.	
Cohen	Freeman	McQuaid	Piper	
Dahl	Hughes	Merriam	Pogemiller	
Davis	Johnson, D.E.	Metzen	Purfeerst	

Those who voted in the negative were:

Anderson	Decker	Lessard	Piepho	Renneke
Benson	Laidig	Mehrkens	Ramstad	Storm
Bernhagen	Larson			

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 Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

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

S.F. No. 188: A bill for an act relating to commerce; requiring mortgage lenders and mortgage brokers to obtain a license from the commissioner of commerce; requiring certain disclosures by mortgage lenders and mortgage brokers; prohibiting certain practices by mortgage lenders and mortgage brokers; appropriating money; amending Minnesota Statutes 1988, sections 82.17, subdivision 4; and 82.18; proposing coding for new law as Minnesota Statutes, chapter 57; repealing Minnesota Statutes 1988, section 82.175.

Senate File No. 188 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 12, 1990

Mr. Freeman moved that the Senate do not concur in the amendments by the House to S.F. No. 188, 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 to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 257, and repassed said bill in accordance with the report of the Committee, so adopted.

H.F. No. 257: A bill for an act relating to state government; regulating markings on state vehicles; eliminating the requirement that certain reports

of occupational licensing boards be summarized; eliminating certain prohibitions against state purchase of insurance; regulating state sale of goods and services; regulating certain small business assistance programs; clarifying responsibility for the operation and maintenance of certain buildings; regulating government record keeping; prescribing compensation for certain board members; amending Minnesota Statutes 1988, sections 15.0575, subdivision 3; 15.16; 15.17, subdivision 1; 15.39, subdivision 1; 15A.081, subdivisions 1 and 7; 16A.85, subdivision 2; 16B.06, subdivision 4; 16B.19, subdivision 6; 16B.20, subdivision 2; 16B.22, subdivision 1; 16B.24, subdivisions 1, 5, and 6; 16B.405, subdivision 1; 16B.48; 16B.54, subdivision 2; 138.17, subdivision 1; 214.07, subdivision 2; 214.09, subdivision 3; 473.141, subdivision 3; and 600.135, subdivision 1; repealing Minnesota Statutes 1988, section 15.38.

House File No. 257 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 12, 1990

Mr. Moe, D.M. moved that H.F. No. 257 and the Conference Committee Report 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. 2304.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 12, 1990

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 2304: A bill for an act relating to state government; increasing the time limit for rental of state property; authorizing payment to tenants for capital improvements under certain circumstances; amending Minnesota Statutes 1988, section 16B.24, subdivision 5.

Referred to the Committee on Governmental Operations.

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:

S.F. No. 1703: Messrs. Berg, Dicklich and Bernhagen.

S.F. No. 2317: Messrs. Dicklich, Marty and Johnson, D.E.

S.F. No. 188: Messrs. Freeman; Peterson, R.W. and Belanger.

S.F. No. 2181: Ms. Flynn, Messrs. Moe, D.M. and Decker.

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

MEMBERS EXCUSED

Messrs. Chmielewski and Gustafson were excused from the Session of today. Mr. Schmitz was excused from the early part of today's Session. Ms. Olson was excused from the Session of today from 1:40 to 3:10 p.m. Messrs. McGowan and Solon were excused from the Session of today at 12:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:00 noon, Tuesday, April 17, 1990. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate