

EIGHTEENTH DAY

St. Paul, Minnesota, Monday, March 1, 1993

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Glenn Taibl.

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

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received and referred to the committee indicated.

February 24, 1993

The Honorable Allan H. Spear
President of the Senate

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

BOARD ON JUDICIAL STANDARDS

Virginia Ward, 712 Linwood Ave., St. Paul, Ramsey County, has been appointed by me, effective February 24, 1993, for a term expiring on the first Monday in January, 1997.

(Referred to the Committee on Judiciary.)

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. 79 and 358.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 25, 1993

FIRST READING OF HOUSE BILLS

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

H.F. No. 79: A bill for an act relating to courts; grandparent visitation; clarifying that visitation may be sought after completion of proceedings for dissolution, custody, legal separation, annulment, or parentage; amending Minnesota Statutes 1992, sections 257.022, subdivision 2; and 518.175, subdivision 7.

Referred to the Committee on Judiciary.

H.F. No. 358: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 1992, sections 3.9741; 10A.01, subdivision 18; 10A.49, subdivisions 2 and 3; 11A.23, subdivision 1; 13.32, subdivisions 3 and 5; 13.791; 13.99, subdivision 82; 16B.06, subdivision 2a; 18C.551, subdivision 3; 43A.317, subdivision 9; 60A.74, subdivision 6; 62A.44, subdivision 2; 62J.21; 65B.09, subdivision 1; 79.251, subdivision 6; 79A.01, subdivision 1; 80C.18, subdivision 1; 80E.09, subdivision 2; 86B.321, subdivision 1; 103G.293; 116R.01, subdivision 6; 120.064, subdivision 6; 123.39, subdivision 8d; 144.878, subdivision 2; 148B.06, subdivision 2; 148C.11, subdivision 4; 168.187, subdivision 26; 169.797, subdivision 1; 240.011; 245A.18; 256B.0644; 256B.19, subdivision 1a; 268.071, subdivision 3; 289A.20, subdivision 4; 290.9201, subdivision 7; 290A.03, subdivision 13; 325E.0681, subdivision 9; 326.43; 349.151, subdivision 2; 349.19, subdivision 6; 349.31, subdivision 1; 352.03, subdivision 16; 352C.021, subdivision 6; 357.11; 471.617, subdivision 1; 473.516, subdivision 1; 473.704, subdivi-

vision 17; 473.811, subdivisions 6, 7, 8, and 9; 475.66, subdivision 3; 477A.13; 480.15, subdivision 9; 480.059, subdivision 7; 525.9221; 551.04, subdivision 14; 600.02; 609.3471; 626.556, subdivision 10; and 626.861, subdivision 3; repealing Minnesota Statutes 1992, sections 61A.011, subdivision 8; 240.01, subdivision 14; 240.011, subdivision 1; 334.011, subdivision 4; and 480.0591, subdivision 3; Laws 1991, chapter 254, article 3, section 21.

Referred to the Committee on Judiciary.

REPORTS OF COMMITTEES

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

Messrs. Pogemiller and Stumpf from the Committee on Education, to which was re-referred

S.F. No. 169: A bill for an act relating to appropriations; providing for deficiencies in state appropriations; appropriating money.

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

Delete everything after the enacting clause and insert:

“Section 1. HIGHER EDUCATION
COORDINATING BOARD;
DEFICIENCY APPROPRIATION

\$3,000,000 is appropriated from the general fund to the higher education coordinating board for fiscal year 1993.

This appropriation is added to the appropriation in Laws 1991, chapter 356, article 1, section 2, subdivision 4, so that the higher education coordinating board may make full student grant awards for fiscal year 1993.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment.”

Delete the title and insert:

“A bill for an act relating to appropriations; appropriating money to the higher education coordinating board.”

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

Messrs. Pogemiller and Stumpf from the Committee on Education, to which was referred

S.F. No. 158: A bill for an act relating to education; extending the time for the Roseau school district to enter into construction contracts.

Report 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 124.431, subdivision 1, is amended to read:

Subdivision 1. [CAPITAL LOAN REQUESTS AND USES.] Capital loans are available only to qualifying districts. Capital loans must not be used for the construction of swimming pools, ice arenas, athletic facilities, auditoriums, day care centers, bus garages, or heating system improvements. Proceeds of the loans may be used only for sites for education facilities and for acquiring, bettering, furnishing, or equipping education facilities. Contracts must be entered into within 18 months after the date on which each loan is granted. *The commissioner may grant an extension of up to 12 additional months if the recipient school district demonstrates to the commissioner's satisfaction that the project for which the loan was granted is scheduled to be completed in a timely manner.*

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to education; extending the time for school districts that have received capital loans to enter into construction contracts; amending Minnesota Statutes 1992, section 124.431, subdivision 1."

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

Mrs. Adkins from the Committee on Metropolitan and Local Government, to which was referred

S.F. No. 300: A bill for an act relating to local government; permitting sheriff civil service commissions to expand eligible lists in certain circumstances; amending Minnesota Statutes 1992, section 387.36.

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

Mrs. Adkins from the Committee on Metropolitan and Local Government, to which was referred

S.F. No. 277: A bill for an act relating to local government; creating the office of Anoka county coroner; appointing a physician as county coroner; appointing assistant coroners; designating deputy coroners; establishing the duties of the coroner.

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

Page 7, line 5, delete everything after "*enactment*"

Page 7, line 6, delete everything before the period

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

Mr. Solon from the Committee on Commerce and Consumer Protection, to which was re-referred

S.F. No. 41: 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 6a, 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; 325F.6641, subdivision 1; 325F.6642, subdivisions 2, 3, 5, and 6; and 325F.6644; repealing Minnesota Statutes 1992, section 168A.151, subdivisions 2, 3, and 5.

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 168A.01, is amended by adding a subdivision to read:

Subd. 8b. [JUNKING CERTIFICATE.] “Junking certificate” means a receipt issued by the department’s driver and vehicle services division when a vehicle is declared unrepairable under section 168A.151.

Sec. 2. Minnesota Statutes 1992, section 168A.01, subdivision 17a, is amended to read:

Subd. 17a. [SALVAGE TITLE.] “Salvage title” means a certificate of title that is issued to a vehicle ~~graded and stamped as declared~~ a “~~class C~~” repairable total loss vehicle under section 168A.151 and includes an existing certificate of title that has been stamped with the legend “salvage certificate of title” in accordance with section 168A.151.

Sec. 3. Minnesota Statutes 1992, section 168A.01, subdivision 17b, is amended to read:

Subd. 17b. [SALVAGE VEHICLE.] “Salvage vehicle” means a vehicle that has ~~been graded and stamped under~~ section 168A.151 a salvage certificate of title.

Sec. 4. Minnesota Statutes 1992, section 168A.04, subdivision 1, is amended to read:

Subdivision 1. [CONTENTS.] The application for the first certificate of title of a vehicle in this state shall be made by the owner to the department on the form prescribed by the department and shall contain:

(1) the first, middle, and last names, the dates of birth, and addresses of all owners who are natural persons, the full names and addresses of all other owners;

(2) a description of the vehicle including, so far as the following data exists, its make, model, year, identifying number, type of body, and whether new or used;

(3) the date of purchase by applicant, the name and address of the person from whom the vehicle was acquired, the names and addresses of any secured parties in the order of their priority, and the dates of their respective security agreements;

(4) with respect to motor vehicles subject to the provisions of section 325E.15, the true cumulative mileage registered on the odometer or that the actual mileage is unknown if the odometer reading is known by the owner to be different from the true mileage;

(5) with respect to vehicles subject to ~~sections~~ section 325F.6641 and ~~325F.6642~~, whether the vehicle sustained damage by collision or other occurrence which exceeded 70 percent of the actual cash value; and

(6) any further information the department reasonably requires to identify the vehicle and to enable it to determine whether the owner is entitled to a certificate of title, and the existence or nonexistence and priority of any security interest in the vehicle.

Sec. 5. Minnesota Statutes 1992, section 168A.04, subdivision 4, is amended to read:

Subd. 4. [VEHICLE LAST REGISTERED OUT OF STATE.] If the application refers to a vehicle last previously registered in another state or country, the application shall contain or be accompanied by:

(1) any certificate of title issued by the other state or country;

(2) any other information and documents the department reasonably requires to establish the ownership of the vehicle and the existence or nonexistence and priority of any security interest in it;

(3) the certificate of a person authorized by the department that the identifying number of the vehicle has been inspected and found to conform to the description given in the application, or any other proof of the identity of the vehicle the department reasonably requires; and

(4) with respect to vehicles subject to ~~sections~~ section 325F.6641 and ~~325F.6642~~, whether the vehicle sustained damage by collision or other occurrence which exceeded 70 percent of actual cash value.

Sec. 6. Minnesota Statutes 1992, section 168A.05, subdivision 3, is amended to read:

Subd. 3. [CONTENT OF CERTIFICATE.] Each certificate of title issued by the department shall contain:

(1) the date issued;

(2) the first, middle, and last names, the dates of birth, and addresses of all owners who are natural persons, the full names and addresses of all other owners;

(3) the names and addresses of any secured parties in the order of priority as shown on the application, or if the application is based on a certificate of title, as shown on the certificate, or as otherwise determined by the department;

(4) the title number assigned to the vehicle;

(5) a description of the vehicle including, so far as the following data exists, its make, model, year, identifying number, type of body, whether new or used, and if a new vehicle, the date of the first sale of the vehicle for use;

(6) with respect to motor vehicles subject to the provisions of section 325E.15, the true cumulative mileage registered on the odometer or that the

actual mileage is unknown if the odometer reading is known by the owner to be different from the true mileage;

(7) with respect to vehicles subject to sections 325F.6641 and 325F.6642, the appropriate term "flood damaged," "rebuilt," "prior salvage," or "reconstructed"; and

(8) any other data the department prescribes.

Sec. 7. Minnesota Statutes 1992, section 168A.05, subdivision 5, is amended to read:

Subd. 5. [ASSIGNMENT AND WARRANTY OF TITLE FORMS.] The certificate of title shall contain forms for assignment and warranty of title by the owner, and for assignment and warranty of title by a dealer, and shall contain forms for applications for a certificate of title by a transferee, and the naming of a secured party, and shall include language necessary to implement sections section 325F.6641 and 325F.6642.

Sec. 8. Minnesota Statutes 1992, section 168A.15, is amended to read:

168A.15 [RECONSTRUCTED, SCRAPPED, DISMANTLED, OR DESTROYED VEHICLES.]

Subd. 2. [REQUIREMENTS TO OBTAIN CERTIFICATE FOR RECONSTRUCTED VEHICLE.] If a vehicle is altered so as to become a reconstructed vehicle, the owner shall apply for a certificate of title to the reconstructed vehicle in the manner provided in section 168A.04, and any existing certificate of title to the vehicle shall be surrendered for cancellation.

Subd. 3. [SCRAPPED, DISMANTLED, OR DESTROYED VEHICLE.] *An owner who scraps, dismantles, or destroys a vehicle, or a person who purchases a vehicle as scrap or to be dismantled or destroyed, shall immediately have the certificate of title mailed or delivered to the department for cancellation. A certificate of title for the vehicle shall not again be issued.*

Sec. 9. Minnesota Statutes 1992, section 168A.151, subdivision 1, is amended to read:

Subdivision 1. [INSURERS SALVAGE TITLES.] When an insurer, licensed to conduct business in Minnesota, acquires ownership of a late model or high value vehicle through payment of damages, the insurer shall ~~stamp and grade the assigned~~ immediately apply for a salvage certificate of title as required under subdivision 3 and comply with all requirements of this chapter, or shall stamp the existing certificate of title with the legend "SALVAGE CERTIFICATE OF TITLE" in a manner prescribed by the department. Within 48 hours of taking possession of a vehicle through payment of damages, an insurer must notify the department in a manner prescribed by the department.

Any person who acquires a damaged motor vehicle with an out-of-state title and the cost of repairs exceeds the value of the damaged vehicle or a motor vehicle with an out-of-state salvage title or certificate, as proof of ownership, shall immediately apply for a salvage certificate of title. A self insured owner of a late model or high value vehicle who sustains a loss to the vehicle through collision or other occurrence which is not economical to repair shall immediately apply for a salvage certificate of title.

Sec. 10. Minnesota Statutes 1992, section 168A.151, subdivision 4, is amended to read:

Subd. 4. [~~OTHER OWNERS JUNKING CERTIFICATE REQUIRED.~~] When a person ~~other than a dealer or insurer~~ acquires ownership of a ~~late model or high value~~ vehicle that is a ~~“class C”~~ *an unrepairable total loss vehicle*, the person shall surrender the assigned certificate of title to the department and apply for a *salvage junking* certificate of title.

Sec. 11. Minnesota Statutes 1992, section 168A.151, is amended by adding a subdivision to read:

Subd. 6. [~~AUTHORITY UNDER JUNKING CERTIFICATE.~~] *A junking certificate authorizes the holder only to possess and transport the vehicle, except that a salvage pool or insurance company, or its agent, may sell an unrepairable total loss vehicle with a junking certificate to a licensed used parts dealer.*

Sec. 12. Minnesota Statutes 1992, section 168A.152, is amended by adding a subdivision to read:

Subd. 1a. [~~DUTIES OF SALVAGE VEHICLE PURCHASER.~~] *No salvage vehicle purchaser shall possess or retain a salvage vehicle which does not have a salvage certificate of title. The salvage vehicle purchaser shall display the salvage certificate of title upon the request of any appropriate public authority.*

Sec. 13. Minnesota Statutes 1992, section 325F.6641, subdivision 1, is amended to read:

Subdivision 1. [~~DAMAGE.~~] (a) If a motor vehicle has sustained damage by collision or other occurrence which exceeds 70 percent of its actual cash value ~~so that the vehicle becomes a class C total loss vehicle immediately prior to sustaining damage~~, the seller must disclose that fact to the buyer, if the seller has actual knowledge of the damage. *The amount of damage is determined by the retail cost of repairing the vehicle based on a complete written retail repair estimate or invoice.*

(b) The disclosure required under this subdivision must be made in writing on the application for title and registration or other transfer document, in a manner prescribed by the registrar of motor vehicles. The registrar shall revise the certificate of title form, including the assignment by seller (transferor) and reassignment by licensed dealer sections of the form, the separate application for title forms, and other transfer documents to accommodate this disclosure. If the seller is a motor vehicle dealer licensed pursuant to section 168.27, the disclosure required by this section must be made orally by the dealer to the prospective buyer in the course of the sales presentation.

(c) *Upon transfer and application for title to a vehicle covered by this subdivision, the registrar shall record the term “rebuilt” on the first Minnesota certificate of title and all subsequent Minnesota certificates of title used for that vehicle.*

Sec. 14. Minnesota Statutes 1992, section 325F.6642, subdivision 1, is amended to read:

Subdivision 1. [~~FLOOD DAMAGE.~~] If the application for title and registration indicates that the vehicle has been classified as a ~~class B or C~~ total loss vehicle because of water or flood damage, the registrar of motor vehicles shall record the term “flood damaged” on the certificate of title and all subsequent certificates of title issued for that vehicle.

Sec. 15. Minnesota Statutes 1992, section 325F.6642, subdivision 2, is amended to read:

Subd. 2. [CLASS C TOTAL LOSS VEHICLES.] Upon transfer and application for title to all class C total loss vehicles, the registrar of motor vehicles shall record the term "~~rebuilt~~ prior salvage" on the first Minnesota certificate of title and all subsequent Minnesota certificates of title used for that vehicle.

Sec. 16. Minnesota Statutes 1992, section 325F.6642, subdivision 3, is amended to read:

Subd. 3. [OUT-OF-STATE VEHICLES.] (a) Upon transfer and application for title of all repaired vehicles with out-of-state titles that bear the term "damaged," "salvage," "~~rebuilt~~," "reconditioned," or any similar term, the registrar of motor vehicles shall record the term "~~rebuilt~~ prior salvage" on the first Minnesota certificate of title and all subsequent Minnesota certificates of title used for that vehicle.

(b) The registrar shall mark "~~rebuilt~~ prior salvage" on the first Minnesota certificate of title and all subsequent certificates of title issued for any vehicle which came into the state unrepaired and for which a salvage certificate of title was issued unless the person applying for the Minnesota title offers proof satisfactory to the registrar that the vehicle did not sustain damage equivalent to the 70 percent standard set forth in this section. The proof shall include photographs of the vehicle and either an insurance adjuster's written report or a written repair estimate which details the parts and labor required to repair the vehicle. The photographs and other documents submitted as proof under this subdivision must be filed and retained by the registrar so as to permit verification of the proof offered.

(c) For vehicles with out-of-state titles which bear the term "flood damaged," the registrar of motor vehicles shall record the term "flood damaged" on the first Minnesota certificate of title and all subsequent Minnesota certificates of title issued for that vehicle.

(d) The registrar shall mark "prior salvage" on the first Minnesota certificate of title and all subsequent certificates of title issued for any vehicle that had a salvage certificate of title issued at any time in the vehicle's history by any other jurisdiction.

Sec. 17. Minnesota Statutes 1992, section 325F.6642, subdivision 5, is amended to read:

Subd. 5. [MANNER OF BRANDING.] The designation of "flood damaged," "rebuilt," "prior salvage," or "reconstructed" on a certificate of title shall be made by the registrar of motor vehicles in a clear and conspicuous manner, in a color different from all other writing on the certificate of title.

Sec. 18. Minnesota Statutes 1992, section 325F.6642, subdivision 6, is amended to read:

Subd. 6. [CLASS C TOTAL LOSS VEHICLE; DEFINITION.] For the purposes of this section, a class C "total loss vehicle" means a vehicle, damaged by collision or other occurrence, for which a salvage certificate of title has been issued and vehicles with damage of at least 70 percent of the vehicle's actual cash value immediately prior to sustaining the damage based

on a written retail repair estimate or invoice, as determined by an insurer or dealer pursuant to section 168A.151 or by comparing an insurer's written retail repair estimate of damage or actual loss payout to the average trade-in value of the vehicle according to the National Automobile Dealers Association's Official Used Car Guide or other similar publication approved by the registrar. Total loss vehicle does not include a stolen and recovered vehicle verified by the insurer who declared the vehicle to be a total loss vehicle unless there is more than minimal damage to the vehicle as determined by the registrar.

Sec. 19. Minnesota Statutes 1992, section 325F.6644, is amended to read:

325F.6644 [APPLICATION.]

Sections 325F.6641 and 325F.6642 do not apply to vehicles that are six years old or older as calculated from the first day of January of the designated model year or to commercial motor vehicles with a gross vehicle rating of 26,000 16,000 pounds or more or to motorcycles.

Sec. 20. [REPEALER.]

Minnesota Statutes 1992, section 168A.151, subdivisions 2, 3, and 5, are repealed.

Sec. 21. [EFFECTIVE DATE.]

This act is effective 30 days after final enactment."

Delete the title and insert:

"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."

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

Ms. Reichgott from the Committee on Judiciary, to which was referred

S.F. No. 141: A bill for an act relating to uniform acts; enacting Minnesota Common Interest Ownership Act; amending Minnesota Statutes 1992, sections 308A.011, subdivision 1; 500.20, subdivision 2a; 508.71, by adding a subdivision; and 541.023, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 515B.

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

Page 2, line 8, after the second semicolon, insert "515B.1-116 (Recording);"

Page 2, line 12, after the first semicolon, insert "515B.3-110 (Voting; Proxies);"

Page 2, line 13, after the second semicolon, insert "*515B.3-117 (Other Liens);*,"

Page 2, line 14, after the first semicolon, insert "*515B.3-121 (Accounting Controls);*,"

Page 2, line 15, after the semicolon, insert "*515B.4-116 (Rights of Action; Attorney's Fees);*,"

Page 4, line 1, before "*This*" insert "*Except as otherwise provided in this subsection,*"

Page 4, line 12, after "*community*" insert "*or cooperative*" and after "*where*" insert "*, at the time of creation of the planned community or cooperative,*" and after the first "*the*" insert "*unit owners*"

Page 4, line 23, delete everything after "*irrigation*"

Page 4, line 24, delete everything before the period

Page 4, after line 24, insert:

"Section 515B.1-106 shall apply to all common interest communities."

Page 6, line 13, after "*of*" insert a comma

Page 10, line 10, after "*the*" insert "*unit*"

Page 10, line 30, after "*The*" insert "*ownership*"

Page 18, line 13, after "*created*" insert "*, but not necessarily the units,*"

Page 18, line 35, delete "*peripheral*" and insert "*perimeter*"

Page 19, line 18; delete "*peripheral*" and insert "*perimeter*"

Page 20, lines 4 and 5, delete "*common interest community*" and insert "*unit*"

Page 20, line 6, before "*a*" insert "*created under this chapter,*"

Page 20, line 20, before "*The*" insert "*(a)*"

Page 21, line 16, after the semicolon, insert "*and*"

Page 21, line 21, delete the second "*;* *and*" and insert a period

Page 21, line 22, delete "*(13)*" and insert "*(b) The declaration may contain*"

Page 25, line 33, after "*515B.2-102*" insert "*, subsections*"

Page 27, line 30, after "*515B.2-102*" insert "*, subsections*"

Page 30, line 5, delete "*percentage*"

Page 30, line 16, after "*If*" insert "*a unit is*" and before the comma, insert "*other than a declarant*"

Page 33, lines 24 and 25, delete "*holder of an interest as security for an obligation*" and insert "*secured party*"

Page 34, line 13, delete "*, size*"

Page 58, lines 22 and 23, delete *"if so stated in the notice and if"* and insert *"subject to (i) any prohibition or requirement contained in the articles of incorporation, bylaws, or declaration and (ii)"*

Page 58, line 24, delete *"are satisfied"*

Page 58, line 33, after *"in"* insert *"this chapter,"* and after *"or"* insert *"the"*

Page 72, line 13, delete *"and"* and insert *"or"*

Page 74, line 7, delete the comma

Page 74, line 9, before the period, insert *"and shall not affect the board's authority to cause a review or audit to be made"*

Page 74, lines 24 and 25, delete *"and in accordance with generally accepted auditing standards"*

Page 74, lines 31 and 32, delete *": LIABILITY; WAIVER"* and insert *": DELIVERY OF DISCLOSURE STATEMENT"*

Page 78, line 33, delete *"among"* and insert *"between"*

Page 86, line 20, delete from *"The"* through page 86, line 22, to *"agreement."*

Page 86, line 23, after *"information"* insert *"required to be delivered by section 515B.4-107"*

Page 86, line 25, after *"the"* insert *"purchase"*

Page 93, line 19, after *"recover"* insert *"damages,"*

Page 93, lines 21 and 22, delete *"subject to this chapter"*

Page 93, line 26, delete everything after *"of"* and insert *"the unit owners of two or more units."*

Page 96, line 18, after *"declaration"* insert *"or bylaws"*

Page 96, line 19, after *"under"* insert *"or governed by"*

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

Ms. Reichgott from the Committee on Judiciary, to which was referred

S.F. No. 181: A bill for an act relating to limited liability companies; clarifying the application of financial institution, workers' compensation, unemployment compensation, taxation, and usury laws; modifying certain powers of, and rules applicable to, limited liability companies and their members and affiliates; amending Minnesota Statutes 1992, sections 48.24, subdivisions 1, 7, and 8; 51A.02, subdivision 43; 176.011, subdivision 10; 176.041, subdivisions 1 and 1a; 268.04, subdivisions 7, 9, and by adding a subdivision; 268.161, subdivision 9; 290.92, subdivision 1; 297A.01, subdivision 2; 302A.011, subdivision 25; 302A.161, subdivision 12; 302A.501, subdivision 1; 302A.521, subdivision 1; 302A.551, subdivision 3; 302A.673, subdivision 1; 319A.02, subdivision 7; 322B.03, subdivision 41, and by adding subdivisions; 322B.115, subdivisions 1 and 2; 322B.20, subdivisions 5, 7, 12, 14, and 21; 322B.30, subdivisions 2 and 3; 322B.306, subdivisions

3 and 4; 322B.31, subdivision 3; 322B.313; 322B.316; 322B.373; subdivision 1; 322B.54, subdivision 3; 322B.693, subdivision 1; 322B.696; 322B.699, subdivision 1; 322B.77, subdivisions 1 and 3; 322B.80, subdivision 1, and by adding a subdivision; 322B.873; 322B.91, subdivision 1; 322B.92; 322B.93; 322B.935, subdivisions 2 and 3; and 334.021.

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

Pages 4 to 6, delete section 6

Page 6, line 31, delete the new language

Page 6, delete line 32

Page 6, line 33, delete "(f)"

Page 7, lines 7, 10, 14, and 15, delete the new language

Pages 7 and 8, delete section 8

Page 8, lines 29 and 30, delete "shall not be exclusive."

Page 8, delete section 10

Page 20, line 27, delete "and"

Page 20, line 30, before the period, insert "; and

(20) unanimous consent is required to avoid dissolution (section 322B.80, subdivision 1, clause (5)(B))"

Page 22, after line 32, insert:

"Sec. 32. Minnesota Statutes 1992, section 322B.306, subdivision 1, is amended to read:

Subdivision 1. [MEMBER'S POWER TO TERMINATE MEMBERSHIP.] A member always has the power, though not necessarily the right, to terminate its membership by resigning or retiring at any time. A member's resignation or retirement, whether rightful or wrongful, causes dissolution under section 322B.80, subdivision 1, clause (5), unless dissolution ~~avoidance consent is obtained from the remaining members~~ *is avoided under that clause*. A member has no power to transfer all or part of the member's membership interest, except as provided in sections 322B.31 and 322B.313."

Page 23, line 3, strike "through dissolution avoidance consent" and insert "*under that clause*"

Page 23, line 9, strike "through dissolution avoidance"

Page 23, line 10, strike "consent" and insert "*under that clause*"

Page 25, line 3, strike "OF A COMPLETE MEMBERSHIP INTEREST AND"

Page 25, line 6, strike "MEMBERSHIP INTERESTS" and insert "GOVERNANCE RIGHTS"

Page 25, line 7, strike "A member may assign the member's" and delete "complete"

Page 25, strike lines 8 and 9

Page 25, line 10, strike "same assignee of all the member's financial rights."

Page 27, after line 30, insert:

"Sec. 38. Minnesota Statutes 1992, section 322B.323, subdivision 2, is amended to read:

Subd. 2. [WHEN MEMBERSHIP IS TERMINATED.] If an event referred to in subdivision 1 causes the termination of a member's membership interest and ~~the remaining members give dissolution avoidance consent is avoided under section 322B.80, subdivision 1, clause (5), then:~~

(1) as provided in section 322B.306, subdivision 3, the terminated member's interest will be considered to be merely that of an assignee of the financial rights owned before the termination of membership; and

(2) the rights to be exercised by the legal representative of the terminated member will be limited accordingly."

Page 37, after line 7, insert:

"Sec. 49. [322B.901] [FOREIGN LIMITED LIABILITY PARTNERSHIPS CONSIDERED FOREIGN LIMITED LIABILITY COMPANIES.]

For the purposes of sections 322B.90 to 322B.955, the term "foreign limited liability company" includes a foreign limited liability partnership organized for profit that is organized under laws other than the laws of this state for a purpose or purposes for which a limited liability company may be organized under this chapter or for which a professional limited liability company may be organized under chapter 319A."

Page 37, line 13, after "state" insert "a certificate of status from the filing office in the jurisdiction in which the foreign limited liability company is organized and"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, delete everything after the first comma and insert "subdivision 1a; 268.04, subdivision"

Page 1, line 11, delete everything before the semicolon and insert "9"

Page 1, line 20, after the first "subdivisions" insert "1," and after the first "3" insert a comma

Page 1, line 21, after "322B.316;" insert "322B.323, subdivision 2;"

Page 1, line 27, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 322B"

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

Ms. Reichgott from the Committee on Judiciary, to which was referred

S.F. No. 130: A bill for an act relating to children; providing for a recognition of parentage with the force and effect of a paternity adjudication; providing for preparation and distribution of a recognition form and educa-

tional materials for paternity; appropriating money; amending Minnesota Statutes 1992, sections 144.215, subdivision 3; 257.54; 257.541; 257.55, subdivision 1; 257.57, subdivision 2; 257.74, subdivision 1; and 518.156, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 257.

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

Page 1, line 20, delete "7" and insert "8"

Page 2, lines 5, 7, and 33, delete "7" and insert "8"

Page 2, line 36, delete " , if the petition"

Page 3, line 1, delete everything before the third "the" and insert a period

Page 4, lines 16, 20, and 22, delete "7" and insert "8"

Page 5, after line 11, insert:

"Sec. 6. Minnesota Statutes 1992, section 257.73, subdivision 1, is amended to read:

Subdivision 1. Upon compliance with the provisions of section 257.55, subdivision 1, clause (e), *section 8*, or upon order of a court of this state or upon request of a court of another state, the local registrar of vital statistics shall prepare a new certificate of birth consistent with the acknowledgment or the findings of the court and shall substitute the new certificate for the original certificate of birth."

Page 5, line 18, delete "7" and insert "8"

Page 6, delete lines 24 to 32 and insert:

"*Subd. 4. [ACTION TO VACATE RECOGNITION.] An action to vacate a recognition of paternity may be brought by the mother, father, or child. A mother or father must bring the action within one year of the execution of the recognition or within six months after discovery of evidence in support of the action, whichever is later. A child must bring an action to vacate within six months of discovery of evidence in support of the action or within one year of reaching the age of majority, whichever is later. If the court finds a prima facie basis for vacating the recognition, the court shall order the child, mother, and father to submit to blood tests. If the court issues an order for the taking of blood tests, the court shall require the party seeking to vacate the recognition to make advance payment for the costs of the blood tests. If the party fails to pay for the costs of the blood tests, the court shall dismiss the action to vacate with prejudice. The court may also order the party seeking to vacate the recognition to pay the other party's reasonable attorney fees, costs, and disbursements. If the results of the blood tests establish that the man who executed the recognition is not the father, the court shall vacate the recognition. The court shall terminate the obligation of a party to pay ongoing child support based on the recognition. A modification of child support based on a recognition may be made retroactive with respect to any period during which the moving party has pending a motion to vacate the recognition but only from the date of service of notice of the motion on the responding party.*"

Page 8, lines 17 and 32, delete "7" and insert "8"

Page 8, line 36, delete "8" and insert "9" and delete "1995" and insert "1994"

Page 9, line 1, delete the first "7" and insert "8"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 9, after "2;" insert "257.73, subdivision 1;"

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

Mrs. Adkins from the Committee on Metropolitan and Local Government, to which was referred

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

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

Mrs. Adkins from the Committee on Metropolitan and Local Government, to which was referred

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

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

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

H.F. No. 20 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
20	18				

and that the above Senate File be indefinitely postponed.

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

SECOND READING OF SENATE BILLS

S.F. Nos. 158, 300, 277, 41, 141, 181, 98 and 99 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 20 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Kelly moved that his name be stricken as a co-author to S.F. No. 298. The motion prevailed.

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

Mr. Marty moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 454. The motion prevailed.

Mr. Kroening moved that the name of Ms. Berglin be added as a co-author to S.F. No. 460. The motion prevailed.

Mrs. Pariseau moved that the names of Ms. Kiscaden and Mr. Belanger be added as co-authors to S.F. No. 472. The motion prevailed.

Mr. Janezich moved that the name of Mr. Finn be added as a co-author to S.F. No. 499. The motion prevailed.

Mr. Beckman moved that the name of Ms. Olson be added as a co-author to S.F. No. 503. The motion prevailed.

Mr. Novak moved that S.F. No. 529 be withdrawn from the Committee on Metropolitan and Local Government and re-referred to the Committee on Jobs, Energy and Community Development. The motion prevailed.

CALENDAR

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

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

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the resolution passed and its title was agreed to.

GENERAL ORDERS

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

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

S.F. No. 40, which the committee recommends to pass, subject to the following motions:

Ms. Reichgott moved to amend S.F. No. 40 as follows:

Page 2, line 25, delete "*must authorize*" and insert "*authorizes*"

Page 9, lines 10 and 11, delete "*may not be*" and insert "*is not*"

The motion prevailed. So the amendment was adopted.

Ms. Reichgott then moved to amend S.F. No. 40 as follows:

Page 10, after line 2, insert:

"Sec. 15. [145C.15] [DUTIES OF HEALTH CARE PROVIDERS TO PROVIDE LIFE-SUSTAINING HEALTH CARE.]

Unless a living will under chapter 145B or a durable power of attorney for health care indicates an intention to the contrary, if a proxy acting under chapter 145B or an agent acting under this chapter directs the provision of health care, nutrition, or hydration that, in reasonable medical judgment, has a significant possibility of sustaining the patient's life, a health care provider shall take all reasonable steps to ensure the provision of the directed health care, nutrition, or hydration if the provider has the legal and actual capability of providing the health care either itself or by transferring the patient to a health care provider who has that capability. Any transfer of a patient must be done promptly and, if necessary to preserve the patient's life, by emergency means. A health care provider who is unwilling to provide directed health care that the provider has the legal and actual capability of providing may transfer the patient to another health care provider willing to provide the directed health care but the provider shall take all reasonable steps to ensure provision of the directed health care until the patient is transferred. Nothing in this section alters any legal obligation or lack of legal obligation of a health care provider to provide health care to a patient who refuses, has refused, or is unable to pay for the health care."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "*establishing duties of health care providers for the provision of life-sustaining health care;*"

The motion prevailed. So the amendment was adopted.

Mr. Neuville moved to amend S.F. No. 40 as follows:

Page 5, after line 29, insert:

"The agent does not have authority to make a decision to refuse to consent or to withdraw consent to health care if that decision is likely to cause or hasten the death of the principal, unless the agent is also appointed a guardian or conservator of the person for the principal under section 525.551.

If the principal is known to be pregnant, the agent does not have authority to make a decision to refuse to consent or to withdraw consent to health care as long as it is possible that the fetus could develop to the point of live birth with application of the health care, unless the agent is also appointed a

guardian or conservator of the person for the principal under section 525.551.

The agent does not have authority to make a decision to refuse to consent or to withdraw consent to the provision of nutrition or hydration unless the durable power of attorney for health care specifically includes this authority."

Page 9, line 35, before the period, insert "*, including assault or homicide if a violation of this section results in the exercise of authority to make a health care decision that causes death or bodily harm"*

Mr. Neuville requested division of the amendment.

First portion:

Page 5, after line 29, insert:

"The agent does not have authority to make a decision to refuse to consent or to withdraw consent to health care if that decision is likely to cause or hasten the death of the principal, unless the agent is also appointed a guardian or conservator of the person for the principal under section 525.551."

Second portion:

Page 5, after line 29, insert:

"If the principal is known to be pregnant, the agent does not have authority to make a decision to refuse to consent or to withdraw consent to health care as long as it is possible that the fetus could develop to the point of live birth with application of the health care, unless the agent is also appointed a guardian or conservator of the person for the principal under section 525.551."

Third portion:

Page 5, after line 29, insert:

"The agent does not have authority to make a decision to refuse to consent or to withdraw consent to the provision of nutrition or hydration unless the durable power of attorney for health care specifically includes this authority."

Fourth portion:

Page 9, line 35, before the period, insert "*, including assault or homicide if a violation of this section results in the exercise of authority to make a health care decision that causes death or bodily harm"*

The question was taken on the adoption of the first portion of the amendment.

The roll was called, and there were yeas 16 and nays 45, as follows:

Those who voted in the affirmative were:

Beckman	Day	Lesewski	Olson	Sams
Benson, J.E.	Johnston	Lessard	Pariseau	Stevens
Bertram	Laidig	Neuville	Runbeck	Vickerman
Chmielewski				

Those who voted in the negative were:

Adkins	Dille	Kiscaden	Moe, R.D.	Price
Anderson	Finn	Knutson	Mondale	Ranum
Belanger	Flynn	Krentz	Morse	Reichgott
Benson, D.D.	Hanson	Langseth	Murphy	Riveness
Berg	Hottinger	Luther	Novak	Robertson
Berglin	Janezich	Marty	Oliver	Stumpf
Betzold	Johnson, D.E.	McGowan	Pappas	Terwilliger
Chandler	Johnson, J.B.	Merriam	Piper	Wiener
Cohen	Kelly	Metzen	Pogemiller	

The motion did not prevail. So the first portion of the amendment was not adopted.

The question was taken on the adoption of the second portion of the amendment.

The roll was called, and there were yeas 20 and nays 41, as follows:

Those who voted in the affirmative were:

Beckman	Day	Knutson	Merriam	Runbeck
Benson, J.E.	Dille	Laidig	Neuville	Sams
Bertram	Johnson, D.J.	Lesewski	Olson	Stevens
Chmielewski	Johnston	Lessard	Pariseau	Vickerman

Those who voted in the negative were:

Adkins	Finn	Krentz	Murphy	Riveness
Anderson	Flynn	Langseth	Novak	Robertson
Belanger	Hanson	Luther	Oliver	Stumpf
Benson, D.D.	Hottinger	Marty	Pappas	Terwilliger
Berg	Janezich	McGowan	Piper	Wiener
Berglin	Johnson, D.E.	Metzen	Pogemiller	
Betzold	Johnson, J.B.	Moe, R.D.	Price	
Chandler	Kelly	Mondale	Ranum	
Cohen	Kiscaden	Morse	Reichgott	

The motion did not prevail. So the second portion of the amendment was not adopted.

The question was taken on the adoption of the third portion of the amendment.

The roll was called, and there were yeas 19 and nays 42, as follows:

Those who voted in the affirmative were:

Beckman	Day	Laidig	Olson	Stevens
Benson, J.E.	Frederickson	Lesewski	Pariseau	Stumpf
Bertram	Johnson, D.J.	Lessard	Runbeck	Vickerman
Chmielewski	Johnston	Neuville	Sams	

Those who voted in the negative were:

Adkins	Dille	Kiscaden	Moe, R.D.	Ranum
Anderson	Finn	Knutson	Mondale	Reichgott
Belanger	Flynn	Krentz	Morse	Riveness
Benson, D.D.	Hanson	Langseth	Murphy	Robertson
Berg	Hottinger	Luther	Oliver	Terwilliger
Berglin	Janezich	Marty	Pappas	Wiener
Betzold	Johnson, D.E.	McGowan	Piper	
Chandler	Johnson, J.B.	Merriam	Pogemiller	
Cohen	Kelly	Metzen	Price	

The motion did not prevail. So the third portion of the amendment was not adopted.

Mr. Neuville withdrew the fourth portion of the amendment.

Mr. Neuville then moved to amend S.F. No. 40 as follows:

Page 3, line 33, delete "SUGGESTED"

Page 5, after line 1, insert:

"Subd. 3. [REQUIRED PROVISIONS; ACKNOWLEDGMENT OR SPECIFICATION OF HEALTH CARE.] A durable power of attorney for health care must:

- (1) be signed and acknowledged by the agent;*
- (2) specify the type of health care the principal does or does not wish to receive; or*
- (3) specify that the agent has discretion to determine the type of health care that the principal will receive."*

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 15 and nays 41, as follows:

Those who voted in the affirmative were:

Beckman	Day	Johnston	McGowan	Pariseau
Benson, J.E.	Dille	Laidig	Neuville	Sams
Chmielewski	Frederickson	Lesewski	Olson	Stevens

Those who voted in the negative were:

Adkins	Finn	Knutson	Murphy	Spear
Anderson	Flynn	Krentz	Oliver	Stumpf
Belanger	Hottinger	Luther	Piper	Terwilliger
Benson, D.D.	Janezich	Marty	Pogemiller	Vickerman
Berglin	Johnson, D.E.	Merriam	Price	Wiener
Bertram	Johnson, D.J.	Metzen	Ranum	
Betzold	Johnson, J.B.	Moe, R.D.	Reichgott	
Chandler	Kelly	Mondale	Robertson	
Cohen	Kiscaden	Morse	Runbeck	

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

Mr. McGowan moved to amend S.F. No. 40 as follows:

Page 1, after line 5, insert:

"Section 1. [145B.105] [PENALTIES.]

Subdivision 1. [GROSS MISDEMEANOR OFFENSES.] Whoever commits any of the following acts is guilty of a gross misdemeanor:

- (1) willfully conceals, cancels, defaces, or obliterates a living will of a declarant without the consent of the declarant;*
- (2) willfully conceals or withholds personal knowledge of a revocation of a living will;*
- (3) falsifies or forges a living will or a revocation of a living will;*
- (4) coerces or fraudulently induces another to execute a living will; or*
- (5) requires or prohibits the execution of a living will as a condition for being insured for or receiving all or some health care services.*

Subd. 2. [FELONY OFFENSES.] Whoever commits an act prohibited under subdivision 1 is guilty of a felony if the act results in bodily harm to the

declarant or to the person who would have been a declarant but for the unlawful act."

Page 9, delete lines 15 to 35 and insert:

"Subdivision 1. [GROSS MISDEMEANOR OFFENSES.] Whoever commits any of the following acts is guilty of a gross misdemeanor:

(1) willfully conceals, cancels, defaces, or obliterates a durable power of attorney for health care of a principal without the consent of the principal;

(2) willfully conceals or withholds personal knowledge of a revocation of a durable power of attorney for health care;

(3) falsifies or forges a durable power of attorney for health care or a revocation of the instrument;

(4) coerces or fraudulently induces another to execute a durable power of attorney for health care; or

(5) requires or prohibits the execution of a durable power of attorney for health care as a condition for being insured for or receiving all or some health care services.

Subd. 2. [FELONY OFFENSES.] Whoever commits an act prohibited under subdivision 1 is guilty of a felony if the act results in bodily harm to the principal or to the person who would have been a principal but for the unlawful act."

Page 10, after line 2, insert:

"Sec. 16. [REPEALER.]

Minnesota Statutes 1992, section 145B.10, is repealed."

Page 10, line 4, delete *"Section 13 is"* and insert *"Sections 1 and 14 are"*

Page 10, line 4, delete *"applies"* and insert *"apply"*

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

The question was taken on the recommendation to pass S.F. No. 40.

The roll was called, and there were yeas 53 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Benson, J.E.
ChmielewskiJohnston
Lesewski

Neuvill

Olson

Pariseau

The motion prevailed. So S.F. No. 40 was recommended to pass.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Dille, Bertram, Ms. Hanson, Messrs. Berg and Stevens introduced—

S.F. No. 550: A bill for an act relating to animals; prohibiting certain species; imposing a penalty; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 35.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Dille, Morse, Chmielewski, Vickerman and Stevens introduced—

S.F. No. 551: A bill for an act relating to traffic regulations; implements of husbandry; defining implements of husbandry; reducing maximum speed limit to 25 miles per hour for implements of husbandry and for towing certain farm trailers; requiring hazard warning lights on implements of husbandry; regulating brakes on implements of husbandry; imposing certain size and weight restrictions; making towed implements of husbandry subject to requirements for towing chains; requiring slow-moving vehicle safety to be included in driver examinations and driver education courses; amending Minnesota Statutes 1992, sections 169.01, subdivision 55; 169.145; 169.47; 169.55, subdivision 2, and by adding a subdivision; 169.64, subdivision 6; 169.67, subdivisions 3, 4, and by adding a subdivision; 169.72, subdivision 1; 169.80, subdivisions 1 and 2; 169.82; 169.86, subdivision 5; 171.13, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation and Public Transit.

Messrs. Hottinger, Frederickson, Day and Beckman introduced—

S.F. No. 552: A bill for an act relating to higher education; setting the cost of attendance for certain student financial aid; amending Minnesota Statutes 1992, section 136A.121, subdivision 6.

Referred to the Committee on Education.

Mr. Kelly, Mses. Pappas and Anderson introduced—

S.F. No. 553: A bill for an act relating to retirement; teachers retirement association; providing for the consolidation of the St. Paul teachers retirement fund association; making conforming amendments; amending Minnesota Statutes 1992, sections 3.85, subdivisions 11 and 12; 354.05, subdivisions 2 and 13; 354A.011, subdivisions 8 and 15a; 354A.021, subdivision 1; 354A.092; 354A.093; 354A.095; 354A.096; 354A.12, subdivisions 1, 2, 2a, and 2b; 354A.23, subdivision 1; 354A.30; 354A.32, subdivision 1; 354A.39;

354A.40, subdivision 1; 354A.41; 356.20, subdivision 2; 356.215, subdivision 2; 356.30, subdivision 3; 356.302, subdivision 7; 356.303, subdivision 4; 356.32, subdivision 2; 356.35, subdivisions 2 and 5; 356.36, subdivision 1; 356.86, subdivisions 1, 2, and 3; Laws 1965, chapter 705, section 1, subdivision 4; Laws 1989, chapter 319, article 13, section 94; Laws 1990, chapter 570, article 7, section 4; and Laws 1992, chapter 598, articles 5, section 2; and 6, section 18; repealing Minnesota Statutes 1992, sections 354A.23, subdivision 2; 355.201; 355.202; 355.203; 355.204; 355.205; 355.206; 355.207; 355.208; 355.209; Laws 1976, chapter 238, section 14; Laws 1977, chapter 429, sections 60 and 61; Laws 1979, chapter 109; Laws 1981, chapter 157; Laws 1985, chapter 259, section 3; Laws 1987, chapter 372, article 7, section 6; Laws 1988, chapter 709, article 8, section 8; Laws 1990, chapter 570, article 7, section 3; and Laws 1991, chapter 67.

Referred to the Committee on Governmental Operations and Reform.

Mr. Kelly, Ms. Pappas, Mr. Cohen, Ms. Anderson and Runbeck introduced—

S.F. No. 554: A bill for an act relating to local government; authorizing the city of St. Paul and Ramsey county to merge their health departments; proposing coding for new law in Minnesota Statutes, chapter 383A.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Larson, Vickerman and Sams introduced—

S.F. No. 555: A bill for an act relating to veterans; providing for establishment of a veterans home in Fergus Falls; proposing coding for new law in Minnesota Statutes, chapter 198.

Referred to the Committee on Veterans and General Legislation.

Messrs. Kelly and Cohen introduced—

S.F. No. 556: A bill for an act relating to crime; providing felony penalties for unlawfully possessing a gun or dangerous weapon in a school zone; amending Minnesota Statutes 1992, section 609.66, by adding a subdivision.

Referred to the Committee on Crime Prevention.

Mr. Kelly introduced—

S.F. No. 557: A bill for an act relating to retirement; public employees retirement association; disability benefits; reducing the reduction in benefits to coordinate them with amounts received under workers' compensation law for certain former employees.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Frederickson, Kelly, Ms. Flynn, Messrs. Janezich and Stevens introduced—

S.F. No. 558: A bill for an act relating to taxation; sales and use; providing an exemption for sales to counties for certain capital improvement projects; amending Minnesota Statutes 1992, section 297A.25, subdivision 11.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Novak, Frederickson, Janezich, Ms. Anderson and Mr. Kroening introduced—

S.F. No. 559: A bill for an act relating to economic development; establishing the affirmative enterprise program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Ms. Berglin introduced—

S.F. No. 560: A bill for an act relating to the hospital construction moratorium, making the moratorium permanent; amending Minnesota Statutes 1992, section 144.551, subdivision 1.

Referred to the Committee on Health Care.

Ms. Flynn, Messrs. Langseth, Chmielewski, Mses. Anderson and Pappas introduced—

S.F. No. 561: A bill for an act relating to traffic regulations; directing commissioner of public safety to issue temporary permit immediately to applicant for special disabled license plates or parking certificate; providing penalty for unauthorized use of temporary permit; amending Minnesota Statutes 1992, sections 168.021, subdivisions 1, 1a, and 3; 169.345, subdivisions 3 and 4; and 169.346, subdivisions 1, 2, and 3.

Referred to the Committee on Transportation and Public Transit.

Ms. Berglin, Messrs. Sams, Vickerman, Samuelson and Benson, D.D. introduced—

S.F. No. 562: A bill for an act relating to health; modifying provisions relating to the nursing home moratorium exception process; providing procedures to replace and lay away nursing home beds; appropriating money; amending Minnesota Statutes 1992, sections 144A.071, subdivisions 1, 2, 3, and by adding subdivisions; 144A.073, subdivisions 2 and 3; and 256B.431, subdivisions 2b, 3d, and 21.

Referred to the Committee on Health Care.

Mr. Vickerman, Ms. Hanson, Messrs. Belanger, Solon and Ms. Johnston introduced—

S.F. No. 563: A bill for an act relating to transportation; requiring handicapped individual desiring to use paratransit services to obtain physician's statement certifying disability; imposing a penalty; amending Minnesota Statutes 1992, sections 174.255, by adding a subdivision; and 473.384, subdivision 8.

Referred to the Committee on Transportation and Public Transit.

Ms. Johnson, J.B.; Messrs. Chandler, Novak, Ms. Anderson and Mr. Dille introduced—

S.F. No. 564: A bill for an act relating to motor fuels; directing public utilities commission to evaluate and implement policy to provide incentives for developing use of motor vehicles powered by alternative fuels; amending

Minnesota Statutes 1992, section 216B.02, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 216B.

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

Mses. Ranum; Piper; Johnson, J.B.; Mr. Knutson and Ms. Anderson introduced—

S.F. No. 565: A bill for an act relating to the legislative commission on children, youth, and their families; authorizing the commission to hire staff; prescribing duties of other state officers; changing certain reporting requirements; appropriating money; amending Minnesota Statutes 1992, section 3.873, subdivisions 4, 5, and 6.

Referred to the Committee on Family Services.

Messrs. Morse, Riveness, Stumpf, Pogemiller and Terwilliger introduced—

S.F. No. 566: A bill for an act relating to retirement; removing the requirement for periodic review of the rule of 90; repealing Minnesota Statutes 1992, section 356.85.

Referred to the Committee on Governmental Operations and Reform.

Mr. Marty introduced—

S.F. No. 567: A bill for an act relating to elections; changing registration, filing, boundary change, ballot preparation, canvassing, system testing, and notice requirements and procedures; changing certain duties of election officials; clarifying certain language; adding to reimbursable expenses; amending Minnesota Statutes 1992, sections 201.071, subdivision 1; 201.081; 201.11; 201.13, subdivision 2, and by adding a subdivision; 201.15; 204B.06, subdivisions 4 and 6; 204B.14, subdivision 4; 204B.16, by adding a subdivision; 204B.46; 204C.06, subdivision 1; 204C.31, subdivision 2; 204C.32; 204D.04, subdivision 2; 204D.11, subdivisions 2, 3, and 6; 204D.24, subdivision 2; 204D.27, subdivision 11; 206.83; 206.90, subdivision 6; 207A.02, subdivision 1; 207A.10, subdivision 2; 211B.11, subdivision 1; 211B.14; and 365.51, subdivision 2.

Referred to the Committee on Ethics and Campaign Reform.

Messrs. Solon, Luther, Kroening, Larson and Samuelson introduced—

S.F. No. 568: A bill for an act relating to insurance; nonprofit health service plan corporations; regulating investments; amending Minnesota Statutes 1992, section 62C.10.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Riveness, Samuelson, Betzold, Chandler and Ms. Robertson introduced—

S.F. No. 569: A bill for an act relating to human services; replacing the work readiness programs in Hennepin and Ramsey counties with a public works training program; amending Minnesota Statutes 1992, section 256D.05, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 256D.

Referred to the Committee on Family Services.

Ms. Wiener, Messrs. Metzen and Terwilliger introduced—

S.F. No. 570: A bill for an act relating to state government; providing for appointments to advisory task forces, councils, and committees, administrative boards, and agencies; clarifying reporting requirements and term limits; amending Minnesota Statutes 1992, sections 15.014, subdivision 2; 15.0575, subdivision 2; 15.059, subdivision 2; 15.0597, subdivisions 2, 4, and 7; and 214.09, subdivision 2.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Berg and Janezich introduced—

S.F. No. 571: A bill for an act relating to taxation; imposing a tax on certain lawful gambling activities; recodifying certain provisions related to lawful gambling; imposing penalties; amending Minnesota Statutes 1992, sections 270.101, subdivision 1; 349.163, subdivision 5; 349.2123; 349.2125, subdivision 1; 349.2127, subdivision 3; and 349.22, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 297E; repealing Minnesota Statutes 1992, sections 349.166, subdivision 4; 349.19, subdivision 9; 349.212; 349.2121; 349.2122; 349.215; 349.2151; 349.2152; 349.216; 349.217; 349.2171; 349.218; and 349.219.

Referred to the Committee on Taxes and Tax Laws.

Mr. Lessard introduced—

S.F. No. 572: A bill for an act relating to traffic regulations; authorizing use of studded tires on authorized emergency vehicles during cold weather season; amending Minnesota Statutes 1992, section 169.72, by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

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

S.F. No. 573: A bill for an act relating to education; providing for consumer protection for SELF student loan recipients; proposing coding for new law in Minnesota Statutes, chapter 136A.

Referred to the Committee on Education.

Messrs. Benson, D.D.; Hottinger; Novak; Vickerman and Day introduced—

S.F. No. 574: A bill for an act relating to health; MinnesotaCare; modifying provisions relating to covered services and copayments; amending Minnesota Statutes 1992, section 256.9353, subdivisions 1 and 6.

Referred to the Committee on Health Care.

Mr. Hottinger introduced—

S.F. No. 575: A bill for an act relating to retirement; teachers retirement

association; authorizing the recomputation of a certain period certain annuity option.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Spear, Luther, Ms. Berglin, Mr. Cohen and Ms. Robertson introduced—

S.F. No. 576: A bill for an act relating to creditors' remedies; limiting the value of the homestead exemption; providing for the exemption of homestead insurance proceeds; amending Minnesota Statutes 1992, sections 510.02; and 510.07.

Referred to the Committee on Judiciary.

Mr. Murphy and Ms. Ranum introduced—

S.F. No. 577: A bill for an act relating to controlled substances; prescribing penalties for failure to comply with the precursor chemical tracking system; requiring reporting of missing substances and purchases made out of state; clarifying reporting requirements; amending Minnesota Statutes 1992, sections 152.0971, subdivision 1, and by adding subdivisions; 152.0972, subdivision 1; 152.0973, subdivisions 2, 3, and by adding a subdivision; and 152.0974; proposing coding for new law in Minnesota Statutes, chapter 152; repealing Minnesota Statutes 1992, section 152.0973, subdivision 4.

Referred to the Committee on Crime Prevention.

Ms. Wiener, Mr. Belanger, Ms. Johnston, Messrs. Luther and Solon introduced—

S.F. No. 578: A bill for an act relating to commerce; unclaimed property; regulating certain notices; amending Minnesota Statutes 1992, section 345.42, subdivisions 2 and 3.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Metzen; Terwilliger; Stumpf; Moe, R.D. and Pogemiller introduced—

S.F. No. 579: A bill for an act relating to retirement; the public employees retirement association; increasing the pension benefit multiplier for the public employees police and fire fund; amending Minnesota Statutes 1992, sections 353.651, subdivision 3; and 353.656, subdivision 1.

Referred to the Committee on Governmental Operations and Reform.

Mses. Reichgott, Wiener, Messrs. Terwilliger, Janezich and Metzen introduced—

S.F. No. 580: A bill for an act relating to local government; providing for the preparation and review of accounts; providing for duties of the state auditor; providing for the costs of examinations; defining the limits to various types of compensation; providing procedures for the satisfaction of claims; providing procedures for the removal of city managers; limiting certain high risk investments; amending Minnesota Statutes 1992, sections 6.56; 16B.06, subdivision 4; 43A.17, subdivision 9; 340A.602; 375.162, subdivision 2;

375.18, by adding subdivisions; 412.271, subdivision 1, and by adding subdivisions; 412.641, subdivision 1; and 475.66, subdivision 3, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 6; 465; and 471.

Referred to the Committee on Metropolitan and Local Government.

Ms. Ranum, Mr. Kelly, Ms. Piper, Messrs. Cohen and McGowan introduced—

S.F. No. 581: A bill for an act relating to local government; authorizing cities to offer rewards for information leading to the apprehension, arrest, or conviction of alleged felons; proposing coding for new law in Minnesota Statutes, chapter 471.

Referred to the Committee on Crime Prevention.

Ms. Ranum and Mr. Terwilliger introduced—

S.F. No. 582: A bill for an act relating to motor vehicles; extending validity period of nonresident temporary vehicle permits; amending Minnesota Statutes 1992, section 168.091, subdivision 1.

Referred to the Committee on Transportation and Public Transit.

Mr. Larson introduced—

S.F. No. 583: A bill for an act relating to insurance; workers' compensation; regulating certain premium adjustment programs.

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

Messrs. Mondale, Luther, Riveness, Finn and Ms. Krentz introduced—

S.F. No. 584: A bill for an act relating to free speech; protecting citizens and organizations from civil lawsuits for exercising their constitutional rights of petition, speech, association, and participation in government; proposing coding for new law as Minnesota Statutes, chapter 554.

Referred to the Committee on Judiciary.

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

S.F. No. 585: A bill for an act relating to taxation; making technical corrections and administrative changes to sales and use taxes, income and franchise taxes, property taxes, and tax administration and enforcement; changing penalties; appropriating money; amending Minnesota Statutes 1992, sections 82B.035, by adding a subdivision; 84.82, subdivision 10; 86B.401, subdivision 12; 270.071, subdivision 2; 270.072, subdivision 2; 271.06, subdivision 1; 271.09, subdivision 3; 272.02, subdivisions 1 and 4; 272.025, subdivision 1; 272.12; 273.03, subdivision 2; 273.061, subdivision 8; 273.124, subdivisions 9 and 13; 273.13, subdivision 25; 273.138, subdivision 5; 273.1398, subdivisions 1, 3, and 5b; 274.13, subdivision 1; 274.18; 275.065, subdivision 5a; 275.07, subdivision 4; 275.28, subdivision 3; 275.295; 277.01, subdivision 2; 277.15; 277.17; 278.01, subdivision 1; 278.02; 278.03; 278.04; 278.08; 278.09; 282.018; 287.21, subdivision 4;

287.22; 289A.08, subdivisions 3, 10, and 15; 289A.09, subdivision 1; 289A.11, subdivisions 1 and 3; 289A.12, subdivisions 2, 3, 4, 7, 8, 9, 10, 11; 12, and 14; 289A.18, subdivisions 1 and 4; 289A.20, subdivision 4; 289A.25, subdivisions 1, 2, 5a, 6, 8, 10, and 12; 289A.26, subdivisions 1, 4, and 6; 290A.04, subdivision 2h; 296.14, subdivision 2; 297A.01, subdivision 3; 297B.01, subdivision 5; 297B.03; 347.10; 348.04; 469.175, subdivisions 5 and 6a; 469.177, subdivision 8; and 473H.10, subdivision 3; Laws 1991, chapter 291, article 1, section 65, as amended; Laws 1992, chapter 511, article 2, section 61; proposing coding for new law in Minnesota Statutes, chapters 273; 276; 289A; and 297; repealing Minnesota Statutes 1992, sections 60A.13, subdivision 1a; 273.49; 274.19; 274.20; 277.011; 289A.08, subdivisions 9 and 12; 297A.258; and 348.03.

Referred to the Committee on Taxes and Tax Laws.

Ms. Pappas, Messrs. Kelly, Chandler, Cohen and Ms. Anderson introduced—

S.F. No. 586: A bill for an act relating to taxation; creating a joint property tax advisory committee; amending Minnesota Statutes 1992, section 275.065, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 383A.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Larson, Morse, Stevens, Neuville and Ms. Lesewski introduced—

S.F. No. 587: A bill for an act relating to volunteer firefighter relief associations; modifying the corporate registration requirement for relief associations complying with fire state aid financial reporting requirements; amending Minnesota Statutes 1992, sections 69.051, by adding a subdivision; and 317A.823, subdivision 1.

Referred to the Committee on Governmental Operations and Reform.

Mr. Mondale introduced—

S.F. No. 588: A bill for an act relating to elections; setting the date by which Hennepin county park reserve district redistricting must take place; amending Minnesota Statutes 1992, section 383B.68, subdivision 4.

Referred to the Committee on Ethics and Campaign Reform.

Mr. Kroening, Ms. Ranum and Mr. Mondale introduced—

S.F. No. 589: A bill for an act relating to the St. Anthony Falls heritage board; permitting the chair of the Hennepin board of commissioners to designate a representative to the board; amending Minnesota Statutes 1992, section 138.763, subdivision 1.

Referred to the Committee on Metropolitan and Local Government.

Mr. Samuelson, Meses. Piper, Berglin, Messrs. Betzold and Sams introduced—

S.F. No. 590: A bill for an act relating to human services; directing the commissioner of human services to provide equal access to new or existing

community programs to all persons with mental retardation or related conditions; proposing coding for new law in Minnesota Statutes, chapter 252.

Referred to the Committee on Health Care.

Mses. Pappas, Lesewski, Messrs. Dille and Hottinger introduced—

S.F. No. 591: A bill for an act relating to taxation; providing that certain housing for the elderly and low- and moderate-income persons is exempt from taxation; amending Minnesota Statutes 1992, section 272.02, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Finn, Sams, Morse and Frederickson introduced—

S.F. No. 592: A bill for an act relating to game and fish; setting preferences for antlerless deer drawings; amending Minnesota Statutes 1992, section 97B.305.

Referred to the Committee on Environment and Natural Resources.

Ms. Runbeck introduced—

S.F. No. 593: A bill for an act relating to crime; providing criminal penalties for a parent, guardian, or caretaker who abandons a child under ten years of age; amending Minnesota Statutes 1992, section 609.38; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

Messrs. Lessard, Stumpf and Mrs. Pariseau introduced—

S.F. No. 594: A bill for an act relating to taxation; sales and use; imposing an additional ten percent tax on sales of artificial furs; amending Minnesota Statutes 1992, sections 297A.02, by adding a subdivision; 297A.25, subdivision 8; and 297A.44, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Belanger, Benson, D.D.; Ms. Johnston, Messrs. Vickerman and Luther introduced—

S.F. No. 595: 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.

Messrs. Spear, Solon, Metzen and Samuelson introduced—

S.F. No. 596: A bill for an act relating to the city of Minneapolis; permitting the city to license certain liquor sales.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Stumpf, Berg, Frederickson, Mrs. Pariseau and Mr. Merriam introduced—

S.F. No. 597: A bill for an act relating to game and fish; prohibiting sale or transportation of game fish commercially taken in Canadian boundary waters; amending Minnesota Statutes 1992, section 97A.531.

Referred to the Committee on Environment and Natural Resources.

Messrs. Berg and Bertram introduced—

S.F. No. 598: A bill for an act relating to apiary law; removing state regulation of honey bees; amending Minnesota Statutes 1992, sections 18.022, subdivision 1; and 18.0228, subdivision 3; repealing Minnesota Statutes 1992, sections 19.50; 19.51; 19.52; 19.53; 19.54; 19.55; 19.56; 19.57; 19.58; 19.59; 19.60; 19.61; 19.62; 19.63; 19.64; and 19.65.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Stumpf, Berg, Frederickson, Mrs. Pariseau and Mr. Merriam introduced—

S.F. No. 599: A bill for an act relating to game and fish; prohibiting sale or transportation of commercially netted sauger; amending Minnesota Statutes 1992, section 97C.821.

Referred to the Committee on Environment and Natural Resources.

Ms. Ranum and Mr. Mondale introduced—

S.F. No. 600: A bill for an act relating to corrections; appropriating money for construction of additional space at the Hennepin county juvenile detention center.

Referred to the Committee on Crime Prevention.

Mr. Morse, Ms. Johnson, J.B. and Krentz introduced—

S.F. No. 601: A bill for an act relating to education; increasing the general education formula allowance; increasing training and experience revenue; lowering the referendum allowance limit; creating a discretionary aid and levy program; limiting total general education revenue; repealing supplemental revenue; amending Minnesota Statutes 1992, sections 124A.03, subdivisions 1c and 1g; 124A.22, subdivisions 1, 2, and 4; and 124A.24; proposing coding for new law in Minnesota Statutes, chapter 124A; repealing Minnesota Statutes 1992, sections 122.531, subdivision 5a; and 124A.22, subdivisions 8, 8a, 8b, and 9.

Referred to the Committee on Education.

Ms. Johnson, J.B. introduced—

S.F. No. 602: A bill for an act relating to education; correcting an erroneous debt service equalization aid calculation; appropriating money.

Referred to the Committee on Education.

Ms. Johnson, J.B.; Messrs. Moe, R.D.; Johnson, D.J. and Ms. Anderson introduced—

S.F. No. 603: A bill for an act relating to telecommunications; setting goals for implementing advanced telecommunications technology and services; requiring implementation of the goals; proposing coding for new law in Minnesota Statutes, chapter 237.

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

Mr. Sams, Ms. Lesewski and Mr. Murphy introduced—

S.F. No. 604: A bill for an act relating to agriculture; making technical changes in eligibility for certain rural finance authority loan programs; amending Minnesota Statutes 1992, sections 41B.03, subdivision 3; and 41C.05, subdivision 2.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Samuelson, Vickerman, Ms. Hanson, Messrs. Larson and Metzen introduced—

S.F. No. 605: A bill for an act relating to the veterans homes board; requiring the board to apply for certain federal funding.

Referred to the Committee on Veterans and General Legislation.

Mr. Benson, D.D.; Ms. Robertson, Mr. Mondale and Ms. Berglin introduced—

S.F. No. 606: A bill for an act relating to human services; providing an exemption from medical assistance prior authorization requirements; establishing a disproportionate share payment for therapy services; amending Minnesota Statutes 1992, section 256B.0625, subdivision 25; and Laws 1992, chapter 513, article 7, section 131.

Referred to the Committee on Health Care.

Ms. Flynn, Messrs. Benson, D.D.; Hottinger; Johnson, D.J. and Ms. Pappas introduced—

S.F. No. 607: A bill for an act relating to taxation; abolishing certain local government levy limitations; amending Minnesota Statutes 1992, sections 12.26, subdivision 2; 18.022, subdivision 2; 18.111, subdivision 1; 88.04, subdivision 3; 103B.245, subdivision 3; 103B.251, subdivision 8; 103G.625, subdivision 3; 103B.635, subdivision 2; 103B.691, subdivision 2; 138.053; 164.04, subdivision 3; 164.05, subdivision 1; 174.27; 193.145, subdivision 2; 237.35; 268A.06, subdivision 2; 373.40, subdivision 6; 375.167, subdivision 1; 375A.13, subdivision 2; 383A.03, subdivision 4; 383A.411, subdivision 5; 383B.218; 383B.245; 383C.42, subdivision 1; 398.16; 410.06; 412.251; 412.531, subdivision 1; 449.06; 449.08; 449.09; 450.19; 459.06, subdivision 1; 459.14, subdivision 2; 465.54; 469.053, subdivisions 6 and 7; 469.107, subdivision 1; 469.188; 471.191, subdivision 2; 471.1921; 471.24; 471.57, subdivision 1; 471.571, subdivision 2; 471.61, subdivisions 1 and 2a; 473.711, subdivision 2; 641.23; and Laws 1915, chapter 316, section 1, as amended; Laws 1933, chapter 423, section 2; Laws 1939, chapter 219, section 1; Laws 1941, chapter 451, section 1; Laws 1943, chapter 196, section 6, as amended; chapter 367, section 1, as amended; chapter 510, section 1; Laws 1947, chapter 224, section 1; chapter 340, section 4; Laws 1949, chapter 215, section 2; chapter 252, section 1; chapter 668, section 1; Laws

1953, chapter 154, section 3; chapter 545, section 2; Laws 1957, chapter 213, section 1; chapter 629, section 1; Laws 1959, chapter 298, section 2; chapter 520, section 1; chapter 556, section 1, as amended; Laws 1961, chapter 30, section 1; chapter 80, section 1; chapter 81, section 1; chapter 82, section 1; chapter 119, section 1; chapter 151, section 1; chapter 209, section 4; chapter 276, section 1; chapter 317, section 1; chapter 352, section 1, as amended; chapter 439, section 1; chapter 616, section 1, subdivision 1; chapter 643, section 1; Laws 1961, Extra Session chapter 33, section 3; Laws 1963, chapter 29, section 1; chapter 56, section 1; chapter 103, section 1; chapter 228, section 1; chapter 603, section 1; Laws 1965, chapter 6, section 2, as amended; chapter 442, section 1; chapter 451, section 2; chapter 512, section 1, subdivision 1; chapter 527, section 1; chapter 617, section 1; Laws 1967, chapter 501, section 1; chapter 526, section 1, subdivision 3; chapter 542, section 1, subdivision 3; chapter 611, section 1; chapter 660, section 2, subdivision 2; chapter 758, section 1; Laws 1967, extra session chapter 47, sections 1, as amended, and 3, as amended; Laws 1969, chapter 192, section 1, as amended; chapter 534, section 2; chapter 538, section 6, as amended; chapter 602, section 1, subdivision 2; chapter 652, section 1; chapter 659, section 3; chapter 730, section 1; Laws 1971, chapter 168, section 1; chapter 326, section 17, subdivisions 1 and 2; chapter 356, section 2; chapter 404, section 1; chapter 424, section 1; chapter 443, section 4; chapter 515, section 1; chapter 573, sections 1, and 2, as amended; chapter 876, section 3; Laws 1973, chapter 81, section 1; chapter 445, section 1; Laws 1977, chapter 61, section 8; chapter 246, section 1, subdivision 1; Laws 1979, chapter 1, section 3; chapter 253, section 3; chapter 303, article 10, section 15, subdivision 2, as amended; Laws 1981, chapter 281, section 1; Laws 1984, chapter 380, section 1; chapter 502, article 13, section 8; Laws 1985, chapter 181, section 1; chapter 289, sections 1; 3; 5, subdivision 1; and 6; Laws 1986, chapter 392, section 1; chapter 399, article 1, section 1, as amended; Laws 1988, chapter 517, section 1; chapter 640, section 3; Laws 1989, chapter 245, section 1, as amended; Laws 1990, chapter 604, article 3, sections 59, subdivision 1; and 60; repealing Minnesota Statutes 1992, sections 373.40, subdivision 4; 469.053, subdivision 4; 471.63, subdivision 2; and Laws 1971, chapter 168, section 2; and chapter 770; Laws 1974, chapter 209; Laws 1977, chapter 246, section 1, subdivision 2; Laws 1982, chapter 523, article XII, section 8; Laws 1984, chapter 502, article 13, section 10, as amended; Laws 1986, chapter 399, article 1, section 4; Laws 1989, First Special Session chapter 1, article 5, section 50, as amended; Laws 1990, chapter 604, article 3, sections 50 and 55; Laws 1991, chapter 3, section 2, subdivision 3; chapter 291, article 4, section 21.

Referred to the Committee on Taxes and Tax Laws.

Mr. Stumpf introduced—

S.F. No. 608: A bill for an act relating to higher education; regulating unrequested leaves of absence during the regionalization process of technical colleges; amending Minnesota Statutes 1992, section 136C.64, subdivision 3.

Referred to the Committee on Education.

Mr. Kroening, Ms. Flynn, Messrs. Pogemiller, Terwilliger and Morse introduced—

S.F. No. 609: A bill for an act relating to retirement; the Minneapolis teachers retirement fund association; providing for purchase of allowable service credit for public school employment outside the state of Minnesota; proposing coding for new law in Minnesota Statutes, chapter 354A.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Riveness; Moe, R.D.; Novak; Stumpf and Ms. Runbeck introduced—

S.F. No. 610: A bill for an act relating to economic development; adding the executive director of the higher education coordinating board to the Minnesota job skills partnership board; authorizing the use by the job skills partnership board of funds from any source for grants and dissemination of information; amending Minnesota Statutes 1992, sections 116L.03, subdivisions 1 and 2; and 116L.05, by adding a subdivision.

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

Messrs. Riveness, Metzen, Solon, Ms. Wiener and Mr. Terwilliger introduced—

S.F. No. 611: A bill for an act relating to state government; executive council; regulating depositories for state funds; amending Minnesota Statutes 1992, section 9.031, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 9; repealing Minnesota Statutes 1992, section 9.031, subdivisions 1, 2, 3, 4, 5, and 10.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Merriam, Chandler and Ms. Runbeck introduced—

S.F. No. 612: A bill for an act relating to consumers; requiring certain disclosures when consumer reports are used for employment purposes; providing for access to consumer reports; amending Minnesota Statutes 1992, section 13C.01, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 13C; repealing Minnesota Statutes 1992, section 13C.01, subdivision 2.

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

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

S.F. No. 613: A bill for an act relating to health; modifying lead abatement requirements; licenses and fees; establishing disposal methods; providing penalties; amending Minnesota Statutes 1992, section 144.871, subdivisions 2, 3, 6, 7a, and by adding subdivisions; 144.872, subdivisions 2 and 3; 144.873, subdivision 2; 144.874, subdivisions 1, 3, 4, and 6; 144.876, by adding subdivisions; 144.878, subdivisions 2 and 5; and Minnesota Rules, chapter 4761; proposing coding for new law in Minnesota Statutes, chapters 116 and 144; repealing Minnesota Statutes 1992, sections 144.8721; 144.874, subdivision 10; and 144.878, subdivision 2a.

Referred to the Committee on Health Care.

Ms. Krentz introduced—

S.F. No. 614: A bill for an act relating to education; modifying the teacher retirement program to provide an incentive for experienced teachers to participate in job sharing; proposing coding for new law in Minnesota Statutes, chapter 125.

Referred to the Committee on Education.

Mr. Cohen, Ms. Reichgott and Mr. Finn introduced—

S.F. No. 615: A bill for an act relating to human rights; providing for protection for disabled persons in employment; clarifying permissible absenteeism under the "reasonable accommodation" clause; extending the time frame from 45 to 90 days for bringing a civil action after a "no probable cause" determination; providing for the right to a jury trial; amending Minnesota Statutes 1992, sections 363.01, subdivision 13; 363.02, subdivision 5; 363.03, subdivision 1; 363.14, subdivision 2; and 363.117.

Referred to the Committee on Judiciary.

Mr. Solon introduced—

S.F. No. 616: A bill for an act relating to retirement; authorizing purchase of service credit for previously exempt service by certain members of the teachers retirement association.

Referred to the Committee on Governmental Operations and Reform.

Mr. Solon introduced—

S.F. No. 617: A bill for an act relating to retirement; Minnesota state retirement system; authorizing a purchase of service credit by a former grain inspector.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Luther, Moe, R.D. and Cohen introduced—

S.F. No. 618: A bill for an act relating to state departments; establishing the department of management and budget; abolishing the departments of administration, employee relations, finance, and revenue, and the office of strategic and long-range planning; amending Minnesota Statutes 1992, sections 4A.01; 4A.02; 4A.03; 4A.04; 15.01; 15A.081, subdivision 1; 16A.01, subdivision 1; 16A.011, subdivisions 7 and 9; 16A.055, subdivision 1; 16A.123, subdivision 3; 16A.1281; 16A.17, subdivision 8; 16A.275, subdivision 1; 16A.632; 16A.672, subdivision 11; 16A.711, subdivision 5; 16A.712; 16A.85, subdivision 1; 16B.05, subdivision 2; 16B.052; 16B.06, subdivisions 1 and 2; 16B.19, subdivision 2d; 16B.24, subdivision 6a; 16B.28, subdivision 3; 16B.305, subdivision 2; 16B.31, subdivision 6; 16B.37, subdivision 3; 16B.41, subdivision 2; 16B.465, subdivision 4; 16B.48, subdivision 4; 16B.51, subdivision 2; 16B.54, subdivision 2; 16B.55, subdivision 4; 16B.65, subdivision 3; 16B.85, subdivision 2; 43A.045; 43A.05, subdivision 6; 43A.08, subdivision 1; 43A.15, subdivision 13; 43A.18, subdivision 5; 43A.182; 43A.30, subdivisions 1 and 2; 43A.31, subdivision 1; 43A.37, subdivision 1; 270.06; and 270.0681, subdivision 4; proposing coding for new law as Minnesota Statutes, chapter 16D; repealing Minnesota Statutes 1992, sections 16A.01, subdivisions 2 and 3; 16B.03; 43A.03, subdivisions 2, 4, and 5; and 270.02.

Referred to the Committee on Governmental Operations and Reform.

Ms. Olson introduced—

S.F. No. 619: A bill for an act relating to retirement; public employees police and fire fund; extending retirement annuity, disability benefit and survivor benefit coverage to part-time off-duty peace officers employed as transit police by the metropolitan transit commission; amending Minnesota Statutes 1992, sections 353.01, subdivision 6; 353.65, subdivisions 2 and 3; 353.651, subdivision 2; 353.656, subdivision 1; and 353.657, subdivisions 1, 2, and 3.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Finn, Sams, Mrs. Benson, J.E. and Mr. Price introduced—

S.F. No. 620: A bill for an act relating to education; modifying eligibility requirements for state post-secondary grant recipients; establishing reporting requirements for eligible institutions; amending Minnesota Statutes 1992, sections 136A.101, by adding a subdivision; 136A.121, subdivisions 2, 5, and by adding a subdivision.

Referred to the Committee on Education.

Ms. Reichgott, Mr. Janezich and Ms. Olson introduced—

S.F. No. 621: A bill for an act relating to education; providing for outcome-based school districts; lifting the cap on the number of outcome-based schools; authorizing the state board of education as an independent sponsor of an outcome-based school; amending Minnesota Statutes 1992, section 120.064, subdivisions 1, 3, 4, 5, 8, 9, 11, 18, 20, 21, and by adding subdivisions.

Referred to the Committee on Education.

Messrs. Lessard; Janezich; Johnson, D.J.; Samuelson and Moe, R.D. introduced—

S.F. No. 622: A bill for an act relating to taconite iron mining; prescribing procedures for negotiation of the terms for negotiated or extended state taconite leases; amending Minnesota Statutes 1992, sections 93.192; and 93.193.

Referred to the Committee on Environment and Natural Resources.

Messrs. Kroening; Moe, R.D.; Novak; Ms. Kiscaden and Mr. Johnson, D.J. introduced—

S.F. No. 623: A bill for an act relating to state government; providing funding for community action agencies and economic opportunity grants; appropriating money.

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

Ms. Krentz, Messrs. Pogemiller, Finn, Ms. Flynn and Mr. Beckman introduced—

S.F. No. 624: 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.

Messrs. Solon and Pogemiller introduced—

S.F. No. 625: A bill for an act relating to retirement; first class city teachers; annuities and administration; St. Paul teachers postretirement adjustments; administrative expenses; amending Minnesota Statutes 1992, sections 354A.011, subdivision 27; 354A.021, subdivision 5, and by adding a subdivision; 354A.12, subdivisions 1, 1a, 2a, 2b, and by adding a subdivision; 354A.23, subdivision 3; and 354A.31, by adding subdivisions.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Marty and Merriam introduced—

S.F. No. 626: A bill for an act relating to state appointments; prohibiting the sale or other transfer of appointments by appointees; providing for competition in the award of certain contracts; abolishing authority to appoint certain corporations or private individuals as deputy registrars of motor vehicles; providing for the transfer of certain appointments of corporations as deputy registrars to private individuals; requiring county auditors to accept appointments as deputy registrars except in certain situations; permitting any other county or city official to be appointed as a deputy registrar; permitting counties to contract with private individuals for deputy registrar services in certain instances; requiring the registrar of motor vehicles to adopt rules governing the hours of operation of deputy registrars; reducing registration fees; permitting private individuals holding appointments as deputy registrars or qualifying for transfers of appointments held by corporations to continue as deputy registrars; amending Minnesota Statutes 1992, section 168.33, subdivisions 2 and 7; proposing coding for new law in Minnesota Statutes, chapter 15.

Referred to the Committee on Governmental Operations and Reform.

Mr. Beckman introduced—

S.F. No. 627: A bill for an act relating to taxes; changing the property tax classification rates for certain agricultural property; modifying the sales ratio; amending Minnesota Statutes 1992, sections 124.2131, subdivision 1; 270.12, by adding a subdivision; 273.11, by adding a subdivision; 273.13, subdivision 23; and 273.1398, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

MEMBERS EXCUSED

Messrs. Kroening, Samuelson and Solon were excused from the Session of today. Mr. Frederickson was excused from the Session of today from 11:00 a.m. to 12:00 noon. Mr. Stevens was excused from the Session of today from 11:00 to 11:15 a.m. Mr. Novak was excused from the Session of today at 12:05 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:30 a.m., Thursday, March 4, 1993. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate