

THIRTY-SEVENTH DAY

St. Paul, Minnesota, Tuesday, April 23, 1991

The Senate met at 11:30 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Moe, R.D. imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Jim Munson.

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

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

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 House File, herewith transmitted: H.F. No. 1422.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 22, 1991

FIRST READING OF HOUSE BILLS

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

H.F. No. 1422: A bill for an act relating to workers' compensation; regulating benefits and insurance; establishing a permanent commission on workers' compensation; providing penalties; appropriating money; amending Minnesota Statutes 1990, sections 79.252, by adding a subdivision; 176.011, subdivisions 3, 11a, and 18; 176.101, subdivisions 1, 2, and 3f; 176.102, subdivisions 1, 2, 3, 3a, 4, 6, 9, and 11; 176.111, subdivision 18; 176.135, subdivisions 1, 6, and 7; 176.136, subdivisions 1, 2, and by adding subdivisions; 176.155, subdivision 1; 176.645, subdivisions 1 and 2; 176.83, subdivisions 5, 6, and by adding a subdivision; 176A.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 175 and 176; repealing Minnesota Statutes 1990, sections 175.007; and 176.136, subdivision 5; and chapters 79, 175A, and 176.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1248.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 404 and the report pertaining to appointments. The motion prevailed.

Mr. Davis from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 1194: A bill for an act relating to agriculture; regulating genetically engineered plants, pesticides, fertilizers, soil amendments, and plant amendments; imposing a penalty; amending Minnesota Statutes 1990, sections 18B.01, by adding subdivisions; 18C.005, by adding subdivisions; 18C.421; 18C.425, subdivision 6, and by adding a subdivision; 18D.01, subdivisions 1 and 9; 18D.301, subdivisions 1 and 2; 18D.325, subdivisions 1 and 2; 18D.331, subdivisions 1, 2, and 3; proposing coding for new law in Minnesota Statutes, chapters 18B and 18C; proposing coding for new law as Minnesota Statutes, chapter 18F.

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

Page 1, line 29, delete everything after the first "*the*" and insert "*introduction of new genetic material to an organism or the regrouping of an organism's genes using techniques or technology designed by humans. This does not include selective breeding, hybridization, or nondirected mutagenesis.*"

Page 2, delete lines 1 and 2

Page 3, line 14, delete "*issuance of a permit is not in the public interest or that*"

Page 4, line 5, delete everything after "*for*" and insert "*environmental review subject to the provisions of*"

Page 4, line 6, delete everything before "*chapter*" and after "*116D*" insert "*and rules adopted under it*" and after the period, insert "*The rules must also include provisions requiring concurrent permit review for proposed releases that would require more than one permit under chapter 18B, 18C, or 18F.*"

Page 4, line 17, delete "*, substance, or mixture of substances or*

organisms”

Page 5, line 31, delete everything after “that”

Page 5, line 32, delete “in the public interest or that”

Page 9, line 1, delete everything after “that”

Page 9, line 2, delete “public interest or that”

Pages 9 to 11, delete section 18

Pages 11 and 12, delete section 20

Page 13, after line 36, insert:

“Sec. 28. Minnesota Statutes 1990, section 116C.94, is amended to read:
116C.94 [RULES.]

The board shall adopt rules consistent with sections 116C.91 to 116C.95 that require an environmental assessment worksheet for a proposed release and a permit for a release. The rules shall provide that a permit from the board is not required if the proposer can demonstrate to the board that a significant environmental permit is required for the proposal by another state agency or by a federal agency if the federal agency provided the appropriate state agency an opportunity to review and approve the application for the federal permit. The term “significant environmental permit” includes a permit granted under section 4 or 17 or registration under section 10. The board shall consult with local units of government and with private citizens before adopting any rules.”

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 5, before “amending” insert “authorizing a permit exemption if a federal permit is required;”

Page 1, delete line 7 and insert “18C.425, by adding a”

Page 1, line 10, after the semicolon, insert “and 116C.94;”

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

Mr. Davis from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 1066: A bill for an act relating to farm safety; authorizing a program for training youth in the safe operation of farm equipment; establishing a farm injuries surveillance system; requiring a farm safety specialist; providing for a pilot project of comprehensive farm safety audits; requiring certain safety equipment on farm tractors at time of sale; establishing a research center for agricultural health and safety; requiring certain studies and reports; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 17; 137; and 325F.

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

Page 2, delete section 2

Page 2, line 13, delete “must” and insert “is urged to”

Page 2, delete lines 16 to 28 and insert:

“Sec. 3. [137.342] [FARM SAFETY ADVISORY COMMISSION.]
The”

Page 3, line 7, after “*dealer*” insert “*or other seller*”

Page 3, line 10, delete “*that*” and insert “:

(1) power take-off shields and road transport lighting and reflector systems, if originally provided by the manufacturer; and”

Page 3, delete line 11

Page 3, line 12, delete “(1)” and insert “(2)”

Page 3, line 13, delete the semicolon and insert a period

Page 3, delete lines 14 to 16

Page 3, line 20, delete “*risks*” and insert “*risk of*” and after “*accidents*” insert “*or death*”

Page 4, line 17, delete “6” and insert “5”

Page 4, delete line 21 and insert “*commissioner of agriculture*”

Page 4, line 22, delete everything before “*for*”

Page 4, line 23, delete everything after “*commission*” and insert a period

Page 4, delete line 24

Page 4, line 26, delete “3” and insert “2”

Page 4, line 27, delete “4, 6, and 9” and insert “3, 5, and 8”

Page 4, line 28, delete “5” and insert “4”

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 8 and 9, delete “research center for agricultural health and safety” and insert “farm safety advisory commission”

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

Mr. Davis from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 786: A bill for an act relating to agriculture; making changes in the plant and animal pest control act; amending Minnesota Statutes 1990, sections 18.46, subdivisions 6, 9, and by adding a subdivision; 18.49, subdivision 2; 18.51; 18.52, subdivisions 1 and 5; 18.54, subdivision 2; 18.55; 18.56; 18.57; and 18.60.

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

Page 2, lines 18 and 19, strike “November 15” and insert “*December 31*”

Page 2, line 22, strike “of inspection”

Page 2, lines 26, 28, 30, 32, and 33, strike “operator” and insert “*stock*”

grower”

Page 3, line 1, strike “minimum” and strike “\$10 or”

Page 3, line 2, strike “, whichever is greater.”

Page 3, after line 19, insert:

“Sec. 7. Minnesota Statutes 1990, section 18.52, subdivision 2, is amended to read:

Subd. 2. [EXPIRATION.] Said certificate shall expire on ~~November 15~~ *December 31* of each year.”

Page 6, lines 15 and 32, delete “civil” and insert “administrative”

Page 6, delete lines 19 to 30 and insert:

“Subd. 2. [~~MISDEMEANOR ADMINISTRATIVE PENALTY.~~] ~~Any person violating any of the provisions of the plant pest act, or any rule promulgated thereunder shall be guilty of a misdemeanor. The commissioner may impose an administrative penalty on a person who violates sections 18.44 to 18.61. For a first violation, the commissioner may impose an administrative penalty of not more than \$1,000 for each violation. For a second or succeeding violation, the commissioner may impose an administrative penalty of not more than \$1,500 for each violation. Each day a violation continues is a separate violation.~~”

Page 6, line 31, delete everything before “In”

Page 7, delete lines 3 to 9 and insert:

“Sec. 14. [REPEALER.]

If S.F. No. 928 becomes law, section 13, subdivisions 2 and 3, are repealed.”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after “1” insert “, 2,”

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

Mr. Davis from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 481: A bill for an act relating to dairy inspection fees; limiting the charge for on-farm inspections to 40 percent of average inspection costs; amending Minnesota Statutes 1990, section 32.394, subdivisions 8 and 8b.

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

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1990, section 32.394, subdivision 8, is amended to read:

Subd. 8. [GRADE A INSPECTION FEES.] A processor or marketing organization of milk, milk products, sheep milk, or goat milk who wishes to market Grade A milk or use the Grade A label must apply for Grade A inspection service from the commissioner. A pasteurization plant requesting

Grade A inspection service must hold a Grade A permit and pay an annual inspection fee of no more than \$500. For Grade A farm inspection service, the fee must be no more than ~~\$66~~ \$50 per farm, paid annually by the processor or by the marketing organization on behalf of its patrons. For a farm requiring a reinspection in addition to the required biannual inspections, an additional fee of no more than ~~\$33~~ \$25 per reinspection must be paid by the processor or by the marketing organization on behalf of its patrons. ~~If the commissioner deems it necessary to more nearly meet the cost of the service, the commissioner may annually adjust the assessments within the limits set in this subdivision. The Grade A farm inspection fee must not exceed the lesser of (1) 40 percent of the department's actual average cost per farm inspection or reinspection; or (2) the dollar limits set in this subdivision.~~ No fee increase may be implemented until after the commissioner has held three or more public hearings.

Sec. 2. Minnesota Statutes 1990, section 32.394, subdivision 8b, is amended to read:

Subd. 8b. [MANUFACTURING GRADE FARM CERTIFICATION.] A processor or marketing organization of milk, milk products, sheep milk, or goat milk who wishes to market other than Grade A milk must apply for a manufacturing grade farm certification inspection from the commissioner. A manufacturing plant that pasteurizes milk or milk by-products must pay an annual fee based on the number of pasteurization units. This fee must not exceed \$140 per unit. The fee for farm certification inspection must not be more than ~~\$33~~ \$25 per farm to be paid annually by the processor or by the marketing organization on behalf of its patrons. For a farm requiring more than the one annual inspection required for certification, ~~an additional~~ a reinspection fee of no more than ~~\$33~~ \$25 must be paid by the processor or by the marketing organization on behalf of its patrons. The fee must be set by the commissioner in an amount necessary to ~~meet~~ cover 40 percent of the department's actual cost of providing the ~~service~~ annual inspection but must not exceed the limits in this subdivision. No fee increase may be implemented until after the commissioner has held three or more public hearings.

Sec. 3. Minnesota Statutes 1990, section 32.394, is amended by adding a subdivision to read:

Subd. 8d. [PROCESSOR ASSESSMENT.] (a) A manufacturer shall pay to the commissioner a fee for fluid milk processed and milk used in the manufacture of fluid milk products sold in Minnesota. Beginning July 1, 1991, the fee is five cents per hundredweight. If the commissioner determines that a different fee, not exceeding nine cents per hundredweight, when combined with general fund appropriations and fees charged under sections 1 and 2, is needed to provide adequate funding for the grades A and B inspection programs, the commissioner may, by rule, change the fee on processors.

(b) Processors must report quantities of milk processed under paragraph (a) on forms provided by the commissioner. Processor fees must be paid monthly. The commissioner may require the production of records as necessary to determine compliance with this subdivision.

Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective July 1, 1991."

Delete the title and insert:

"A bill for an act relating to dairy inspection fees; limiting the charge for on-farm inspections to 40 percent of average inspection costs; requiring a processor assessment; requiring continued dairy farm inspections; amending Minnesota Statutes 1990, section 32.394, subdivisions 8, 8b, and by adding a subdivision."

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

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

S.F. No. 1248: A bill for an act relating to workers' compensation; regulating benefits and insurance; establishing a permanent commission on workers' compensation; providing penalties; appropriating money; amending Minnesota Statutes 1990, sections 79.252, by adding a subdivision; 176.011, subdivisions 3, 11a, and 18; 176.101, subdivisions 1, 2, and 3f; 176.102, subdivisions 1, 2, 3, 3a, 4, 6, 9, and 11; 176.104, subdivision 1; 176.1041; 176.111, subdivision 18; 176.135, subdivisions 1, 6, and 7; 176.136, subdivisions 1, 2, and by adding subdivisions; 176.185, subdivision 1; 176.645, subdivisions 1 and 2; 176.83, subdivisions 5, 6, and by adding a subdivision; 176A.03, by adding a subdivision; 268A.03; proposing coding for new law in Minnesota Statutes, chapters 175 and 176; repealing Minnesota Statutes 1990, sections 175.007; 176.136, subdivision 5; and 268A.05, subdivision 2.

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

Page 31, delete sections 2 and 3 and insert:

"Sec. 2. [176.95] [ADMINISTRATIVE COSTS.]

The cost of administering the workers' compensation division of the department of labor and industry, the workers' compensation division of the office of administrative hearings, and the workers' compensation court of appeals will be reimbursed to the workers' compensation special compensation fund by a transfer from the general fund, except that the amount transferred from the general fund under this section, plus the amount transferred from the general fund under section 176.183, must not be more than \$18,000,000 each fiscal year."

Page 31, delete section 5 and insert:

"Sec. 4. [APPROPRIATIONS.]

\$12,000,000 is appropriated from the general fund for transfer on July 1, 1992, to the workers' compensation special compensation fund to reimburse the fund for expenses that should be borne by the general fund. These expenses are the cost of administering the workers' compensation division of the department of labor and industry, the workers' compensation division of the office of administrative hearings, and the workers' compensation court of appeals.

\$6,000,000 is appropriated from the general fund for transfer on July 1, 1992, to the workers' compensation special compensation fund to reimburse the fund for compensation paid to employees of uninsured or self-insured employers under Minnesota Statutes, section 176.183."

Page 32, line 5, delete the first "January" and insert "July"

Page 32, line 6, delete "*sections 3 and 5*" and insert "*section 4*"

Page 32, delete lines 8 to 10 and insert:

"Section 5 is effective the day following final enactment. Section 3 is effective July 1, 1991. Section 1 is effective October 1, 1991. Sections 2 and 4 are effective July 1, 1992."

Renumber the sections of article 4 in sequence

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

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

S.F. No. 1071: A bill for an act relating to higher education; creating the higher education board; merging the state university, community college, and technical college systems; appropriating money; amending Minnesota Statutes 1990, section 179A.10, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 136E.

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

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1990, section 15A.081, subdivision 7b, is amended to read:

Subd. 7b. [HIGHER EDUCATION OFFICERS.] *The higher education board, state university board, the state board for community colleges, the state board of technical colleges, and the higher education coordinating board shall set the salary rates for, respectively, the chancellor of the higher education system, the chancellor of the state universities, the chancellor of the community colleges, the state director of vocational technical education, and the executive director of the higher education coordinating board. The respective board shall submit the proposed salary increase to the legislative commission on employee relations for approval, modification, or rejection in the manner provided in section 43A.18, subdivision 2. Salary rates for the positions specified in this subdivision may not exceed 95 percent of the salary of the governor under section 15A.082, subdivision 3. In deciding whether to recommend a salary increase, the governing board shall consider the performance of the chancellor or director, including the chancellor's or director's progress toward attaining affirmative action goals."*

Page 1, line 11, delete "*1 to 5*" and insert "*2 to 6*"

Page 5, lines 24 and 33, delete "*1*" and insert "*2*"

Page 7, line 14, delete "*2*" and insert "*3*"

Page 8, line 30, delete "*6*" and insert "*7*"

Page 8, line 32, delete "*4 and 5*" and insert "*5 and 6*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, delete "*section*" and insert "*sections 15A.081, subdivision 7b; and*"

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

adopted.

Mr. Dahl from the Committee on Education, to which was re-referred

S.F. No. 404: A bill for an act relating to peace officers; requiring the community college system, technical college system, state university system, and private colleges offering professional peace officer education to create and implement a joint plan to integrate components of professional peace officer education into a degree program by January 1, 1992; requiring the state university system to develop a school of law enforcement; amending Minnesota Statutes 1990, sections 626.84, subdivision 1; and 626.861, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Page 5, line 9, delete "develop" and insert "operate"

Page 5, line 19, after "appropriated" insert "from the general fund for the biennium ending June 30, 1993,"

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

Mr. Davis from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 892: A bill for an act relating to agriculture; authorizing reimbursement to school districts for purchase of Minnesota commodities for school lunches; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 17.

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

Delete everything after the enacting clause and insert:

"Section 1. [17.107] [MINNESOTA GROWN COMMODITIES SCHOOL LUNCH PROGRAM.]

Subdivision 1. [COMMODITY REIMBURSEMENT.] Each school year, schools chosen to participate in the Minnesota grown commodities program may receive reimbursement from the state for the cost of Minnesota grown commodities or five cents per lunch served, whichever is less. For the purposes of this section, "Minnesota grown" means agricultural products licensed to bear the "Minnesota grown" logo or labeling statement under section 17.102.

Subd. 2. [PROCEDURE.] By October 1, a school district wishing to be considered for participation in the Minnesota grown commodities program shall submit an application to the department of education in conjunction with the application for the national school lunch program. The department shall select four pilot project sites that meet the following criteria:

(1) a school district which has 30 percent or more of its meals offered free or at reduced prices to students;

(2) the school food service account has operated in a deficit for at least two years; and

(3) the school district has lost at least five percent of its United States Department of Agriculture surplus commodities in the last five years.

One pilot site must be designated in a school district that serves a million or more lunches annually. One pilot site must be in a district that serves 500,000 to 1,000,000 lunches annually. Two pilot sites will be designated in school districts that serve up to 500,000 lunches annually. Pilot sites must be located in various geographic areas representing the urban, suburban, and rural parts of the state.

Each school district participating in the Minnesota grown commodities program shall maintain separate accounts of purchases of Minnesota commodities and shall make those accounts available for audit to the commissioner of agriculture.

Sec. 2. [APPROPRIATION.]

\$150,000 is appropriated to the commissioner of agriculture to reimburse selected school district pilot sites for the purchase of Minnesota grown commodities."

Delete the title and insert:

"A bill for an act relating to agriculture; establishing pilot projects and authorizing reimbursement to school districts for purchase of "Minnesota grown" commodities for school lunches; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 17."

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

Mr. Chmielewski from the Committee on Employment, to which was referred

S.F. No. 764: A bill for an act relating to public safety; regulating amusement rides; requiring insurance and inspections; providing penalties; proposing coding for new law as Minnesota Statutes, chapter 184B.

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

Page 2, line 7, delete "\$1,000,000" and insert "\$500,000"

Page 2, after line 22, insert:

"This section does not apply to amusement rides permanently located in an amusement park that has a rehabilitative and preventative ride maintenance program that includes daily ride inspections for the protection of the general public and a full-time, permanent maintenance staff."

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

Mr. Chmielewski from the Committee on Employment, to which was referred

S.F. No. 432: A bill for an act relating to employment; regulating certain construction bids; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Page 1, line 8, after "A" insert "*successful*" and delete "*include in its*"

Page 1, line 9, delete "*bid the costs*" and insert "*provide coverage*" and after "*compensation*" delete "*coverage*"

Page 1, line 10, delete "*contributions*"

Page 1, line 17, after "*any*" insert "*nonresidential*"

Page 2, lines 1 and 2, delete "*shall treble any damage award and*"

Page 2, line 8, delete "*gross*"

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

Mr. Chmielewski from the Committee on Employment, to which was referred

S.F. No. 1317: A bill for an act relating to employment; modifying the family leave law; amending Minnesota Statutes 1990, sections 181.940, subdivision 2; and 181.9413.

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

Page 1, line 22, after "SICK" insert "*OR INJURED*"

Page 2, line 7, after "*sick*" insert "*or injured*"

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

Mr. Davis from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 954: A bill for an act relating to agriculture; extending the farmer-lender mediation act; providing for the assessment of mediation fees; appropriating money; amending Laws 1986, chapter 398, article 1, section 18, as amended; proposing coding for new law in Minnesota Statutes, chapter 583.

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

Page 1, delete section 1 and insert:

"Section 1. Laws 1985, chapter 19, section 6, subdivision 6, as amended by Laws 1986, chapter 398, article 11, section 4, Laws 1987, chapter 396, article 5, section 3, and Laws 1989, chapter 350, article 3, section 3, is amended to read:

Subd. 6. [EXPIRATION.] The agricultural data collection task force expires ~~April 15, 1991, or 15 days after reporting to the legislature, whichever date comes later, but in no circumstance later than June 30, 1991~~ 1993."

Page 1, line 25, delete the new language and insert "1993"

Page 1, after line 25, insert:

"Sec. 3. [AGRICULTURAL DATA COLLECTION TASK FORCE; APPROPRIATION.]

\$15,000 is appropriated from the general fund to the commissioner of

agriculture to fund the activities of the agricultural data collection task force. This appropriation is available for the biennium ending June 30, 1993."

Page 2, after line 3, insert:

"This appropriation may be used only for mediation related to adjusting farm indebtedness under Minnesota Statutes, chapter 583.

Sec. 5. [APPROPRIATION.]

\$400,000 is appropriated from the general fund to the commissioner of agriculture for support of the farm advocates program. One-half of this appropriation is available for each fiscal year of the biennium ending June 30, 1993."

Page 2, line 5, delete "Sections 1 and 2 are" and insert "Section 2 is"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "the" insert "agricultural data collection task force, the"

Page 1, line 3, after "act" insert ", and the farm advocates program" and delete everything after the semicolon

Page 1, line 4, delete "mediation fees;" and after "amending" insert "Laws 1985, chapter 19, section 6, subdivision 6, as amended; and"

Page 1, line 5, delete the semicolon and insert a period

Page 1, delete lines 6 and 7

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 806 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
806	794				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 526 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File

be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
526	395				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 832 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
832	833				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 1405 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1405	1245				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1405 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1405 and insert the language after the enacting clause of S.F. No. 1245, the first engrossment; further, delete the title of H.F. No. 1405 and insert the title of S.F. No. 1245, the first engrossment.

And when so amended H.F. No. 1405 will be identical to S.F. No. 1245, and further recommends that H.F. No. 1405 be given its second reading and substituted for S.F. No. 1245, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the

Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 584 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
584	599				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 584 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 584 and insert the language after the enacting clause of S.F. No. 599, the first engrossment; further, delete the title of H.F. No. 584 and insert the title of S.F. No. 599, the first engrossment.

And when so amended H.F. No. 584 will be identical to S.F. No. 599, and further recommends that H.F. No. 584 be given its second reading and substituted for S.F. No. 599, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 244 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
244	354				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 244 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 244 and insert the language after the enacting clause of S.F. No. 354, the second engrossment; further, delete the title of H.F. No. 244 and insert the title of S.F. No. 354, the second engrossment.

And when so amended H.F. No. 244 will be identical to S.F. No. 354, and further recommends that H.F. No. 244 be given its second reading and substituted for S.F. No. 354, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 414 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
414	400				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 414 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 414 and insert the language after the enacting clause of S.F. No. 400, the first engrossment; further, delete the title of H.F. No. 414 and insert the title of S.F. No. 400, the first engrossment.

And when so amended H.F. No. 414 will be identical to S.F. No. 400, and further recommends that H.F. No. 414 be given its second reading and substituted for S.F. No. 400, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 739 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
739	482				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 739 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 739 and insert the language after the enacting clause of S.F. No. 482, the first engrossment; further, delete the title of H.F. No. 739 and insert the title of S.F. No. 482, the first engrossment.

And when so amended H.F. No. 739 will be identical to S.F. No. 482, and further recommends that H.F. No. 739 be given its second reading and substituted for S.F. No. 482, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 200 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
200	193				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 200 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 200 and insert the language after the enacting clause of S.F. No. 193, the first engrossment; further, delete the title of H.F. No. 200 and insert the title of S.F. No. 193, the first engrossment.

And when so amended H.F. No. 200 will be identical to S.F. No. 193, and further recommends that H.F. No. 200 be given its second reading and substituted for S.F. No. 193, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred

H.F. No. 877 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
877	497				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 877 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 877 and insert the language after the enacting clause of S.F. No. 497, the first engrossment; further, delete the title of H.F. No. 877 and insert the title of S.F. No. 497, the first engrossment.

And when so amended H.F. No. 877 will be identical to S.F. No. 497, and further recommends that H.F. No. 877 be given its second reading and substituted for S.F. No. 497, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Berg from the Committee on Gaming Regulation, to which were referred the following appointments as reported in the Journal for January 14, 1991:

GAMBLING CONTROL BOARD

Sally Howard
Anthony Thomas, Sr.
Nicholas Zuber

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

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1194, 1248, 1071, 432 and 1317 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 806, 526, 832, 1405, 584, 244, 414, 739, 200 and 877 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Merriam moved that the name of Mr. Mondale be added as a co-author to S.F. No. 497. The motion prevailed.

Mr. Kelly moved that the name of Mr. Chmielewski be added as a co-author to S.F. No. 853. The motion prevailed.

Mr. Stumpf moved that the name of Mr. Mondale be added as a co-author to S.F. No. 1166. The motion prevailed.

Mr. Frank moved that S.F. No. 1329, No. 148 on General Orders, be stricken and re-referred to the Committee on Metropolitan Affairs. The motion prevailed.

GENERAL ORDERS

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

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

S.F. No. 296, which the committee reports progress, subject to the following motions:

Mr. Waldorf moved to amend S.F. No. 296 as follows:

Page 2, line 9, after the period, insert "*In such circumstances, those authorities shall maintain the confidentiality of the fact that she has sought or obtained an abortion and shall take all necessary steps to ensure that this information is not revealed to her parents.*"

The motion prevailed. So the amendment was adopted.

Mrs. Brataas moved to amend S.F. No. 296 as follows:

Page 1, line 9, reinstate the stricken "both parents" and after the reinstated

“parents” insert “*of the pregnant woman if the mother and the father reside together with the pregnant woman in the same household or*”

Page 1, line 12, after the stricken “effort” insert “*if they do not reside together*”

Pages 1 and 2, delete section 2

Amend the title as follows:

Page 1, line 4, delete “subdivisions 3 and 4” and insert “subdivision 3”

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

The question was taken on the recommendation to pass S.F. No. 296.

The roll was called, and there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

Berglin	Frederickson, D.J.	Luther	Novak	Reichgott
Brataas	Gustafson	Marty	Pappas	Riveness
Cohen	Hottinger	Mehrkens	Piper	Solon
Dicklich	Johnson, J.B.	Moe, R.D.	Pogemiller	Spear
Finn	Kelly	Mondale	Price	Storm
Flynn	Knaak	Morse	Ranum	Traub

Those who voted in the negative were:

Adkins	Chmielewski	Johnson, D.E.	McGowan	Samuelson
Beckman	Dahl	Johnson, D.J.	Merriam	Stumpf
Belanger	Davis	Johnston	Metzen	Vickerman
Benson, D.D.	Day	Kroening	Neuville	Waldorf
Benson, J.E.	DeCramer	Laidig	Olson	
Berg	Frank	Langseth	Pariseau	
Bernhagen	Frederickson, D.R.	Larson	Renneke	
Bertram	Halberg	Lessard	Sams	

The motion did not prevail.

S.F. No. 296 was then progressed.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Kelly, Price, Cohen, Ms. Pappas and Mr. Frank introduced—

S.F. No. 1516: A bill for an act relating to public finance; encouraging the cooperative restructuring of local government services; amending Minnesota Statutes 1990, section 275.54, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 6 and 471.

Referred to the Committee on Local Government.

Messrs. Solon; Johnson, D.J.; Dicklich; Gustafson and Metzen introduced—

S.F. No. 1517: A bill for an act relating to taxation; authorizing the department of trade and economic development to issue obligations to finance construction of aircraft maintenance and repair facilities; providing tax credits for job creation; providing an exemption from sales tax for certain

equipment and materials; authorizing establishment of tax increment financing districts in the cities of Duluth and Hibbing; authorizing the metropolitan airports commission to operate outside the metropolitan area; amending Minnesota Statutes 1990, sections 290.06, by adding a subdivision; and 473.608, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 116J and 297A.

Referred to the Committee on Economic Development and Housing.

Mr. Gustafson introduced—

S.F. No. 1518: A bill for an act relating to lawful gambling; allowing lessees to continue to conduct lawful gambling on premises on which gambling violations by others have occurred; amending Minnesota Statutes 1990, sections 299L.05; and 349.18, subdivision 1.

Referred to the Committee on Gaming Regulation.

Mr. Chmielewski introduced—

S.F. No. 1519: A bill for an act relating to taxation; reducing the property tax class rate applied to certain homesteads; providing funding for the property tax targeting credit; increasing payments of aids to local governments; delaying payment dates; conforming income tax provisions with changes in federal income tax laws; adjusting the income tax rates; imposing an income tax surtax; reducing the amount in the budget and cash flow reserve account; amending Minnesota Statutes 1990, sections 16A.15, subdivision 6; 273.13, subdivision 22; 290.01, subdivisions 19 and 19a; 290.06, subdivision 2c, and by adding a subdivision; 290.067, subdivision 1; 290.92, subdivision 1; 290A.04, subdivision 2h; 477A.012, subdivision 1, as amended; 477A.013, subdivisions 1, as amended, 3, as amended, and 5; 477A.015; and 477A.03, subdivision 1; repealing Laws 1990, chapter 604, article 4, section 19.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stumpf and Bertram introduced—

S.F. No. 1520: A bill for an act relating to occupations and professions; modifying an auctioneer's exemption from real estate brokers and salespersons licensing; amending Minnesota Statutes 1990, section 82.18.

Referred to the Committee on Commerce.

Mr. Storm introduced—

S.F. No. 1521: A bill for an act relating to appropriations; appropriating money to the state planning agency for a symposium on violent juvenile sex offenders.

Referred to the Committee on Health and Human Services.

Mr. Kroening introduced—

S.F. No. 1522: 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. Dahl introduced—

S.F. No. 1523: A bill for an act relating to taxation; authorizing cities containing substantial areas of regional parklands to impose service charges on the implementing agency; proposing coding for new law in Minnesota Statutes, chapter 275.

Referred to the Committee on Environment and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:45 p.m., Wednesday, April 24, 1991. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate