

SEVENTH DAY

St. Paul, Minnesota, Thursday, January 24, 1991

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

CALL OF THE SENATE

Mr. Berg 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. David L. Valen.

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

Adkins	Dicklich	Johnston	Metzen	Reichgott
Beckman	Finn	Kelly	Moe, R.D.	Renneke
Belanger	Flynn	Knaak	Mondale	Riveness
Benson, D.D.	Frank	Kroening	Morse	Sams
Benson, J.E.	Frederickson, D.J.	Laidig	Neuville	Samuelson
Berg	Frederickson, D.R.	Langseth	Novak	Solon
Berglin	Gustafson	Larson	Olson	Spear
Bertram	Halberg	Lessard	Pappas	Storm
Chmielewski	Hottinger	Luther	Pariseau	Stumpf
Cohen	Hughes	Marty	Piper	Traub
Davis	Johnson, D.E.	McGowan	Pogemiller	Vickerman
Day	Johnson, D.J.	Mehrkens	Price	
DeCramer	Johnson, J.B.	Merriam	Ranum	

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Waldorf was excused from the Session of today.

REPORTS OF COMMITTEES

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

Mr. Bertram from the Committee on Veterans and General Legislation, to which was referred

S.F. No. 30: A resolution memorializing the President and the Congress of the United States to fully commit the United States to negotiations that will avert war and result in a just settlement of disputes with Iraq.

Reports the same back with the recommendation that the resolution be

amended as follows:

Page 1, delete lines 7 to 25

Page 2, delete lines 1 to 26 and insert:

“WHEREAS, the citizens of Minnesota and their policymakers want to acknowledge the President, United Nations, and Congress as they have debated and decided the current policy in the Persian Gulf; and

WHEREAS, the citizens of Minnesota and their policymakers want to show their wholehearted concern, support, and respect for the military personnel currently stationed in the Persian Gulf region and for their families; NOW, THEREFORE,

BE IT RESOLVED by the Legislature of the State of Minnesota that it is the hope of the Legislature that war can be averted and the Legislature offers its hope and prayers for the safety of the nation’s military personnel and in support of their families.”

Amend the title as follows:

Page 1, delete lines 2 to 5 and insert:

“supporting the President of the United States and the United States military personnel stationed in the Persian Gulf region and their families.”

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

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

S.F. No. 62: A bill for an act relating to financing of government in this state; reducing appropriations for the biennium ending June 30, 1991, with certain conditions; providing for transfer of certain money in the state treasury; appropriating money for a deficiency in income maintenance appropriations; transferring certain balances in the Minnesota resources fund to the general fund; canceling certain balances to the general fund; eliminating the motor vehicle excise tax transfer from the general fund for highway purposes; transferring balances in the transit assistance fund to the general fund; transferring funds from the Greater Minnesota Corporation fund balance to the general fund; transferring receipts from the infrastructure development fund to the general fund; providing for an employee-leave-without-pay program; reducing calendar year 1991 state aid payments to local units of government; amending Minnesota Statutes 1990, sections 16A.662, subdivision 4; 16B.70, subdivision 1; 349A.10, subdivision 5; 477A.011, subdivisions 27, 28, and by adding a subdivision; 477A.012, subdivision 1, and by adding a subdivision; 477A.013, subdivisions 1, 3, and by adding a subdivision; and 477A.014, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 477A.

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

Delete everything after the enacting clause and insert:

"ARTICLE 1

SUMMARY

(General Fund Only)

TRANSFERS FROM OTHER FUNDS	36,415,000
PRIOR YEAR ADJUSTMENTS	3,127,000
APPROPRIATION REDUCTIONS	151,102,400
CANCELLATIONS	6,897,000
TOTAL	197,541,400
DEFICIENCY APPROPRIATION	125,412,000

ARTICLE 2

EDUCATION FINANCE ADJUSTMENTS

Section 1. APPROPRIATION REDUCTIONS: SUMMARY

SUMMARY (General Fund Only)

1991 APPROPRIATIONS

APPROPRIATION REDUCTIONS	(6,528,400)
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Sec. 2. APPROPRIATION REDUCTIONS

The general fund appropriations in Laws 1989, chapter 329, as amended by Laws 1990, chapter 562, articles 6, 7, and 9, are reduced by the listed amounts. All reductions are for fiscal year 1991 only.

(a) Transportation aid for enrollment options	(25,400)
(b) Summer special education aid	(759,800)
(c) Secondary vocational handicapped	(1,500,400)
(d) Assurance of mastery	(849,000)
(e) Individualized learning and development aid	(429,000)
(f) Adult graduation aid	(426,000)
(g) Health and developmental screening aid	(1,360,800)
(h) Secondary vocational cooperative aid	(5,300)
(i) Cooperation and combination aid	(2,900)
(j) PER process aid	(500)
(k) Tobacco use prevention	(2,700)
(l) Career teacher aid	(222,600)
(m) Educational cooperative service unit loans	(500,000)
(n) Adult education - basic skills evaluation	(75,000)
(o) Department of education	(136,000)

None of this reduction shall be taken from the appropriations for the Faribault academies.

(p) Minnesota center for arts education	(200,000)
(q) Task force on mathematics, science, technology, and international education	(33,000)

Sec. 3. [EFFECTIVE DATE.]

Section 2 is effective the day following final enactment.

ARTICLE 3

POSTSECONDARY EDUCATION

Section 1. APPROPRIATION REDUCTIONS: SUMMARY

The sums set forth in parentheses in the column designated "1991 APPROPRIATIONS" are reduced from the general fund appropriations for the fiscal year ending June 30, 1991, in Laws 1989, chapter 293, as amended by Laws 1990, chapter 591, article 1, to the specified agencies.

SUMMARY (General Fund Only)

	1991 APPROPRIATIONS
APPROPRIATION REDUCTIONS	(17,020,000)
Sec. 2. APPROPRIATION REDUCTIONS	
(a) Higher education coordinating board	(3,020,000)
This reduction is from the state grant program.	
(b) University of Minnesota	(8,800,000)
(c) State University Board	(2,130,000)
(d) Community College Board	(1,190,000)
(e) State Board of Technical Colleges	(1,880,000)

The reductions in this section must not be considered in developing the budget base for the 1992-1993 biennium. In order to provide maximum flexibility to the higher education systems in adjusting to these reductions, the regents of the University of Minnesota, the State University Board, the Community College Board, and the State Board of Technical Colleges for fiscal year 1991 only may transfer funds among any of the general fund appropriations established in Laws 1989, chapter 293, for their respective systems.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective the day following final enactment.

ARTICLE 4

HUMAN DEVELOPMENT

Section 1. APPROPRIATION REDUCTIONS: SUMMARY

The sums set forth in the column marked "1991 APPROPRIATIONS BY

FUND” are added to appropriations from the general fund or any other fund named, to the agencies and programs specified. Sums shown in parentheses are reduced from the general fund appropriations, or from other named appropriations, to the specified agencies in Laws 1989, chapter 282, article 1, sections 2 to 10, as amended by Laws 1990, chapter 568, article 1, sections 2 to 8; Laws 1989, chapter 335, article 1, section 27, as amended by Laws 1990, chapter 594, article 1, section 25; and Laws 1990, chapter 568, article 6, for the fiscal year ending June 30, 1991.

SUMMARY (General Fund Only)

1991 APPROPRIATIONS BY FUND

TRANSFERS FROM OTHER FUNDS	5,430,000
APPROPRIATION REDUCTIONS	(18,230,000)
DEFICIENCY APPROPRIATION	125,412,000
Sec. 2. HUMAN SERVICES	
Subdivision 1. Social Services	(8,175,000)

\$5,000,000 is transferred from the consolidated chemical dependency treatment fund to the general fund. This is the balance that is projected to exist in the fund on June 30, 1991. Notwithstanding Minnesota Statutes, sections 254B.02, subdivision 4, and 254B.09, all money remaining in the consolidated chemical dependency treatment fund after all services provided in fiscal year 1991 are reimbursed cancels. This applies to state money remaining in county allocations, the reserve account, tribal allocations, the tribal reserve account, and the non-reservation Indian reserve account.

For the biennium ending June 30, 1991, and notwithstanding Minnesota Statutes, section 254B.03, subdivision 4, the commissioner may refuse to pay for services to persons not entitled to chemical dependency fund services under Minnesota Statutes, section 254B.04, subdivision 1, paragraph (a), and the state is not financially liable for payment of services to nonentitled persons. \$3,000,000 is the estimated amount saved if chemical dependency fund services are provided only to persons entitled to treatment under Minnesota Statutes.

New federal child care money received on or after October 1, 1990, under Section 5081 of the federal Omnibus Budget Reconciliation Act of 1990, which amends the Social Security Act adding section 402(1), providing child care to

low income families, is appropriated to the commissioner of human services.

Subd. 2. Mental Health

(500,000)

Subd. 3. Family Support Programs

(1,919,000)

After the effective date of this act until June 30, 1991, counties may not enter into agreements for new general assistance or Minnesota supplemental aid negotiated rate beds except under the following two circumstances, both of which are limited to existing funding caps: limited adult foster care development needed to ensure census reduction targets for developmentally disabled persons at regional treatment centers; and development to ensure compliance with the federal Omnibus Budget Reconciliation Act of 1990 alternative disposition plan requirements for inappropriately placed developmentally disabled persons. It is estimated that this paragraph will save \$93,000.

For the biennium ending June 30, 1991, and notwithstanding Minnesota Statutes, section 256D.051, the commissioner shall identify groups of nonexempt work readiness registrants receiving food stamps who must participate in the work readiness employment and training program as a condition of eligibility for work readiness assistance and shall allow participation only of the number of persons that is necessary to meet federal performance requirements for the Food Stamp Employment and Training Program. All other nonexempt registrants must be deferred from participation in the Work Readiness Employment and Training Program. The notice and disqualification provisions of Minnesota Statutes, section 256D.101, remain in effect. The commissioner shall increase the number of registrants who must participate if necessary to meet federal participation requirements or if sufficient funds are available to expand program operations. Counties must provide ongoing employment and training services to all registrants in the county who have been identified by the commissioner for participation. It is estimated that this paragraph will save \$1,000,000.

For the biennium ending June 30, 1991, and notwithstanding Minnesota Statutes, sections 256D.01 to 256D.21, an applicant's eligibility for work readiness assistance begins the first day of the calendar month following the date of application for assistance. The initial date of eligibility for emergency assistance under Minnesota Statutes, section 256D.051, subdivision 1, is not affected. Notwithstanding Minnesota Statutes, section 256D.051, subdivision 1b, counties shall not provide special payments prorated to cover an initial certification period. It is estimated that this paragraph will save \$500,000.

Notwithstanding Minnesota Statutes, chapter 256D, from March 1, 1991, to June 30, 1991, a person who is enrolled at least half-time in an institution of higher education, according to the definitions of the federal Food Stamp Program, is ineligible to receive payments or services from the Work Readiness Program. It is estimated that this paragraph will save \$124,000.

\$100,000 of this reduction is from the appropriation in Laws 1989, chapter 282, article 1, section 2, subdivision 6, to reimburse local agencies for the costs of providing transportation for work readiness literacy training. The commissioner shall reimburse counties for these purposes up to the amount of this appropriation, and state financial liability does not extend beyond the appropriation amount.

Subd. 4. Health Care

(5,143,000)

If the 1991 appropriation for the 180-day portion of the alternative care grant program is insufficient to fund payments to counties for services provided through June 30, 1991, based on each county's fiscal year 1991 allocation, the commissioner may transfer up to \$3,500,000 from the department's nongrant accounts to fund these payments.

Subd. 5. State Residential Facilities

(813,000)

Subd. 6. Total Forecast Adjustment

125,412,000

Sec. 3. VETERANS NURSING HOMES BOARD

(950,000)

Sec. 4. DEPARTMENT OF JOBS AND TRAINING

(230,000)

Notwithstanding Minnesota Statutes, section 268.022, subdivision 2, the commissioner of finance shall transfer \$4,780,000 of the money collected through the special assessment established in Minnesota Statutes, section 268.022, subdivision 1, from the dislocated worker fund to the general fund.

Sec. 5. CORRECTIONS

(500,000)

This reduction is in the general fund appropriation in Laws 1989, chapter 282, article 1, section 6, subdivision 2, as amended by Laws 1990, chapter 568, article 1, section 5, subdivision 2.

Sec. 6. HEALTH

Any balance remaining in the asbestos abatement fund is transferred to the general fund on June 30, 1991. The balance on June 30, 1991, is estimated to be \$791,000. \$141,000 of this amount was recognized in the November 1990 forecast and \$650,000 is recognized in this act.

Sec. 7. Laws 1990, chapter 568, article 2, section 104, subdivision 3, is amended as follows:

Subd. 3. [CHEMICAL DEPENDENCY.] Sections 57, 58, 60, 90, and 91 are effective the day following final enactment. Section 59 is effective ~~July 1, 1991~~ February 1, 1991.

Sec. 8. [EFFECTIVE DATE.]

Sections 1 to 7 are effective the day following final enactment, unless otherwise specified.

ARTICLE 5

ENVIRONMENT AND NATURAL RESOURCES

Section 1. APPROPRIATION REDUCTIONS: SUMMARY

The sums set forth in parentheses in the column designated "1991 APPROPRIATIONS" are reduced from the general fund appropriations for the fiscal year ending June 30, 1991, in Laws 1989, chapters 269, 335, and 337; Laws 1989, First Special Session chapter 1; Laws 1990, chapters 594 and 607; or another named law to the specified agencies.

SUMMARY (General Fund Only)

	1991 APPROPRIATIONS
TRANSFERS FROM OTHER FUNDS	1,000,000
APPROPRIATION REDUCTIONS	(2,209,000)
CANCELLATIONS	466,000
Sec. 2. POLLUTION CONTROL AGENCY	

(a) Clean Water Partnership Program (50,000)

This reduction is from the money appropriated from the general fund in Laws 1989, chapter 335, article 1, section 23, subdivision 2, for fiscal year 1991.

(b) Medical Waste Program (50,000)

This reduction is from the money appropriated from the general fund in Laws 1989, chapter 337, section 13, subdivision 1, for fiscal year 1991.

(c) Household Hazardous Waste Program (170,000)

This reduction is from the money appropriated from the general fund in Laws 1989, First Special Session chapter 1, article 24, section 1, subdivision 3a, for fiscal year 1991.

(d) Solid Waste Composition Study (200,000)

This reduction is from the money appropriated from the general fund in Laws 1989, First Special Session chapter 1, article 24, section 1, subdivision 3, item (b), for fiscal year 1991.

(e) On-Site Treatment (Septic Tank) Grants (150,000)

This reduction is from the money appropriated from the general fund in Laws 1990, chapter 594, article 1, section 22, item (c), for fiscal year 1991.

Sec. 3. OFFICE OF WASTE MANAGEMENT

(a) Litter Prevention, Control, and Abatement Grants (50,000)

This reduction is from the money appropriated from the general fund in Laws 1989, First Special Session chapter 1, article 24, section 1, subdivision 2, item (d), for fiscal year 1991.

(b) Problem Materials Collection and Disposal (100,000)

This reduction is from the money appropriated from the general fund in Laws 1989, First Special Session chapter 1, article 24, section 1, subdivision 2, item (f), for fiscal year 1991.

Sec. 4. NATURAL RESOURCES

General Reduction (970,000)

This reduction is from the money appropriated from the general fund in Laws 1989, chapter 335, article 1, section 21, for fiscal year 1991.

Sec. 5. LEGISLATIVE COMMISSION ON MINNESOTA RESOURCES

As the cash flow in the Minnesota resources fund permits, the commissioner of finance shall transfer \$1,000,000 to the general fund by June 30, 1991.

Sec. 6. ZOOLOGICAL BOARD

\$400,000 of the appropriation made in Laws 1988, chapter 686, article 1, section 12, item (b), to renovate the water and filtration systems that serve the beluga whale facility shall be unallotted and canceled by the commissioner of finance. Any remaining balances in that appropriation may be used by the zoo as a state contribution to the financing for the World of Birds amphitheater project.

Sec. 7. AGRICULTURE

(a) Family Farm Security

(169,000)

This reduction is from the money appropriated from the general fund in Laws 1989, chapter 269, section 7, subdivision 4, for family farm security interest payment adjustments.

(b) \$66,000 of the appropriation in Laws 1987, chapter 404, section 22, subdivision 7, as amended by Laws 1989, chapter 335, article 1, section 21, subdivision 7, available for expenditure by the commissioner of agriculture until June 30, 1991, for elk management is canceled.

Sec. 8. GRASSHOPPER CONTINGENT ACCOUNT

(300,000)

This reduction is from the money appropriated from the general fund in Laws 1990, chapter 607, section 6, paragraph (a), for fiscal year 1991. \$120,000 has been transferred to the commissioner of agriculture and \$180,000 is still in the contingent account.

Sec. 9. [EFFECTIVE DATE.]

Sections 1 to 8 are effective the day following final enactment.

ARTICLE 6

INFRASTRUCTURE AND REGULATION

Section 1. [APPROPRIATION REDUCTIONS: SUMMARY.]

The sums set forth in parentheses in the column designated "1991 APPROPRIATIONS" are reduced from appropriations from the general fund, or another named fund, for the fiscal year ending June 30, 1991, in Laws 1989, chapter 269, or another named law to the specified agencies.

SUMMARY (General Fund Only)

	1991 APPROPRIATIONS
TRANSFERS FROM OTHER FUNDS	26,885,000
APPROPRIATION REDUCTIONS	(52,808,000)

Sec. 2. TRANSPORTATION

The appropriations in Laws 1989, chapter 269, section 2, as amended by Laws 1990, chapter 565, section 2, for fiscal year 1991 are reduced by the listed amounts:

Subdivision 1. Highway Development

Trunk Highway Fund	(33,568,000)
County State Aid Highway Fund	(13,276,000)
Municipal State Aid Street Fund	(3,864,000)

Subd. 2. Program Delivery

Trunk Highway Fund	(1,500,000)
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If county aids and municipal state aids have been distributed based on anticipated revenues, the appropriations need not be reduced in fiscal year 1991, but the listed amounts must be reduced from the next distribution of funds.

Sec. 3. MOTOR VEHICLE EXCISE TAX

Notwithstanding Minnesota Statutes, section 297B.09, tax proceeds under Minnesota Statutes, chapter 297B, and the investment earnings on those proceeds credited to the highway user tax distribution fund, and the trunk highway fund, for the period after June 30, 1990, and before July 1, 1991, must be returned to the general fund on June 30, 1991. The amount returned is estimated to be \$52,208,000.

Sec. 4. TRANSIT ASSISTANCE FUND

Notwithstanding Minnesota Statutes, section 297B.09, tax proceeds under Minnesota Statutes, chapter 297B, relating to the transit assistance fund and the earnings credited to the transit assistance fund for the period before July 1, 1991, that are unliquidated and unencumbered in the fiscal year ending June 30, 1991, must be returned to the general fund. The amount returned is estimated to be \$1,613,000.

Sec. 5. REGIONAL TRANSIT BOARD (600,000)

This reduction is from the appropriation in Laws 1989, chapter 269, section 3, as amended by Laws 1990, chapter 565, section 5.

Sec. 6. GREATER MINNESOTA CORPORATION

The Greater Minnesota Corporation shall transfer \$9,000,000 of its unobligated balance in the special revenue fund to the general fund by June 30, 1991.

Sec. 7. INFRASTRUCTURE DEVELOPMENT FUND

The unencumbered balance in the infrastructure development fund on June 30, 1991, must be transferred and credited to the general fund. The amount transferred is estimated to be \$16,272,000.

Sec. 8. [EFFECTIVE DATE.]

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

ARTICLE 7

STATE GOVERNMENT AFFAIRS

Section 1. [APPROPRIATION REDUCTION: SUMMARY.]

The sums set forth in parentheses in the column designated "1991 APPROPRIATIONS" are reduced from the general fund appropriations for the fiscal year ending June 30, 1991, to the specified agencies.

SUMMARY (General Fund Only)

	1991 APPROPRIATIONS
TRANSFERS FROM OTHER FUNDS	3,100,000
PRIOR YEAR ADJUSTMENTS	3,127,000
APPROPRIATION REDUCTIONS	(4,307,000)
CANCELLATIONS	6,431,000

Sec. 2. APPROPRIATION REDUCTIONS

The general fund appropriations in Laws 1989, chapter 335, as amended by Laws 1990, chapter 594, are reduced by the listed amounts:

(a) Legislature

(2,000,000)

This reduction shall be allocated to the appropriations to the Senate, House of Representatives, and the Legislative Commissions by the legislative coordinating commission.

(b) Administration

(700,000)

This reduction is from the 1991 appropriation in Laws 1989, chapter 335, article 1, section 15, for building code administration.

The commissioner of administration shall transfer \$1,600,000 of contributed capital from the computer services internal service fund to the general fund by June 30, 1991.

The commissioner of administration is directed to review existing general fund project accounts for repairs and betterments. The commissioner shall cancel unobligated funding no longer required for specific projects and transfer \$600,000 to the general fund by June 30, 1991.

(c) Employee Relations

The commissioner of employee relations is directed to accelerate scheduled loan repayments to the general fund from the workers' compensation special fund by \$400,000 for fiscal year 1991.

(d) Trade and Economic Development

(549,000)

The unobligated balance in the capital access account in the special revenue fund authorized under Minnesota Statutes, section 116J.876, subdivision 4, shall be transferred to the general fund by June 30, 1991. This balance is estimated at \$500,000.

The remaining unobligated balance in Laws 1984, chapter 502, article 5, section 19, for plant construction and expansion grants, shall cancel to the general fund. This unobligated balance is estimated to be \$1,889,000.

The remaining unobligated balance in Laws 1987, chapter 404, section 26, subdivision 6, Community Development, in the general fund and economic development fund shall cancel to the general fund. It is estimated these unobligated balances total \$750,000.

The remaining unobligated balances in Laws 1989, chapter 335, article 1, section 25, subdivisions 4 and 6, Tourism and Community Development, shall cancel to the general fund. It is estimated that this balance is \$498,000, of which \$488,000 will be shown as a prior year adjustment and \$10,000 will be shown as a current year cancellation.

(e) Housing Finance (600,000)

This amount shall be transferred from the housing development fund to the general fund.

(f) Military Affairs

(1) Enlistment Incentives Program (345,000)

(2) Military Land Fund (100,000)

(3) Military Forces Emergency Fund (13,000)

Sec. 3. HIRING AND PROCUREMENT FREEZE

It is estimated that the hiring and procurement freeze imposed by emergency executive order number 91-2 will result in increased cancellations to the general fund of \$5,151,000.

Sec. 4. [VOLUNTARY UNPAID LEAVE OF ABSENCE.]

Appointing authorities in the executive branch of state government shall encourage each employee to take an unpaid leave of absence for up to 160 hours during the period ending June 30, 1991. Each appointing authority approving such a leave shall allow the employee to continue accruing vacation and sick leave, be eligible for paid holidays and insurance benefits, accrue seniority, and accrue service credit in state retirement plans permitting service credits for authorized leaves of absence as if the employee had actually been employed during the time of the leave. If the leave of absence is for one full pay period or longer, any holiday pay shall be included in the first payroll warrant after return from the leave of absence. The appointing authority shall attempt to grant requests for unpaid leaves of absence consistent with the need to continue efficient operation of the agency. However, each appointing authority shall retain discretion to grant or refuse to grant requests for leaves of absence and to schedule and cancel leaves, subject to applicable provisions of collective bargaining agreements and compensation plans. Approval of leave under this section shall be given by the appointing authority in writing, with a copy to the commissioner of

finance, who shall reduce the agency's allotments by the amount of the resulting savings. It is estimated that this option for employees will result in general fund savings of \$1,270,000 by June 30, 1991.

Sec. 5. Minnesota Statutes 1990, section 16B.70, subdivision 1, is amended to read:

Subdivision 1. [COMPUTATION.] To defray the costs of administering sections 16B.59 to 16B.73, a surcharge is imposed on all permits issued by municipalities in connection with the construction of or addition or alteration to buildings and equipment or appurtenances after June 30, 1971, as follows:

If the fee for the permit issued is fixed in amount the surcharge is equivalent to one-half mill (.0005) of the fee or 50 cents, whichever amount is greater. For all other permits, the surcharge is as follows: (1) if the valuation of the structure, addition, or alteration is \$1,000,000 or less, the surcharge is equivalent to one-half mill (.0005) of the valuation of the structure, addition, or alteration; (2) if the valuation is greater than \$1,000,000, the surcharge is \$500 plus two-fifths mill (.0004) of the value between \$1,000,000 and \$2,000,000; (3) if the valuation is greater than \$2,000,000, the surcharge is \$900 plus three-tenths mill (.0003) of the value between \$2,000,000 and \$3,000,000; (4) if the valuation is greater than \$3,000,000, the surcharge is \$1,200 plus one-fifth mill (.0002) of the value between \$3,000,000 and \$4,000,000; (5) if the valuation is greater than \$4,000,000, the surcharge is \$1,400 plus one-tenth mill (.0001) of the value between \$4,000,000 and \$5,000,000; and (6) if the valuation exceeds \$5,000,000, the surcharge is \$1,500 plus one-twentieth mill (.00005) of the value that exceeds \$5,000,000.

~~By September 1 of each odd-numbered year, the commissioner shall rebate to municipalities any money received under this section and section 16B.62 in the previous biennium in excess of the cost to the building code division in that biennium of carrying out its duties under sections 16B.59 to 16B.73. The rebate to each municipality must be in proportion to the amount of the surcharges collected by that municipality and remitted to the state. The amount necessary to meet the commissioner's rebate obligations under this subdivision is appropriated to the commissioner from the general fund.~~

Sec. 6. [EFFECTIVE DATE.]

Sections 1 to 5 are effective the day following final enactment, unless otherwise specified.

ARTICLE 8

LOCAL AIDS

Section 1. Minnesota Statutes 1990, section 477A.011, is amended by adding a subdivision to read:

Subd. 2a. [SPECIAL TAXING DISTRICT.] "Special taxing district" means a political subdivision with the authority to levy property taxes, other than a city, county, town, or school district.

Sec. 2. Minnesota Statutes 1990, section 477A.011, subdivision 27, is amended to read:

Subd. 27. [REVENUE BASE.] "Revenue base" means the amount levied

for taxes payable in 1990 less the special levies under section 275.50, subdivision 5, clause (u) 1991, including the levy on the fiscal disparity distribution under section 473F.08, subdivision 3, paragraph (a), and before reduction for the homestead and agricultural credit aid under section 273.1398, subdivision 2, equalization aid under section 477A.013, subdivision 5, and disparity reduction aid under section 273.1398, subdivision 3; plus the local government aid under sections 477A.011; 477A.012, subdivisions 1 and 3, and 5, determined without regard to subdivision 2; and 477A.013, subdivisions 1, 3 and 6, and 7; and the estimated taconite aids used to determine levy limits for taxes payable in 1990 1991 under section 275.51, subdivision 3i.

Sec. 3. Minnesota Statutes 1990, section 477A.011, subdivision 28, is amended to read:

Subd. 28. [REDUCTION PERCENTAGE.] "Reduction percentage" is means the equal percentage reduction in each county and city revenue base that is was necessary to reduce 1990 aid payments by \$28,000,000 under sections 477A.012, subdivision 5, and 477A.013, subdivision 7, and, in addition, the equal percentage reduction in each county, city, town, and special taxing district revenue base that is necessary to reduce 1991 aid payments under sections 477A.012, subdivisions 1, 3, and 5; 477A.013, subdivisions 1, 3, 5, 6, and 7; and 273.1398, subdivisions 2 and 3, by a combined amount of \$50,000,000.

Sec. 4. Minnesota Statutes 1990, section 477A.012, subdivision 1, is amended to read:

Subdivision 1. [AID AMOUNT.] In calendar year 1990, each county government shall receive a distribution equal to the aid amount certified for 1987 pursuant to this subdivision. Except as provided in subdivision 6, in calendar year 1991 and subsequent years, each county government shall receive a distribution equal to the aid amount it received in 1990 under this subdivision less the reduction made under subdivision 5.

Sec. 5. Minnesota Statutes 1990, section 477A.012, is amended by adding a subdivision to read:

Subd. 6. [1991 COUNTY AID ADJUSTMENT.] A county's 1991 payment of local government aid and homestead and agricultural credit aid is reduced by the product of its revenue base and the reduction percentage. The aid reduction is first applied to a county's local government aid in its scheduled 1991 aid payment. If the aid reduction is greater than the local government aid amount in its scheduled 1991 aid payment, the remaining amount is then applied to the county's homestead and agricultural credit aid, and then, if necessary, to its disparity reduction aid. The 1991 local government aid, homestead and agricultural credit aid, and disparity reduction aid payment to a county after this reduction cannot be less than \$0.

Sec. 6. Minnesota Statutes 1990, section 477A.013, subdivision 1, is amended to read:

Subdivision 1. [TOWNS.] In calendar year 1989, each town that had levied for taxes payable in 1988 at least one mill on the dollar of the assessed value of the town shall receive a distribution equal to 106 percent of the distribution received under Minnesota Statutes 1987 Supplement, section 477A.013, subdivision 1, in 1988. In calendar year 1990, each town that had levied for taxes payable in the prior year a local tax rate of at least .008 shall receive a distribution equal to 106 percent of the amount received in

1989 under this subdivision. *Except as provided in subdivision 8*, in calendar year 1991 and subsequent years, each town that had levied for taxes payable in the prior year a local tax rate of at least .008 shall receive a distribution equal to the amount it received in 1990 under this subdivision less the amount deducted in 1989 under subdivision 6.

Sec. 7. Minnesota Statutes 1990, section 477A.013, subdivision 3, is amended to read:

Subd. 3. [CITY AID DISTRIBUTION.] In 1989, a city whose initial aid is greater than \$0 will receive the following aid increases in addition to an amount equal to the local government aid it received in 1988 under Minnesota Statutes 1987 Supplement, section 477A.013:

(1) for a city whose expenditure/unlimited aid ratio is at least 1.5, two percent of city revenue;

(2) for a city whose expenditure/unlimited aid ratio is at least 1.4 but less than 1.5, 2.5 percent of city revenue;

(3) for a city whose expenditure/unlimited aid ratio is at least 1.3 but less than 1.4, three percent of city revenue;

(4) for a city whose expenditure/unlimited aid ratio is at least 1.2 but less than 1.3, four percent of city revenue;

(5) for a city whose expenditure/unlimited aid ratio is at least 1.1 but less than 1.2, five percent of city revenue;

(6) for a city whose expenditure/unlimited aid ratio is at least 1.05 but less than 1.1, six percent of city revenue;

(7) for a city whose expenditure/unlimited aid ratio is at least 1.0 but less than 1.05, seven percent of city revenue;

(8) for a city whose expenditure/unlimited aid ratio is at least .95 but less than 1.0, 7.5 percent of city revenue;

(9) for a city whose expenditure/unlimited aid ratio is at least .75 but less than .95, 8.5 percent of city revenue; and

(10) for a city whose expenditure/unlimited aid ratio is less than .75, nine percent of city revenue.

In 1990, a city whose initial aid is greater than \$0 will receive an amount equal to the aid it received under this section in the year prior to that for which aids are being calculated plus an aid increase equal to 50 percent of the rates listed in clauses (1) to (10) multiplied by city revenue.

In 1991 and subsequent years, a city will receive an amount equal to the local government aid it received under this section in the previous year *except as provided in subdivision 8*.

A city's aid increase under this subdivision is limited to the lesser of (1) 20 percent of its levy for taxes payable in the year prior to that for which aids are being calculated, or (2) its initial aid amount, or (3) 15 percent of the total local government aid amount received under this section in the previous year, provided that no city will receive an increase that is less than two percent of its 1989 local government aid for aids payable in 1990.

A city whose initial aid is \$0 will receive in 1990 an amount equal to 102 percent of the local government aid it received in 1989 under Minnesota Statutes 1988, section 477A.013. A city whose initial aid is \$0 will receive

in 1991 an amount equal to the aid it received in the previous year under this section. For purposes of this subdivision, the term "local government aid" does not include equalization aid amounts under subdivision 5.

Sec. 8. Minnesota Statutes 1990, section 477A.013, is amended by adding a subdivision to read:

Subd. 8. [1991 CITY, OR TOWN AID ADJUSTMENT.] A city or town's 1991 payment of local government aid, equalization aid, homestead and agricultural credit aid, and disparity reduction aid is reduced by the product of its revenue base, and the reduction percentage, as determined in section 477A.011, subdivision 28. The aid reduction is first applied to a city or town's local government aid amount in its scheduled 1991 aid payment. If the aid reduction is greater than the local government aid amount in its scheduled 1991 aid payment, the remaining amount is then applied to the city or town's equalization aid, and then, if necessary, to its homestead and agricultural credit aid, and then, if necessary, to its disparity reduction aid. The 1991 local government aid, equalization aid, homestead and agricultural credit aid, and disparity reduction aid payment to a city or town after this reduction cannot be less than \$0.

Sec. 9. [477A.0135] [SPECIAL TAXING DISTRICTS; 1991 AID REDUCTION.]

A special taxing district's 1991 payment of homestead and agricultural credit aid, and disparity reduction aid is reduced by the product of its revenue base and the reduction percentage, as determined in section 477A.011, subdivision 28. The aid reduction is first applied to a special taxing district's homestead and agricultural credit aid amount in its scheduled 1991 aid payment. If the aid reduction is greater than the homestead and agricultural credit aid amount in its scheduled 1991 aid payment, the remaining amount is then applied to the special taxing district's disparity reduction aid. The 1991 homestead and agricultural credit aid and disparity reduction aid payment to a special taxing district after this reduction cannot be less than \$0.

Sec. 10. Minnesota Statutes 1990, section 477A.014, subdivision 1, is amended to read:

Subdivision 1. [CALCULATIONS AND PAYMENTS.] The commissioner of revenue shall make all necessary calculations and make payments pursuant to sections 477A.012, 477A.013, and 477A.03 directly to the affected taxing authorities annually. In addition, the commissioner shall notify the authorities of their aid amounts, as well as the computational factors used in making the calculations for their authority, and those state-wide total figures that are pertinent, before August 15 of the year preceding the aid distribution year, except that for aid payable in 1990 the commissioner of revenue must notify the authorities of their aid amounts as well as the computational factors used in the calculation before October 23, 1989. The commissioner shall reduce the July 20, 1991, payment of local government aid, equalization aid, homestead and agricultural credit aid, and disparity reduction aid to counties, cities, towns, and special taxing districts by a combined amount of \$50,000,000.

Sec. 11. [EFFECTIVE DATE.]

Sections 1 to 10 are effective the day following final enactment, unless otherwise specified."

Delete the title and insert:

"A bill for an act relating to financing of government in this state; reducing appropriations for the biennium ending June 30, 1991, with certain conditions; providing for transfer of certain money in the state treasury; appropriating money for a deficiency in income maintenance appropriations; transferring certain balances in the Minnesota resources fund to the general fund; canceling certain balances to the general fund; eliminating the motor vehicle excise tax transfer from the general fund for highway purposes; transferring balances in the transit assistance fund to the general fund; transferring funds from the Greater Minnesota Corporation fund balance to the general fund; transferring receipts from the infrastructure development fund to the general fund; providing for an employee-leave-without-pay program; reducing calendar year 1991 state aid payments to local units of government; amending Minnesota Statutes 1990, sections 16B.70, subdivision 1; 477A.011, subdivisions 27, 28, and by adding a subdivision; 477A.012, subdivision 1, and by adding a subdivision; 477A.013, subdivisions 1, 3, and by adding a subdivision; and 477A.014, subdivision 1; Laws 1990, chapter 568, article 2, section 104, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 477A."

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

SECOND READING OF SENATE BILLS

S.F. No. 30 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Waldorf moved that the name of Mr. Metzen be added as a co-author to S.F. No. 7. The motion prevailed.

Mr. Bertram moved that the name of Mr. Price be added as a co-author to S.F. No. 55. The motion prevailed.

Mr. Larson moved that the names of Messrs. Sams, Lessard, Morse and Frederickson, D.R. be added as co-authors to S.F. No. 66. The motion prevailed.

Mr. Sams moved that the name of Mr. Larson be added as a co-author to S.F. No. 74. The motion prevailed.

Mr. Langseth moved that the name of Mr. Belanger be added as a co-author to S.F. No. 75. The motion prevailed.

Mr. Larson introduced—

Senate Resolution No. 20: A Senate resolution extending congratulations to the citizens of Frazee, Minnesota, for their Centennial celebration.

Referred to the Committee on Rules and Administration.

Messrs. Moe, R.D. and Benson, D.D. introduced—

Senate Resolution No. 21: A Senate resolution relating to mileage; setting the miles traveled by members of the Senate in going to and returning from the Capitol.

BE IT RESOLVED, by the Senate of the State of Minnesota:

The miles traveled by members of the Senate for the 77th Legislature in each round trip going to and returning from the Capitol to their places of residence are as follows:

MEMBER	MILEAGE
ADKINS, Betty A.	100
BECKMAN, Tracy L.	260
BELANGER, William V., Jr.	46
BENSON, Duane D.	240
BENSON, Joanne E.	146
BERG, Charles A.	370
BERGLIN, Linda	19
BERNHAGEN, John	140
BERTRAM, Joe, Sr.	218
BRATAAS, Nancy	160
CHMIELEWSKI, Florian	210
COHEN, Richard J.	0
DAHL, Gregory L.	58
DAVIS, Charles R.	130
DAY, Dick	140
DeCRAMER, Gary M.	336
DICKLICH, Ronald R.	390
FINN, Harold R. "Skip"	440
FLYNN, Carol	24
FRANK, Don	36
FREDERICKSON, David J.	256
FREDERICKSON, Dennis R.	210
GUSTAFSON, Jim	312
HALBERG, Chuck	58
HOTTINGER, John C.	194
HUGHES, Jerome M.	10
JOHNSON, Dean E.	202
JOHNSON, Douglas J.	440
JOHNSON, Janet B.	100
JOHNSTON, Terry D.	54
KELLY, Randy C.	12
KNAAK, Fritz	0
KROENING, Carl W.	30
LAIDIG, Gary W.	44
LANGSETH, Keith	472
LARSON, Cal	392
LESSARD, Bob	625
LUTHER, William P.	44
MARTY, John	25
McGOWAN, Patrick D.	50
MEHRKENS, Lyle G.	100
MERRIAM, Gene	42
METZEN, James	18
MOE, Roger D.	522
MONDALE, Ted A.	25
MORSE, Steven	256
NEUVILLE, Thomas M.	90
NOVAK, Steven G.	30

OLSON, Gen	70
PAPPAS, Sandra L.	0
PARISEAU, Pat	63
PIPER, Pat	200
POGEMILLER, Lawrence J.	12
PRICE, Leonard R.	14
RANUM, Jane B.	24
REICHGOTT, Ember D.	42
RENNEKE, Earl W.	146
RIVENESS, Phil J.	24
SAMS, Dallas C.	300
SAMUELSON, Don	270
SOLOMON, Sam G.	310
SPEAR, Allan H.	22
STORM, Donald A.	42
STUMPF, LeRoy A.	622
TRAUB, Judy	40
VICKERMAN, Jim	336
WALDORF, Gene	12

Mr. Moe, R.D. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Lessard introduced—

S.F. No. 77: A bill for an act relating to highways; allowing county board of and appropriate town boards in Itasca county to establish and record certain public roads less than four rods in width until December 31, 1995.

Referred to the Committee on Transportation.

Mr. Marty, Ms. Pappas, Messrs. Finn, DeCramer and Kroening introduced—

S.F. No. 78: A bill for an act relating to health care; establishing the Minnesotans' health care plan to provide health coverage to uninsured and underinsured Minnesotans; requiring all Minnesotans to maintain health coverage; creating a department of health care access; requiring the new commissioner to set overall limits on health care spending and make recommendations regarding health care system reform; requiring an implementation plan and reports; creating a health care analysis unit; requiring data and research initiatives; establishing a rural health advisory committee; requiring joint rural health initiatives; restricting underwriting and premium rating practices; appropriating money; amending Minnesota Statutes 1990, sections 15.06, subdivision 1; and 43A.08, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapters 16B; and 62J; repealing Minnesota Statutes 1990, sections 62E.51 to 62E.55.

Referred to the Committee on Health and Human Services.

Mr. Davis, Ms. Johnson, J.B. and Mrs. Adkins introduced—

S.F. No. 79: A bill for an act relating to the city of Mora; extending the deadline for negotiating certain contracts; amending Laws 1989, chapter 33, section 1.

Referred to the Committee on Local Government.

Messrs. Pogemiller and Novak introduced—

S.F. No. 80: A bill for an act relating to taxation; providing that the income of an external nuclear decommissioning reserve fund is exempt from taxation; amending Minnesota Statutes 1990, section 290.05, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hottinger, Chmielewski, Bernhagen, Day and Mrs. Adkins introduced—

S.F. No. 81: A bill for an act relating to towns; clarifying certain provisions for the terms of town supervisor; providing for the compensation of certain town officers and employees; amending Minnesota Statutes 1990, sections 367.03, subdivision 1; and 367.05, subdivision 1.

Referred to the Committee on Local Government.

Messrs. Hottinger, Chmielewski, Bernhagen, Day and Mrs. Adkins introduced—

S.F. No. 82: A bill for an act relating to local government; requiring that towns receive notice of projects and copies of permits; proposing coding for new law in Minnesota Statutes, chapter 471.

Referred to the Committee on Local Government.

Mr. Langseth introduced—

S.F. No. 83: A bill for an act relating to state lands; authorizing sale of certain tax-forfeited land that borders public water in the city of Hitterdal in Clay county.

Referred to the Committee on Environment and Natural Resources.

Mr. Langseth introduced—

S.F. No. 84: A bill for an act relating to state lands; authorizing sale of certain tax-forfeited land that borders public water in the city of Barnesville in Clay county.

Referred to the Committee on Environment and Natural Resources.

Messrs. Solon, Larson, Ms. Pappas and Mr. Metzen introduced—

S.F. No. 85: A bill for an act relating to consumer protection; regulating automatic garage door opening systems; amending Minnesota Statutes 1990, sections 325F.82, subdivision 2, and by adding a subdivision; and 325F.83, subdivisions 1 and 3.

Referred to the Committee on Commerce.

Ms. Ranum, Messrs. Hottinger, McGowan, Price and Ms. Reichgott introduced—

S.F. No. 86: A bill for an act relating to education; providing for the arbitration of disputes concerning the proposed termination, discharge, or demotion of teachers following the probationary period; amending Minnesota Statutes 1990, sections 125.12, by adding a subdivision; 125.17, by adding a subdivision; and 179A.20, subdivision 4.

Referred to the Committee on Education.

Messrs. Renneke; Frederickson, D.R.; DeCramer; Dahl and Larson introduced—

S.F. No. 87: A bill for an act relating to education; allowing permanent fund transfers for a period in a certain combined school district.

Referred to the Committee on Education.

Messrs. Solon and Gustafson introduced—

S.F. No. 88: A bill for an act relating to public employment; expanding coverage of the state employees insurance plan; amending Minnesota Statutes 1990, section 43A.27, subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Solon and Gustafson introduced—

S.F. No. 89: A bill for an act relating to crime; requiring health professionals to report wounding of victims by dangerous weapons; amending Minnesota Statutes 1990, section 626.52, subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Spear and Mehrkens introduced—

S.F. No. 90: A bill for an act relating to financial institutions; authorizing state banks to acquire eligible savings associations and operate them as detached facilities; amending Minnesota Statutes 1990, section 49.34, subdivision 2.

Referred to the Committee on Commerce.

Ms. Berglin introduced—

S.F. No. 91: A bill for an act relating to human services; requiring increases in rates for salaries of employees of intermediate care facilities for persons with mental retardation, home and community-based waived services, developmental achievement centers, and semi-independent living services programs; amending Minnesota Statutes 1990, sections 245.465; 252.24, by adding a subdivision; 252.275, by adding a subdivision; 252.28, by adding a subdivision; 256B.491, by adding a subdivision; and 268A.06, by adding a subdivision.

Referred to the Committee on Health and Human Services.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Monday, January 28, 1991. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate