

**SIXTY-EIGHTH DAY**

St. Paul, Minnesota, Thursday, February 20, 1992

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

**CALL OF THE SENATE**

Mr. Benson, D.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. Karen Geisendorfer-Lindgren.

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	Stumpf
Bernhagen	Frederickson, D.R.	Larson	Pappas	Terwilliger
Bertram	Gustafson	Lessard	Pariseau	Traub
Brataas	Halberg	Luther	Piper	Vickerman
Chmielewski	Hottinger	Marty	Pogemiller	
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.

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

S.F. No. 1747: A bill for an act relating to employment; modifying provisions related to access to employee personnel records; amending Minnesota Statutes 1990, sections 181.961, subdivision 2; and 181.962, subdivision 1.

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

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

S.F. No. 1609: A bill for an act relating to metropolitan affairs; prohibiting certain metropolitan airports commission bond proceeds from being used to pay down leveraged buy-out debt; amending Minnesota Statutes 1991 Supplement, section 473.667, subdivision 11.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Economic Development and Housing. Report adopted.

## SECOND READING OF SENATE BILLS

S.F. No. 1747 was read the second time.

## MOTIONS AND RESOLUTIONS

Ms. Flynn moved that the name of Mr. Storm be stricken and the name of Mr. Laidig be added as a co-author to S.F. No. 429. The motion prevailed.

Ms. Reichgott moved that the name of Mr. Knaak be added as a co-author to S.F. No. 1740. The motion prevailed.

Mr. Kelly moved that the name of Mr. Benson, D.D. be added as a co-author to S.F. No. 1741. The motion prevailed.

Mr. Novak moved that his name be stricken as a co-author to S.F. No. 1750. The motion prevailed.

Mrs. Adkins moved that the name of Mr. Chmielewski be added as a co-author to S.F. No. 1751. The motion prevailed.

Mr. Bertram moved that the names of Messrs. Metzen and Lessard be added as co-authors to S.F. No. 1760. The motion prevailed.

Mr. Laidig moved that the name of Mr. Price be added as a co-author to S.F. No. 1768. The motion prevailed.

Mr. Laidig moved that the names of Messrs. McGowan and Bertram be added as co-authors to S.F. No. 1778. The motion prevailed.

Ms. Berglin moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 1782. The motion prevailed.

Mr. Waldorf moved that the name of Mr. Knaak be added as a co-author to S.F. No. 1783. The motion prevailed.

Mr. Neuville moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 1800. The motion prevailed.

Mr. Knaak moved that the names of Messrs. Finn, Terwilliger, Gustafson and Mrs. Benson, J.E. be added as co-authors to S.F. No. 1802. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 1803. The motion prevailed.

Ms. Traub moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 1805. The motion prevailed.

Mr. Mondale moved that the name of Ms. Flynn be added as a co-author to S.F. No. 1810. The motion prevailed.

Ms. Traub moved that the name of Mr. Morse be added as a co-author to S.F. No. 1813. The motion prevailed.

Ms. Traub moved that the names of Mr. Spear and Ms. Ranum be added as co-authors to S.F. No. 1815. The motion prevailed.

Messrs. Benson, D.D.; Moe, R.D. and Mrs. Brataas introduced—

Senate Resolution No. 103: A Senate resolution commemorating the life and work of Robert R. Dunlap.

Referred to the Committee on Rules and Administration.

Mr. Larson introduced—

Senate Resolution No. 104: A Senate resolution congratulating Christopher P. J. Ness of Detroit Lakes, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Mr. Larson introduced—

Senate Resolution No. 105: A Senate resolution congratulating Clarence W. Peterson on his retirement after 43 years of service to the Lake Region Cooperative Electrical Association.

Referred to the Committee on Rules and Administration.

Mr. Neuville introduced—

Senate Resolution No. 106: A Senate resolution recognizing the declaration of "Support Your National Guard Month" by the city of Faribault and urging Minnesotans to honor the Minnesota National Guard during the month of April 1992.

Referred to the Committee on Rules and Administration.

Messrs. Benson, D.D.; Davis and DeCramer introduced—

Senate Resolution No. 107: A Senate resolution commemorating the 125th anniversary of the founding of the National Grange, the nation's oldest general farm organization, and commending the National Grange for its accomplishments.

Referred to the Committee on Rules and Administration.

Mr. Merriam moved that S.F. No. 1747, on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate take up the General Orders Calendar. 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. 1666, which the committee recommends to pass with the following amendment offered by Mr. Gustafson:

Page 3, line 9, delete "\$25,000" and insert "\$15,000"

The motion prevailed. So the amendment was adopted.

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

### MOTIONS AND RESOLUTIONS - CONTINUED

#### CALL OF THE SENATE

Mr. Moe, R.D. imposed a call of the Senate for the balance of today's Session. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Moe, R.D. moved that S.F. No. 1596 and the veto message thereon be taken from the table. The motion prevailed.

S.F. No. 1596: A bill for an act relating to technical and other corrections to the legislative redistricting plan; amending Laws 1991, chapter 246.

Mr. Pogemiller moved that S.F. No. 1596 be now reconsidered and repassed, the objections of the Governor notwithstanding, pursuant to Article IV, Section 23, of the Constitution of the State of Minnesota.

The question was taken on the adoption of the motion of Mr. Pogemiller.

The roll was called, and there were yeas 45 and nays 21, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Johnson, J.B.	Moe, R.D.	Reichgott
Beckman	Dicklich	Kelly	Mondale	Riveness
Berg	Finn	Kroening	Morse	Sams
Berglin	Flynn	Langseth	Novak	Samuelson
Bertram	Frank	Lessard	Pappas	Solon
Chmielewski	Frederickson, D.J.	Luther	Piper	Spear
Cohen	Hottinger	Marty	Pogemiller	Stumpf
Dahl	Hughes	Merriam	Price	Traub
Davis	Johnson, D.J.	Metzen	Ranum	Vickerman

Those who voted in the negative were:

Belanger	Day	Johnston	Mehrkens	Terwilliger
Benson, D.D.	Frederickson, D.R.	Knaak	Neuville	
Benson, J.E.	Gustafson	Laidig	Olson	
Bernhagen	Halberg	Larson	Pariseau	
Brataas	Johnson, D.E.	McGowan	Renneke	

The motion prevailed. So the bill was repassed and its title was agreed to, the objections of the Governor to the contrary notwithstanding.

**MOTIONS AND RESOLUTIONS - CONTINUED**

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate proceed to the Order of Business of Introduction and First Reading of Senate Bills. The motion prevailed.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mses. Berglin, Traub, Piper and Mr. Finn introduced—

S.F. No. 1821: A bill for an act relating to children; establishing a general preference for adoption by relatives; amending Minnesota Statutes 1990, section 259.28, subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Spear and Marty introduced—

S.F. No. 1822: A bill for an act relating to health; establishing a children's health care mediator; providing for reporting by parents relying on religious or philosophical healing practices and investigation and intervention in cases involving a serious health condition; modifying provisions dealing with children in need of protection or services and termination of parental rights; amending Minnesota Statutes 1990, sections 144.651, by adding a subdivision; 260.191, subdivision 1; 260.221, by adding a subdivision; and 626.556, subdivision 10; proposing coding for new law in Minnesota Statutes, chapter 145A.

Referred to the Committee on Judiciary.

Ms. Johnson, J.B.; Messrs. Merriam, Morse, Vickerman and Riveness introduced—

S.F. No. 1823: A bill for an act relating to government purchasing; requiring the state to purchase, use, and require contractors to use packing materials made of renewable resources; proposing coding for new law in Minnesota Statutes, chapter 16B.

Referred to the Committee on Governmental Operations.

Messrs. Solon, Samuelson, Day, Ms. Traub and Mr. Hottinger introduced—

S.F. No. 1824: A bill for an act relating to health; regulating ionizing radiation; delaying the effective date of existing quality assurance rules; requiring the adoption of quality assurance rules for the practice of dentistry.

Referred to the Committee on Health and Human Services.

Mses. Berglin and Pappas introduced—

S.F. No. 1825: A bill for an act relating to the Minnesota supplemental aid program; expanding assistance for mentally ill persons in shared housing; amending Minnesota Statutes 1990, section 256D.44, subdivisions 2 and 3.

Referred to the Committee on Health and Human Services.

Mr. Dicklich introduced—

S.F. No. 1826: A bill for an act relating to education; restricting school district levy referenda to the year before the levy increase commences; amending Minnesota Statutes 1991 Supplement, section 124A.03, subdivision 2.

Referred to the Committee on Education.

Mr. Davis introduced—

S.F. No. 1827: A bill for an act relating to crimes; authorizing the commissioner of public safety to suspend the driver's license of a person that has been charged with an offense constituting a petty misdemeanor for which a guilty plea was entered for failure to appear in court; amending Minnesota Statutes 1990, section 169.92, subdivision 4.

Referred to the Committee on Judiciary.

Mr. Vickerman, Mrs. Adkins, Messrs. Hottinger, Bernhagen and Renneke introduced—

S.F. No. 1828: A bill for an act relating to local planning and zoning; providing for the administration of land use controls; defining authority of local government units; providing for procedures and records; providing penalties; amending Minnesota Statutes 1990, section 473.858, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 465A; repealing Minnesota Statutes 1990, sections 366.10; 366.11; 366.12; 366.13; 366.14; 366.15; 366.16; 366.17; 366.18; 366.181; 394.21; 394.22; 394.23; 394.24; 394.25; 394.26; 394.27; 394.28; 394.29; 394.30; 394.301; 394.312; 394.32; 394.33; 394.34; 394.35; 394.36; 394.361; 394.362; 394.37; 462.351; 462.352; 462.353; 462.354; 462.355; 462.356; 462.357; 462.358; 462.3585; 462.359; 462.3595; 462.3597; 462.36; 462.361; 462.362; 462.363; and 462.364.

Referred to the Committee on Local Government.

Messrs. Dahl; Dicklich; Johnson, D.J. and Lessard introduced—

S.F. No. 1829: A bill for an act relating to the environment; changing provisions relating to waste tires; appropriating money; amending Minnesota Statutes 1990, sections 115A.90, by adding a subdivision; 115A.908, subdivision 3; 115A.912; 115A.913; and 115A.914.

Referred to the Committee on Environment and Natural Resources.

Messrs. Novak, Lessard, Knaak and Dahl introduced—

S.F. No. 1830: A bill for an act relating to water; creating an exemption from certain requirements relating to once-through water use permits; amending Minnesota Statutes 1990, section 103G.271, subdivision 5.

Referred to the Committee on Environment and Natural Resources.

Ms. Olson, Messrs. Merriam; Frederickson, D.R.; Dahl and Lessard introduced—

S.F. No. 1831: A bill for an act relating to the environment; prohibiting the sale of petroleum-based sweeping compound; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Environment and Natural Resources.

Mses. Traub, Piper, Flynn, Berglin and Mr. Vickerman introduced—

S.F. No. 1832: A bill for an act relating to insurance; accident and health; prohibiting termination or reduction of coverage for a fibrocystic condition; proposing coding for new law in Minnesota Statutes, chapter 62A.

Referred to the Committee on Commerce.

Messrs. Finn, Marty, Mses. Berglin and Ranum introduced—

S.F. No. 1833: A bill for an act relating to juvenile justice; defining “child in need of protection services” and “child abuse”; amending Minnesota Statutes 1990, section 260.015, by adding a subdivision; Minnesota Statutes 1991 Supplement, section 260.015, subdivision 2a.

Referred to the Committee on Judiciary.

Messrs. Finn, Dahl, Spear and Ms. Ranum introduced—

S.F. No. 1834: A bill for an act relating to driver education; requiring driver education courses in public schools and private driver training schools to offer at least two hours instruction on abuse of alcohol and drugs; amending Minnesota Statutes 1990, section 171.04, subdivision 1.

Referred to the Committee on Transportation.

Messrs. Finn; Moe, R.D. and Stumpf introduced—

S.F. No. 1835: A bill for an act relating to public debt; providing for the construction of the Northwest Juvenile Training Center; appropriating money.

Referred to the Committee on Health and Human Services.

Messrs. Kelly, Cohen, Mses. Flynn, Pappas and Mrs. Brataas introduced—

S.F. No. 1836: A bill for an act relating to financial institutions; currency exchanges; imposing distance limitations and operating restrictions; requiring local approval of licenses; amending Minnesota Statutes 1990, sections 53A.02; 53A.04; and 53A.05.

Referred to the Committee on Commerce.

Mr. Morse, Mrs. Benson, J.E.; Messrs. Hottinger, Finn and DeCramer introduced—

S.F. No. 1837: A bill for an act relating to retirement; higher education individual retirement account plan; amending Minnesota Statutes 1990, sections 354B.04, subdivision 1; and 354B.05, subdivision 1; Minnesota

Statutes 1991 Supplement, section 354B.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 354B.

Referred to the Committee on Governmental Operations.

Messrs. Hottinger, Beckman, Vickerman, Renneke and Day introduced—

S.F. No. 1838: A bill for an act relating to education; extending interactive television levy authority to school districts in economic region nine; amending Minnesota Statutes 1991 Supplement, section 275.125, subdivision 11g.

Referred to the Committee on Education.

Mr. Riveness and Ms. Ranum introduced—

S.F. No. 1839: A bill for an act relating to the city of Richfield; providing for the application of fiscal disparities to a certain tax increment financing district.

Referred to the Committee on Economic Development and Housing.

Mr. Riveness and Ms. Ranum introduced—

S.F. No. 1840: A bill for an act relating to education; authorizing independent school district No. 280, Richfield, to change certain parts of its health and safety plan.

Referred to the Committee on Education.

Messrs. Mondale; Moe, R.D.; Hottinger; Riveness and Ms. Reichgott introduced—

S.F. No. 1841: A bill for an act relating to commerce; consumer protection; regulating the sale of dogs and cats by animal distributors; requiring the registration of distributors; prescribing penalties; providing remedies; creating a commission on commercial animal facilities and practices; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce.

Mr. Mondale, Ms. Ranum, Piper, Messrs. Marty and Luther introduced—

S.F. No. 1842: A bill for an act relating to health; codifying case law regarding abortion; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Ms. Traub, Mr. Dicklich, Ms. Ranum; Johnson, J.B. and Mr. Dahl introduced—

S.F. No. 1843: A bill for an act relating to education and crime prevention; providing a comprehensive student services program for elementary school students; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 123.

Referred to the Committee on Education.



Mr. Hottinger introduced—

S.F. No. 1844: A bill for an act relating to peace officers; authorizing deadly force policies that prohibit deadly force justified under state law; amending Minnesota Statutes 1991 Supplement, section 626.8452, subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Morse, Stumpf, Price, Renneke and Pogemiller introduced—

S.F. No. 1845: A bill for an act relating to retirement; providing benefit increases for certain public employees; amending Minnesota Statutes 1990, sections 352.115, subdivision 3; 353.29, subdivision 3; 354.44, subdivision 6; and 354A.31, subdivision 4.

Referred to the Committee on Governmental Operations.

Mr. Kelly, Ms. Ranum, Messrs. Spear, Luther and McGowan introduced—

S.F. No. 1846: A bill for an act relating to corrections; requiring community-based sex offender treatment programs to be certified; establishing a sex offender treatment fund; requiring the legislative auditor to prepare a plan to implement an outcome-based evaluation and quality management system for sex offender treatment programs; requiring a report; amending Minnesota Statutes 1990, section 241.67, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 241.

Referred to the Committee on Judiciary.

Messrs. Kelly and McGowan introduced—

S.F. No. 1847: A bill for an act relating to crime; clarifying certain law enforcement powers; making technical corrections to the eligibility criteria for possession of a pistol; increasing penalties for the unlawful carrying of a pistol without a permit; amending Minnesota Statutes 1990, sections 169.98, subdivision 1a; 299D.06; 624.713, subdivision 1; and 624.714, subdivision 1.

Referred to the Committee on Judiciary.

Mr. Kelly introduced—

S.F. No. 1848: A bill for an act relating to taxation; providing that property be treated as a homestead under certain circumstances; amending Minnesota Statutes 1990, section 273.124, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Kelly and Ms. Pappas introduced—

S.F. No. 1849: A bill for an act relating to the city of St. Paul; setting the maximum amounts and other conditions for the issuance of capital improvement bonds; amending Laws 1971, chapter 773, section 1, subdivision 2, as amended; and section 2, as amended.

Referred to the Committee on Local Government.

Messrs. Kelly and McGowan introduced—

S.F. No. 1850: A bill for an act relating to crimes; juvenile offenders; requiring corrections programming for juveniles convicted in adult court; providing for automatic adult prosecution of juvenile offenders previously referred for adult prosecution; allowing photographs to be taken of juveniles in custody; requiring that the sentencing guidelines treat felonies committed as a juvenile the same as prior adult felonies for purposes of calculating an offender's criminal history score; appropriating money; amending Minnesota Statutes 1990, sections 260.185, subdivision 2; and 609.055; Minnesota Statutes 1991 Supplement, section 260.161, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 242; repealing Minnesota Statutes 1990, section 260.125, subdivision 3a.

Referred to the Committee on Judiciary.

Messrs. Kelly, Cohen and Ms. Pappas introduced—

S.F. No. 1851: A bill for an act relating to insurance; no-fault auto; regulating wage loss reimbursement coverage for disabled persons; amending Minnesota Statutes 1990, section 65B.491.

Referred to the Committee on Commerce.

Mr. Kelly introduced—

S.F. No. 1852: A bill for an act relating to the judiciary; increasing reimbursement amounts for witnesses; amending Minnesota Statutes 1990, section 357.22; Minnesota Statutes 1991 Supplement, section 357.24.

Referred to the Committee on Judiciary.

Mr. Kelly introduced—

S.F. No. 1853: A bill for an act relating to crimes; juvenile offenders; requiring that juvenile offenders be committed to the commissioner of corrections if found delinquent for an act involving possession of a firearm; amending Minnesota Statutes 1990, section 260.185, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Vickerman, Merriam and Dicklich introduced—

S.F. No. 1854: A bill for an act relating to appropriations; clarifying the purposes for which a certain appropriation may be spent at Worthington community college.

Referred to the Committee on Finance.

Messrs. Metzen, Solon, Belanger, Larson and Mrs. Adkins introduced—

S.F. No. 1855: A bill for an act relating to life insurance; authorizing policies for the benefit of a charity; proposing coding for new law in Minnesota Statutes, chapters 61A; and 309.

Referred to the Committee on Commerce.

Messrs. Finn, Luther and Knaak introduced—

S.F. No. 1856: A bill for an act relating to real property; providing for mortgage satisfaction or release by fewer than all mortgagees; regulating various notice, hearing, and other procedures and requirements for foreclosures and other involuntary transfers of real property; clarifying provisions relating to notice of termination of contract for deed; amending Minnesota Statutes 1990, sections 508.57; 508.58; 508.67; 508A.58; 514.08, subdivision 2; 514.10; 559.21, subdivisions 2a and 3; 580.15; and 582.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 507; and 580.

Referred to the Committee on Judiciary.

Mses. Berglin and Piper introduced—

S.F. No. 1857: A bill for an act relating to health; changing home care licensure requirements; requiring persons who provide home management services to be registered, but not licensed; removing the fee exemption for local government providers; amending Minnesota Statutes 1990, sections 144A.43, subdivisions 3 and 4; and 144A.46, subdivision 5; Minnesota Statutes 1991 Supplement, section 144A.46, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 144A.

Referred to the Committee on Health and Human Services.

Messrs. Laidig and Dahl introduced—

S.F. No. 1858: A bill for an act relating to waste management; requiring recycling of fluorescent lamps in state buildings; amending Minnesota Statutes 1990, section 16B.24, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Messrs. Merriam, Laidig, Spear, Mondale and Neuville introduced—

S.F. No. 1859: A bill for an act relating to probate; changing provisions relating to merger of trusts, certificates of trust, affidavits of trustees, and powers of attorney; amending Minnesota Statutes 1990, sections 508.62; 508A.62; 523.02; 523.03; 523.07; 523.08; 523.09; 523.11, subdivisions 1 and 2; 523.17; 523.18; 523.19; 523.21; 523.22; 523.23, subdivisions 1, 2, 3, and by adding subdivisions; 523.24, subdivisions 1, 7, 8, and 9; Minnesota Statutes 1991 Supplement, section 518.58, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapters 501B; and 523; repealing Minnesota Statutes 1990, section 523.25.

Referred to the Committee on Judiciary.

Mrs. Adkins introduced—

S.F. No. 1860: A bill for an act relating to taxation; property; excluding fire service levies by the city of Otsego from levy limits.

Referred to the Committee on Taxes and Tax Laws.

Mr. Johnson, D.E. introduced—

S.F. No. 1861: A bill for an act relating to retirement; increasing the minimum size of public pension plans required to prepare and file investment

performance reports; amending Minnesota Statutes 1990, section 356.218, subdivision 2.

Referred to the Committee on Governmental Operations.

Mrs. Adkins introduced—

S.F. No. 1862: A bill for an act relating to education; authorizing a fund transfer for independent school district No. 885, St. Michael-Albertville.

Referred to the Committee on Education.

Messrs. Morse, Finn, Samuelson and Dicklich introduced—

S.F. No. 1863: A bill for an act relating to retirement; establishing an ambulance service personnel longevity award and incentive program; redirecting proceeds of a driver's license surtax; amending Minnesota Statutes 1991 Supplement, sections 171.06, subdivision 2b; 353D.01, subdivision 2; 353D.02; 353D.03; 353D.05, subdivisions 1 and 3; and 353D.06; proposing coding for new law as Minnesota Statutes, chapter 356B; repealing Minnesota Statutes 1991 Supplement, sections 353D.01, subdivisions 1a and 1b; 353D.021; 353D.031; 353D.051; and 353D.091; and Laws 1991, chapter 291, article 19, section 11.

Referred to the Committee on Governmental Operations.

Messrs. Vickerman, Samuelson, Sams, Larson and Johnson, D.E. introduced—

S.F. No. 1864: A bill for an act relating to education; changing the structure of the higher education merger; amending Minnesota Statutes 1991 Supplement, sections 136E.03; 136E.04, subdivision 1; 179A.10, subdivision 2; and Laws 1991, chapter 356, article 9, sections 8, subdivisions 1 and 4; 9; and 14; repealing Minnesota Statutes 1991 Supplement, section 136E.04, subdivision 4; and Laws 1991, chapter 356, article 9, sections 8, subdivision 6; and 11.

Referred to the Committee on Education.

Messrs. Finn; Lessard; Moe, R.D.; Johnson, D.J. and Stumpf introduced—

S.F. No. 1865: A bill for an act relating to natural resources; establishing a bill of rights for natural resource permit applicants; creating an office of ombudsman for natural resource permits; appropriating money; amending Minnesota Statutes 1991 Supplement, section 15A.081, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Environment and Natural Resources.

Messrs. Mondale, Merriam, Ms. Johnson, J.B.; Messrs. Frederickson, D.R. and Dahl introduced—

S.F. No. 1866: A bill for an act relating to the environment; providing protection from liability for releases of hazardous substances to persons not otherwise liable who undertake and complete cleanup actions under an approved cleanup plan; providing for submission and approval of cleanup plans and supervision of cleanup by the commissioner of the pollution control agency; authorizing the commissioner of the pollution control agency

to issue determinations or enter into agreements with property owners near the source of releases of hazardous substances regarding future cleanup liability; appropriating money; amending Minnesota Statutes 1990, section 115B.17, subdivision 14; proposing coding for new law in Minnesota Statutes, chapter 115B.

Referred to the Committee on Environment and Natural Resources.

Mr. Benson, D.D. introduced—

S.F. No. 1867: A bill for an act relating to capital improvements; authorizing the issuance of state bonds for the Lake Florence restoration project; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Ms. Pappas, Messrs. Hottinger, Beckman and Ms. Johnson, J.B. introduced—

S.F. No. 1868: A bill for an act relating to health; creating the Minnesota health assurance board and the department of health care access; establishing the Minnesota health assurance plan; creating a health care analysis unit; requiring research and data collection 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 as Minnesota Statutes, chapter 62K.

Referred to the Committee on Health and Human Services.

Ms. Pappas, Messrs. Riveness, Knaak, Novak and Mondale introduced—

S.F. No. 1869: A bill for an act relating to transportation; authorizing privileged highway use for transit buses and requiring instruction in the driver's manual; providing tax credits for transit use; imposing a tax on gasoline sales at retail and requiring tax proceeds to be used for transit; authorizing municipalities to impose transportation utility fees; amending Minnesota Statutes 1990, sections 169.01, by adding a subdivision; 169.04; 169.18, by adding a subdivision; 169.19, subdivision 1; 171.13, by adding a subdivision; 297A.02, by adding a subdivision; 297A.021, subdivision 1; and 297A.25, subdivision 7; Minnesota Statutes 1991 Supplement, section 297A.44, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapters 290; and 444.

Referred to the Committee on Transportation.

Mses. Johnston, Olson and Mr. Merriam introduced—

S.F. No. 1870: A bill for an act relating to mosquito abatement; requiring the commissioner of agriculture to adopt rules to provide potentially affected persons notice of spraying; amending Minnesota Statutes 1990, sections 18.091; 18.121, subdivision 1; and 473.704, subdivision 17.

Referred to the Committee on Agriculture and Rural Development.

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

S.F. No. 1871: A bill for an act relating to taxation; exempting certain ships from the sales and use tax; amending Minnesota Statutes 1990, section

297A.25, subdivision 45.

Referred to the Committee on Taxes and Tax Laws.

Mr. Metzen introduced—

S.F. No. 1872: A bill for an act relating to the city of West Saint Paul; providing for delayed property tax assessment of improvements to certain residential property.

Referred to the Committee on Economic Development and Housing.

Messrs. Morse, Marty and Ms. Reichgott introduced—

S.F. No. 1873: A bill for an act relating to education; requiring school districts to develop and implement violence prevention programs; requiring in-service education for all district staff; establishing a violence prevention and sexual harassment curriculum resource center; reserving general education and early childhood family education revenue for in-service education for violence prevention programs; increasing the general education formula allowance; increasing the early childhood family education allowance; appropriating money; amending Minnesota Statutes 1991 Supplement, sections 124.2711, subdivisions 1 and 4; 124A.22, subdivision 2; 124A.29, subdivision 1; and 126.70, subdivisions 1 and 2a; proposing coding for new law in Minnesota Statutes, chapter 121.

Referred to the Committee on Education.

Mr. Hughes introduced—

S.F. No. 1874: A bill for an act relating to mechanics' liens; providing for the reattachment of a lien where certain transfers are avoided under the federal bankruptcy code; amending Minnesota Statutes 1990, sections 514.011, subdivision 2; and 514.07.

Referred to the Committee on Judiciary.

Mr. Spear, Ms. Reichgott, Messrs. Mondale and Knaak introduced—

S.F. No. 1875: A bill for an act relating to freedom of expression; providing for free press rights of students in public schools; proposing coding for new law in Minnesota Statutes, chapter 126.

Referred to the Committee on Education.

Mses. Flynn, Piper, Messrs. Renneke, Bernhagen and Solon introduced—

S.F. No. 1876: A bill for an act relating to occupations and professions; board of medical practice; clarifying requirements for granting medical licenses and for investigating physicians; amending Minnesota Statutes 1990, sections 147.131; and 147.161, subdivision 3; Minnesota Statutes 1991 Supplement, section 147.03.

Referred to the Committee on Health and Human Services.

Mr. Chmielewski introduced—

S.F. No. 1877: A bill for an act relating to workers' compensation; regulating medical and rehabilitation benefits; providing penalties; amending Minnesota Statutes 1990, sections 176.011, subdivision 15; 176.102, subdivisions 1, 2, 3, 3a, 4, 6, 7, and 9; 176.103, subdivisions 2, 3, and by adding a subdivision; 176.135, subdivisions 1, 1a, 5, 6, and 7; 176.136, subdivisions 1, 2, and by adding subdivisions; 176.155, subdivision 1; and 176.83, subdivisions 5, 6, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1990, sections 176.135, subdivision 3; and 176.136, subdivision 5.

Referred to the Committee on Employment.

Mr. Chmielewski introduced—

S.F. No. 1878: A bill for an act relating to workers' compensation; regulating insurance; regulating the assigned risk plan; creating a health and safety fund; providing for fraud prevention; requiring the department to assist employees; providing for accident prevention and injury reduction; eliminating subsequent injury registration and reimbursement; appropriating money; amending Minnesota Statutes 1990, sections 79.251, by adding subdivisions; 79.252, subdivisions 1 and 3; 176.102, subdivision 3a; 176.103, subdivision 3; 176.106, subdivision 6; 176.129, subdivision 10; 176.130, subdivisions 8 and 9; 176.138; 176.139, subdivision 2; 176.181, subdivisions 3 and 7; 176.182; 176.185, subdivision 5a; 176.194, subdivisions 4 and 5; 176.221, subdivisions 3 and 3a; 176.231, subdivision 10; 176.261; 176.84, subdivision 2; 176A.03, by adding a subdivision; and 182.666, subdivision 7; proposing coding for new law in Minnesota Statutes, chapters 79 and 176; repealing Minnesota Statutes 1990, section 176.131.

Referred to the Committee on Employment.

Mr. Chmielewski introduced—

S.F. No. 1879: A bill for an act relating to workers' compensation; regulating hearings; providing for appointments to the workers' compensation court of appeals; regulating attorney fees; providing penalties; amending Minnesota Statutes 1990, sections 176.081, subdivisions 1, 2, and 3; 176.105, subdivision 1; 176.421, subdivisions 1 and 6; 176.461; 480B.01, subdivisions 1 and 10; and 609.52, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 176.

Referred to the Committee on Employment.

Mr. Chmielewski introduced—

S.F. No. 1880: A bill for an act relating to workers' compensation; regulating benefits and coverage; providing penalties; amending Minnesota Statutes 1990, sections 176.011, subdivisions 3, 11a, and 18; 176.101, subdivisions 1, 2, and 3f; 176.102, subdivision 11; 176.111, subdivision 18; and 176.645, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 176.

Referred to the Committee on Employment.

Messrs. Langseth and DeCramer introduced—

S.F. No. 1881: A bill for an act relating to highways; providing for resolution of local disapproval of certain county state-aid highway actions; providing that part of county state-aid highway fund be apportioned on basis of lane-miles; changing composition of county state-aid screening board; making technical changes; amending Minnesota Statutes 1990, sections 160.02, by adding a subdivision; 162.02, subdivisions 8, 10, and by adding a subdivision; 162.07, subdivisions 1, 5, and 6; and 162.155.

Referred to the Committee on Transportation.

Mr. Laidig introduced—

S.F. No. 1882: A bill for an act relating to civil actions; limiting liability for certain injuries arising out of livestock activities; proposing coding for new law in Minnesota Statutes, chapter 604.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Beckman, Davis, Langseth, Renneke and Bertram introduced—

S.F. No. 1883: A bill for an act relating to workers' compensation; regulating benefits, providers, dispute resolution, and insurance; imposing penalties; appropriating money; amending Minnesota Statutes 1990, sections 15A.083, subdivision 7; 79.095; 79.251, subdivision 4; 79.252, subdivisions 1 and 3; 79.61, subdivision 1; 175.007; 176.011, subdivisions 3, 11a, 18, 27, and by adding a subdivision; 176.021, subdivision 3; 176.041, subdivision 1a; 176.061, subdivision 10, and by adding a subdivision; 176.081, subdivisions 1, 2, and 3; 176.101, subdivisions 1, 2, 4, 5, 6, 8, and by adding subdivisions; 176.102, subdivisions 1, 1a, 2, 3, 3a, 4, 6, 7, 9, and 11; 176.103, subdivision 3; 176.105, subdivisions 1 and 4; 176.111, subdivisions 6, 7, 8, 12, 14, 15, 18, 20, and 21; 176.129, subdivision 10; 176.130, subdivisions 8 and 9; 176.131, subdivisions 1, 1a, 2, 8, and by adding a subdivision; 176.132, subdivisions 1, 2, and 3; 176.135, subdivisions 1, 1a, 5, 6, and 7; 176.136, subdivisions 1, 2, and by adding subdivisions; 176.138; 176.139, subdivision 2; 176.155, subdivision 1; 176.179; 176.181, subdivisions 3 and 7; 176.182; 176.183, subdivision 1; 176.185, subdivision 5a; 176.191, subdivisions 1, 2, 3, and 4; 176.194, subdivisions 4 and 5; 176.215, by adding a subdivision; 176.221, subdivisions 3, 3a, 6a, and 7; 176.231, subdivision 10; 176.305, subdivision 1; 176.351, subdivision 2a; 176.421, subdivisions 1, 6, and 7; 176.442; 176.461; 176.645, subdivisions 1 and 2; 176.66, subdivision 11; 176.83, subdivisions 5, 6, and by adding a subdivision; 176.84, subdivision 2; 176A.03, by adding a subdivision; 182.666, subdivision 7; 268.08, subdivision 3; 353.33, subdivision 5; and 480B.01, subdivisions 1 and 10; proposing coding for new law in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1990, sections 176.011, subdivision 26; 176.101, subdivisions 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3j, 3k, 3l, 3m, 3n, 3o, 3p, 3q, 3r, 3s, 3t, and 3u; 176.106; 176.111, subdivision 8a; 176.135, subdivision 3; and 176.136, subdivision 5.

Referred to the Committee on Employment.



Ms. Reichgott, Mr. Luther and Ms. Traub introduced—

S.F. No. 1884: A bill for an act relating to education; extending a special levy for school districts for crime related costs; amending Minnesota Statutes 1991 Supplement, section 275.125, subdivision 6j.

Referred to the Committee on Education.

Mr. Moe, R.D. introduced—

S.F. No. 1885: A bill for an act relating to education; restoring the school board option for a pre-Labor day start to the school year; repealing Minnesota Statutes 1991 Supplement, section 126.12, subdivision 1.

Referred to the Committee on Education.

Messrs. Bertram, Langseth and Vickerman introduced—

S.F. No. 1886: A bill for an act relating to drivers' licenses; authorizing Minnesota identification cards for certain military personnel; amending Minnesota Statutes 1990, sections 171.06, subdivision 2; and 171.07, by adding a subdivision; Minnesota Statutes 1991 Supplement, sections 171.02, subdivision 1; and 171.07, subdivision 3.

Referred to the Committee on Transportation.

Messrs. Bertram, Vickerman and Sams introduced—

S.F. No. 1887: A bill for an act relating to human services; prohibiting an AFDC grant increase for children born more than nine months after a recipient began receiving AFDC; amending Minnesota Statutes 1990, section 256.74, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Messrs. Bertram, Vickerman, Sams and Ms. Johnson, J.B. introduced—

S.F. No. 1888: A bill for an act relating to human services; authorizing medical assistance coverage of nursing care provided in a hospital swing bed to a patient in the last stage of a terminal illness; amending Minnesota Statutes 1991 Supplement, section 256B.0625, subdivision 2.

Referred to the Committee on Health and Human Services.

Messrs. Price and Morse introduced—

S.F. No. 1889: A bill for an act relating to education; authorizing the elementary and secondary school year to commence before Labor Day in 1992.

Referred to the Committee on Education.

Mr. Price introduced—

S.F. No. 1890: A bill for an act relating to education; providing for an open and standing appropriation for debt service equalization aid; appropriating money for debt service equalization aid for school districts; proposing coding for new law in Minnesota Statutes, chapter 124.

Referred to the Committee on Education.

Mr. Price, by request, introduced—

S.F. No. 1891: A bill for an act relating to courts; creating a new judicial district; amending Minnesota Statutes 1991 Supplement, section 2.722, subdivision 1.

Referred to the Committee on Judiciary.

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

S.F. No. 1892: A bill for an act relating to agriculture; appropriating money for a potato inspection facility.

Referred to the Committee on Agriculture and Rural Development.

Mr. Mehrkens introduced—

S.F. No. 1893: A bill for an act relating to the city of Zumbrota; allowing informational signs.

Referred to the Committee on Transportation.

Mr. Bernhagen introduced—

S.F. No. 1894: A bill for an act relating to the environment; forgiving advances and loans made under a pilot litigation loan project relating to wastewater treatment.

Referred to the Committee on Finance.

Mr. Dahl introduced—

S.F. No. 1895: A bill for an act relating to state government; prohibiting gifts to members of the pollution control agency board or employees of the agency; proposing coding for new law in Minnesota Statutes, chapter 116.

Referred to the Committee on Elections and Ethics.

Mr. Dahl introduced—

S.F. No. 1896: A bill for an act relating to economic development; providing for the return of money under certain grant programs to be credited to the agricultural and economic development account; amending Minnesota Statutes 1990, section 116J.873, subdivision 4; Laws 1987, chapter 386, article 9, section 19, as amended.

Referred to the Committee on Economic Development and Housing.

Mr. Dahl introduced—

S.F. No. 1897: A bill for an act relating to the environment; requiring recycled CFCs used in refrigerant applications to comply with certain standards; proposing coding for new law in Minnesota Statutes, chapter 239.

Referred to the Committee on Environment and Natural Resources.

Mr. Dahl, Ms. Traub, Mr. Dicklich and Mrs. Benson, J.E. introduced—

S.F. No. 1898: A bill for an act relating to education; prohibiting the use of all tobacco products in public elementary and secondary schools; amending Minnesota Statutes 1990, sections 144.413, subdivision 2; and 144.417, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Education.

Mses. Piper and Berglin introduced—

S.F. No. 1899: A bill for an act relating to human services; requiring grants for demonstration programs to promote the self-sufficiency of public assistance recipients; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Health and Human Services.

Mr. Finn, Ms. Berglin and Mr. Spear introduced—

S.F. No. 1900: A bill for an act relating to health; allowing nursing homes to establish review organizations; including quality assurance under medical assistance and Medicare as an activity of a review organization; allowing nursing homes to limit access to certain physicians and pharmacists on the basis of quality assurance activities; amending Minnesota Statutes 1991 Supplement, sections 145.61, subdivisions 4a and 5; and 256B.48, subdivision 1.

Referred to the Committee on Health and Human Services.

### MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that S.F. No. 1597 and the veto message thereon be taken from the table. The motion prevailed.

S.F. No. 1597: A bill for an act relating to elections; changing the boundaries of congressional districts; proposing coding for new law in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 1990, sections 2.741; 2.751; 2.761; 2.771; 2.781; 2.791; 2.801; and 2.811.

Mr. Pogemiller moved that S.F. No. 1597 be now reconsidered and repassed, the objections of the Governor notwithstanding, pursuant to Article IV, Section 23, of the Constitution of the State of Minnesota.

The question was taken on the adoption of the motion of Mr. Pogemiller.

The roll was called, and there were yeas 45 and nays 21, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Johnson, J.B.	Moe, R.D.	Reichgott
Beckman	Dicklich	Kelly	Mondale	Riveness
Berg	Finn	Kroening	Morse	Sams
Berglin	Flynn	Langseth	Novak	Samuelson
Bertram	Frank	Lessard	Pappas	Solon
Chmielewski	Frederickson, D.J.	Luther	Piper	Spear
Cohen	Hottinger	Marty	Pogemiller	Stumpf
Dahl	Hughes	Merriam	Price	Traub
Davis	Johnson, D.J.	Metzen	Ranum	Vickerman

Those who voted in the negative were:

Belanger	Day	Johnston	Mehrrens	Terwilliger
Benson, D.D.	Frederickson, D.R.	Knaak	Neuville	
Benson, J.E.	Gustafson	Laidig	Olson	
Bernhagen	Halberg	Larson	Pariseau	
Brataas	Johnson, D.E.	McGowan	Renneke	

The motion prevailed. So the bill was repassed and its title was agreed to, the objections of the Governor to the contrary notwithstanding.

### ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 2:00 p.m., Monday, February 24, 1992. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate