

EIGHTH DAY

St. Paul, Minnesota, Monday, January 25, 1993

The Senate met at 11:00 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. Vern Anderson.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received:

December 28, 1992

The Honorable Allan H. Spear
President of the Senate

The Honorable Dee Long
Speaker of the House

Dear President Spear and Speaker Long:

I respectfully request the opportunity of addressing a Joint Session of the

House and Senate of the 78th Session of the Minnesota Legislature on Tuesday, January 26, 1993, at 7:00 p.m. for the purpose of presenting my Budget address to the Legislature.

Warmest regards,
Arne H. Carlson, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform the Senate that the House of Representatives invites and is ready to meet with the Senate at 6:45 p.m., Tuesday, January 26, 1993, to receive the budget message of the Honorable Arne H. Carlson, Governor of the State of Minnesota, said message to be delivered at 7:00 p.m., Tuesday, January 26, 1993.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 21, 1993

Mr. Moe, R.D. moved that the Senate accede to the request of the House of Representatives to meet in Joint Convention in the House Chamber at 7:00 p.m., Tuesday, January 26, 1993, to receive the budget message of the Honorable Arne H. Carlson, Governor of the State of Minnesota. The motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Johnson, D.J. moved that his name be stricken as chief author, shown as a co-author, and the name of Mr. Beckman be shown as chief author to S.F. No. 20. The motion prevailed.

Mr. Finn moved that his name be stricken as a co-author to S.F. No. 22. The motion prevailed.

Mr. Hottinger moved that the names of Messrs. Solon, Samuelson, Larson and Ms. Wiener be added as co-authors to S.F. No. 28. The motion prevailed.

Mr. Merriam moved that the names of Messrs. Marty and Berg be added as co-authors to S.F. No. 49. The motion prevailed.

Mr. Kelly moved that the name of Mr. McGowan be added as a co-author to S.F. No. 56. The motion prevailed.

Mr. Marty moved that the name of Mr. Merriam be added as a co-author to S.F. No. 57. The motion prevailed.

Mrs. Benson, J.E. moved that the name of Ms. Johnston be added as a co-author to S.F. No. 61. The motion prevailed.

Mr. Larson moved that the name of Mr. Merriam be added as a co-author to S.F. No. 62. The motion prevailed.

Mr. Samuelson moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 64. The motion prevailed.

Ms. Runbeck moved that the name of Mr. Larson be added as a co-author to S.F. No. 68. The motion prevailed.

Mr. Finn moved that the name of Mr. Stumpf be added as a co-author to S.F. No. 71. The motion prevailed.

Mr. Moe, R.D. introduced—

Senate Resolution No. 18: 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 Tuesday, January 26, 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:

Ms. Hanson, Messrs. Hottinger, Laidig, Ms. Lesewski and Mr. Murphy.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Chandler, Hottinger, Janezich and Metzen introduced—

S.F. No. 79: A bill for an act relating to commerce; permitting sales of motor vehicles on Sunday; amending Minnesota Statutes 1992, section 168.27, subdivision 12; repealing Minnesota Statutes 1992, sections 168.274; 168.275; and 168.276.

Referred to the Committee on Commerce and Consumer Protection.

Mr. Vickerman introduced—

S.F. No. 80: A bill for an act relating to education; changing the formula for general education revenue reduction for large fund balances; amending Minnesota Statutes 1992, section 124A.26, subdivision 1.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 81: A bill for an act relating to public lands; authorizing independent school district No. 577 of Willow River to sell certain lands to correct an erroneous boundary assumption.

Referred to the Committee on Environment and Natural Resources.

Messrs. Berg, Bertram and Vickerman introduced—

S.F. No. 82: A bill for an act relating to agriculture; creating family farm limited liability companies and authorized farm limited liability companies; amending Minnesota Statutes 1992, section 500.24, subdivision 2.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Metzen, Bertram, Samuelson, Vickerman and Johnson, D.E. introduced—

S.F. No. 83: A bill for an act relating to liquor; proof of age for purchase or consumption; amending Minnesota Statutes 1992, section 340A.503, subdivision 6.

Referred to the Committee on Crime Prevention.

Mr. Chandler, Ms. Runbeck, Messrs. Betzold, Murphy and Knutson introduced—

S.F. No. 84: A bill for an act relating to state government; reducing the size of the legislature; amending Minnesota Statutes 1992, sections 2.021; and 2.031, subdivision 1.

Referred to the Committee on Ethics and Campaign Reform.

Mr. Chmielewski introduced—

S.F. No. 85: A bill for an act proposing an amendment to the Minnesota Constitution, changing article IV; article V, sections 3 and 5; article VIII, section 1; article IX, sections 1 and 2; and article XI, section 5; providing for a unicameral legislature of 102 to 135 representatives.

Referred to the Committee on Ethics and Campaign Reform.

Mr. Janezich introduced—

S.F. No. 86: A bill for an act relating to retirement; authorizing a benefit increase for certain retired police officers, firefighters, and surviving spouses in the city of Eveleth.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Johnson, D.J. and Janezich introduced—

S.F. No. 87: A bill for an act relating to education; permitting an operating debt levy for the Babbitt school district.

Referred to the Committee on Education.

Messrs. Samuelson, Sams and Metzen introduced—

S.F. No. 88: 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.

Messrs. Spear and Cohen introduced—

S.F. No. 89: A bill for an act relating to family law; modifying provisions for establishment of third-party visitation rights; amending Minnesota Statutes 1992, section 257.022, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Kelly and Chandler introduced—

S.F. No. 90: A bill for an act relating to human services; establishing a property-related rate for a nursing facility relocated from a separate nursing home to a building formerly used as a hospital; appropriating money; amending Minnesota Statutes 1992, section 256B.431, subdivision 13.

Referred to the Committee on Health Care.

Messrs. Sams; Solon; Moe, R.D.; Belanger and Ms. Hanson introduced—

S.F. No. 91: A bill for an act relating to occupations and professions; exempting manufactured home dealers and installers from license requirement; amending Minnesota Statutes 1992, section 326.84, subdivision 3.

Referred to the Committee on Commerce and Consumer Protection.

Ms. Johnson, J.B.; Messrs. Janezich; Pogemiller; Johnson, D.J. and Benson, D.D. introduced—

S.F. No. 92: A bill for an act relating to education; providing grants for community-based program development; appropriating money.

Referred to the Committee on Education.

Ms. Flynn, Messrs. Sams, Hottinger, Ms. Wiener and Mr. Metzner introduced—

S.F. No. 93: A bill for an act relating to labor relations; regulating public employment labor relations; modifying the definition of a confidential employee; amending Minnesota Statutes 1992, section 179A.03, subdivision 4.

Referred to the Committee on Governmental Operations and Reform.

Ms. Piper, Messrs. Chandler, Solon, Ms. Kiscaden and Mr. Larson introduced—

S.F. No. 94: A bill for an act relating to occupations and professions; board of medical practice; modifying requirements for licensing United States, Canadian, and foreign medical school graduates; providing for temporary permits; providing for residency permits; adding a requirement for students exempt from penalties for practicing without a license; adding to licensed professionals subject to reporting obligations; indemnifying board members, consultants, and persons employed by the board; amending Minnesota Statutes 1992, sections 62A.46, subdivision 7; 147.02, subdivision 1, and by adding a subdivision; 147.03; 147.037, subdivision 1, and by adding a subdivision; 147.09; 147.111, subdivision 4; 147.121, subdivision 2; and 148.91, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 147.

Referred to the Committee on Health Care.

Messrs. Price and Mondale introduced—

S.F. No. 95: A bill for an act relating to transportation; defining personal transportation service; allowing provision of telephone caller identification service for certain commercial carriers of passengers; amending Minnesota Statutes 1992, section 221.011, subdivision 34; proposing coding for new law in Minnesota Statutes, chapter 237.

Referred to the Committee on Transportation and Public Transit.

Messrs. Riveness; Chandler; Murphy; Benson, D.D. and Hottinger introduced—

S.F. No. 96: A bill for an act relating to the environment; wastewater treatment; clarifying rulemaking provisions for pollution control agency adoption of wastewater treatment standards; changing the composition of the technical advisory committee; amending Minnesota Statutes 1992, sections 115.44, subdivisions 4, 6, and 7; and 115.54.

Referred to the Committee on Environment and Natural Resources.

Messrs. Finn; Pogemiller; Moe, R.D.; Spear and Ms. Ranum introduced—

S.F. No. 97: A bill for an act relating to health; clean indoor air; providing for an exemption from the prohibition on the use of tobacco products in public schools to permit use for religious or cultural purposes; amending Minnesota Statutes 1992, sections 144.4165; and 609.685, by adding a subdivision.

Referred to the Committee on Health Care.

Mr. Janezich, Mrs. Adkins, Mr. Lessard, Mrs. Pariseau and Mr. Frederickson introduced—

S.F. No. 98: A bill for an act relating to towns; eliminating distribution of certain reports relating to town roads and bridges; amending Minnesota Statutes 1992, section 164.03, subdivision 4.

Referred to the Committee on Metropolitan and Local Government.

Mr. Janezich, Mrs. Adkins, Mr. Lessard, Mrs. Pariseau and Mr. Frederickson introduced—

S.F. No. 99: A bill for an act relating to towns; clarifying certain provisions for the terms of town supervisor; providing for the compensation of certain town officers and employees; amending Minnesota Statutes 1992, sections 367.03, subdivision 1; and 367.05, subdivision 1.

Referred to the Committee on Metropolitan and Local Government.

Mr. Marty, Mses. Anderson, Runbeck and Mr. Beckman introduced—

S.F. No. 100: A bill for an act relating to youth; service learning and work-based learning; establishing a task force on community service; promoting youth service; developing youth community service and work-based learning programs; appropriating money; amending Minnesota Statutes 1992, sections 121.88, subdivision 9; 124.2713, subdivision 5; 124A.29, subdivision 1; 124C.46, subdivision 1; and 126.70, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 16B; and 121.

Referred to the Committee on Education.

Mr. Riveness, Ms. Ranum, Mr. Larson, Ms. Johnson, J.B. and Mr. Mondale introduced—

S.F. No. 101: A bill for an act relating to appropriations; appropriating money for a visitor center at Fort Snelling state park.

Referred to the Committee on Environment and Natural Resources.

Messrs. Merriam and Berg introduced—

S.F. No. 102: A bill for an act relating to the state lottery; abolishing the authority of the state lottery board to authorize additional compensation for the director of the state lottery; repealing Minnesota Statutes 1992, section 349A.03, subdivision 3.

Referred to the Committee on Gaming Regulation.

Messrs. Berg, Janezich and Johnson, D.E. introduced—

S.F. No. 103: A bill for an act relating to lawful gambling; regulating the conduct of lawful gambling; prescribing the powers and duties of licensees and the board; giving the gambling control board director cease and desist authority for violations of board rules; adding restrictions for bingo halls, distributors, and manufacturers; providing more flexibility in denying a license application to ensure the integrity of the lawful gambling industry; strengthening the gambling control board's enforcement ability by increasing licensing requirements; establishing the combined receipts tax as a lawful purpose expenditure; expanding definition of lawful purpose to include senior citizen activities under certain circumstances; clarifying and strengthening the regulation of the conduct of bingo; prescribing penalties; amending Minnesota Statutes 1992, sections 349.12, subdivisions 1, 4, 8, 11, 18, 19, 21, 23, 25, 30, 32, 34, and by adding a subdivision; 349.151, subdivision 4; 349.152, subdivisions 2 and 3; 349.153; 349.154, subdivision 2; 349.16, subdivision 8; 349.161, subdivisions 1, 3, and 5; 349.162, subdivisions 1, 2, 4, and 5; 349.163, subdivisions 1, 1a, 3, 5, and 6; 349.164, subdivisions 1, 3, and 6; 349.1641; 349.166, subdivisions 1, 2, and 3; 349.167, subdivisions 1 and 4; 349.168, subdivisions 3 and 6; 349.169, subdivision 1; 349.17, subdivisions 2, 4, 5, and by adding a subdivision; 349.174; 349.18, subdivisions 1, 1a, and 2; 349.19, subdivisions 2, 6, and 8; 349.191, subdivisions 1 and 4; 349.211, subdivisions 1 and 2; 349.2122; 349.2125, subdivisions 1 and 3; 349.2127, subdivisions 2 and 4; and 349.213, subdivision 1.

Referred to the Committee on Gaming Regulation.

Messrs. Berg, Janezich and Johnson, D.E. introduced—

S.F. No. 104: A bill for an act relating to lawful gambling; authorizing the use of pull-tab dispensing devices; amending Minnesota Statutes 1992, sections 349.12, subdivision 18; 349.13; and 349.151, subdivision 4.

Referred to the Committee on Gaming Regulation.

Mr. Spear introduced—

S.F. No. 105: A bill for an act relating to crime; repealing authority of conference of chief judges to establish a schedule of misdemeanors to be treated as petty misdemeanors; repealing Laws 1992, chapter 513, article 4, section 48.

Referred to the Committee on Crime Prevention.

Messrs. Vickerman and Marty introduced—

S.F. No. 106: A bill for an act relating to courts; grandparent visitation; clarifying that visitation may be sought after completion of proceedings for dissolution, custody, legal separation, annulment, or parentage; amending Minnesota Statutes 1992, sections 257.022, subdivision 2; and 518.175, subdivision 7.

Referred to the Committee on Judiciary.

Messrs. Kelly, Belanger and Cohen introduced—

S.F. No. 107: A bill for an act relating to courts; merging conciliation court statutes for all judicial districts into one statute; amending Minnesota Statutes 1992, section 481.02, subdivision 3; proposing coding for new law as Minnesota Statutes, chapter 488B; repealing Minnesota Statutes 1992, sections 487.30; 488A.12; 488A.13; 488A.14; 488A.15; 488A.16; 488A.17; 488A.29; 488A.30; 488A.31; 488A.32; 488A.33; and 488A.34.

Referred to the Committee on Judiciary.

Mr. Johnson, D.J. introduced—

S.F. No. 108: A bill for an act relating to appropriations; appropriating money for construction on the Superior Vista trail.

Referred to the Committee on Environment and Natural Resources.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 6:30 p.m., Tuesday, January 26, 1993. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate