

THIRD DAY

St. Paul, Minnesota, Thursday, January 7, 1993

The Senate met at 9:30 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, Rabbi Stacy Offner.

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

Adkins	Finn	Kroening	Murphy	Runbeck
Anderson	Flynn	Laidig	Neuville	Sams
Beckman	Frederickson	Langseth	Novak	Samuelson
Belanger	Hanson	Larson	Oliver	Solon
Benson, D.D.	Hottinger	Lesewski	Olson	Spear
Benson, J.E.	Janezich	Lessard	Pappas	Stevens
Berg	Johnson, D.E.	Luther	Pariseau	Stumpf
Berglin	Johnson, D.J.	Marty	Piper	Terwilliger
Bertram	Johnson, J.B.	McGowan	Pogemiller	Tickerman
Betzold	Johnston	Merriam	Price	Wiener
Chandler	Kelly	Metzen	Ranum	
Chmielewski	Kiscaden	Moe, R.D.	Reichgott	
Day	Knutson	Mondale	Riveness	
Dille	Krentz	Morse	Robertson	

The President declared a quorum present.

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

REPORTS OF COMMITTEES

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

Ms. Berglin from the Committee on Health Care, to which was referred

S.F. No. 2: A bill for an act relating to insurance; Medicare supplement; permitting phased-in compliance with community rating; amending Minnesota Statutes 1992, section 62A.31, subdivision 1.

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

Page 3, line 15, before the period, insert "*for those policies that cover individuals under 65*"

Page 9, line 1, after the period, insert "*Except as otherwise permitted under the phase-in timetable allowed under this paragraph,*"

Page 10, line 13, delete from "*Health*" through page 10, line 15, to the period and insert "*Health plans other than health maintenance organizations may choose to use the phase-in timetable only for renewal coverage and may fully implement community rating for any newly-issued coverage. If the carrier chooses this option for newly-issued coverage, the commissioner of commerce should take this into account in approving the carrier's subsequent rating period.*"

Page 11, line 13, after "*portion*" insert "*of*"

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

MOTIONS AND RESOLUTIONS

Ms. Berglin moved that her name be stricken as chief author, shown as a co-author and the name of Mr. Benson, D.D. be shown as chief author to S.F. No. 2. The motion prevailed.

Messrs. Moe, R.D. and Johnson, D.E. introduced—

Senate Resolution No. 11: A Senate resolution relating to appointment of a committee to escort the Governor to the House Chamber for a Joint Convention.

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

The President of the Senate shall appoint a committee of five members of the Senate to act with a like committee on the part of the House of Representatives to escort the Honorable Arne H. Carlson, Governor of the State of Minnesota, to the House Chamber on the occasion of the Joint Convention on Thursday, January 14, 1993, at 7:00 o'clock p.m.

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

APPOINTMENTS

Pursuant to the foregoing resolution, the President made the following appointments:

Mrs. Adkins, Ms. Krentz, Messrs. Larson, Oliver and Ms. Ranum.

MOTIONS AND RESOLUTIONS – CONTINUED

Mr. Larson introduced—

Senate Resolution No. 12: A Senate resolution congratulating the Detroit Lakes High School Football Team on winning the 1992 State Class A Football Championship.

Referred to the Committee on Rules and Administration.

Mr. Vickerman introduced—

Senate Resolution No. 13: A Senate resolution congratulating the Tracy High School Panthers for winning the 1992 State High School Class A Girls Volleyball Tournament.

Referred to the Committee on Rules and Administration.

Messrs. Moe, R.D. and Johnson, D.E. introduced—

Senate Concurrent Resolution No. 3: A Senate concurrent resolution relating to adjournment for more than three days.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

1. Upon its adjournment on Thursday, January 14, 1993, the Senate may set its next day of meeting for Tuesday, January 19, 1993.

2. Upon its adjournment on Thursday, January 14, 1993, the House of Representatives may set its next day of meeting for Tuesday, January 19, 1993.

3. Pursuant to the Minnesota Constitution, Article IV, Section 12, the Senate and House of Representatives each consents to the adjournment of the other for more than three days.

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

SUSPENSION OF RULES

Ms. Runbeck moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S.F. No. 6 and that the rules of the Senate be so far suspended as to introduce S.F. No. 6 at this point in the Senate Order of Business and to give S.F. No. 6 its first, second and third reading and place it on its final passage.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 23 and nays 43, as follows:

Those who voted in the affirmative were:

Belanger	Dille	Knutson	Neuville	Runbeck
Benson, D.D.	Frederickson	Laidig	Oliver	Stevens
Benson, J.E.	Johnson, D.E.	Larson	Olson	Terwilliger
Berg	Johnston	Lesewski	Pariseau	
Day	Kiscaden	McGowan	Robertson	

Those who voted in the negative were:

Adkins	Flynn	Langseth	Murphy	Sams
Anderson	Hanson	Lessard	Novak	Samuelson
Beckman	Hottinger	Luther	Pappas	Solon
Berglin	Janezich	Marty	Piper	Spear
Bertram	Johnson, D.J.	Merriam	Pogemiller	Stumpf
Betzold	Johnson, J.B.	Metzen	Price	Vickerman
Chandler	Kelly	Moe, R.D.	Ranum	Wiener
Chmielewski	Krentz	Mondale	Reichgott	
Finn	Kroening	Morse	Rivness	

The motion did not prevail.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Bertram introduced—

S.F. No. 4: A bill for an act relating to retirement; providing an open appropriation for payment of state reimbursement for supplemental retirement benefits paid to volunteer firefighters; amending Minnesota Statutes 1992, section 424A.10, subdivision 3.

Referred to the Committee on Governmental Operations and Reform.

Mr. Benson, D.D. introduced—

S.F. No. 5: A bill for an act relating to game and fish; extending the permissible period for the open season on raccoon; amending Minnesota Statutes 1992, section 97B.621, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Ms. Runbeck, Messrs. Neville; Johnson, D.E.; Berg and Ms. Lesewski introduced—

S.F. No. 6: A bill for an act relating to the compensation of state officers; providing for legislative salary recommendations; setting 1993 salaries for legislators, justices, judges, constitutional officers, and heads of executive departments; amending Minnesota Statutes 1992, section 15A.082, subdivision 3.

Referred to the Committee on Governmental Operations and Reform.

Mr. Vickerman introduced—

S.F. No. 7: A bill for an act relating to transportation; requiring county money to match federal funds for construction of Bloomington ferry bridge.

Referred to the Committee on Transportation and Public Transit.

Mr. Bertram introduced—

S.F. No. 8: A bill for an act relating to intoxicating liquor; authorizing the county board to issue a combination off-sale and on-sale intoxicating liquor license to a certain establishment.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Johnson, D.E. and Dille introduced—

S.F. No. 9: A bill for an act relating to education; appropriating money for a cooperative secondary facilities grant to a certain group of districts.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 10: A bill for an act relating to education; transferring functions of the higher education coordinating board; changing the membership, terms, and functions of the higher education board; allowing the merger of certain technical colleges by agreement; amending Minnesota Statutes 1992, sections 15A.081, subdivision 7b; 136E.01; 136E.02; 179A.10, subdivision 2; Laws 1991, chapter 356, article 9, section 8, subdivisions 1 and 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 136E; repealing Minnesota Statutes 1992, sections 135A.061; 135A.50; 136A.01; 136A.02; 136A.03; 136A.04, subdivisions 1 and 2; 136E.03; 136E.04; and 136E.05; Laws 1991, chapter 356, article 9, section 8, subdivisions 3 to 9; and sections 9 to 16.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 11: A bill for an act relating to tax-forfeited lands; authorizing independent school district No. 577 of Willow River to sell certain tax-forfeited lands to correct an erroneous boundary assumption.

Referred to the Committee on Environment and Natural Resources. Mr. Chmielewski questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Chmielewski introduced—

S.F. No. 12: A resolution expressing the legislature's opposition to federal legislation requiring suspension of licenses for individuals convicted of violations of the federal Controlled Substances Act.

Referred to the Committee on Transportation and Public Transit.

Messrs. Vickerman, Murphy and Larson introduced—

S.F. No. 13: A bill for an act relating to motor vehicles; providing for free motor vehicle license plates for former prisoners of war; amending Minnesota Statutes 1992, section 168.125, subdivision 1.

Referred to the Committee on Transportation and Public Transit.

Mr. Vickerman introduced—

S.F. No. 14: A bill for an act relating to solid waste; requiring the state to pay solid waste management fees imposed by counties; amending Minnesota Statutes 1992, section 400.08, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, January 11, 1993. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate