

## SEVENTEENTH DAY

St. Paul, Minnesota, Thursday, February 25, 1993

The Senate met at 9:30 a.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Solon 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. Frank J. Decowski.

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

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

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 communications were received and referred to the committee indicated.

January 27, 1993

The Honorable Allan H. Spear  
President of the Senate

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

## STATE BOARD OF EDUCATION

Thomas Lindquist, 12393 Flag Ave. S., Savage, Scott County, has been appointed by me, effective January 27, 1993, for a term expiring on the first Monday in January, 1997.

Patsy A. Randell, 3510 Basswood Rd., Minneapolis, Hennepin County, has been appointed by me, effective January 27, 1993, for a term expiring on the first Monday in January, 1997.

(Referred to the Committee on Education.)

February 22, 1993

The Honorable Allan H. Spear  
President of the Senate

Dear Sir:

It is my pleasure to enclose herewith the names of all notary commissions in the State of Minnesota issued between January 1, 1992 and December 31, 1992.

Pursuant to the provisions of Article V, Section 3, of the Minnesota Constitution, I hereby appoint these individuals as notaries public and hereby request the advice and consent of the Senate in those appointments.

Warmest regards,  
Arne H. Carlson, Governor

## MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 20, 51, 125 and 139.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 22, 1993

## FIRST READING OF HOUSE BILLS

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

H.F. No. 20: A resolution memorializing the United States Secretary of Agriculture to establish higher price supports for grain commodities.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 18, now on General Orders.

H.F. No. 51: A bill for an act relating to motor vehicles; requiring junking certificates of title; regulating title branding for damaged vehicles; amending Minnesota Statutes 1992, sections 168A.01, subdivisions 17a, 17b, and by

adding a subdivision; 168A.04, subdivisions 1 and 4; 168A.05, subdivisions 3 and 5; 168A.15; 168A.151, subdivisions 1, 4, and by adding a subdivision; 168A.152, by adding a subdivision; 325F.6641, subdivision 1; 325F.6642, subdivisions 1, 2, 3, 5, and 6; and 325F.6644; repealing Minnesota Statutes 1992, section 168A.151, subdivisions 2, 3, and 5.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 41.

H.F. No. 125: A bill for an act relating to education; permitting independent school district No. 279, Osseo, to adopt an alternating eight-period schedule; exempting the district from certain statutory instructional time requirements through the 1995-1996 school year.

Referred to the Committee on Education.

H.F. No. 139: A bill for an act relating to the town of Santiago; authorizing the establishment of a detached banking facility.

Referred to the Committee on Commerce and Consumer Protection.

### 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. 327. The motion prevailed.

Mr. Chmielewski from the Committee on Transportation and Public Transit, to which was referred

S.F. No. 273: A bill for an act relating to highways; changing description of legislative Route No. 279 in state trunk highway system after agreement to transfer part of old route to Dakota county.

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

Page 1, line 12, delete "*in or adjacent to*" and insert "*on Route No. 384 in Minneapolis, thence extending in a general southerly direction across the Minnesota river to a point at 138th Street in Apple Valley.*"

Page 1, delete lines 13 to 15

Page 1, line 22, before "*Dakota*" insert "*the chair of the*" and after "*county*" insert "*board of commissioners*"

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

Mr. Vickerman from the Committee on Veterans and General Legislation, to which was re-referred

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, sections 168.031; 168.12, subdivision 5; and 168.125, subdivision 1.

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

Ms. Piper from the Committee on Family Services, to which was referred

S.F. No. 327: A bill for an act relating to human services; authorizing intensive family preservation services and child welfare targeted case management services; amending Minnesota Statutes 1992, sections 256B.0625, by adding a subdivision; 256F.06, subdivision 2; 257.3573, by adding a subdivision; and 626.559, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 256; 256B; and 256F.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Health Care. Ms. Benson, J.E. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Ms. Piper from the Committee on Family Services, to which was referred

S.F. No. 242: A bill for an act relating to human services; modifying adult foster care license requirements; amending Minnesota Statutes 1992, section 245A.11, subdivision 2a.

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

Page 1, line 12, strike everything after the period

Page 1, line 13, strike "may operate" and delete the new language and strike "with"

Page 1, strike line 14

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

Mr. Spear from the Committee on Crime Prevention, to which was re-referred

S.F. No. 114: A bill for an act relating to state departments; abolishing department of public safety and transferring certain responsibilities and personnel to other agencies; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 13.99, subdivision 82; 15.01; 15A.081, subdivision 1; 16B.14; 16B.54, subdivision 2; 43A.05, subdivision 4; 43A.34, subdivision 4; 65B.28, subdivision 2; 161.125, subdivision 3; 161.20, subdivision 4; 161.465; 168.011, by adding subdivisions; 168.126, subdivision 3; 168.325; 169.751; 169.783, subdivision 1; 170.23; 170.24; 171.015; 216C.19, subdivision 1; 218.031, subdivision 2; 270.73, subdivision 1; 297B.01, subdivision 3; 297C.03, subdivision 1; 297C.10, subdivisions 1 and 2; 297C.12; 297C.13, subdivision 1; 299A.02; 299A.30, subdivision 1; 299A.31, subdivision 1; 299A.331, subdivision 1; 299A.38, subdivision 1; 299C.01, subdivisions 2 and 4; 299C.06; 299C.13; 299C.50; 299F.01, subdivision 2; 299L.01, subdivision 1; 340A.201; 347.51, subdivision 2a; 349.151, subdivision 2; 352B.01, subdivision 2; 360.0752, subdivision 7; 360.0753, subdivision 6; 611A.20, subdivision 2; 624.7151; 626.5531, subdivision 2; 626.562, subdivision 1; and 634.16; repealing Minnesota Statutes 1992, sections 168.325, subdivision 4; 171.015, subdivisions 1 and 5; 270B.12, subdivision 4; 299A.01; 299C.01, subdivision 1; and 299F.01, subdivisions 1 and 3; Laws 1987, chapter 315, section 4, subdivision 2; Laws 1990, chapters 571, section 39; and 594, article 3, sections 6 and 7.

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

Delete everything after the enacting clause and insert:

**“Section 1. [DEPARTMENT OF PUBLIC SAFETY ABOLISHED; RESPONSIBILITIES TRANSFERRED.]**

*Subdivision 1. [DEPARTMENT ABOLISHED, RESPONSIBILITIES TRANSFERRED.] The department of public safety is abolished. The responsibilities held by the department are transferred to a receiving agency as designated in this act. Except as otherwise provided by this act, the responsibilities of the department must be transferred pursuant to Minnesota Statutes, section 15.039. For purposes of this act “responsibilities” includes the powers, duties, rights, obligations, rules, court actions, contracts, records, property of every description, unexpended funds, personnel, and authority imposed by law, of the department of public safety. For the purposes of this act, “receiving agency” has the meaning given to “new agency” in Minnesota Statutes, section 15.039, subdivision 1.*

*Subd. 2. [SPECIFIC POSITIONS ABOLISHED.] (a) The following positions in the department of public safety are not transferred to a receiving agency and are specifically abolished:*

- (1) commissioner;*
- (2) deputy commissioner;*
- (3) assistant commissioners;*
- (4) assistants to the commissioner;*
- (5) office of the commissioner (all positions);*
- (6) affirmative action officer;*
- (7) 15 positions from fiscal and administrative services;*
- (8) public education and media relations (all positions); and*
- (9) liquor control (all positions related to licensing responsibilities).*

*(b) After the day of enactment of this act, the department of public safety shall not fill any position listed in paragraph (a), clause (7), that is vacant or becomes vacant. This paragraph is effective the day following final enactment.*

*(c) In determining the remaining positions listed in paragraph (a), clause (7), that are to be transferred to a receiving agency, the positions abolished under that paragraph must first include the positions vacant on July 1, 1993. Positions abolished under paragraph (a), clause (7), that are occupied by employees must then be determined first by any applicable law, then any applicable collective bargaining agreement, and only then by determination of the receiving agency.*

*Subd. 3. [SPECIFIC RESPONSIBILITIES ABOLISHED, NOT TRANSFERRED.] The responsibilities of the following division and offices of the department are abolished and not transferred to a receiving agency:*

- (1) office of affirmative action; and*
- (2) office of public education and media relations.*

*Subd. 4. [DEPARTMENT OF TRANSPORTATION.] (a) The responsibilities of the following units are transferred to the department of transportation:*

- (1) traffic safety division;*
- (2) driver and vehicle services division;*
- (3) capitol security division; and*
- (4) state patrol division.*

*(b) Ten positions from fiscal and administrative services, 19 positions from the office of information systems management, and eight positions from the office of personnel, training, and employee relations not abolished under subdivision 2, are transferred to the department of transportation. Notwithstanding Minnesota Statutes, section 15.039, subdivision 7, the commissioner of transportation shall determine the appropriate personnel to be transferred to each receiving agency.*

*Subd. 5. [OFFICE OF ATTORNEY GENERAL.] (a) The responsibilities of the following units are transferred to the office of the attorney general:*

- (1) office of drug policy;*
- (2) office of violence prevention;*
- (3) bureau of criminal apprehension;*
- (4) gambling enforcement division; and*
- (5) the enforcement responsibilities of the liquor control division.*

*(b) Five positions from fiscal and administrative services, 17 positions from the office of information systems management, and three positions from the office of personnel, training, and employee relations not abolished under subdivision 2, are transferred to the office of the attorney general. Notwithstanding Minnesota Statutes, section 15.039, subdivision 7, the commissioner of transportation and the attorney general shall determine the appropriate personnel to be transferred to each receiving agency.*

*(c) Possession of the department's minicomputer system and equipment are transferred to the office of the attorney general. Computer applications supporting functions not transferred to the office of the attorney general are transferred to the applicable receiving agencies. For programs not transferred to the office of the attorney general, the commissioner of transportation shall make the necessary arrangements for the effective management of the department's information systems. These arrangements may include leasing.*

*(d) The responsibilities related to public safety officer's survivor benefits in Minnesota Statutes, sections 299A.41 to 299A.47 are transferred to the office of attorney general.*

*Subd. 6. [DEPARTMENT OF CORRECTIONS.] The responsibilities of the following units are transferred to the department of corrections:*

- (1) crime victim and witness advisory council;*
- (2) crime victim ombudsman; and*
- (3) crime victims reparations board.*

*Subd. 7. [DEPARTMENT OF ADMINISTRATION.] The responsibilities of the following units are transferred to the department of administration:*

- (1) fire marshal division; and*
- (2) Minnesota advisory council on fire protection systems.*

*Subd. 8. [POLLUTION CONTROL AGENCY.] The responsibilities of the office of pipeline safety are transferred to the pollution control agency.*

*Subd. 9. [DEPARTMENT OF PUBLIC SERVICE.] The responsibilities of the following units are transferred to the department of public service:*

- (1) emergency management division; and*
- (2) emergency response commission.*

*Subd. 10. [DEPARTMENT OF COMMERCE.] The responsibilities related to liquor licensing are transferred to the department of revenue.*

Sec. 2. Minnesota Statutes 1992, section 3.732, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] As used in this section and section 3.736 the terms defined in this section have the meanings given them.

(1) "State" includes each of the departments, boards, agencies, commissions, courts, and officers in the executive, legislative, and judicial branches of the state of Minnesota and includes but is not limited to the housing finance agency, the higher education coordinating board, the higher education facilities authority, the armory building commission, the zoological board, the iron range resources and rehabilitation board, the state agricultural society, the University of Minnesota, state universities, community colleges, state hospitals, and state penal institutions. It does not include a city, town, county, school district, or other local governmental body corporate and politic.

(2) "Employee of the state" means all present or former officers, members, directors, or employees of the state, members of the Minnesota national guard, members of a bomb disposal unit approved by the ~~commissioner of public safety~~ superintendent of the bureau of criminal apprehension and employed by a municipality defined in section 466.01 when engaged in the disposal or neutralization of bombs outside the jurisdiction of the municipality but within the state, or persons acting on behalf of the state in an official capacity, temporarily or permanently, with or without compensation. It does not include either an independent contractor or members of the Minnesota national guard while engaged in training or duty under United States Code, title 10, or title 32, section 316, 502, 503, 504, or 505, as amended through December 31, 1983. "Employee of the state" includes a public defender appointed by the state board of public defense.

(3) "Scope of office or employment" means that the employee was acting on behalf of the state in the performance of duties or tasks lawfully assigned by competent authority.

(4) "Judicial branch" has the meaning given in section 43A.02, subdivision 25.

Sec. 3. [3.984] [LEGISLATIVE COMMISSION ON LAW ENFORCEMENT OVERSIGHT.]

*Subdivision 1. [CREATION.] A legislative commission on law enforcement oversight is created consisting of six members. The chairs of the house committee on judiciary and the senate committee on crime prevention are members of the commission. In addition, two members of the house of representatives, including a member of the minority caucus, shall be appointed by the speaker and two members of the senate, including a member of the minority caucus, shall be appointed by the subcommittee on committees. Members serve until expiration of their legislative terms and vacancies must be filled in the same manner as the original positions.*

*Subd. 2. [REVIEW.] The commission shall review the investigative operations of the bureau of criminal apprehension and the gambling enforcement division of the attorney general's office.*

*Subd. 3. [REPORT.] The commission shall report its findings and recommendations to the governor and the legislature by December 15 of each year, beginning in 1994.*

Sec. 4. Minnesota Statutes 1992, section 13.99, subdivision 82, is amended to read:

Subd. 82. [EMERGENCY JOBS PROGRAM.] Data maintained by the commissioner of ~~public safety jobs~~ and training for the emergency jobs program are classified under section 268.673, subdivision 5.

Sec. 5. Minnesota Statutes 1992, section 15.01, is amended to read:

#### 15.01 [DEPARTMENTS OF THE STATE.]

The following agencies are designated as the departments of the state government: the department of administration; the department of agriculture; the department of commerce; the department of corrections; the department of education; the department of jobs and training; the department of trade and economic development; the department of finance; the department of health; the department of human rights; the department of labor and industry; the department of military affairs; the department of natural resources; the department of employee relations; the department of ~~public safety~~; the department of public service; the department of human services; the department of revenue; the department of transportation; the department of veterans affairs; and their successor departments.

Sec. 6. Minnesota Statutes 1992, section 15A.081, subdivision 1, is amended to read:

Subdivision 1. [SALARY RANGES.] The governor shall set the salary rate within the ranges listed below for positions specified in this subdivision, upon approval of the legislative commission on employee relations and the legislature as provided by section 43A.18, subdivisions 2 and 5:

#### Salary Range

Effective

July 1, 1987

\$57,500-\$78,500

Commissioner of finance;

Commissioner of education;



Commissioner of transportation;  
Commissioner of human services;  
Commissioner of revenue;  
~~Commissioner of public safety;~~  
Executive director, state board of investment;  
Director of the state lottery;

\$50,000-\$67,500

Commissioner of administration;  
Commissioner of agriculture;  
Commissioner of commerce;  
Commissioner of corrections;  
Commissioner of jobs and training;  
Commissioner of employee relations;  
Commissioner of health;  
Commissioner of labor and industry;  
Commissioner of natural resources;  
Commissioner of trade and economic development;  
Chief administrative law judge; office of administrative  
hearings;  
Commissioner, pollution control agency;  
Director, office of waste management;  
Commissioner, housing finance agency;  
Executive director, public employees retirement  
association;  
Executive director, teacher's retirement association;  
Executive director, state retirement system;  
Chair, metropolitan council;  
Chair, regional transit board;

\$42,500-\$60,000

Commissioner of human rights;  
Commissioner, department of public service;  
Commissioner of veterans affairs;  
Commissioner, bureau of mediation services;

Commissioner, public utilities commission;

Member, transportation regulation board;

Ombudsman for corrections;

Ombudsman for mental health and retardation.

Sec. 7. Minnesota Statutes 1992, section 16B.14, is amended to read:

16B.14 [CERTAIN VEHICLES.]

Upon the written request of the ~~commissioner of public safety attorney general~~, motor vehicles for specific use by investigative and undercover agents of the ~~department of public safety bureau of criminal apprehension or division of gambling enforcement~~ must be purchased by the brand make and model. *Upon the written request of the commissioner of transportation, motor vehicles for specific use as specially marked patrol vehicles pursuant to section 169.98 must be purchased by the brand make and model.* All other provisions of this chapter relating to competitive bidding apply to purchases covered by this section.

Sec. 8. Minnesota Statutes 1992, section 16B.54, subdivision 2, is amended to read:

Subd. 2. [VEHICLES.] (a) [ACQUISITION FROM AGENCY; APPROPRIATION.] The commissioner may direct an agency to make a transfer of a passenger motor vehicle or truck currently assigned to it. The transfer must be made to the commissioner for use in the central motor pool. The commissioner shall reimburse an agency whose motor vehicles have been paid for with funds dedicated by the constitution for a special purpose and which are assigned to the central motor pool. The amount of reimbursement for a motor vehicle is its average wholesale price as determined from the midwest edition of the National Automobile Dealers Association official used car guide.

(b) [PURCHASE.] To the extent that funds are available for the purpose, the commissioner may purchase or otherwise acquire additional passenger motor vehicles and trucks necessary for the central motor pool. The title to all motor vehicles assigned to or purchased or acquired for the central motor pool is in the name of the department of administration.

(c) [TRANSFER AT AGENCY REQUEST.] On the request of an agency, the commissioner may transfer to the central motor pool any passenger motor vehicle or truck for the purpose of disposing of it. The department or agency transferring the vehicle or truck must be paid for it from the motor pool revolving account established by this section in an amount equal to two-thirds of the average wholesale price of the vehicle or truck as determined from the midwest edition of the National Automobile Dealers Association official used car guide.

(d) [VEHICLES; MARKING.] The commissioner shall provide for the uniform marking of all motor vehicles. Motor vehicle colors must be selected from the regular color chart provided by the manufacturer each year. The commissioner may further provide for the use of motor vehicles without marking by the governor, the lieutenant governor, the ~~division bureau of criminal apprehension; division of liquor control; and division of gambling enforcement of the office of the attorney general~~, arson investigators of the division of fire marshal in the department of ~~public safety administration~~, financial institutions division of the department of commerce, state lottery

board, criminal investigators of the department of revenue, state-owned community service facilities in the department of human services, the investigative staff of the department of jobs and training, and the office of the attorney general.

Sec. 9. Minnesota Statutes 1992, section 43A.05, subdivision 4, is amended to read:

Subd. 4. [TIME OFF IN EMERGENCIES.] The commissioner shall authorize appointing authorities to pay for time off in emergencies. The commissioner, after consultation with the ~~commissioner of public safety~~ *commissioners of transportation and public service*, may excuse employees from duty with full pay in the event of a natural or other emergency, if continued operation would involve a threat to the health or safety of individuals. Absence with pay shall not exceed 16 working hours at any one time unless the commissioner authorizes a longer duration.

Sec. 10. Minnesota Statutes 1992, section 43A.34, subdivision 4, is amended to read:

Subd. 4. [STATE PATROL, CONSERVATION AND CRIME BUREAU OFFICERS EXEMPTED.] Notwithstanding any provision to the contrary, (a) conservation officers and crime bureau officers who were first employed on or after July 1, 1973, and who are members of the state patrol retirement fund by reason of their employment, and members of the Minnesota state patrol *division of the department of transportation and gambling enforcement divisions of the department of public safety division of the office of the attorney general* who are members of the state patrol retirement association by reason of their employment, shall not continue employment after attaining the age of 60 years, except for a fractional portion of one year that will enable the employee to complete the employee's next full year of allowable service as defined pursuant to section 352B.01, subdivision 3; and (b) conservation officers and crime bureau officers who were first employed and are members of the state patrol retirement fund by reason of their employment before July 1, 1973, shall not continue employment after attaining the age of 70 years.

Sec. 11. Minnesota Statutes 1992, section 65B.28, subdivision 2, is amended to read:

Subd. 2. [ACCIDENT PREVENTION COURSE; RULES.] The commissioner of ~~public safety transportation~~ shall, ~~by January 1, 1985,~~ adopt rules establishing and regulating a motor vehicle accident prevention course for persons 55 years old and older. The rules must, at a minimum, include provisions:

- (1) establishing curriculum requirements;
- (2) establishing the number of hours required for successful completion of the course;
- (3) providing for the issuance of a course completion certification and requiring its submission to an insured as evidence of completion of the course; and
- (4) requiring persons 55 years old and older to retake the course every three years to remain eligible for a premium reduction.

Sec. 12. Minnesota Statutes 1992, section 161.125, subdivision 3, is amended to read:

Subd. 3. [SOUND ABATEMENT MEASURES.] For the purpose of this section, sound abatement measures include but are not limited to the following:

(a) traffic management measures, including reduced speed limits or exclusion and rerouting of excessively noisy vehicles;

(b) design and construction measures, including use of sound absorbing road surface materials, landscaping and planning, acquisition of buffer zones or noise insulation of buildings on abutting property;

(c) enforcement of the motor vehicle source noise limits of the pollution control agency and of the federal bureau of motor carrier safety; and

(d) other measures designed for the purpose of reducing motor vehicle source noise or reducing the effects of that noise. ~~The commissioner of public safety shall cooperate with the commissioner of transportation in implementing any may implement~~ sound abatement measures that include law enforcement activities.

Sec. 13. Minnesota Statutes 1992, section 161.20, subdivision 4, is amended to read:

Subd. 4. [DEBT COLLECTION.] The commissioner shall make reasonable and businesslike efforts to collect money owed for licenses, fines, penalties, and permit fees or arising from damages to state-owned property or other causes related to the activities of the department of transportation. The commissioner may contract for debt collection services for the purpose of collecting a money judgment or legal indebtedness. The commissioner may ~~enter into an agreement with the commissioner of public safety to use debt collection services authorized by this subdivision when civil penalties relating to the use of highways have been reduced to money judgment. Money received as full or partial payment shall be deposited to the appropriate fund. When money is collected through contracted services, the commissioner may make payment for the service from the money collected. The amount necessary for payment of contractual collection costs is appropriated from the fund in which money so collected is deposited.~~

Sec. 14. Minnesota Statutes 1992, section 161.465, is amended to read:

161.465 [REIMBURSEMENT FOR FIRE SERVICES.]

Ordinary expenses incurred by a municipal or volunteer fire department in extinguishing a grass fire within the right-of-way of a trunk highway must be reimbursed upon certification to the commissioner of transportation from the trunk highway fund. In addition, ordinary expenses incurred by a municipal or volunteer fire department in extinguishing a fire outside the right-of-way of any trunk highway if the fire originated within the right-of-way, upon approval of a police officer ~~or an officer, state trooper, or employee of the department of public safety~~ ~~state fire marshal~~ must, upon certification to the commissioner of transportation by the proper official of the municipality or fire department within 60 days after the completion of the service, be reimbursed to the municipality or fire department from funds in the trunk highway fund. The commissioner of transportation shall take action practicable to secure reimbursement to the trunk highway fund of money expended under this section from the person, firm, or corporation responsible for the fire or danger of fire.

The provisions of this section shall not be construed to admit state liability for damage or destruction to private property or for injury to persons resulting from a fire originating within a trunk highway right-of-way.

Sec. 15. Minnesota Statutes 1992, section 168.011, is amended by adding a subdivision to read:

*Subd. 37. [COMMISSIONER.] "Commissioner" means the commissioner of transportation.*

Sec. 16. Minnesota Statutes 1992, section 168.011, is amended by adding a subdivision to read:

*Subd. 38. [DEPARTMENT.] "Department" means the department of transportation.*

Sec. 17. Minnesota Statutes 1992, section 168.126, subdivision 3, is amended to read:

**Subd. 3. [ELIGIBILITY CRITERIA; COMMISSIONER OF PUBLIC SAFETY.]** The commissioner of public safety, in cooperation with the commissioner of transportation, shall establish criteria and procedures governing applications for and issuance of plates permitted by this section. The criteria and procedures may include:

- (1) certification of vehicle use as a commuter van;
- (2) provision for transfer of special license plates; and
- (3) deposit of fees for the registration, sale, and transfer of commuter vans.

The special plate must be designed to specifically identify the vehicle as a commuter van.

Sec. 18. Minnesota Statutes 1992, section 168.325, is amended to read:

**168.325 [DIVISION OF MOTOR VEHICLES DRIVER AND VEHICLE SERVICES.]**

*Subdivision 1. [CREATION.] A division in the department of public safety transportation to be known as the division of motor vehicles driver and vehicle services is created hereby established, under the supervision and control of the director. The commissioner of transportation may place the director's position in the unclassified service if the position meets the criteria established in section 43A.08, subdivision 1a.*

**Subd. 2. [VEHICLE REGISTRATION RESPONSIBILITIES.]** All the functions, powers, and duties now vested in or imposed upon the secretary of state as registrar of motor vehicles as prescribed in Minnesota Statutes 1967, chapter 168, or any other by law, relating to the registration of motor vehicles, the issuance of motor vehicle licenses, the licensing of motor vehicle dealers, and other related matters therein contained not otherwise provided for in this section, are hereby transferred to, vested in, and imposed upon the commissioner of public safety. The duties of the secretary of state in relation thereto as heretofore constituted are abolished transportation.

**Subd. 4.** All the powers and duties now vested in or imposed upon the secretary of state in the issuance of chauffeurs' licenses and school bus drivers' licenses as prescribed in Minnesota Statutes 1967, chapter 168, are hereby transferred to, vested in, and imposed upon the commissioner of

public safety. The duties of the secretary of state in connection with the issuance of such licenses are hereby abolished.

Sec. 19. Minnesota Statutes 1992, section 169.751, is amended to read:

**169.751 [DEFINITIONS.]**

For the purposes of sections 169.751 to 169.754 the following words shall have the meaning ascribed to them in this section:

(a) "First aid equipment" shall mean equipment for the purpose of rendering first aid to sick or injured persons as prescribed by the department of public safety for its state patrol vehicles, such equipment to include materials for the application of splints to fractures.

(b) "Patrol motor vehicles" shall mean the state patrol motor vehicles used in law enforcement of the department of public safety, the county sheriffs, and the various city, town, and other local police departments.

Sec. 20. Minnesota Statutes 1992, section 169.783, subdivision 1, is amended to read:

Subdivision 1. [POSTCRASH INSPECTION.] A peace officer responding to an accident involving a commercial motor vehicle must immediately notify the state patrol if the accident results in death, personal injury, or property damage to an apparent extent of more than \$4,400. It is a misdemeanor for a person to drive or cause to be driven a commercial motor vehicle after such an accident unless the vehicle: (1) has been inspected by a state trooper or other person authorized to conduct inspections under section 169.781, subdivision 3, paragraph (a), who is an employee of the department of public safety or transportation, and the person inspecting the vehicle has determined that the vehicle may safely be operated; or (2) a waiver has been granted under subdivision 2.

Sec. 21. Minnesota Statutes 1992, section 170.23, is amended to read:

**170.23 [ABSTRACTS; FEE; ADMISSIBLE IN EVIDENCE.]**

The commissioner of transportation shall upon request furnish any person a certified abstract of the operating record of any person subject to the provisions of this chapter, and, if there shall be no record of any conviction of such person of violating any law relating to the operation of a motor vehicle or of any injury or damage caused by such person, the commissioner shall so certify. Such abstracts shall not be admissible as evidence in any action for damages or criminal proceedings arising out of a motor vehicle accident. A fee of \$5 shall be paid for each such abstract. The commissioner shall permit a person to inquire into the operating record of any person by means of the inquiring person's own computer facilities for a fee to be determined by the commissioner of at least \$2 for each inquiry. The commissioner shall furnish an abstract that is not certified for a fee to be determined by the commissioner in an amount less than the fee for a certified abstract but more than the fee for an inquiry by computer. Fees collected under this section must be paid into the state treasury with 90 percent of the money credited to the trunk highway fund and ten percent credited to the general fund.

Sec. 22. Minnesota Statutes 1992, section 170.24, is amended to read:

**170.24 [SUSPENSION OF LICENSE FOR NEGLECT TO REPORT ACCIDENT.]**

The commissioner of transportation may suspend the license, or any nonresident's operating privilege, of any person who willfully fails, refuses or neglects to make report of a traffic accident as required by the laws of this state.

Sec. 23. Minnesota Statutes 1992, section 171.015, is amended to read:

**171.015 [DRIVER'S LICENSE DRIVER AND VEHICLE SERVICES DIVISION.]**

**Subdivision 1. [CREATED; DIRECTOR.]** A division in the department of public safety to be known as the driver's license division is hereby created, under the supervision and control of a director. The commissioner may place the director's position in the unclassified service if the position meets the criteria established in section 43A.08, subdivision 1a. The director shall be assigned the duties and responsibilities prescribed in this section.

**Subd. 2. [POWERS AND DUTIES TRANSFERRED.]** All the powers and duties now vested in or imposed upon the department of transportation and the commissioner of transportation in regard to drivers' licensing, drivers' training, and safety responsibility as prescribed by this chapter and chapters 169 and 170, are hereby transferred to, vested in, and imposed upon the commissioner of public safety transportation, through the department's division of driver and vehicle services. The duties and responsibilities of the department of transportation and the commissioner of transportation, in relation to such matters as heretofore constituted, are hereby abolished.

**Subd. 3. [LICENSING CHAUFFEURS AND SCHOOL BUS DRIVERS.]** The commissioner of public safety, with the approval of the governor, transportation may transfer and assign to the driver's license driver and vehicle services division duties and responsibilities in relation to chauffeurs' licensing and school bus drivers' licensing as vested in and imposed upon the division of motor vehicles.

**Subd. 5. [POWERS AND DUTIES TRANSFERRED.]** All the powers and duties now vested in or imposed upon the department of education and the department of transportation relating to drivers' training as prescribed by section 171.04, are hereby transferred to, vested in, and imposed upon the commissioner of public safety. The duties of the department of education and the department of transportation with reference to such training as heretofore constituted are hereby abolished.

**Subd. 6. [FACILITIES FOR LICENSING ACTIVITIES.]** The commissioner of transportation shall provide space as required for driver and chauffeur license activities at such locations and under such contractual conditions as may be determined with the commissioner of public safety may determine.

Sec. 24. Minnesota Statutes 1992, section 214.04, subdivision 1, is amended to read:

**Subdivision 1. [SERVICES PROVIDED.]** The commissioner of administration with respect to the board of electricity, the commissioner of education with respect to the board of teaching, the commissioner of public safety, commerce with respect to the board of private detective and protective agent services, and the attorney general with respect to the board of peace officer standards and training, and the commissioner of revenue with respect to the board of assessors, shall provide suitable offices and other space, joint

conference and hearing facilities, examination rooms, and the following administrative support services: purchasing service, accounting service, advisory personnel services, consulting services relating to evaluation procedures and techniques, data processing, duplicating, mailing services, automated printing of license renewals, and such other similar services of a housekeeping nature as are generally available to other agencies of state government. Investigative services shall be provided the boards by employees of the office of attorney general. The commissioner of health with respect to the health-related licensing boards and the chair of the department of commerce with respect to the remaining non-health-related licensing boards shall provide the above facilities and services at a central location for the health-related and remaining non-health-related licensing boards. The legal and investigative services for the boards shall be provided by employees of the attorney general assigned to the departments servicing the boards. Notwithstanding the foregoing, the attorney general shall not be precluded by this section from assigning other attorneys to service a board if necessary in order to insure competent and consistent legal representation. Persons providing legal and investigative services shall to the extent practicable provide the services on a regular basis to the same board or boards.

Sec. 25. Minnesota Statutes 1992, section 216C.19, subdivision 1, is amended to read:

Subdivision 1. [ROADWAY LIGHTING; RULES.] After consultation with the commissioner ~~and the commissioner of public safety~~, the commissioner of transportation shall adopt rules under chapter 14 establishing minimum energy efficiency standards for street, highway, and parking lot lighting. The standards must be consistent with overall protection of the public health, safety and welfare. No new highway, street or parking lot lighting may be installed in violation of these rules. Existing lighting equipment, excluding roadway sign lighting, with lamps with initial efficiencies less than 70 lumens per watt must be replaced when worn out with light sources using lamps with initial efficiencies of at least 70 lumens per watt.

Sec. 26. Minnesota Statutes 1992, section 218.031, subdivision 2, is amended to read:

Subd. 2. [INFORMATION FURNISHED COMMISSIONER.] Every common carrier shall furnish to the commissioner:

(1) All schedules of rates, fares and charges, every part and classification thereof, together with minimum weights and rules with respect thereto, and any and all amendments, modifications or changes therein.

(2) All information duly required in blanks and forms furnished by the commissioner.

(3) A copy of all annual reports and valuation data furnished to the Interstate Commerce Commission not later than June 30th, covering the preceding calendar year, together with any additional information regarding valuation of its properties requested by the commissioner.

(4) A report of accidents, wrecks and casualties occurring in this state in such manner and form and at such times as prescribed by the commissioner. ~~When received, all such reports administered by the department of public safety shall be received and administered in accordance with the provisions of section 169.09, subdivision 13.~~ All other reports shall be open to public



inspection but shall not be admissible in evidence in any suit or action for damages growing out of such accident, wreck or casualty.

(5) All tariff agreements or arrangements with other carriers.

(6) All joint schedules of rates, fares or classifications.

Sec. 27. Minnesota Statutes 1992, section 270.73, subdivision 1, is amended to read:

Subdivision 1. [POSTING, NOTICE.] Pursuant to the authority to disclose under section 270B.12, subdivision 4, The commissioner shall, by the 15th of each month, submit to the ~~commissioner of public safety~~ attorney general a list of all taxpayers who are required to withhold or collect the tax imposed by section 290.92 or 297A.02, or local sales and use tax payable to the commissioner of revenue, or a local option tax administered and collected by the commissioner of revenue, and who are 30 days or more delinquent in either filing a tax return or paying the tax.

The commissioner of revenue is under no obligation to list a taxpayer whose business is inactive. At least ten days before notifying the ~~commissioner of public safety~~ attorney general, the commissioner of revenue shall notify the taxpayer of the intended action.

The commissioner of public safety shall post the list in the same manner as provided in section 340A.318, subdivision 3. The list will prominently show the date of posting. If a taxpayer previously listed cures the delinquency by filing all returns and paying all taxes, the commissioner shall notify the ~~commissioner of public safety~~ attorney general within two business days that the delinquency was cured.

Sec. 28. Minnesota Statutes 1992, section 297B.01, subdivision 3, is amended to read:

Subd. 3. [MOTOR VEHICLE REGISTRAR.] "Motor vehicle registrar" shall mean the registrar of motor vehicles who is the officer in charge of the ~~motor driver and vehicle services~~ division, department of public safety transportation, of this state and who shall act as the agent of the commissioner of revenue in administering the provisions of this chapter.

Sec. 29. Minnesota Statutes 1992, section 297C.03, subdivision 1, is amended to read:

Subdivision 1. [MANNER AND TIME OF PAYMENT; FAILURE TO PAY.] The tax on wines and distilled spirits on which the excise tax has not been previously paid must be paid to the commissioner by persons liable for the tax on or before the 18th day of the month following the month in which the first sale is made in this state by a licensed manufacturer or wholesaler. Every person liable for the tax on wines or distilled spirits imposed by section 297C.02 must file with the commissioner on or before the 18th day of the month following first sale in this state by a licensed manufacturer or wholesaler a return in the form prescribed by the commissioner, and must keep records and render reports required by the commissioner. The commissioner may certify to the ~~commissioner of public safety~~ attorney general any failure to pay taxes when due as a violation of a statute relating to the sale of intoxicating liquor for possible revocation or suspension of license.

A person liable for an excise tax of \$240,000 or more during a fiscal year ending June 30 must remit all excise tax liabilities in the subsequent calendar

year by means of a funds transfer as defined in section 336.4A-104, paragraph (a). The funds transfer payment date, as defined in section 336.4A-401, must be on or before the date the excise tax is due. If the date the excise tax is due is not a funds transfer business day, as defined in section 336.4A-105, paragraph (a), clause (4), the payment date must be on or before the funds transfer business day next following the date the excise tax is due.

Sec. 30. Minnesota Statutes 1992, section 297C.10, subdivision 1, is amended to read:

Subdivision 1. [ENFORCEMENT RESPONSIBILITY.] ~~The commissioners of public safety and revenue~~ *commissioner of revenue and the attorney general* shall enforce and administer the provisions of this chapter.

Sec. 31. Minnesota Statutes 1992, section 297C.10, subdivision 2, is amended to read:

Subd. 2. [INSPECTION.] ~~The commissioner of public safety~~ *attorney general* or the commissioner of revenue, or their duly authorized employees, may, at all reasonable hours, enter in and upon a licensed premises, and examine the books, papers, and records of a brewer, manufacturer, wholesaler, or retailer for the purpose of determining whether the excise tax has been paid, and may inspect any premises where fermented malt beverages are manufactured, sold, offered for sale, possessed, or stored for the purpose of determining whether the provisions of this chapter are being complied with.

Sec. 32. Minnesota Statutes 1992, section 297C.12, is amended to read:

297C.12 [UNTAXED LIQUOR; SEIZURE.]

Subdivision 1. [POSSESSION.] No person may without authority possess distilled spirits and wine on which no tax has been paid to a state or to a foreign government. No person may without authority possess, with intent to resell, malt liquor on which no tax has been paid to a state or to a foreign government. ~~The attorney general or the commissioner of public safety or the commissioner of revenue,~~ or their designated employees, may seize in the name of the state untaxed liquor possessed, held, sold, or transported in violation of this subdivision, and any apparatus, material, vehicle, or conveyance used in the manufacture, possession, sale, storage, or transportation of illegal untaxed liquor.

Subd. 2. [SEIZURE OF CONVEYANCES.] ~~The commissioner of public safety~~ *attorney general* and employees designated by the ~~commissioner~~ *attorney general* may seize all vehicles and conveyances used in the manufacture, sale, possession, storage, or transportation of liquor in violation of this chapter, and hold them subject to the order of the district court of the county in which they are seized. The forfeiture of a vehicle or conveyance seized is complete on compliance with the following procedure:

The ~~commissioner of public safety~~ *attorney general* and inspectors and employees designated by the ~~commissioner~~ *attorney general* shall file with the court a separate complaint against the vehicle or conveyance, describing it and charging its use in the specified violation, and specifying substantially the time and place of the unlawful use. A copy of the complaint must be served on the defendant or person in charge of the vehicle or conveyance at the time of seizure, if any. The court shall issue an order directed to any person known or believed to have a right, title or interest in, or lien on the vehicle or conveyance, and to persons unknown claiming a right, title, interest, or lien:

(1) describing the vehicle or conveyance and stating that it was seized and that a complaint against it, charging the specified violation, has been filed with the court;

(2) requiring such persons to file with the court administrator of the court their answer to the complaint, setting forth any claim they may have to a right or title to, interest in, or lien on the vehicle or conveyance, within ten days after the service of the order;

(3) notifying them in substance that if they fail to file their answer within that time the vehicle or conveyance will be ordered sold by the ~~commissioner~~ *attorney general*.

The court shall cause the order to be served on:

(1) the registered owner;

(2) any person who has duly filed a conditional sales contract, mortgage, or other lien instrument covering the property unless it has been released or satisfied;

(3) any other person known or believed to have a right, title, interest in, or lien upon, the vehicle or conveyance as in the case of a summons in a civil action; and

(4) on unknown persons by publication, as provided for service of summons in a civil action.

If no answer is filed within the time prescribed, the court shall, on affidavit by the court administrator of the court, setting forth such fact, order the vehicle or conveyance sold by the commissioner or the commissioner's agents, and the proceeds of the sale, after deducting the expense of keeping the vehicle or conveyance and fees and costs of sale, paid into the state treasury. If an answer is filed within the time provided, the court shall fix a time for hearing, which shall be not less than ten nor more than 30 days after the time for filing the answer expires. At the hearing the matter must be heard and determined by the court, without a jury, as in other civil actions. If the court finds that the vehicle or conveyance, or any part thereof, was used in a violation as specified in the complaint, it shall order the vehicle or conveyance sold, as provided in this section, unless the owner shows to the satisfaction of the court that the vehicle was being used without the owner's consent or that at the time of giving the consent the owner had no notice or knowledge or reason to believe that the vehicle or conveyance was intended to be used in a violation.

After deducting the expense of keeping the vehicle or conveyance, the fee for seizure, and the costs of the sale, the officer making the sale shall pay, according to their priority, all liens established at the hearing as being bona fide and existing without the lienor having any notice or knowledge at the time the lien was created that the vehicle or conveyance was being used or was intended to be used in connection with any violation as specified in the order of the court, and shall pay the balance of the proceeds into the state treasury. A sale under the provisions of this section frees the vehicle or conveyance sold from all liens, and appeal from order of the district court lies to the supreme court as in other civil actions. At any time after seizure and before the hearing the vehicle or conveyance must be returned to the owner or person having a legal right to its possession on execution by that person of a valid bond to the state of Minnesota, with corporate surety, in the sum of not less than \$100 and

not more than double the value of the vehicle or conveyance seized, to be approved by the court in which the case is triable, or a judge thereof, conditioned on obeying any order and the judgment of the court, and to pay the full value of the vehicle or conveyance at the time of seizure.

Sec. 33. Minnesota Statutes 1992, section 297C.13, subdivision 1, is amended to read:

Subdivision 1. [FELONIES.] It is a felony for a holder of an alcoholic beverage license to:

(1) evade or attempt to evade the excise tax on intoxicating liquor and 3.2 percent malt liquor;

(2) fraudulently neglect or fail to keep complete accounts in book or books of account, or to make true and exact entries in them as required by the rules of the ~~commissioner of public safety attorney general~~ and the commissioner of revenue, or by law;

(3) conspire to violate a provision of this chapter;

(4) fail to do or cause to be done anything required by law;

(5) refill or cause to be refilled a bottle or other container of intoxicating liquor in order to evade tax; or

(6) sell intoxicating liquor or 3.2 percent malt liquor on which the excise tax has not been paid and thereby evade the tax.

Sec. 34. Minnesota Statutes 1992, section 299A.02, is amended to read:

299A.02 [COMMISSIONERS OF PUBLIC SAFETY ATTORNEY GENERAL AND COMMISSIONER OF REVENUE; LIQUOR CONTROL FUNCTIONS.]

Subdivision 1. [DIRECTOR OF DIVISION OF LIQUOR CONTROL CONFLICT OF INTEREST.] No employee of the ~~department of public safety attorney general~~ or the department of revenue having any responsibility for the administration or enforcement of Laws 1985, chapter 305, articles 2 to 44 ~~this section and chapters 297C and 340A~~ shall have a direct or indirect interest, except through ownership or investment in pension or mutual funds, in the manufacture, transportation or sale of intoxicating liquor or any malt or vinous beverages, intoxicating, nonintoxicating, or commercial or industrial alcohol. The ~~commissioner of public safety attorney general~~ or the commissioner of revenue may remove an employee in the unclassified civil service for any intentional violation of any provision in Laws 1985, chapter 305, articles 2 to 44 ~~this section and chapters 297C and 340A~~. Intentional violation of the preceding sections by a classified employee of ~~one of the attorney general or the departments department of revenue~~ may be grounds for removal of that employee pursuant to section 43A.33.

Subd. 2. [GENERAL POWERS.] The ~~commissioner~~ attorney general shall administer and enforce the provisions of Laws 1985, chapter 305, articles 2 to 44 ~~this section and chapters 297C and 340A~~ except for those provisions thereof for which administration and enforcement are reserved to the commissioner of revenue.

Subd. 3. [REPORTS; RULES.] The ~~commissioner~~ attorney general shall have power to require periodic factual reports from all licensed importers,

manufacturers, wholesalers and retailers of intoxicating liquors and to make all reasonable rules to effect the object of ~~Laws 1985, chapter 305, articles 2 to 11~~ *this section and chapters 297C and 340A*. The rules shall include provisions for assuring the purity of intoxicating liquors and the true statement of its contents and proper labeling thereof with regard to all forms of sale. No rule may require the use of new containers in aging whiskey. No rule may require cordials or liqueurs to contain in excess of 2-1/2 percent by weight of sugar or dextrose or both.

Subd. 4. [SUBPOENAS.] In all matters relating to official duties, the ~~commissioner~~ *attorney general* shall have the powers possessed by courts of law to issue subpoenas and cause them to be served and enforced. All public officials, and their respective deputies and employees, and all individuals, partnerships, firms, corporations, incorporated and unincorporated associations, and others who manufacture, transport, or sell intoxicating liquor, or are connected therewith in any manner, shall at all times attend and answer under oath the commissioner's lawful inquiries, produce and exhibit such books, accounts, documents and property as the commissioner may desire to inspect, and in all things aid the commissioner in the performance of the commissioner's duties.

Sec. 35. Minnesota Statutes 1992, section 299A.30, subdivision 1, is amended to read:

Subdivision 1. [OFFICE; ASSISTANT COMMISSIONER DIRECTOR.] The office of drug policy and violence prevention is ~~an office established in the department of public safety~~ *office of the attorney general* headed by an ~~assistant commissioner~~ *a director* appointed by the ~~commissioner~~ *attorney general* to serve in the unclassified service. The ~~assistant commissioner~~ *director* may appoint other employees. The ~~assistant commissioner~~ *director* shall coordinate the violence prevention activities and the prevention and supply reduction activities of state and local agencies and provide one professional staff member to assist on a full-time basis the work of the chemical abuse prevention resource council.

Sec. 36. Minnesota Statutes 1992, section 299A.31, subdivision 1, is amended to read:

Subdivision 1. [ESTABLISHMENT; MEMBERSHIP.] A chemical abuse prevention resource council consisting of 19 members is established. The commissioners of ~~public safety~~, education, health, corrections, and human services, the director of the office of strategic and long-range planning, and the attorney general shall each appoint one member from among their employees. The speaker of the house of representatives and the subcommittee on committees of the senate shall each appoint a legislative member. The governor shall appoint an additional ten members who shall represent the demographic and geographic composition of the state and, to the extent possible, shall represent the following: public health; education including preschool, elementary, and higher education; social services; financial aid services; chemical dependency treatment; law enforcement; prosecution; defense; the judiciary; corrections; treatment research professionals; drug abuse prevention professionals; the business sector; religious leaders; representatives of racial and ethnic minority communities; and other community representatives. The members shall designate one of the governor's appointees as chair of the council. Compensation and removal of members are governed by section 15.059.

Sec. 37. Minnesota Statutes 1992, section 299A.331, subdivision 1, is amended to read:

Subdivision 1. [MEMBERSHIP.] The advisory council on drug abuse resistance education consists of:

- (1) the attorney general who shall serve as chair;
- (2) the commissioner of public safety;
- (3) (2) the commissioner of education;
- (4) (3) three representatives of law enforcement appointed by the commissioner of public safety governor;
- (5) (4) three representatives of education appointed by the commissioner of education;
- (6) (5) a representative of the DARE officers association appointed by the peace officer standards and training board from among recommendations of the association; and
- (7) (6) seven citizens appointed by the attorney general.

Sec. 38. Minnesota Statutes 1992, section 299A.38, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] As used in this section:

- (a) "Commissioner" means the commissioner of public safety.
- (b) (a) "Peace officer" means a person who is licensed under section 626.84, subdivision 1, paragraph (c).
- (c) (b) "Vest" means bullet-resistant soft body armor that is flexible, concealable, and custom fitted to the peace officer to provide ballistic and trauma protection.
- (c) "Superintendent" means the superintendent of the bureau of criminal apprehension.

Sec. 39. Minnesota Statutes 1992, section 299A.38, subdivision 2, is amended to read:

Subd. 2. [STATE AND LOCAL REIMBURSEMENT.] Peace officers and heads of local law enforcement agencies who buy vests for the use of peace officer employees may apply to the commissioner attorney general for reimbursement of funds spent to buy vests. On approving an application for reimbursement, the commissioner attorney general shall pay the applicant an amount equal to the lesser of one-third of the vest's purchase price or \$165. The political subdivision that employs the peace officer shall pay at least the lesser of one-third of the vest's purchase price or \$165. The political subdivision may not deduct or pay its share of the vest's cost from any clothing, maintenance, or similar allowance otherwise provided to the peace officer by the law enforcement agency.

Sec. 40. Minnesota Statutes 1992, section 299A.38, subdivision 4, is amended to read:

Subd. 4. [RULES.] The commissioner attorney general may adopt rules under chapter 14 to administer this section.

Sec. 41. Minnesota Statutes 1992, section 299C.01, subdivision 2, is amended to read:

Subd. 2. [ESTABLISHED; SUPERINTENDENT.] A ~~division in the department of public safety to be known as~~ The bureau of criminal apprehension is ~~hereby created established in the office of the attorney general~~, under the supervision and control of the superintendent of criminal apprehension, who shall be appointed by the ~~commissioner attorney general~~ and serve at the ~~commissioner's attorney general's~~ pleasure in the unclassified service of the state civil service, to whom shall be assigned the duties and responsibilities described in this section.

Sec. 42. Minnesota Statutes 1992, section 299C.01, subdivision 4, is amended to read:

Subd. 4. [CRIME INFORMATION SYSTEMS.] The ~~division of the~~ bureau of criminal apprehension shall perform such functions and duties as relate to statewide and nationwide crime information systems as the ~~commissioner attorney general~~ may direct.

Sec. 43. Minnesota Statutes 1992, section 299C.06, is amended to read:

299C.06 [DIVISION POWERS AND DUTIES; LOCAL OFFICERS TO COOPERATE.]

It shall be the duty of all sheriffs, chiefs of police, city marshals, constables, prison wardens, superintendents of insane hospitals, reformatories and correctional schools, probation and parole officers, school attendance officers, coroners, county attorneys, court clerks, ~~the commissioner of public safety~~, the commissioner of transportation, and the state fire marshal to furnish to the division statistics and information regarding the number of crimes reported and discovered, arrests made, complaints, informations, and indictments, filed and the disposition made of same, pleas, convictions, acquittals, probations granted or denied, receipts, transfers, and discharges to and from prisons, reformatories, correctional schools, and other institutions, paroles granted and revoked, commutation of sentences and pardons granted and rescinded, and all other data useful in determining the cause and amount of crime in this state and to form a basis for the study of crime, police methods, court procedure, and penal problems. Such statistics and information shall be furnished upon the request of the division and upon such forms as may be prescribed and furnished by it. The division shall have the power to inspect and prescribe the form and substance of the records kept by those officials from which the information is so furnished.

Sec. 44. Minnesota Statutes 1992, section 299C.13, is amended to read:

299C.13 [INFORMATION FURNISHED TO PEACE OFFICERS.]

Upon receipt of information data as to any arrested person, the bureau shall immediately ascertain whether the person arrested has a criminal record or is a fugitive from justice, and shall at once inform the arresting officer of the facts ascertained. Upon application by any sheriff, chief of police, or other peace officer in the state, or by an officer of the United States or by an officer of another state, territory, or government duly authorized to receive the same and effecting reciprocal interchange of similar information with the ~~division bureau~~, it shall be the duty of the bureau to furnish all information in its possession pertaining to the identification of any person. If the bureau has a sealed record on the arrested person, it shall notify the requesting peace

officer of that fact and of the right to seek a court order to open the record for purposes of law enforcement.

Sec. 45. Minnesota Statutes 1992, section 299C.50, is amended to read:

**299C.50 [TRANSFER OF FUNCTIONS.]**

The commissioner of public safety superintendent of the bureau of criminal apprehension shall perform all duties in respect to the state's criminal justice information system which were transferred from the commissioner of finance and the governor's commission on crime prevention and control by executive order of the governor; provided, that a transfer shall not occur if the state is informed by a federal agency that the transfer will result in the loss of federal moneys to which the state would otherwise be entitled pursuant to the Omnibus Crime Control and Safe Streets Act of 1968, Public Law Number 90-351, as amended by the Juvenile Justice and Delinquency Prevention Act of 1974, Public Law Number 93-415, and the Crime Control Act of 1976, Public Law Number 94-503.

Sec. 46. Minnesota Statutes 1992, section 299F.01, subdivision 2, is amended to read:

Subd. 2. [DIVISION CREATED; STATE FIRE MARSHAL.] A division in the department of public safety to be known as The division of fire marshal is hereby created established in the department of administration, under the supervision and control of the state fire marshal, to whom shall be assigned the duties and responsibilities described in this section. The commissioner of administration may place the fire marshal's position in the unclassified service if the position meets the criteria of section 43A.08, subdivision 1a.

Sec. 47. Minnesota Statutes 1992, section 299L.01, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] (a) For the purposes of this chapter, the terms defined in this subdivision have the meanings given them.

(b) "Division" means the division of gambling enforcement.

(c) "Commissioner" means the commissioner of public safety.

(d) "Director" means the director of gambling enforcement.

(e) (d) "Manufacturer" means a person who assembles from raw materials or subparts a gambling device for sale or use in Minnesota.

(f) (e) "Distributor" means a person who sells, offers to sell, or otherwise provides a gambling device to a person in Minnesota.

Sec. 48. Minnesota Statutes 1992, section 340A.201, is amended to read:

**340A.201 [LIQUOR CONTROL AUTHORITY.]**

The commissioner of public safety commerce is the successor to the commissioner of liquor control public safety with respect to the powers and duties related to liquor regulation vested in the latter as of February 6, 1976 July 1, 1993, except for those powers and duties transferred to the commissioner of revenue as amended by this act. Any proceeding, court action, prosecution, or other business undertaken or commenced as of February 6, 1976 July 1, 1993, by the commissioner of liquor control public safety is assigned to and may be completed by the commissioners of public safety and



revenue commissioner of commerce as appropriate and may be completed by them.

Sec. 49. Minnesota Statutes 1992, section 347.51, subdivision 2a, is amended to read:

Subd. 2a. [WARNING SYMBOL.] If a county issues a certificate of registration to the owner of a dangerous dog pursuant to subdivision 2, the county must provide, for posting on the owner's property, a copy of a warning symbol to inform children that there is a dangerous dog on the property. The design of the warning symbol must be uniform and specified by the commissioner of public safety health, after consultation with animal control professionals. The design specification process is exempt from rulemaking under chapter 14 and is exempt from section 14.38. The commissioner shall provide the number of copies of the warning symbol requested by each county and shall charge the county the actual cost of the warning symbols received. The county may charge the registrant a reasonable fee to cover its administrative costs and the cost of the warning symbol.

Sec. 50. Minnesota Statutes 1992, section 349.151, subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP.] (a) ~~Until July 1, the board consists of six members appointed by the governor with the advice and consent of the senate and the commissioner of gaming as a voting member.~~

(b) On and after July 1, 1991, the board consists of seven members, as follows: (1) those members appointed by the governor before July 1, 1991, whose terms expire June 30, 1992, June 30, 1993, and June 30, 1994; (2) one member appointed by the governor for a term expiring June 30, 1994; and (3) ~~one member appointed by the commissioner of public safety for a term expiring June 30, 1995; and (4) one member~~ two members appointed by the attorney general for a term ~~terms~~ expiring June 30, 1995.

(c) (b) All appointments under this subdivision are with the advice and consent of the senate.

(d) (c) After expiration of the initial terms, appointments are for four years.

(e) (d) The board shall select one of its members to serve as chair. No more than three members appointed by the governor under this subdivision may belong to the same political party.

Sec. 51. Minnesota Statutes 1992, section 352B.01, subdivision 2, is amended to read:

Subd. 2. [MEMBER.] "Member" means:

(a) persons referred to and employed after June 30, 1943, under Laws 1929, chapter 355, as amended or supplemented, currently employed by the state, whose salaries or compensation is paid out of state funds;

(b) a conservation officer employed under section 97A.201, currently employed by the state, whose salary or compensation is paid out of state funds;

(c) a crime bureau officer who was employed by the crime bureau and was a member of the highway patrolmen's retirement fund on July 1, 1978, whether or not that person has the power of arrest by warrant after that date,

or who is employed as police personnel, with powers of arrest by warrant under section 299C.04, and who is currently employed by the state, and whose salary or compensation is paid out of state funds;

(d) a person who is employed by the state in the department of public safety or a successor state agency in a data processing management position with salary or compensation paid from state funds, who was a crime bureau officer covered by the state patrol retirement plan on August 15, 1987, and who was initially hired in the data processing management position within the department during September 1987, or January 1988, with membership continuing for the duration of the person's employment in that position, whether or not the person has the power of arrest by warrant after August 15, 1987; and

(e) ~~public safety~~ employees of the office of the attorney general defined as peace officers in section 626.84, subdivision 1, paragraph (c), and employed with the division of gambling enforcement under section 299L.01.

Sec. 52. Minnesota Statutes 1992, section 360.0752, subdivision 7, is amended to read:

Subd. 7. [PRELIMINARY SCREENING TEST.] When a peace officer has reason to believe that a person may be violating or has violated subdivision 2, the officer may require the person to provide a sample of the person's breath for a preliminary screening test using a device approved by the commissioner of ~~public safety or the commissioner~~ of transportation for this purpose. The results of this preliminary screening test shall be used for the purpose of deciding whether to require the tests authorized in section 360.0753, but shall not be used in any court action except to prove that a test was properly required of a person pursuant to section 360.0753. Following the screening test, additional tests may be required of the person pursuant to the provisions of section 360.0753.

A person who refuses to furnish a sample of the person's breath is subject to the provisions of section 360.0753 unless, in compliance with section 360.0753, the person submits to a blood, breath, or urine test to determine the presence of alcohol or a controlled substance.

Sec. 53. Minnesota Statutes 1992, section 360.0753, subdivision 6, is amended to read:

Subd. 6. [MANNER OF MAKING TEST; ADDITIONAL TESTS.] Only a physician, medical technician, physician's trained mobile intensive care paramedic, registered nurse, medical technologist, or laboratory assistant acting at the request of a peace officer may withdraw blood for the purpose of determining the presence of alcohol or controlled substance. This limitation does not apply to the taking of a breath or urine sample. The person tested has the right to have someone of the person's own choosing administer a chemical test or tests in addition to any administered at the direction of a peace officer; provided, that the additional test sample on behalf of the person is obtained at the place where the person is in custody, after the test administered at the direction of a peace officer, and at no expense to the state. The failure or inability to obtain an additional test or tests by a person shall not preclude the admission in evidence of the test taken at the direction of a peace officer unless the additional test was prevented or denied by the peace officer. The physician, medical technician, physician's trained mobile intensive care paramedic, medical technologist, laboratory assistant, or registered nurse drawing blood at the request of a peace officer for the purpose of determining

alcohol concentration shall in no manner be liable in any civil or criminal action except for negligence in drawing the blood. The person administering a breath test shall be fully trained in the administration of breath tests pursuant to training given by the commissioner of public safety or the commissioner of transportation.

Sec. 54. Minnesota Statutes 1992, section 611A.20, subdivision 2, is amended to read:

Subd. 2. [CONTENTS OF NOTICE.] The ~~commissioners of public safety and commissioner of corrections~~, in consultation with sexual assault victim advocates and health care professionals, shall develop the notice required by subdivision 1. The notice must inform the victim of:

(1) the risk of contracting sexually transmitted diseases as a result of a sexual assault;

(2) the symptoms of sexually transmitted diseases;

(3) recommendations for periodic testing for the diseases, where appropriate;

(4) locations where confidential testing is done and the extent of the confidentiality provided;

(5) information necessary to make an informed decision whether to request a test of the offender under section 611A.19; and

(6) other medically relevant information.

Sec. 55. Minnesota Statutes 1992, section 624.7151, is amended to read:

624.7151 [STANDARDIZED FORMS.]

By December 1, 1992, the ~~commissioner of public safety~~ *The superintendent of the bureau of criminal apprehension* shall adopt statewide standards governing the form and contents, as required by sections 624.7131 to 624.714, of every application for a pistol transferee permit, pistol transferee permit, report of transfer of a pistol, application for a permit to carry a pistol, and permit to carry a pistol that is granted or renewed on or after January 1, 1993. The adoption of these standards is not subject to the rulemaking provisions of chapter 14.

Every application for a pistol transferee permit, pistol transferee permit, report of transfer of a pistol, application for a permit to carry a pistol, and permit to carry a pistol that is received, granted, or renewed by a police chief or county sheriff on or after January 1, 1993, must meet the statewide standards adopted by the ~~commissioner of public safety~~ *superintendent*. Notwithstanding the previous sentence, neither failure of the ~~department of public safety~~ to adopt standards nor failure of the police chief or county sheriff to meet them shall delay the timely processing of applications nor invalidate permits issued on other forms meeting the requirements of sections 624.7131 to 624.714.

Sec. 56. Minnesota Statutes 1992, section 626.5531, subdivision 2, is amended to read:

Subd. 2. [USE OF INFORMATION COLLECTED.] The head of a local law enforcement agency or state law enforcement department that employs peace officers licensed under section 626.843 must file a monthly report

describing crimes reported under this section with the ~~department of public safety~~, bureau of criminal apprehension. The ~~commissioner of public safety~~ *superintendent of the bureau of criminal apprehension* must summarize and analyze the information received and file an annual report with the department of human rights and the legislature. The ~~commissioner~~ *superintendent* may include information in the annual report concerning any additional criminal activity motivated by bias that is not covered by this section.

Sec. 57. Minnesota Statutes 1992, section 626.562, subdivision 1, is amended to read:

Subdivision 1. [ESTABLISHMENT OF TELEPHONE LINE.] The commissioner of ~~public safety~~ *human services* shall contract for at least one statewide toll-free 24-hour telephone line for the purpose of providing consultative and training services for physicians, therapists, child protection workers, and other professionals involved in child protection. Services provided must include emergency and longer term consultation on individual child protection cases.

Sec. 58. Minnesota Statutes 1992, section 634.16, is amended to read:

634.16 [ADMISSION INTO EVIDENCE OF RESULTS OF INFRARED BREATH-TESTS.]

In any civil or criminal hearing or trial, the results of an infrared breath-test, when performed by a person who has been fully trained in the use of an infrared breath-testing instrument, as defined in section 169.01, subdivision 68, pursuant to training given or approved by the ~~commissioner of public safety~~ *superintendent of the bureau of criminal apprehension* or the ~~commissioner's~~ *superintendent's* acting agent, are admissible in evidence without antecedent expert testimony that an infrared breath-testing instrument provides a trustworthy and reliable measure of the alcohol in the breath.

Sec. 59. [WORKER PARTICIPATION.]

Subdivision 1. [RESTRUCTURING PROVISIONS.] *The restructuring of agencies required by this act shall be conducted under Minnesota Statutes, section 43A.05.*

Subd. 2. [WORKER PARTICIPATION COMMITTEES.] (a) *Before the restructuring of executive branch agencies under this act, a committee including representatives of employees and employers within each affected agency must be established and be given adequate time to perform the functions prescribed by paragraph (b). Each exclusive representative of employees shall select a committee member from each of its bargaining units in each affected agency. The head of each agency shall select an employee member from each unit of employees not represented by an exclusive representative. The agency head shall also appoint one or more committee members to represent the agency. The number of members appointed by the agency head, however, may not exceed the total number of members representing bargaining units.*

(b) *A committee established under paragraph (a) shall:*

(1) *identify tasks related to agency reorganization and adopt plans for addressing those tasks;*

(2) *identify other employer and employee issues related to reorganization and adopt plans for addressing those issues;*

(3) adopt plans for implementing this act, including detailed plans for providing retraining for affected employees; and

(4) guide the implementation of the reorganization.

**Sec. 60. [REPEALER.]**

Minnesota Statutes 1992, sections 168.325, subdivision 4; 171.015, subdivisions 1 and 5; 270B.12, subdivision 4; 299A.01; 299C.01, subdivision 1; and 299F.01, subdivisions 1 and 3, are repealed.

Laws 1987, chapter 315, section 4, subdivision 2, is repealed. Laws 1990, chapters 571, section 39; and 594, article 3, sections 6 and 7, are repealed.

**Sec. 61. [INSTRUCTION TO REVISOR.]**

**Subdivision 1. [DEPARTMENT OF CORRECTIONS.]** (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "commissioner of corrections" (or "commissioner" when referring to commissioner of corrections), "department of corrections" (or "department" when referring to the department of corrections), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 611A.55; 611A.56; 611A.71; 611A.74; 611A.75; and 611A.76.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

**Subd. 2. [DEPARTMENT OF ADMINISTRATION.]** (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "commissioner of administration" (or "commissioner" when referring to commissioner of administration), "department of administration" (or "department" when referring to the department of administration), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 144.653; 144A.10; 144B.10; 299F.011; 299F.05; 299F.19; 299F.362; 299F.46; 299F.73; 299F.75; 299F.78; 299M.01 to 299M.12; 325F.04; and 471.471.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

**Subd. 3. [BUREAU OF CRIMINAL APPREHENSION.]** (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "superintendent of the bureau of criminal apprehension" (or "superintendent" when referring to the superintendent of the bureau of criminal apprehension), "bureau of criminal apprehension" (or "bureau" when referring to the bureau of criminal apprehension), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 123.75; 123.751; 169.123, subdivision 3; 176.192;

242.31; 243.166; 270.062; 299A.28; 299A.33; 299A.38; 299C.46; 299C.48; 299C.52; 299C.53; 299C.54; 299C.55; 477A.0121; 604.09; 624.7131; 624.714; 624.7161; 626.553; 626.5532; and 634.15.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

Subd. 4. [OFFICE OF ATTORNEY GENERAL.] (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "attorney general" or "office of the attorney general," or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 10A.01; 16B.46; 214.04; 297C.09; 299A.30, subdivision 2; 299A.34; 299A.41 to 299A.47, as renumbered by this subdivision; 299C.03; 299C.065; 299C.23; 299C.49; 299L.01, subdivision 2; 299L.03; 299L.07; 326.33; 349.162; 349.163; 349.19; 611A.02; 611A.0311; and 611A.07.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

(c) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall renumber each section of Minnesota Statutes specified in column A with the number set forth in column B. The revisor shall also make necessary cross-reference changes consistent with the renumbering.

Column A	Column B
299A.41	8.35
299A.42	8.36
299A.43	8.37
299A.44	8.38
299A.45	8.39
299A.46	8.40
299A.47	8.41

Subd. 5. [DEPARTMENT OF COMMERCE.] (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "commissioner of commerce" (or "commissioner" when referring to the commissioner of commerce), "department of commerce" (or "department" when referring to the department of commerce), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 85.34; 340A.101; 340A.301 to 340A.909; 383C.28; and 383C.29.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

Subd. 6. [DEPARTMENT OF PUBLIC SERVICE.] (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "depart-

ment" when referring to the department of public safety), or similar terms to "commissioner of public service" (or "commissioner" when referring to commissioner of public service), "department of public service" (or "department" when referring to the department of public service), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 12.01 to 12.46; 115E.01 to 115E.09; 136C.70; 216D.01; 221.034; 299A.49 to 299A.52; 299F.092 to 299F.098; and 299K.02 to 299K.07.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

Subd. 7. [POLLUTION CONTROL AGENCY.] (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "commissioner of pollution control agency" (or "commissioner" when referring to commissioner of pollution control agency), "department of pollution control agency" (or "department" when referring to the department of pollution control agency), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 299F.56; and 299J.01 to 299J.18.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

Subd. 8. [DEPARTMENT OF TRANSPORTATION.] (a) In Minnesota Statutes 1993 Supplement, the revisor of statutes shall change the terms "commissioner of public safety" (or "commissioner" when referring to the commissioner of public safety), "department of public safety" (or "department" when referring to the department of public safety), or similar terms to "commissioner of transportation" (or "commissioner" when referring to commissioner of transportation), "department of transportation" (or "department" when referring to the department of transportation), or similar terms, as appropriate and consistent with this act, where they appear in Minnesota Statutes 1992, sections 13.69; 13.99, subdivisions 54 to 57; 14.50 (editorial note); 16B.48; 48.512; 65B.02; 65B.13; 84.82; 84.86; 84.87; 84.872; 84.88; 84.91; 84.922; 84.924; 84.925; 84.9256; 84.928; 86B.005; 86B.331; 86B.335; 86B.401; 86B.415; 86B.820; 97B.065; 116.60; 116C.731; 126.112; 126.115; 126.15; 145.927; 152.18; 161.041; 161.242; 168.012 to 168.125; 168.126, subdivisions 1 and 2; 168.127 to 168.321; 168.33 to 168.846; 168C.01 to 168C.13; 169.01 to 169.122; 169.123, subdivisions 4, 5, 5a, 5b, 5c, 6, and 8; 169.125 to 169.75; 169.752 to 169.782; 169.79 to 169.99; 170.55; 171.01; 171.02 to 171.56; 201.022; 201.161; 221.031; 221.034; 260.151; 260.161; 260.185; 260.191; 260.193; 260.195; 296.026; 296.17; 296.171; 297A.211; 299A.12; 299A.13; 299A.14; 299A.16; 299A.18; 299D.01 to 299D.09; 299E.01; 299E.02; 325F.662; 325F.665; 373.041; 373.35; 480.23; 593.37; 609.135; 609.324; 609.531; 609.5314; 626.88; and 631.40.

(b) The revisor of statutes shall make similar conforming corrections to Minnesota Rules.

Sec. 62. [EFFECTIVE DATE.]

*Except for section 1, subdivision 2, paragraph (b), this act takes effect July 1, 1993."*

Delete the title and insert:

"A bill for an act relating to state departments; abolishing department of public safety and transferring certain responsibilities and personnel to other agencies; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 13.99, subdivision 82; 15.01; 15A.081, subdivision 1; 16B.14; 16B.54, subdivision 2; 43A.05, subdivision 4; 43A.34, subdivision 4; 65B.28, subdivision 2; 161.125, subdivision 3; 161.20, subdivision 4; 161.465; 168.011, by adding subdivisions; 168.126, subdivision 3; 168.325; 169.751; 169.783, subdivision 1; 170.23; 170.24; 171.015; 214.04, subdivision 1; 216C.19, subdivision 1; 218.031, subdivision 2; 270.73, subdivision 1; 297B.01, subdivision 3; 297C.03, subdivision 1; 297C.10, subdivisions 1 and 2; 297C.12; 297C.13, subdivision 1; 299A.02; 299A.30, subdivision 1; 299A.31; subdivision 1; 299A.331, subdivision 1; 299A.38, subdivisions 1, 2, and 4; 299C.01, subdivisions 2 and 4; 299C.06; 299C.13; 299C.50; 299F.01, subdivision 2; 299L.01, subdivision 1; 340A.201; 347.51, subdivision 2a; 349.151, subdivision 2; 352B.01, subdivision 2; 360.0752, subdivision 7; 360.0753, subdivision 6; 611A.20, subdivision 2; 624.7151; 626.5531, subdivision 2; 626.562, subdivision 1; and 634.16; proposing coding for new law in Minnesota Statutes, chapter 3; repealing Minnesota Statutes 1992, sections 168.325, subdivision 4; 171.015, subdivisions 1 and 5; 270B.12, subdivision 4; 299A.01; 299C.01, subdivision 1; and 299F.01, subdivisions 1 and 3; Laws 1987, chapter 315, section 4, subdivision 2; Laws 1990, chapters 571, section 39; and 594, article 3, sections 6 and 7."

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 337: A bill for an act relating to housing; establishing a family homeless prevention and assistance program; appropriating money; amending Minnesota Statutes 1992, section 462A.21, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Page 1, lines 17 and 18, delete *"that are experiencing significant growth in the number or percentage"* and insert *"with a significant number or significant growth in the number"*

Page 2, line 21, after *"prevent"* insert *"homelessness and"*

Page 2, line 31, after the period, insert *"Grants may not be used to pay more than 24 months of rental assistance for a family."*

Page 2, line 35, delete *"and"*

Page 3, line 2, after *"housing"* insert *": and other members of the public not representatives of those specifically described in this sentence"*



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

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

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.

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

Page 7, line 11, after the period, insert "*Upon issuance of a license by the board, the board will terminate a residency permit.*"

Page 7, line 14, delete "*nonrefundable fee set*" and insert "*\$20 nonrefundable fee upon initial application and upon a change in residency program a lesser nonrefundable fee set by the board in such amount that is necessary to cover administrative costs incurred*"

Page 7, line 25, before "A" insert "*Upon a change in residency programs,*"

Page 7, line 27, after "*program*" insert "*being terminated*"

Page 7, line 28, after "*program*" insert "*until licensure is obtained*"

Page 7, line 31, after the period, insert "*The intent of this subdivision is not to replace routine academic corrective action undertaken by a residency training program.*"

Page 10, line 12, delete "*, consultants retained by board,*" and strike "*and*" and insert a comma

Page 10, line 13, strike "*or engaged in the*" and insert "*, and consultants retained by the board for the purpose of*" and strike "*and*"

Page 10, line 14, strike "*in*" and insert "*or*"

Page 10, delete section 11 and insert:

"Sec. 11. Minnesota Statutes 1992, section 148.71, subdivision 2, is amended to read:

Subd. 2. [TEMPORARY PERMIT.] (a) The board may, upon payment of a fee set by the board, issue a temporary permit to practice physical therapy under supervision to a physical therapist who is a graduate of an approved school of physical therapy and qualified for admission to examination for registration as a physical therapist. A temporary permit to practice physical therapy under supervision may be issued only once and cannot be renewed. It

expires 90 days after the next examination for registration given by the board or on the date on which the board, after examination of the applicant, grants or denies the applicant a registration to practice, whichever occurs first. A temporary permit expires on the first day the board begins its next examination for registration after the permit is issued if the holder does not submit to examination on that date. The holder of a temporary permit to practice physical therapy under supervision may practice physical therapy as defined in section 148.65 if the entire practice is under the supervision of a person holding a valid registration to practice physical therapy in this state. The supervision shall be direct, immediate, and on premises.

*(b) A physical therapist from another state who is licensed or otherwise registered in good standing as a physical therapist by that state and meets the requirements for registration under section 148.72 does not require supervision to practice physical therapy while holding a temporary permit in this state. The temporary permit remains valid only until the meeting of the board at which the application for registration is considered.*

Sec. 12. Minnesota Statutes 1992, section 148.71, is amended by adding a subdivision to read:

*Subd. 3. [FOREIGN-TRAINED PHYSICAL THERAPISTS; TEMPORARY PERMITS.] (a) The board of medical examiners may issue a temporary permit to a foreign-trained physical therapist who:*

*(1) is enrolled in a supervised physical therapy traineeship that meets the requirements under paragraph (b);*

*(2) has completed a physical therapy education program equivalent to that under section 148.705 and Minnesota Rules, part 5601.0800, subpart 2; and*

*(3) has paid a nonrefundable fee set by the board.*

*A foreign-trained physical therapist must have the temporary permit before beginning a traineeship.*

*(b) A supervised physical therapy traineeship must:*

*(1) be at least six months;*

*(2) be at a board-approved facility including a hospital or long-term care facility;*

*(3) provide a broad base of clinical experience to the foreign-trained physical therapist including a variety of physical agents, therapeutic exercises, evaluation procedures, and patient diagnoses;*

*(4) be supervised by a physical therapist who has at least three years of clinical experience and is registered under subdivision 1; and*

*(5) be approved by the board before the foreign-trained physical therapist begins the traineeship.*

*(c) A temporary permit is effective on the first day of a traineeship and expires 90 days after the next examination for registration given by the board following successful completion of the traineeship or on the date on which the board, after examination of the applicant, grants or denies the applicant a registration to practice, whichever occurs first.*

*(d) A foreign-trained physical therapist must successfully complete a traineeship to be registered as a physical therapist under subdivision 1. The traineeship may be waived for a foreign-trained physical therapist who is licensed or otherwise registered in good standing in another state and has successfully practiced physical therapy in that state under the supervision of a licensed or registered physical therapist for at least six months at a facility that meets the requirements under paragraph (b), clauses (2) and (3)."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after the semicolon, insert "adding registration requirements for physical therapists from other states and foreign-trained physical therapists,"

Page 1, line 15, delete "148.91, subdivision 3" and insert "148.71, subdivision 2, and by adding a subdivision"

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

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

S.F. No. 173: A bill for an act relating to occupations and professions; modifying board of medical practice requirements for licensure by reciprocity; amending Minnesota Statutes 1992, section 147.03, subdivision 2.

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

Page 1, line 16, after "(2)," insert "item (i) or (ii),"

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

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

S.F. No. 207: A bill for an act relating to occupations and professions; boards of social work and marriage and family therapy; clarifying data classifications and providing certain immunities for supervisors and persons reporting violations; changing board membership; adding certain licensing requirements to the board of social work; amending Minnesota Statutes 1992, sections 13.99, subdivision 49; 148B.04, by adding subdivisions; 148B.08, subdivision 1, and by adding a subdivision; 148B.18, subdivisions 8 and 10; 148B.19, subdivisions 1 and 2; 148B.21, subdivisions 3, 4, 5, 6, and by adding a subdivision; 148B.26, subdivision 1; 148B.27, by adding a subdivision; and 148B.28, subdivision 2.

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

Page 4, delete line 32 and insert:

*"(5) has not engaged in conduct warranting disciplinary action against a licensee. If the applicant has engaged in conduct warranting disciplinary action against a licensee, the board may issue a license only on the applicant's showing that the public will be protected through the issuance of a license with conditions or limitations approved by the board."*

Page 5, delete line 11 and insert:

*“(5) has not engaged in conduct warranting disciplinary action against a licensee. If the applicant has engaged in conduct warranting disciplinary action against a licensee, the board may issue a license only on the applicant’s showing that the public will be protected through the issuance of a license with conditions or limitations approved by the board.”*

Page 5, delete line 29 and insert:

*“(5) has not engaged in conduct warranting disciplinary action against a licensee. If the applicant has engaged in conduct warranting disciplinary action against a licensee, the board may issue a license only on the applicant’s showing that the public will be protected through the issuance of a license with conditions or limitations approved by the board.”*

Page 6, delete line 18 and insert:

*“(5) has not engaged in conduct warranting disciplinary action against a licensee. If the applicant has engaged in conduct warranting disciplinary action against a licensee, the board may issue a license only on the applicant’s showing that the public will be protected through the issuance of a license with conditions or limitations approved by the board.”*

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

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

S.F. No. 377: A bill for an act relating to health care; creating the children’s mental health integrated fund; establishing an integrated service system for delivering mental health services to children; creating local children’s mental health collaboratives; extending the statewide task force; appropriating money; amending Minnesota Statutes 1992, sections 245.4873, subdivision 2, and by adding a subdivision; and 256B.0625, by adding subdivisions; Laws 1991, chapter 292, article 6, section 57, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 245.

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 1992, section 245.4873, subdivision 2, is amended to read:

Subd. 2. [STATE LEVEL; COORDINATION.] *The state coordinating council consists of the commissioners or designees of commissioners of the departments of human services, health, education, state planning, and corrections, and a representative of the Minnesota district judges association juvenile committee, in conjunction with the commissioner of commerce or a designee of the commissioner. The members of the council shall annually alternate chairing the council beginning with the commissioner of human services and proceeding in the order as listed in this subdivision. The council shall meet at least quarterly to:*

*(1) educate each agency about the policies, procedures, funding, and services for children with emotional disturbances of all agencies represented;*

(2) develop mechanisms for interagency coordination on behalf of children with emotional disturbances;

(3) identify barriers including policies and procedures within all agencies represented that interfere with delivery of mental health services for children;

(4) recommend policy and procedural changes needed to improve development and delivery of mental health services for children in the agency or agencies they represent;

(5) identify mechanisms for better use of federal and state funding in the delivery of mental health services for children; and

(6) until February 15, 1992, prepare an annual report on the policy and procedural changes needed to implement a coordinated, effective, and cost-efficient children's mental health delivery system.

This report shall be submitted to the legislature and the state mental health advisory council annually as part of the report required under section 245.487, subdivision 4. The report shall include information from each department represented on:

(1) the number of children in each department's system who require mental health services;

(2) the number of children in each system who receive mental health services;

(3) how mental health services for children are funded within each system;

(4) how mental health services for children could be coordinated to provide more effectively appropriate mental health services for children; and

(5) recommendations for the provision of early screening and identification of mental illness in each system perform the duties required under sections 245.494 to 245.496.

## Sec. 2. [245.491] [CITATION; DECLARATION OF PURPOSE.]

*Subdivision 1. [CITATION.] Sections 245.491 to 245.496 may be cited as "the children's mental health integrated fund."*

*Subd. 2. [PURPOSE.] The legislature finds that children with emotional and/or behavioral disturbances or who are at risk of suffering such disturbances often require services from multiple service systems including mental health, social services, education, corrections, juvenile court, health, and jobs and training. In order to better meet the needs of these children, it is the intent of the legislature to establish an integrated children's mental health service system that:*

(1) allows local service decision makers to draw funding from a single local source so that funds follow clients and eliminates the need to match clients, funds, services, and provider eligibilities;

(2) creates a local pool of state, local, and private funds to procure a greater medical assistance federal financial participation;

(3) improves the efficiency of use of existing resources;

(4) minimizes or eliminates the incentives for cost and risk shifting; and

(5) increases the incentives for earlier identification and intervention.

The children's mental health integrated fund established under sections 245.491 to 245.496 must be used to develop and support this integrated mental health service system. In developing this integrated service system, it is not the intent of the legislature to limit any rights available to children and their families through existing federal and state laws.

Sec. 3. [245.492] [DEFINITIONS.]

Subdivision 1. [DEFINITIONS.] The definitions in this section apply to sections 245.491 to 245.496.

Subd. 2. [BASE LEVEL FUNDING.] "Base level funding" means funding received from state, federal, or local sources and expended across the local system of care in fiscal year 1993 for children's mental health services or for special education services for children with emotional and/or behavioral disturbances.

Subd. 3. [CHILDREN WITH EMOTIONAL AND/OR BEHAVIORAL DISTURBANCES.] "Children with emotional and/or behavioral disturbances" includes children with emotional disturbances as defined in section 245.4871, subdivision 15, and children with emotional or behavioral disorders as defined in Minnesota Rules, part 3525.1329, subpart 1.

Subd. 4. [FAMILY.] "Family" has the definition provided in section 245.4871, subdivision 16.

Subd. 5. [INITIAL TARGET POPULATION.] "Initial target population" means a population of children that the local children's mental health collaborative agrees to serve in the start-up phase and who meet the criteria for the target population. The initial target population may be less than the target population.

Subd. 6. [INTEGRATED FUND.] "Integrated fund" is a pool of both public and private local, state, and federal resources, consolidated at the local level, to accomplish locally agreed upon service goals for the target population. The fund is used to help the local children's mental health collaborative to serve the mental health needs of children in the target population by allowing the local children's mental health collaboratives to develop and implement an integrated service system.

Subd. 7. [INTEGRATED SERVICE SYSTEM.] "Integrated service system" means a coordinated set of procedures established by the local children's mental health collaborative for coordinating services and actions across categorical systems and agencies that results in:

- (1) integrated funding;
- (2) outreach, early identification, and intervention across systems;
- (3) strong collaboration between parents and professionals in identifying children in the target population facilitating access to the integrated system, and coordinating care and services for these children;
- (4) a coordinated assessment process across systems that determines which children need multiagency care coordination and wraparound services;

- (5) multiagency plan of care and unitary case management coordination;  
and  
(6) wraparound services.

Services provided by the integrated service system must meet the requirements set out in sections 245.487 to 245.4887. Children served by the integrated service system must be economically and culturally representative of children in the service delivery area.

Subd. 8. [INTEGRATED FUND TASK FORCE.] "The integrated fund task force" means the statewide task force established in Laws 1991, chapter 292, article 6, section 57.

Subd. 9. [INTERAGENCY EARLY INTERVENTION COMMITTEE.] "Interagency early intervention committee" refers to the committee established under section 120.17, subdivision 12.

Subd. 10. [LOCAL CHILDREN'S ADVISORY COUNCIL.] "Local children's advisory council" refers to the council established under section 245.4875, subdivision 5.

Subd. 11. [LOCAL CHILDREN'S MENTAL HEALTH COLLABORATIVE.] "Local children's mental health collaborative" means an entity formed by the contractual agreement of representatives of the local system of care including mental health services, social services, correctional services, education services, health services, and vocational services for the purpose of developing and governing an integrated service system. A local coordinating council or an interagency early intervention committee may serve as a local children's mental health collaborative if its representatives are capable of carrying out the duties of the local children's mental health collaborative set out in sections 245.491 to 245.496. Where a local coordinating council is not the local children's mental health collaborative, the local children's mental health collaborative must work closely with the local coordinating council in designing the integrated service system.

Subd. 12. [LOCAL COORDINATING COUNCIL.] "Local coordinating council" refers to the council established under section 245.4875, subdivision 6.

Subd. 13. [LOCAL SYSTEM OF CARE.] "Local system of care" has the definition provided in section 245.4871, subdivision 24.

Subd. 14. [MENTAL HEALTH SERVICES.] "Mental health services" has the definition provided in section 245.4871, subdivision 28.

Subd. 15. [MULTIAGENCY PLAN OF CARE.] "Multiagency plan of care" means a written plan of intervention and integrated services developed by a multiagency team in conjunction with the child and family based on their unique strengths and needs as determined by a multiagency assessment. The plan must outline measurable client outcomes and specific services needed to attain these outcomes, the agencies responsible for providing the specified services, funding responsibilities, timelines, the judicial or administrative procedures needed to implement the plan of care, and the agencies responsible for initiating these procedures.

Subd. 16. [SERVICE DELIVERY AREA.] "Service delivery area" means the geographic area to be served by the local children's mental health

collaborative and must include at a minimum a part of a county and school district or a special education cooperative.

Subd. 17. [START-UP FUNDS.] "Start-up funds" means the funds available to assist a local children's mental health collaborative in planning and developing the integrated service system for children in the target population and in setting up a local integrated fund.

Subd. 18. [STATE COORDINATING COUNCIL.] "State coordinating council" means the council established under section 245.4873, subdivision 2.

Subd. 19. [TARGET POPULATION.] "Target population" means children up to age 18 with an emotional and/or behavioral disturbance or who are at risk of suffering an emotional and/or behavioral disturbance as evidenced by a behavior or condition that affects the child's ability to function in a primary aspect of daily living including personal relations, living arrangements, work, school, and recreation and a child who can benefit from:

- (1) multiagency service coordination and wraparound services; or
- (2) informal coordination of traditional mental health services provided on a temporary basis.

Children between the ages of 18 and 21 who meet this criteria may be included in the target population at the option of the local children's mental health collaborative.

Subd. 20. [WRAPAROUND SERVICES.] "Wraparound services" are alternative, flexible, coordinated, and highly individualized services that are based on a multiagency plan of care. These services are designed to build on the strengths and respond to the needs identified in the child's multiagency assessment and to improve the child's ability to function in the home, school, and community. Wraparound services may include, but are not limited to, respite services, services that assist the child or family in enrolling in or participating in recreational activities, assistance in purchasing otherwise unavailable items or services important to maintain a specific child in the family, and services that assist the child to participate in more traditional services and programs.

#### Sec. 4. [245.493] [LOCAL LEVEL COORDINATION.]

Subdivision 1. [REQUIREMENTS TO QUALIFY AS A LOCAL CHILDREN'S MENTAL HEALTH COLLABORATIVE.] In order to qualify as a local children's mental health collaborative and be eligible to receive start-up funds, the representatives of the local system of care, or at a minimum one county, one school district or special education cooperative, and one mental health entity must agree to the following:

- (1) to establish a local children's mental health collaborative and develop an integrated service system;
- (2) to meet the duties described in subdivision 2; and
- (3) to commit resources to providing services through the local children's mental health collaborative.

Subd. 2. [GENERAL DUTIES OF THE LOCAL CHILDREN'S MENTAL



HEALTH COLLABORATIVES.] Each local children's mental health collaborative must:

(1) identify a service delivery area and an initial target population within that service delivery area. The initial target population must be economically and culturally representative of children eligible for public services in the service delivery area to be served by the local children's mental health collaborative. The size of the initial target population must also be economically viable for the service delivery area;

(2) develop and communicate to agencies in the local system of care eligibility criteria for services received through the local children's mental health collaborative and a process for determining eligibility. The process shall place strong emphasis on outreach to families, respecting the family role in identifying children in need, and valuing families as partners;

(3) seek to maximize federal revenues available to serve children in the target population by designating local expenditures for mental health services that can be matched with federal dollars and by designing services to meet the requirements for state and federal reimbursement;

(4) in consultation with the local children's advisory council and the local coordinating council, if it is not the local children's mental health collaborative, design, develop, and ensure implementation of an integrated service system and develop interagency agreements necessary to implement the system;

(5) expand membership to include representatives of other services in the local system of care;

(6) develop mechanisms for integrating funds to either expand the initial target population or expand services to the target population;

(7) create or designate a management structure for fiscal and clinical responsibility, data collection, outcome evaluation, and information flow;

(8) develop mechanisms for quality assurance, outcome management, and appeals;

(9) involve the family, and where appropriate the individual child, in developing multiagency service plans to the extent required in sections 253B.03, subdivision 7; 257.071, subdivision 1; and 260.191, subdivision 1e;

(10) meet all standards and provide all mental health services as required in sections 245.487 to 245.4888 and ensure that the services provided are culturally appropriate;

(11) spend funds generated by the local children's mental health collaborative as required in sections 245.491 to 245.496;

(12) maintain base level funding for services for children with emotional and/or behavioral disturbances;

(13) explore methods and recommend changes needed at the state level to reduce duplication and promote coordination of services including the use of uniform forms for reporting, billing, and planning of services;

(14) provide documentation and meet reporting requirements requested by the state coordinating council and state agencies;

(15) negotiate contracts with state agencies and other funding sources for receipt of funds to further the goals of the local children's mental health collaborative; and

(16) if the county participant of the local children's mental health collaborative is also a provider of child welfare targeted case management as authorized by the 1993 legislature, then federal reimbursement received by the county for child welfare targeted case management provided to the target population must be directed to the integrated fund.

Sec. 5. [245.494] [STATE LEVEL COORDINATION.]

Subdivision 1. [STATE COORDINATING COUNCIL.] The state coordinating council, in consultation with the integrated fund task force, shall:

(1) assist local children's mental health collaboratives in meeting the requirements of sections 245.491 to 245.496, by seeking consultation and technical assistance from national experts and coordinating presentations and assistance from these experts to local children's mental health collaboratives;

(2) assist local children's mental health collaboratives in identifying an economically viable initial target population;

(3) develop methods to reduce duplication and promote coordinated services including uniform forms for reporting, billing, and planning of services;

(4) by September 1, 1994, develop a model multiagency plan of care that can be used by local children's mental health collaboratives in place of an individual education plan, individual family community support plan, individual family support plan, and an individual treatment plan;

(5) assist in the implementation and operation of local children's mental health collaboratives by facilitating the integration of funds, coordination of services, and measurement of results, and by providing other assistance as needed;

(6) by September 1, 1993, develop a procedure for awarding start-up funds. Development of this procedure shall be exempt from chapter 14;

(7) develop procedures and provide technical assistance to allow local children's mental health collaboratives to integrate resources for children's mental health services with other resources available to serve children in the target population in order to maximize federal participation and improve efficiency of funding;

(8) ensure that local children's mental health collaboratives and the services received through these collaboratives meet the requirements set out in sections 245.491 to 245.496;

(9) identify base level funding from state and federal sources across systems and work with local children's mental health collaboratives to determine local base level funding;

(10) develop mechanisms to ensure that start-up funds and any additional federal funds generated by local children's mental health collaboratives are spent as required in sections 245.491 to 245.496;

(11) explore ways to access additional federal funds and enhance revenues available to address the needs of the target population;

(12) develop a mechanism for identifying the state share of funding for services to children in the target population and for making these funds available on a per capita basis for services provided through the local children's mental health collaborative to children in the target population. Each year beginning January 1, 1994, forecast the growth in the state share and increase funding for local children's mental health collaboratives accordingly;

(13) identify data to be collected and outcome measures to be reported by local children's mental health collaboratives;

(14) identify barriers to integrated service systems that arise from data practices and make recommendations including legislative changes needed in the data privacy act to address these barriers;

(15) annually review the expenditures of local children's mental health collaboratives to ensure that funding for services provided to the target population continues from sources other than the federal funds earned under sections 245.491 to 245.496 and that federal funds earned are spent consistent with sections 245.491 to 245.496; and

(16) provide the integrated fund task force with information requested.

**Subd. 2. [STATE COORDINATING COUNCIL REPORT.]** Each year, beginning February 1, 1995, the state coordinating council must submit a report to the legislature on the status of the local children's mental health collaboratives. The report must include the number of local children's mental health collaboratives, the amount and type of resources committed to local children's mental health collaboratives, the additional federal revenue received as a result of local children's mental health collaboratives, the services provided, the number of children served, outcome indicators, the identification of barriers to additional collaboratives and funding integration, and recommendations for further improving service coordination and funding integration.

**Subd. 3. [DUTIES OF THE COMMISSIONER OF HUMAN SERVICES.]** The commissioner of human services, in consultation with the integrated fund task force, shall:

(1) separate all medical assistance, general assistance medical care, and MinnesotaCare resources devoted to mental health services including inpatient, outpatient, medication, services under the rehabilitation option, and related physician services from the total health capitation under section 256B.69 and develop a separate contract for managing these mental health benefits that will require all contractors to:

(i) provide mental health services eligible for medical assistance reimbursement;

(ii) meet performance standards established by the commissioner of human services including providing services consistent with the requirements and standards set out in sections 245.487 to 245.4888 and 245.491 to 245.496;

(iii) provide the commissioner of human services with data consistent with that collected under sections 245.487 to 245.4888; and

(iv) in service delivery areas where there is a local children's mental health collaborative for the target population defined by local children's mental health collaborative:

- (A) participate in the local children's mental health collaborative;
  - (B) commit resources to local children's mental health collaboratives that are actuarially equivalent to resources received for the target population being served by local children's mental health collaboratives; and
  - (C) meet the requirements and the performance standards developed for local children's mental health collaboratives;
- (2) develop a mechanism for integrating medical assistance resources for mental health service with resources for general assistance medical care, MinnesotaCare, and any other state and local resources available for services for children in the target population and develop a procedure for making these resources available for use by a local children's mental health collaborative;
  - (3) gather data needed to manage mental health care including evaluation data and data necessary to establish a separate capitation rate for children's mental health services if that option is selected;
  - (4) by January 1, 1994, develop a model contract for providers of mental health managed care that meets the requirements set out in sections 245.491 to 245.496 and 256B.69, and utilize this contract for all subsequent awards;
  - (5) by January 1, 1994, develop revenue enhancement or rebate mechanisms and procedures to certify expenditures made through local children's mental health collaboratives for mental health services that may be eligible for federal financial participation under medical assistance and other federal programs and provide technical assistance to help local children's mental health collaboratives certify local expenditures;
  - (6) assist local children's mental health collaboratives in identifying an economically viable initial target population;
  - (7) seek all necessary federal waivers or approvals and recommend necessary legislation to enhance federal revenue, provide clinical and management flexibility, and otherwise meet the goals of local children's mental health collaboratives;
  - (8) take all steps necessary to secure medical assistance reimbursement under the rehabilitation option for residential treatment and for family community support services when these services are provided through a local children's mental health collaborative; and
  - (9) provide a mechanism to identify separately the reimbursement to a county for child welfare targeted case management provided to the target population for purposes of subsequent transfer by the county to the integrated fund.

Subd. 4. [RULEMAKING.] The commissioners of human services, health, education, and corrections shall adopt or amend rules as necessary to implement sections 245.491 to 245.496.

Subd. 5. [RULE MODIFICATION.] The commissioner of human services shall modify the service and claiming requirements set out in Minnesota Rules, parts 9520.0900 to 9220.0926 and 9505.0323, as it pertains to mental health, to correspond with similar provisions proposed under the Family Preservation Investment Project-Federal Revenue Enhancement Initiative.

Sec. 6. [245.495] [ADDITIONAL FEDERAL REVENUES.]

Each local children's mental health collaborative shall report expenditures eligible for federal reimbursement in a manner prescribed by the commissioner of human services under section 256.01, subdivision 2, clause (17). The commissioner of human services shall pay all funds earned by each local children's mental health collaborative to the collaborative. Each local children's mental health collaborative must use these funds to expand the initial target population or to develop or provide mental health services through the local integrated service system to children in the target population. Funds may not be used to supplant funding for services to children in the target population.

For purposes of this section, "mental health services" are community-based, nonresidential services, which may include respite care, that are identified in the child's multiagency plan of care.

Sec. 7. [245.496] [IMPLEMENTATION.]

*Subdivision 1. [APPLICATIONS FOR START-UP FUNDS FOR LOCAL CHILDREN'S MENTAL HEALTH COLLABORATIVES.]* By September 1, 1993, the commissioner of human services shall publish the procedures for awarding start-up funds. Applications for local children's mental health collaboratives shall be obtained through the commissioner of human services and submitted to the state coordinating council. The application must state the amount of start-up funds requested by the local children's mental health collaborative and how the local children's mental health collaborative intends on using these funds.

*Subd. 2. [DISTRIBUTION OF START-UP FUNDS.]* By January 1, 1994, the state coordinating council must ensure distribution of start-up funds to local children's mental health collaboratives that meet the requirements established in section 245.493 and whose applications have been approved by the council. If the number of applications received exceed the number of local children's mental health collaboratives that can be funded, the funds must be geographically distributed across the state and preference must be given to collaboratives that include multiple counties, multiple school districts, the juvenile court and correctional systems, or other multiple government entities from the local system of care.

*Subd. 3. [SUBMISSION AND APPROVAL OF LOCAL COLLABORATIVE PROPOSALS FOR INTEGRATED SYSTEMS.]* By December 31, 1994, a local children's mental health collaborative that received start-up funds must submit to the state coordinating council its proposal for creating and funding an integrated service system for children in the target population. Within 60 days of receiving the local collaborative proposal the state coordinating council must review the proposal and notify the local children's mental health collaborative as to whether or not the proposal has been approved. If the proposal is not approved, the state coordinating council must indicate changes needed to receive approval.

Sec. 8. Minnesota Statutes 1992, section 256B.0625, is amended by adding a subdivision to read:

*Subd. 32. [FAMILY COMMUNITY SUPPORT SERVICES.]* Medical assistance covers family community support services as defined in section 245.4871; subdivision 17.

Sec. 9. Minnesota Statutes 1992, section 256B.0625, is amended by adding a subdivision to read:

*Subd. 33. [THERAPEUTIC SUPPORT OF FOSTER CARE.] Medical assistance covers therapeutic support of foster care as defined in section 245.4871, subdivision 34.*

Sec. 10. Laws 1991, chapter 292, article 6, section 57, subdivision 1, is amended to read:

Subdivision 1. [STATEWIDE TASK FORCE.] The commissioner of human services shall convene a task force to study the feasibility of establishing an integrated children's mental health fund. The task force shall consist of mental health professionals, county social services personnel, service providers, advocates, and parents of children who have experienced episodes of emotional disturbance. The task force shall also include representatives of the children's mental health subcommittee of the state advisory council and local coordinating councils established under Minnesota Statutes, sections 245.487 to 245.4887. The task force shall include the commissioners of education, health, and human services; two members of the senate; and two members of the house of representatives. The task force shall examine all possible county, state, and federal sources of funds for children's mental health with a view to designing an integrated children's mental health fund, improving methods of coordinating and maximizing all funding sources, and increasing federal funding. Programs to be examined shall include, but not be limited to, the following: medical assistance, title IV-E of the social security act, title XX social service programs, chemical dependency programs, education and special education programs, and, for children with a dual diagnosis, programs for the developmentally disabled. The task force may consult with experts in the field, as necessary. ~~The task force shall make a preliminary report and recommendations on local coordination of funding sources by January 1, 1992, to facilitate the development of local protocols and procedures under subdivision 2. The task force shall submit a final report to the legislature by January 1, 1993, with its findings and recommendations. By January 1, 1994, the task force shall provide a report to the legislature with recommendations of the task force for promoting integrated funding and services for children's mental health. The report must include the following recommendations: (1) how to phase in all delivery systems, including the juvenile court and correctional systems; (2) how to expand the initial target population so that the state eventually has a statewide integrated children's mental health service system that integrates funding regardless of source for children with emotional and/or behavioral disturbances or those at risk of suffering such disturbances; (3) possible outcome measures of the local children's mental health collaboratives; and (4) for any necessary legislative changes in the data practices act. The task force shall continue through June 30, 1995, and shall advise and assist the state coordinating council and local children's mental health collaboratives as required in sections 245.491 to 245.496.~~

Sec. 11. Laws 1991, chapter 292, article 6, section 57, subdivision 3, is amended to read:

Subd. 3. [FINAL REPORT.] By February 15, 1993, the commissioner of human services shall provide a report to the legislature that describes the reports and recommendations of the statewide task force under subdivision 1 and of the local coordinating councils under subdivision 2, and provides the commissioner's recommendations for legislation or other needed changes.

## Sec. 12. [APPROPRIATIONS.]

*Subdivision 1. \$100,000 is appropriated from the general fund to the commissioner of human services for the biennium ending June 30, 1995, to be administered by the state coordinating council for consultation and technical assistance to local children's mental health collaboratives as provided in section 5.*

*Subd. 2. \$60,000 in fiscal year 1994 and \$60,000 in fiscal year 1995 are appropriated from the general fund to the commissioner of human services for additional staff to be assigned to the medical assistance program.*

*Subd. 3. \$800,000 is appropriated from the general fund to the state coordinating council to be available for the biennium ending June 30, 1995, for start-up funds for local children's mental health collaboratives.*

*Subd. 4. \$200,000 is appropriated from the general fund to the commissioner of human services for the biennium ending June 30, 1995, for four additional staff positions, one to be assigned to the state coordinating council, one to be assigned to the department of education, one to be assigned to the department of health, and one to remain at the department of human services.*

*Subd. 5. \$60,000 is appropriated from the general fund to the commissioner of human services for the biennium ending June 30, 1995, for one staff person to be assigned to the integrated fund task force.*

## Sec. 13. [EFFECTIVE DATE.]

*Sections 8 and 9 are effective January 1, 1994."*

Delete the title and insert:

*"A bill for an act relating to health care; creating the children's mental health integrated fund; establishing an integrated service system for delivering mental health services to children; creating local children's mental health collaboratives; extending the statewide task force; appropriating money; amending Minnesota Statutes 1992, sections 245.4873, subdivision 2; and 256B.0625, by adding subdivisions; Laws 1991, chapter 292, article 6, section 57, subdivisions 1 and 3; proposing coding for new law in Minnesota Statutes, chapter 245."*

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

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

S.F. No. 419: A bill for an act relating to health care; modifying and making corrections to the health right act; amending Minnesota Statutes 1992, sections 43A.317, subdivisions 2, 7, and 10; 62A.011, subdivision 3; 62A.021, subdivision 1; 62A.65, subdivision 5; 62J.04, subdivisions 2, 3, 4, 5, 6, and 7; 62J.09, subdivisions 1, 2, and 6; 62J.15, subdivision 2; 62J.17, subdivisions 2, 4, 5, and 6; 62J.19; 62J.23; 62J.29, subdivisions 1 and 4; 62J.30, subdivisions 4, 7, 8, and 10; 62J.31, subdivisions 2 and 3; 62J.32, subdivisions 1 and 4; 62J.34, subdivisions 2 and 3; 62L.02, subdivisions 8, 11, 15, and 16, and by adding a subdivision; 62L.03, subdivisions 2 and 5; 62L.05, subdivisions 1, 4, and 10; 62L.09, subdivision 2; 62L.13, subdivisions 1, 3, and 4; 62L.14, subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; 62L.15, subdivision 2; 62L.16, subdivision 5, and by adding a subdivision; 62L.17,

subdivisions 1 and 4; 62L.19; 62L.20, subdivisions 1 and 2; 144.147, subdivision 4; 144.1481, subdivision 1; 256.045, subdivision 10; 256.9353, subdivisions 2, 6, and by adding a subdivision; 256.9354; 256.9355, subdivision 3; 256.9356, subdivision 2; 256.9357; 256B.0644; Laws 1992, chapter 549, articles 1, section 15; 2, sections 24 and 25; 3, section 24; and 4, section 18; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 1992, sections 62J.05, subdivision 5; 62J.09, subdivisions 3 and 8; and 62J.21.

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

Page 17, after line 8, insert:

“Sec. 22. [EFFECTIVE DATE.]

*Sections 1 to 21 are effective the day following final enactment.”*

Page 47, after line 29, insert:

“Sec. 12. [EFFECTIVE DATE.]

*Sections 2 to 10 are effective the day following final enactment. Section 1 is effective for appeals filed on or after the day following final enactment.”*

Page 55, after line 28, insert:

“Sec. 13. [EFFECTIVE DATE.]

*Sections 1 to 12 are effective the day following final enactment.”*

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

## SECOND READING OF SENATE BILLS

S.F. Nos. 273, 242, 94, 173 and 419 were read the second time.

## MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the name of Mr. Lessard be added as a co-author to S.F. No. 192. The motion prevailed.

Mr. Solon moved that his name be stricken as a co-author to S.F. No. 201. The motion prevailed.

Mr. Price moved that the names of Messrs. Laidig; Johnson, D.J. and Ms. Flynn be added as co-authors to S.F. No. 254. The motion prevailed.

Ms. Johnson, J.B. moved that the name of Mr. Johnson, D.J. be added as a co-author to S.F. No. 317. The motion prevailed.

Ms. Piper moved that the name of Ms. Reichgott be added as a co-author to S.F. No. 353. The motion prevailed.

Mr. Beckman moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 381. The motion prevailed.

Ms. Pappas moved that the name of Mr. Hottinger be added as a co-author to S.F. No. 383. The motion prevailed.



Ms. Flynn moved that the name of Ms. Runbeck be added as a co-author to S.F. No. 391. The motion prevailed.

Mr. Johnson, D.J. moved that the name of Mr. Finn be added as a co-author to S.F. No. 388. The motion prevailed.

Mr. Johnson, D.J. moved that the name of Mr. Finn be added as a co-author to S.F. No. 389. The motion prevailed.

Mr. Johnson, D.J. moved that the names of Mses. Reichgott, Flynn and Pappas be added as co-authors to S.F. No. 408. The motion prevailed.

Mr. Vickerman moved that the name of Ms. Johnston be added as a co-author to S.F. No. 434. The motion prevailed.

Mr. Spear moved that the names of Ms. Anderson and Mr. Cohen be added as co-authors to S.F. No. 441. The motion prevailed.

Mr. Marty moved that his name be stricken as chief author, shown as a co-author and the name of Mr. Hottinger be added as chief author to S.F. No. 448. The motion prevailed.

Mr. Marty moved that the name of Ms. Pappas be added as a co-author to S.F. No. 449. The motion prevailed.

Mr. Beckman moved that the name of Mr. Johnson, D.J. be added as a co-author to S.F. No. 451. The motion prevailed.

Mr. Pogemiller moved that the name of Ms. Pappas be added as a co-author to S.F. No. 465. The motion prevailed.

Mr. Hottinger introduced—

Senate Resolution No. 25: A Senate resolution commending Bill Altnow for 35 years of service as the photographer for the Mankato Free Press.

Referred to the Committee on Rules and Administration.

Mr. Bertram introduced—

Senate Resolution No. 26: A Senate resolution in the matter of Norm Green, North Stars owner.

Referred to the Committee on Rules and Administration.

Ms. Reichgott moved that the appointments of notaries public be laid on the table. The motion prevailed.

### CALENDAR

H.F. No. 1: A bill for an act relating to the legislature; providing for the designation of successor legislative committees; proposing coding for new law in Minnesota Statutes, chapter 3.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 48: A bill for an act relating to real property; providing for recordation of mortgage satisfaction or release following change in identity of corporate mortgagee or assignee; providing procedures for interested person to file for record a request for notice of mortgage foreclosure; allowing postponement of foreclosure sale by party conducting the foreclosure; providing that certain forfeitures of real property are subject to interests of good faith purchasers; amending Minnesota Statutes 1992, sections 507.411; 580.032, subdivision 1; 580.07; and 609.5311, subdivision 3.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dille	Krentz	Murphy	Robertson
Anderson	Finn	Kroening	Neuville	Sams
Beckman	Flynn	Laidig	Novak	Samuelson
Belanger	Frederickson	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	Vickerman
Betzold	Johnston	Metzen	Price	Wiener
Chandler	Kelly	Moe, R.D.	Ranum	
Cohen	Kiscaden	Mondale	Reichgott	
Day	Knutson	Morse	Riveness	

So the bill passed and its title was agreed to.

S.F. No. 119: A bill for an act relating to health; modifying requirements for the nursing assistant competency evaluation program; amending Minnesota Statutes 1992, section 144A.61, subdivision 3a.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Berg	Day	Janezich	Kiscaden
Anderson	Berglin	Dille	Johnson, D.E.	Knutson
Beckman	Bertram	Finn	Johnson, D.J.	Krentz
Belanger	Betzold	Flynn	Johnson, J.B.	Kroening
Benson, D.D.	Chandler	Frederickson	Johnston	Laidig
Benson, J.E.	Cohen	Hottinger	Kelly	Larson

Lesewski	Mondale	Pappas	Riveness	Stumpf
Lessard	Morse	Pariseau	Robertson	Terwilliger
Luther	Murphy	Piper	Sams	Vickerman
Marty	Neuville	Pogemiller	Samuelson	Wiener
McGowan	Novak	Price	Solon	
Metzen	Oliver	Ranum	Spear	
Moe, R.D.	Olson	Reichgott	Stevens	

So the bill passed and its title was agreed to.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mrs. Adkins introduced—

S.F. No. 467: 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.

Mr. Cohen and Ms. Krentz introduced—

S.F. No. 468: A bill for an act relating to education; excluding family savings from financial aid calculations; providing that contributions to and interest earned on certain educational savings plan accounts are exempt from income taxes; amending Minnesota Statutes 1992, sections 136A.121, subdivision 5; 290.01, subdivision 19b; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Education.

Messrs. Cohen, Spear, Ms. Anderson, Messrs. Hottinger and Marty introduced—

S.F. No. 469: A bill for an act relating to crimes; increasing penalties for felonies committed with an illegal weapon; creating a permissive inference of possession with respect to a firearm in an automobile; prohibiting the ownership, possession, or operation of military assault weapons except under certain circumstances; requiring the issuance of permits to existing owners of military assault weapons; defining terms; providing penalties; amending Minnesota Statutes 1992, sections 609.11, by adding a subdivision; and 609.67; proposing coding for new law in Minnesota Statutes, chapters 609 and 624.

Referred to the Committee on Crime Prevention.

Mr. Cohen introduced—

S.F. No. 470: A bill for an act relating to elections; changing the time and date of the precinct caucuses; amending Minnesota Statutes 1992, section 202A.14, subdivision 1.

Referred to the Committee on Ethics and Campaign Reform.

Messrs. Sams, Finn, Luther and Moe, R.D. introduced—

S.F. No. 471: A bill for an act relating to state employees; providing that additional compensation may not be paid to employees of the state or quasi-state agencies based on their performances; proposing coding for new law in Minnesota Statutes, chapter 15.

Referred to the Committee on Governmental Operations and Reform.

Mrs. Pariseau, Messrs. Knutson and Benson, D.D. introduced—

S.F. No. 472: A bill for an act relating to metropolitan government; repealing the authority for dual track airport development planning; repealing Minnesota Statutes 1992, sections 473.155, subdivisions 3 and 4; 473.616; 473.618; and 473.619.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Janezich, Pogemiller, Ms. Ranum, Messrs. Johnson, D.J. and Solon introduced—

S.F. No. 473: A bill for an act relating to education; establishing a coordinated county-school district program; creating a waiver process of rules for new program; appropriating money; amending Minnesota Statutes 1992, sections 124.2615, subdivision 3; 124.2711, subdivision 4; 124.2713, subdivisions 8 and 9; 124.2716; and 124.2721, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 3 and 256E.

Referred to the Committee on Education.

Ms. Pappas, Mr. Mondale, Mses. Ranum, Krentz and Mr. Novak introduced—

S.F. No. 474: A bill for an act relating to transportation; requiring metropolitan area highway projects' environmental impact statements to address economic, social, and demographic efforts; requiring the revision of the state transportation plan to establish objectives and policies for the health of the fully developed part of the metropolitan area; prohibiting federal section 9 money from being used for highways; requiring the metropolitan council's transportation policy plan to require comparison of highways to transit and effects of highways on land use and housing; providing that the transit goals include stabilizing and enhancing the health of the metropolitan area; amending Minnesota Statutes 1992, sections 116D.04, by adding a subdivision; 174.03, subdivision 1a; 473.146, subdivision 3; 473.167, subdivision 1; 473.371; proposing coding for new law in Minnesota Statutes, chapter 174.

Referred to the Committee on Transportation and Public Transit.

Messrs. Vickerman, Frederickson, Ms. Lesewski and Mr. Chmielewski introduced—

S.F. No. 475: A bill for an act relating to highways; designating route as Wally Nelson Highway; amending Minnesota Statutes 1992, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

Messrs. Murphy, Pogemiller, Beckman, Stumpf and Kroening introduced—

S.F. No. 476: A bill for an act relating to occupations and professions; requiring licensed optometrists to be certified by the board of optometry to prescribe topical legend drugs; authorizing the prescription of topical legend drugs by licensed optometrists who are board certified; requiring reports; amending Minnesota Statutes 1992, sections 148.572; 148.574; 151.01, subdivision 23; and 151.37, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Health Care.

Mr. Bertram, Mrs. Adkins, Mr. Metzen, Mses. Hanson and Flynn introduced—

S.F. No. 477: A bill for an act relating to occupations and professions; requiring licensed optometrists to be certified by the board of optometry to prescribe topical legend drugs; authorizing the prescription of topical legend drugs by licensed optometrists who are board certified; requiring reports; amending Minnesota Statutes 1992, sections 148.572; 148.574; 151.01, subdivision 23; and 151.37, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Health Care.

Messrs. Mondale, Luther, Ms. Pappas, Messrs. Moe, R.D. and Novak introduced—

S.F. No. 478: A bill for an act relating to metropolitan government; making the metropolitan council an elected body; changing the metropolitan transit commission, metropolitan sports facilities commission, metropolitan airports commission, and metropolitan waste control commission to operating divisions in the metropolitan council; assigning duties to the operating divisions; transferring duties of the regional transit board to the metropolitan council; abolishing the metropolitan mosquito control commission; amending Minnesota Statutes 1992, sections 6.76; 10A.01, subdivisions 18, 26, and 27; 12.03, subdivision 9; 13.55, subdivision 1; 15.0597, subdivision 1; 15A.081, subdivision 1; 43A.18, subdivision 5; 138.73, subdivision 13; 161.173; 161.174; 174.02, subdivision 5; 204B.32, subdivision 2; 252.478, subdivision 2; 352.01, subdivisions 2a and 2b; 352D.02, subdivision 1; 353.01, subdivision 2a; 353D.01, subdivision 2; 360.015, subdivision 3; 360.0753, subdivision 1; 422A.01, subdivisions 9, 17, and 18; 422A.101, subdivision 2a; 422A.151; 471.56, subdivision 5; 471A.02, subdivision 8; 473.122; 473.123, subdivisions 1, 2a, 3a, 4, 5, and by adding subdivisions; 473.129, subdivision 6, and by adding subdivisions; 473.13, subdivision 1, and by adding subdivisions; 473.141, subdivisions 1, 2, 3, 3a, 4, 4a; 5, 6, 7, 8, and 10; 473.142; 473.1425; 473.143, subdivisions 1, 2, 3, 4, 5, 6, and 7; 473.144; 473.146, subdivisions 1, 2, 2a, 2b, 2c, and 4; 473.153, subdivisions 1, 4a, and 6; 473.155, subdivision 1; 473.1551, subdivision 2; 473.161, subdivisions 1a, 1b, 2a, and 3; 473.167, subdivision 1; 473.168, subdivision 2; 473.171, subdivisions 1 and 2; 473.223; 473.245; 473.247; 473.371, subdivision 2; 473.373, subdivisions 1a and 5; 473.375, subdivisions 11, 13, and 16; 473.377, subdivisions 1 and 4; 473.384, subdivisions 1, 3, 6, and 7; 473.385, subdivision 2; 473.386, subdivision 2; 473.388, subdivisions 2, 3, and 4; 473.39, subdivisions 1 and 1a; 473.391; 473.392; 473.399, subdivisions 2 and 3; 473.3991, subdivision 2; 473.3994, subdivision 9; 473.3998; 473.404, subdivisions 1, 2, 3, and 5; 473.405, subdivisions 5, 6, and by

adding a subdivision; 473.4051; 473.408, subdivision 2a; 473.409; 473.416; 473.417; 473.418; 473.42; 473.436, subdivision 6; 473.445, subdivisions 1 and 3; 473.446, subdivisions 1 and 7; 473.503; 473.504, subdivisions 1, 5, 6, 7, and 9; 473.511, subdivisions 1, 2, and 4; 473.516, subdivision 1; 473.521, subdivision 3; 473.549; 473.553, subdivision 1; 473.556, subdivisions 7 and 9; 473.565, subdivisions 1 and 2; 473.571, subdivision 1; 473.581, subdivisions 1, 2, 4, and 5; 473.595, subdivisions 1, 2, and 6; 473.602; 473.603, subdivision 1; 473.604, subdivisions 1, 2, and 3; 473.606, subdivisions 3, 5, 6, and 7; 473.608, subdivisions 1, 2, 3, 7, 12, 13, 15, 17, 19, 20, and 21; 473.609; 473.616, subdivisions 1 and 4; 473.618; 473.619, subdivisions 3 and 4; 473.621, subdivisions 2, 3, 4, and 5; 473.622; 473.625; 473.627; 473.631; 473.636, subdivision 1; 473.637; 473.638, subdivision 3; 473.64; 473.641, subdivisions 1 and 2; 473.651; 473.652, subdivision 2; 473.655; 473.661, subdivisions 1, 2, 3, and 4; 473.662; 473.665, subdivisions 1, 2, 3, 4, 5, and 6; 473.668; 473.675, subdivision 1; 473.8011; 473.811, subdivision 7; 488A.01, subdivision 6; and 488A.18, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1992, sections 15A.081, subdivision 7; 174.22, subdivision 4; 473.121, subdivisions 5a, 14a, 15, 21, and 32; 473.123, subdivision 3; 473.141, subdivisions 9, 11, 12, 13, and 14; 473.161, subdivision 2; 473.1623; 473.163; 473.1631; 473.164; 473.181, subdivisions 3 and 5; 473.371, subdivision 1; 473.373, subdivisions 1, 4a, 6, and 8; 473.375, subdivisions 1, 2, 3, 4, 9, 10, 17, and 18; 473.38; 473.384, subdivision 9; 473.388, subdivision 6; 473.404, subdivisions 4, 6, 7, 8, and 9; 473.405, subdivisions 1, 2, 7, 8, and 11; 473.435; 473.436, subdivision 7; 473.501, subdivision 2; 473.504, subdivisions 2 and 3; 473.511, subdivision 3; 473.517, subdivision 9; 473.543, subdivision 5; 473.551, subdivision 3; 473.552; 473.553, subdivisions 2, 3, 4, 4a, and 5; 473.556, subdivisions 1 and 2; 473.561; 473.571, subdivision 6; 473.572; subdivisions 1 and 2; 473.595, subdivisions 3, 4, and 5; 473.601, subdivisions 2, 4, and 5; 473.603, subdivision 2; 473.604, subdivisions 4, 5, 6, and 7; 473.605; 473.606, subdivisions 1, 2, and 4; 473.608, subdivisions 4 and 5; 473.619, subdivisions 1, 2, and 5; 473.621, subdivisions 6 and 7; 473.701; 473.702; 473.703; 473.704; 473.705; 473.706; 473.711; 473.712; 473.714; 473.715; and 473.716.

Referred to the Committee on Metropolitan and Local Government.

Mr. Mondale, Mses. Pappas, Flynn, Mr. Novak and Ms. Runbeck introduced—

S.F. No. 479: A bill for an act relating to taxation; providing for an urban enterprise zone program; providing property tax exemptions for certain improvements to property in an enterprise zone; providing franchise tax credits for certain wages of employees employed in an enterprise zone; excepting certain tax-increment projects from certain limitations on the use of revenues; establishing special rules for tax-increment financing districts in the metropolitan area; amending Minnesota Statutes 1992, sections 272.02, by adding a subdivision; 273.11, by adding a subdivision; and 469.1763, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 290; 469; and 473.

Referred to the Committee on Jobs, Energy and Community Development.

Messrs. Belanger, Chmielewski, Kroening, Ms. Runbeck and Mr. Frederickson introduced—

S.F. No. 480: A bill for an act relating to workers' compensation; requiring appointment of guardians and conservators for minors and incapacitated persons; amending Minnesota Statutes 1992, sections 176.091; 176.111, subdivision 5; and 176.521, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 176; and 525.

Referred to the Committee on Jobs, Energy and Community Development.

Ms. Berglin introduced—

S.F. No. 481: A bill for an act relating to patient rights; providing patients with the option to disclose their presence in a facility; amending Minnesota Statutes 1992, sections 144.651, subdivisions 21 and 26; and 253B.03, subdivisions 3 and 4.

Referred to the Committee on Health Care.

Ms. Berglin introduced—

S.F. No. 482: A bill for an act relating to taxation; property; expanding certain commercial/industrial confession of judgment eligibility; amending Minnesota Statutes 1992, section 279.37, subdivision 1a.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Merriam and Lessard introduced—

S.F. No. 483: A bill for an act relating to game and fish; allowing all big game to be taken under a crossbow permit for hunters with disabilities; amending Minnesota Statutes 1992, section 97B.106.

Referred to the Committee on Environment and Natural Resources.

Messrs. Lessard, Sams, Vickerman, Mrs. Pariseau and Mr. Stumpf introduced—

S.F. No. 484: A bill for an act relating to natural resources; establishing a youth preference for selecting persons eligible to take antlerless deer; appropriating money; amending Minnesota Statutes 1992, section 97B.305.

Referred to the Committee on Environment and Natural Resources.

Mr. Neuville introduced—

S.F. No. 485: A bill for an act relating to the city of Faribault; providing for the civil service status of certain officers.

Referred to the Committee on Metropolitan and Local Government.

Mr. Neuville, Mmes. Pariseau and Benson, J.E. introduced—

S.F. No. 486: A bill for an act relating to education; removing a restriction on which districts may levy for late activity transportation; providing for a makeup late activity transportation levy; amending Minnesota Statutes 1992, section 124.226, subdivision 9.

Referred to the Committee on Education.

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

S.F. No. 487: A bill for an act relating to natural resources; requiring that iron mines and production facilities be maintained in salable operating condition; proposing coding for new law in Minnesota Statutes, chapter 93.

Referred to the Committee on Environment and Natural Resources.

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

S.F. No. 488: A bill for an act relating to housing; limiting payment of loan balances by heirs and devisees of deceased borrowers; amending Minnesota Statutes 1992, section 462A.05, subdivision 14a.

Referred to the Committee on Jobs, Energy and Community Development.

Mr. Johnson, D.J. introduced—

S.F. No. 489: A bill for an act relating to the city of Duluth; authorizing the Duluth housing and redevelopment authority to levy a property tax under general law; providing that a certain tax be listed on tax statements as a port authority levy; amending Minnesota Statutes 1992, sections 469.033, subdivision 6; and 469.053, by adding a subdivision.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Price and Laidig introduced—

S.F. No. 490: A bill for an act relating to state lands; authorizing the sale of certain tax-forfeited land that borders public water in Washington county to the city of Oakdale.

Referred to the Committee on Environment and Natural Resources.

Mr. Price introduced—

S.F. No. 491: A bill for an act relating to the city of Oakdale; authorizing the city to annex certain properties acquired by the Minnesota department of transportation in Washington county for right-of-way purposes.

Referred to the Committee on Metropolitan and Local Government.

Mr. Marty, Ms. Ranum and Mr. Finn introduced—

S.F. No. 492: A bill for an act relating to government data practices; prohibiting the release of motor vehicle or driver's license data for commercial purposes; amending Minnesota Statutes 1992, section 13.69, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Johnson, D.E.; McGowan; Mrs. Pariseau and Mr. Laidig introduced—

S.F. No. 493: A bill for an act proposing an amendment to the Minnesota



Constitution, article IV, section 4, and article V, sections 2 and 4; placing limits on the terms of office of legislators and executive officers.

Referred to the Committee on Ethics and Campaign Reform.

Mr. Metzen introduced—

S.F. No. 494: A bill for an act relating to crime; authorizing school officials to use reasonable force to prevent the official, a student, or other school officials from suffering substantial or great bodily harm or death; providing criminal and civil immunity for the use of such reasonable force; providing felony penalties for unlawfully possessing a firearm or dangerous weapon on school property or in certain school buses; amending Minnesota Statutes 1992, sections 609.06; 609.066, subdivision 3; and 609.66, by adding a subdivision.

Referred to the Committee on Crime Prevention.

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

S.F. No. 495: A bill for an act relating to the city of Duluth; authorizing the transfer of money from the gas division account in the public utility fund to the general fund; authorizing the transfer of money from the steam division account of the public utility fund to the general fund; amending Laws 1951, chapter 507, section 1, as amended; and Laws 1979, chapter 113, section 2.

Referred to the Committee on Metropolitan and Local Government.

Mr. Betzold and Ms. Piper introduced—

S.F. No. 496: A bill for an act relating to human services; prohibiting restrictions on the right to provide licensed day care; proposing coding for new law in Minnesota Statutes, chapter 245A.

Referred to the Committee on Family Services.

Messrs. Murphy, Chandler, Ms. Reichgott, Johnston and Mr. Chmielewski introduced—

S.F. No. 497: A bill for an act relating to traffic regulations; making technical corrections; clarifying situations when certain school bus signals should not be used; providing evidentiary presumption regarding school buses; clarifying definition of special transportation as not including transportation of children by school bus; limiting weight of vehicles that may be towed by holder of class B driver's license; providing for revocation of school bus driver endorsement; amending Minnesota Statutes 1992, sections 169.443, subdivision 3; 169.444, subdivision 7; 171.01, subdivision 24; 171.02, subdivision 2; and 171.17, subdivision 1.

Referred to the Committee on Transportation and Public Transit.

Messrs. Murphy, Sams, Vickerman and Dille introduced—

S.F. No. 498: A bill for an act relating to agriculture; repealing the hazardous substance labeling act; amending Minnesota Statutes 1992, section 325F.19, subdivision 7; repealing Minnesota Statutes 1992, sections 24.32; 24.33; 24.34; 24.35; 24.36; 24.37; 24.38; 24.39; 24.40; 24.41; and 24.42.

Referred to the Committee on Agriculture and Rural Development.

Mr. Janezich introduced—

S.F. No. 499: A bill for an act relating to game and fish; issuance of antlerless deer permits to certain elderly residents; amending Minnesota Statutes 1992, section 97A.451, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Messrs. Johnson, D.J.; Moe, R.D.; Ms. Berglin, Messrs. Sams and Janezich introduced—

S.F. No. 500: A bill for an act relating to human services; requiring inflationary salary adjustments for personnel at day activity centers and intermediate care facilities for mentally retarded; appropriating money; amending Minnesota Statutes 1992, sections 252.24, subdivision 5; and 256B.501, subdivision 3c.

Referred to the Committee on Health Care.

Mr. Janezich introduced—

S.F. No. 501: A bill for an act relating to counties; providing procedures for the combination of the offices of auditor and treasurer; amending Minnesota Statutes 1992, section 375A.10, subdivision 5.

Referred to the Committee on Metropolitan and Local Government.

Mr. Mondale, Ms. Johnson, J.B.; Messrs. Merriam; Benson, D.D. and Novak introduced—

S.F. No. 502: A bill for an act relating to health; asbestos abatement; modifying provisions relating to asbestos-related work, licenses, and fees; providing penalties; amending Minnesota Statutes 1992, sections 326.71, subdivisions 3, 4, 5, 6, 8, and by adding subdivisions; 326.72; 326.73; 326.74; 326.75; 326.76; 326.78; 326.785; 326.79; 326.80; and 326.81; repealing Minnesota Statutes 1992, sections 326.71, subdivision 7.

Referred to the Committee on Health Care.

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

S.F. No. 503: A bill for an act relating to education; requiring post-secondary systems to develop and implement plans for career counseling; requiring employment potential placement tracking and reports; proposing coding for new law in Minnesota Statutes, chapter 135A.

Referred to the Committee on Education.

Mr. Stumpf introduced—

S.F. No. 504: A bill for an act relating to game and fish; authorizing limited use of snowmobiles to transport deer carcasses; proposing coding for new law in Minnesota Statutes, chapter 97B.

Referred to the Committee on Environment and Natural Resources.

Messrs. Chandler; Moe, R.D.; Luther; Ms. Krentz and Mrs. Benson, J.E. introduced—

S.F. No. 505: A bill for an act relating to welfare reform; creating a commission to review welfare and public assistance policy and legislation; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Family Services.

Ms. Kiscaden and Mr. Benson, D.D. introduced—

S.F. No. 506: A bill for an act relating to human services; establishing a pilot project to provide community-based short-term alternative services to persons with mental retardation and related conditions in Olmsted county.

Referred to the Committee on Health Care.

Messrs. Stumpf and Finn introduced—

S.F. No. 507: A bill for an act relating to education; increasing secondary sparsity revenue; amending Minnesota Statutes 1992, section 124A.22, subdivision 6.

Referred to the Committee on Education.

Messrs. Riveness, Belanger and Ms. Wiener introduced—

S.F. No. 508: A bill for an act relating to metropolitan airports commission; providing for additional commissioners; amending Minnesota Statutes 1992, section 473.604, subdivision 1.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Murphy; Langseth; Johnson, D.E.; Dille and Ms. Krentz introduced—

S.F. No. 509: A bill for an act relating to education; revising the mailing requirement for notices of referendum revenue authorization elections; amending Minnesota Statutes 1992, section 124A.03, subdivision 2.

Referred to the Committee on Education.

Ms. Reichgott, Mr. Johnson, D.J.; Mses. Pappas, Flynn and Olson introduced—

S.F. No. 510: A bill for an act relating to taxation; updating references to the Internal Revenue Code; providing for authorization to make taxable sales; changing and providing sales and use tax exemptions; changing certain payment dates; providing for tax compliance, collection, and enforcement; changing or adding powers and duties of the commissioner of revenue; providing for taxation of liquefied petroleum gas sales; providing for income and franchise tax treatment of certain Indian tribal obligations; providing for reimbursement of certain costs; changing definitions; providing for exchange or disclosure of data; providing for interest; changing or imposing penalties; amending Minnesota Statutes 1992, sections 60A.15, subdivisions 2a, 9a, and by adding a subdivision; 60A.198, subdivision 3; 60A.199, subdivision 4, and by adding a subdivision; 115B.22, subdivision 7; 239.785; 270.06; 270.07, subdivision 3; 270.70, subdivision 1; 270B.01, subdivision 8;

270B.08, subdivisions 1 and 2; 270B.12, by adding a subdivision; 270B.14, subdivision 8; 289A.11, subdivision 1; 289A.18, subdivision 4; 289A.20, subdivisions 2 and 4; 289A.26, subdivision 7; 289A.36, subdivisions 3 and 7; 289A.56, subdivision 3; 289A.60, subdivisions 1, 2, 15, and by adding subdivisions; 289A.63, subdivision 3, and by adding a subdivision; 290.01, subdivisions 7, 19, 19a, and 19c; 290.0921, subdivision 3; 290.92, subdivision 23; 290A.03, subdivisions 3, 7, and 8; 294.03, subdivisions 1, 2, and by adding a subdivision; 296.14, subdivision 1; 297.03, subdivision 6; 297.07, subdivisions 1 and 4; 297.35, subdivisions 1 and 5; 297.43, subdivisions 1, 2, and by adding a subdivision; 297A.01, subdivisions 6 and 16; 297A.04; 297A.041; 297A.06; 297A.065; 297A.07, subdivisions 1, 2, and 3; 297A.10; 297A.11; 297A.14, subdivision 1; 297A.15, subdivisions 1 and 4; 297A.21, subdivisions 3, 4, 5, and 6; 297A.25, subdivision 41, and by adding a subdivision; 297A.255, subdivisions 2 and 3; 297B.10; 297C.03, subdivision 1; 297C.04; 297C.05, subdivision 2; 297C.14, subdivisions 1, 2, and by adding a subdivision; 299F.21, subdivision 2; 299F.23, subdivision 2, and by adding a subdivision; 349.212, subdivision 4; 349.217, subdivisions 1, 2, and by adding a subdivision; and 473.843, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 270; repealing Minnesota Statutes 1992, section 115B.24, subdivision 10.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Morse, Knutson, Larson, Janezich and Ms. Krentz introduced—

S.F. No. 511: A bill for an act relating to education; authorizing certain contracts with school board members; amending Minnesota Statutes 1992, section 471.88, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Novak, Chandler, Ms. Johnson, J.B.; Mr. Johnson, D.J. and Ms. Runbeck introduced—

S.F. No. 512: A bill for an act relating to telecommunications; providing for regulation of telecommunications carriers; limiting discriminatory practices, services, rates, and pricing; providing for investigation, hearings, and appeals regarding telecommunications services; delineating telecommunications practices allowed; providing penalties and remedies; amending Minnesota Statutes 1992, sections 237.01, subdivision 2, and by adding a subdivision; 237.60, subdivision 3; and 237.68, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 237; repealing Minnesota Statutes 1992, section 237.59, subdivision 7.

Referred to the Committee on Jobs, Energy and Community Development.

Messrs. Betzold, Luther, Mses. Berglin and Reichgott introduced—

S.F. No. 513: A bill for an act relating to marriage dissolution; maintenance; permitting delinquent maintenance payments to be withheld from certain tax refunds; amending Minnesota Statutes 1992, section 289A.50, subdivision 5.

Referred to the Committee on Judiciary.

Ms. Anderson, Messrs. Kelly, Novak, Kroening and Frederickson introduced—

S.F. No. 514: A bill for an act relating to housing; appropriating money for operating costs of transitional housing.

Referred to the Committee on Jobs, Energy and Community Development.

Mr. Novak introduced—

S.F. No. 515: A bill for an act relating to taxation; clarifying credit on tax of certain fuel for vehicles used for school-related activities; amending Minnesota Statutes 1992, section 296.02, subdivision 8.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Murphy and Dille introduced—

S.F. No. 516: A bill for an act relating to agriculture; repealing the hay and straw standards law; repealing Minnesota Statutes 1992, sections 25.46; and 25.47.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Mondale, Metzen, Ms. Ranum, Messrs. Riveness and Terwilliger introduced—

S.F. No. 517: A bill for an act relating to transportation; establishing Minnesota paratransit commission; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 174.

Referred to the Committee on Transportation and Public Transit.

Ms. Ranum, Messrs. Knutson, Beckman, Pogemiller and Ms. Reichgott introduced—

S.F. No. 518: A bill for an act relating to education; providing students with school breakfast and school lunch programs; appropriating money; amending Minnesota Statutes 1992, section 124.646, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 124.

Referred to the Committee on Education.

Messrs. Stumpf, Riveness and Morse introduced—

S.F. No. 519: A bill for an act relating to retirement; administrative changes and age discrimination act compliance by the Minnesota state retirement system and the public employees retirement association; coverage of fire inspectors, investigators, or marshals by the public employees police and fire fund; optional annuities and benefits payable by the teachers retirement association; amending Minnesota Statutes 1992, sections 3A.02, subdivision 1, and by adding a subdivision; 352.01, subdivisions 2b, 11, and by adding a subdivision; 352.03, subdivisions 4, 4a, and 6; 352.04, subdivision 9; 352.113, subdivisions 2, 4, 7, 12, and by adding a subdivision; 352.115, subdivision 8; 352.12, subdivisions 1, 3, 4, 7, 10, and 13; 352.15, subdivision 1a, and by adding subdivisions; 352.22, subdivisions 1 and 2; 352.23; 352.85, subdivision 4; 352.93, subdivision 2a; 352.94; 352.95, subdivisions 1, 2, 3, and 5; 352.951; 352.96, subdivisions 3 and 4; 352B.01,

subdivision 3; 352B.08, subdivisions 1 and 2a; 352B.10, subdivisions 1, 2, and 5; 352B.101; 352B.11, subdivision 2; 352C.01; 352C.021; 352C.031; 352C.033; 352C.04; 352C.051; 352C.09; 352D.015, subdivision 4; 352D.02, subdivision 3, and by adding a subdivision; 352D.04, subdivision 1; 352D.05, subdivisions 1, 3, and 4; 352D.09, subdivision 5, and by adding a subdivision; 353.01, subdivisions 2, 2a, 2b, 6, 7, 10, 11a, 12, 16, 28, 31, 32, and by adding subdivisions; 353.017; 353.27, subdivision 7; 353.29, subdivision 1; 353.33, subdivisions 1, 2, 3, 4, 6, 8, 11, and by adding a subdivision; 353.34, subdivisions 1 and 3; 353.35; 353.37; 353.64, subdivisions 1, 3, 5a, and 9; 353.656, subdivisions 1, 1a, 3, 5, and by adding subdivisions; 353.71, subdivision 1; 353A.08, subdivisions 1, 3, and 5; 353A.10, subdivision 4; 353B.11, subdivision 6; 353C.08, subdivisions 1 and 2; 353D.02; 353D.04; 353D.05, subdivision 3; 353D.07, subdivision 2; 354.35; 354.46, subdivision 1; 354.48, subdivisions 3 and 10; 356.302, subdivisions 4 and 6; 356.453; 356.61; and 490.124, subdivisions 1 and 4; proposing coding for new law in Minnesota Statutes, chapter 3A; repealing Minnesota Statutes 1992, sections 3A.06; 352.01, subdivision 7; 352.12, subdivision 5; 352.22, subdivision 9; 352.73; 352.94, subdivision 2; 352B.01, subdivision 2a; 352B.131; 352B.14; 352B.261; 352B.262; 352B.28; 352C.021, subdivision 3; 352D.05, subdivision 5; and 353.656, subdivision 6.

Referred to the Committee on Governmental Operations and Reform.

Mr. Solon introduced—

S.F. No. 520: A bill for an act relating to retirement; public employees retirement association; removing the five-year limitation on the payment of contributions to receive allowable service for an authorized leave of absence to enter military service; amending Minnesota Statutes 1992, section 353.01, subdivision 16.

Referred to the Committee on Governmental Operations and Reform.

Mr. Hottinger, Mses. Flynn, Berglin, Messrs. Stumpf and Benson, D.D. introduced—

S.F. No. 521: A bill for an act relating to health; permitting minors to give consent for a hepatitis B vaccination; establishing procedures and programs relating to tuberculosis; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health Care.

Messrs. Solon; Johnson, D.J.; Janezich; Chmielewski and Lessard introduced—

S.F. No. 522: A bill for an act relating to the University of Minnesota; authorizing the establishment of an endowed chair in taconite research; amending Minnesota Statutes 1992, section 137.022, by adding a subdivision.

Referred to the Committee on Education.

Mr. Johnson, D.E. introduced—

S.F. No. 523: A bill for an act relating to capital improvements; authorizing bonds and appropriating money to acquire land in and for Sibley state park.

Referred to the Committee on Environment and Natural Resources.

Ms. Flynn, Mr. Kroening, Ms. Berglin and Mr. Pogemiller introduced—

S.F. No. 524: A bill for an act relating to local government; authorizing the city of Minneapolis, special school district No. 1, the city library board, and the city park and recreation board to impose residency requirements.

Referred to the Committee on Metropolitan and Local Government.

Mr. Betzold introduced—

S.F. No. 525: A bill for an act relating to public employment; modifying provisions relating to contracting-out of services; amending Minnesota Statutes 1992, section 179A.23.

Referred to the Committee on Governmental Operations and Reform.

Mr. Stumpf introduced—

S.F. No. 526: A bill for an act relating to education; changing the definition of "high school" for secondary sparsity revenue purposes; amending Minnesota Statutes 1992, section 124A.22, subdivision 5.

Referred to the Committee on Education.

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

S.F. No. 527: A bill for an act relating to human services; providing for reimbursement of certain county welfare costs, for services provided to residents of the Red Lake Indian reservation; appropriating money; amending Minnesota Statutes 1992, section 245.765, subdivision 1.

Referred to the Committee on Family Services.

Mr. Hottinger introduced—

S.F. No. 528: A bill for an act relating to retirement; authorizing a second chance Medicare coverage referendum for certain public pension plan members.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Novak, Metzen, Ms. Runbeck, Krentz and Mr. Kelly introduced—

S.F. No. 529: A bill for an act relating to metropolitan government; requiring the metropolitan council to adopt rules allocating comprehensive choice housing among cities and towns in the metropolitan area; requiring metropolitan council review of city's and town's efforts to comply with the allocation; establishing penalties for noncompliance; amending Minnesota Statutes 1992, section 473.167, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 16A; and 473.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Solon, Samuelson, Riveness, Ms. Piper and Mr. Benson, D.D. introduced—

S.F. No. 530: A bill for an act relating to medical assistance; increasing reimbursement rates for special transportation; appropriating money; amending Minnesota Statutes 1992, section 256B.0625, subdivision 17.

Referred to the Committee on Health Care.

Messrs. Beckman, Stumpf, Sams, Ms. Johnson, J.B. and Mr. Stevens introduced—

S.F. No. 531: A bill for an act relating to state government; authorizing state agencies to enter into contracts with regional organizations; proposing coding for new law in Minnesota Statutes, chapter 16B.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Finn, Betzold, Knutson, Meses. Reichgott and Berglin introduced—

S.F. No. 532: A bill for an act relating to courts; conciliation court; adopting one body of law to govern conciliation courts; proposing coding for new law as Minnesota Statutes, chapter 491A; 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; and Laws 1992, chapter 591, section 21.

Referred to the Committee on Judiciary.

Messrs. Beckman, Sams, Stumpf and Stevens introduced—

S.F. No. 533: A bill for an act relating to education; changing the formula for general education revenue reduction for large fund balances; allocating the reduction among operating funds; amending Minnesota Statutes 1992, section 124A.26, subdivision 1, and by adding a subdivision.

Referred to the Committee on Education.

Mr. Berg introduced—

S.F. No. 534: A bill for an act relating to agriculture; abolishing the right of first refusal; technical changes; amending Minnesota Statutes 1992, sections 327C.095, subdivision 6; and 550.42, subdivision 1; repealing Minnesota Statutes 1992, section 500.24, subdivisions 6 and 7.

Referred to the Committee on Judiciary. Mr. Berg questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Berg introduced—

S.F. No. 535: A bill for an act relating to agriculture; ownership of farm land; modifying the definition of authorized farm corporation; amending Minnesota Statutes 1992, section 500.24, subdivision 2.

Referred to the Committee on Agriculture and Rural Development.



Messrs. Finn, Solon and Lessard introduced—

S.F. No. 536: A bill for an act relating to sheriffs; duty to investigate snowmobile accidents; amending Minnesota Statutes 1992, section 387.03, is amended to read:

Referred to the Committee on Crime Prevention.

Ms. Runbeck, Messrs. Kelly, Chandler, Ms. Lesewski and Mr. Terwilliger introduced—

S.F. No. 537: A bill for an act relating to economic development; providing for creation of enterprise zones; providing incentives for business to locate within an enterprise zone; proposing coding for new law in Minnesota Statutes, chapter 469.

Referred to the Committee on Jobs, Energy and Community Development.

Ms. Lesewski, Messrs. Oliver, Larson, Knutson and Mrs. Pariseau introduced—

S.F. No. 538: A bill for an act relating to crime; providing mandatory minimum prison sentences for robberies involving an occupied motor vehicle; amending Minnesota Statutes 1992, sections 609.24; and 609.245.

Referred to the Committee on Crime Prevention.

Messrs. Neuville, Stevens and Benson, D.D. introduced—

S.F. No. 539: A bill for an act proposing an amendment to the Minnesota Constitution, article I, adding a section to provide that the right to keep and bear arms shall not be abridged.

Referred to the Committee on Judiciary.

Messrs. Neuville and Benson, D.D. introduced—

S.F. No. 540: A bill for an act relating to human services; providing an exception to the moratorium on the development of group residential housing beds; amending Minnesota Statutes 1992, section 256I.04, subdivision 3.

Referred to the Committee on Health Care.

Ms. Runbeck, Messrs. Frederickson and Stevens introduced—

S.F. No. 541: A bill for an act relating to education; changing the prohibition against starting the school year from before Labor day to before September 1; amending Minnesota Statutes 1992, section 126.12, subdivision 1.

Referred to the Committee on Education.

Messrs. Sams, Day, Samuelson, Morse and Bertram introduced—

S.F. No. 542: A bill for an act relating to agriculture; providing a "Minnesota extra" category of dairy products; proposing coding for new law in Minnesota Statutes, chapter 32.

Referred to the Committee on Agriculture and Rural Development.

Mses. Krentz, Pappas, Messrs. Solon, Price and Morse introduced—

S.F. No. 543: A bill for an act relating to education; modifying the formula for individualized learning and development aid; modifying the referendum market value tax base; increasing training and experience revenue; creating a state aid for teacher retirement; increasing the general education formula allowance; increasing staff development revenue; appropriating money; amending Minnesota Statutes 1992, sections 124.332, subdivision 2; 124A.03, subdivision 2a; 124A.04, subdivision 2; 124A.22, subdivisions 1, 2, 4, 4a, and 8, and by adding subdivisions; 124A.29, subdivision 1; and 126.70, subdivision 1; Laws 1992, chapter 499, article 7, section 27, subdivision 1.

Referred to the Committee on Education.

Messrs. Murphy, Vickerman, Ms. Johnson, J.B.; Messrs. Samuelson and Moe, R.D. introduced—

S.F. No. 544: A bill for an act relating to labor; providing that certain acts are an unfair labor practice; amending Minnesota Statutes 1992, sections 179.12; and 179A.13, subdivision 2.

Referred to the Committee on Jobs, Energy and Community Development.

Mr. Morse introduced—

S.F. No. 545: A bill for an act relating to retirement; expanding coordinated plan survivor coverage benefits for certain public employees and teachers; amending Minnesota Statutes 1992, sections 352.01, by adding a subdivision; 352.12, subdivision 2, and by adding subdivisions; 353.01, subdivision 15, and by adding a subdivision; 353.32, subdivision 1a, and by adding subdivisions; 354.05, subdivision 8, and by adding a subdivision; 354.46, subdivisions 2, 5, and by adding subdivisions; 354A.011, by adding a subdivision; and 354A.35, subdivision 2, and by adding subdivisions.

Referred to the Committee on Governmental Operations and Reform.

Ms. Berglin, Messrs. Johnson, D.J.; Samuelson and Benson, D.D. introduced—

S.F. No. 546: A bill for an act relating to the physician license surcharge; requiring the commissioner of human services to seek a waiver to exclude certain physicians; amending Minnesota Statutes 1992, sections 147.02, subdivision 1; and 256.9657, by adding subdivisions.

Referred to the Committee on Health Care.

Ms. Olson introduced—

S.F. No. 547: A bill for an act relating to waters; requiring identification and inspection of watercraft operated in zebra mussel infested waters; authorizing fines for violations; proposing coding for new law in Minnesota Statutes, chapter 86B.

Referred to the Committee on Environment and Natural Resources.

Ms. Runbeck, Messrs. Benson, D.D.; Neuville and Oliver introduced—

S.F. No. 548: A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4, and article V, sections 2 and 4; placing limits on the terms of office of legislators and executive officers.

Referred to the Committee on Ethics and Campaign Reform.

Ms. Johnston, Mrs. Pariseau, Messrs. Janezich, Chmielewski and Ms. Runbeck introduced—

S.F. No. 549: A bill for an act relating to health; establishing a statewide program for the prevention of Lyme disease; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Health Care.

### MEMBERS EXCUSED

Mr. Chmielewski, Ms. Hanson and Mr. Langseth were excused from the Session of today. Ms. Runbeck was excused from the Session of today from 9:30 to 9:55 a.m.

### ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, March 1, 1993. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate