

## TWENTY-SECOND DAY

St. Paul, Minnesota, Monday, March 15, 1993

The Senate met at 10:30 a.m. and was called to order by the President.

### CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Verda L. Aegerter.

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

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

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

The President declared a quorum present.

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

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 10, 1993

The Honorable Allan H. Spear  
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 119.

Warmest regards,  
Arne H. Carlson, Governor

March 11, 1993

The Honorable Dee Long  
Speaker of the House of Representatives

The Honorable Allan H. Spear  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1993 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1993	Date Filed 1993
119		5	2:03 p.m. March 10	March 11

Sincerely,  
Joan Anderson Growe  
Secretary of State

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 40: A bill for an act relating to probate; establishing a durable power of attorney for health care; establishing duties of health care providers for the provision of life-sustaining health care; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 145B; proposing coding for new law as Minnesota Statutes, chapter 145C; repealing Minnesota Statutes 1992, section 145B.10.

Senate File No. 40 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 11, 1993

Mr. Merriam moved that S.F. No. 40 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 341, 421 and 522.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 11, 1993

### FIRST READING OF HOUSE BILLS

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

H.F. No. 341: A bill for an act relating to business corporations; making various technical changes; amending Minnesota Statutes 1992, sections 302A.011, subdivisions 26, 38, 53, and by adding a subdivision; 302A.105; 302A.111, subdivisions 3 and 4; 302A.115, subdivision 1; 302A.117, subdivision 1; 302A.123, subdivision 3; 302A.133; 302A.135, subdivisions 1 and 3; 302A.137; 302A.153; 302A.171, subdivision 2; 302A.231, subdivision 3; 302A.233; 302A.237; 302A.241, subdivision 1; 302A.255, subdivision 2; 302A.401, subdivisions 1 and 3; 302A.402, subdivisions 1, 2, and by adding a subdivision; 302A.403, subdivisions 2 and 4; 302A.413, subdivisions 4 and 9; 302A.423, subdivision 2; 302A.435, subdivisions 1 and 3; 302A.437, subdivision 2; 302A.447, subdivisions 2 and 3; 302A.449, subdivision 1; 302A.461, subdivision 4; 302A.463; 302A.471, subdivision 3; 302A.473, subdivisions 4 and 7; 302A.501, subdivision 1; 302A.521, subdivision 6; 302A.551, subdivision 1; 302A.553, subdivision 1; 302A.559, subdivision 1; 302A.613, subdivisions 2 and 3; 302A.621, subdivision 6; 302A.641, subdivision 1; 302A.671, subdivision 3; 302A.673, subdivisions 1 and 3; 302A.711, subdivisions 1 and 2; and 302A.901, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 265, now on General Orders.

H.F. No. 421: A bill for an act relating to state parks; authorizing an addition to Charles A. Lindbergh state park.

Referred to the Committee on Environment and Natural Resources.

H.F. No. 522: A bill for an act relating to utilities; clarifying the specificity needed for public service corporation easements; amending Minnesota Statutes 1992, section 300.045.

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

### REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 264. The motion prevailed.

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

S.F. No. 78: A bill for an act relating to local government aids; providing for calculation and distribution of state aids to cities; amending Minnesota Statutes 1992, sections 273.1398, by adding a subdivision; 477A.011, subdivisions 1a, 20, and by adding subdivisions; 477A.013, by adding subdivisions; and 477A.03, subdivision 1; repealing Minnesota Statutes 1992, sections 477A.011, subdivisions 1b, 3a, 15, 16, 17, 18, 22, 23, 25, and 26; and 477A.013, subdivisions 2, 3, and 5.

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

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

S.F. No. 640: A bill for an act relating to the city of St. Paul; allowing the city to make special assessments against certain benefited property.

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. 250: A bill for an act relating to cities; limiting the service of charter commission members; fixing procedures for charter amendments; amending Minnesota Statutes 1992, sections 410.05, subdivision 2; and 410.12, subdivision 3.

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

Page 1, line 15, delete "ten years" and insert "two terms" and before the period, insert "except to complete an unexpired term before serving two full terms"

Page 2, line 36, before "voters" insert "qualified registered"

Page 3, line 8, after "qualified" insert "registered"

Page 3, after line 18, insert:

"Sec. 3. [EFFECTIVE DATE.]

*This act is effective the day following final enactment."*

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

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

S.F. No. 128: A bill for an act relating to highways; designating the B. E. Grotum memorial highway in Jackson county; amending Minnesota Statutes 1992, section 161.14, by adding a subdivision.

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

Page 1, after line 14, insert:

"Sec. 2. Minnesota Statutes 1992, section 161.14, is amended by adding a subdivision to read:

*Subd. 28. [WALLY NELSON HIGHWAY.] Legislative route No. 330, as described in section 161.115, is named and designated "Wally Nelson Highway." The commissioner shall adopt a suitable marking design to mark this highway and shall erect appropriate signs."*

Amend the title as follows:

Page 1, line 3, after "county" insert "and the Wally Nelson highway"

Page 1, line 4, delete "a subdivision" and insert "subdivisions"

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 referred

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.

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

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 1992, section 345.41, is amended to read:

345.41 [REPORT OF ABANDONED PROPERTY.]

(a) Every person holding funds or other property, tangible or intangible, presumed abandoned under sections 345.31 to 345.60 shall report annually to the commissioner with respect to the property as hereinafter provided.

(b) The report shall be verified and shall include:

(1) except with respect to traveler's checks and money orders, the name, if known, and last known address, if any, of each person appearing from the records of the holder to be the owner of any property of the value of \$25 \$100 or more presumed abandoned under sections 345.31 to 345.60;

(2) in case of unclaimed funds of life insurance corporations, the full name of the policyholder, insured or annuitant and that person's last known address according to the life insurance corporation's records;

(3) the nature and identifying number, if any, or description of the property and the amount appearing from the records to be due, except that items of value under \$25 \$100 each may be reported in aggregate;

(4) the date when the property became payable, demandable or returnable, and the date of the last transaction with the owner with respect to the property; and

(5) other information which the commissioner prescribes by rule as necessary for the administration of sections 345.31 to 345.60.

(c) If the person holding property presumed abandoned is a successor to other persons who previously held the property for the owner, or if the holder has changed a name while holding the property, the holder shall file with the report all prior known names and addresses of each holder of the property.

(d) The report shall be filed before November 1 of each year as of June 30 next preceding, but the report of life insurance corporations shall be filed before October 1 of each year as of December 31 next preceding. The commissioner may postpone the reporting date upon written request by any person required to file a report.

(e) If the holder of property presumed abandoned under sections 345.31 to 345.60 knows the whereabouts of the owner and if the owner's claim has not been barred by the statute of limitations, the holder shall, before filing the annual report, inform the owner of the steps necessary to prevent abandonment from being presumed.

(f) Verification, if made by a partnership, shall be executed by a partner; if made by an unincorporated association or private corporation, by an officer, and if made by a public corporation, by its chief fiscal officer.

(g) Holders of property described in section 345.32 shall not impose any charges against property which is described in section 345.32, clause (a), (b) or (c).

(h) Any person who has possession of property which the person has reason to believe will be reportable in the future as unclaimed property may, with the permission of the commissioner, report and deliver such property prior to the date required for reporting in accordance with this section."

Page 2, line 21, delete "*Sections 1 and 2 are*" and insert "*This act is*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections 345.41; and"

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 referred

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

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

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

H.F. No. 174: A bill for an act relating to occupations and professions; requiring manufactured home installers to be licensed by the state; amending Minnesota Statutes 1992, sections 326.83, subdivision 4, and by adding subdivisions; and 327.31, subdivision 11; proposing coding for new law in Minnesota Statutes, chapter 326.

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

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

S.F. No. 174: A bill for an act relating to commerce; regulating facsimile transmission of unsolicited advertising materials; providing penalties and remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

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

S.F. No. 643: A bill for an act relating to medical assistance; increasing asset allowances; removing the 30-month limitation on prohibited transfers for medical assistance eligibility; requiring the commissioner of human services to seek necessary federal law changes or waivers; providing for medical assistance liens on real property; appropriating money; amending Minnesota Statutes 1992, sections 256B.059, subdivisions 3 and 5; and 256B.0595, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 514.

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

Page 1, line 22, delete "\$....." and insert "\$70,740"

Page 2, line 20, delete "\$....." and insert "\$70,740"

Page 4, line 25, strike "any"

Page 4, line 26, strike "transfer" and insert "transfers"

Page 4, line 27, after "the" insert "total"

Page 4, line 28, strike "transfer amount" and insert "value of the resources transferred,"

Page 4, line 35, delete "preexisting penalty"

Page 4, line 36, delete everything before the period and insert "period of ineligibility, the total assets transferred during the ineligibility period shall be combined and a penalty period calculated to begin in the month the first assets were transferred"

Page 5, after line 12, insert:

"Sec. 5. Minnesota Statutes 1992, section 256B.0595, is amended by adding a subdivision to read:

*Subd. 5. [CAUSE OF ACTION.] For a person who receives medical assistance payment for long-term care services, if such person has transferred any property or resources, for less than fair market value, there shall be a rebuttable presumption that the transferee acted with the intent and for the purposes of assisting the transferor to qualify for such services; except that, when the transferor is a resident of a long-term care facility or is receiving that level of care in the community at the time of the transfer, the presumption is not rebuttable. A cause of action exists against the transferee for the cost of long-term care services provided to the transferor, or for the uncompensated amount of the transfer, whichever is less. The action may be brought by the state or the local agency responsible for providing medical assistance under chapter 256G. There shall be no recovery for medical assistance payment of long-term care services as a result of the transfer of any property or resource that is an exception to the transfer prohibition as listed in subdivisions 3 and 4 or if the transferee is without financial means or that such recovery would work a hardship on the transferee or his or her family. If the transferee does not fully cooperate with the state or county to determine the nature and the*

*extent of the hardship, there shall be a rebuttable presumption that no hardship exists.*

Sec. 6. Minnesota Statutes 1992, section 256B.15, subdivision 2, is amended to read:

Subd. 2. [LIMITATIONS ON CLAIMS.] The claim shall include only the total amount of medical assistance rendered after age 65 or during a period of institutionalization described in subdivision 1a, clause (b), and the total amount of general assistance medical care rendered, and shall not include interest. Claims that have been allowed but not paid shall bear interest according to section 524.3-806, paragraph (d). A claim against the estate of a surviving spouse who did not receive medical assistance, for medical assistance rendered for the predeceased spouse, is limited to the value of the assets of the estate that were marital property or jointly owned property at any time during the marriage."

Page 6, line 18, delete everything after the comma

Page 6, line 19, delete everything before the second "the"

Page 6, line 30, delete "nursing facility" and insert "medical institution"

Page 7, lines 2 and 4, delete "nursing facility" and insert "medical institution"

Page 7, lines 8 and 9, delete "nursing facility" and insert "medical institution"

Page 11, line 36, before "Sections" insert "Section 1 shall be in effect as to all persons who begin their first continuous period of institutionalization on or after July 1, 1993."

Page 12, line 2, delete "11" and insert "13" and after the period, insert "Section 5 shall apply to transfers for less than fair market value made on or after July 1, 1993."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, delete everything before "proposing" and insert "5; 256B.0595, subdivisions 1, 2, and by adding a subdivision; and 256B.15, subdivision 2;"

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

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

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

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

Page 1, after line 7, insert:



"Section 1. Minnesota Statutes 1992, section 144.651, subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For the purposes of this section, "patient" means a person who is admitted to an acute care inpatient facility for a continuous period longer than 24 hours, for the purpose of diagnosis or treatment bearing on the physical or mental health of that person. "*Patient*" also means a person who is admitted to a community addictions treatment center for a period of 120 days or less. "Patient" also means a minor who is admitted to a residential program as defined in section 253C.01. For purposes of subdivisions 1, 3 to 16, 18, 20 and 30, "patient" also means any person who is receiving mental health treatment on an outpatient basis or in a community support program or other community-based program. "Resident" means a person who is admitted to a nonacute care facility including extended care facilities, nursing homes, and boarding care homes for care required because of prolonged mental or physical illness or disability, recovery from injury or disease, or advancing age."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, delete "21" and insert "2, 21,"

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

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

S.F. No. 748: A bill for an act relating to human services; clarifying day training and habilitation transportation exemptions; clarifying that counties may contract with hospitals to provide outpatient mental health services; clarifying the definition of crisis assistance; increasing the allowable duration of unlicensed, single-family respite care; clarifying the definition of related condition and application procedures for family support grants; correcting references to case management and hospital appeals; clarifying eligibility for case management services; clarifying nursing facility rate adjustments; clarifying the calculation and allowing 12-month plans for special needs exceptions; clarifying requirements for health care provider participation; clarifying voluntary spend-down procedures; amending Minnesota Statutes 1992, sections 174.30, subdivision 1; 245.470, subdivision 1; 245.4871, subdivision 9a; 245.4876, subdivision 2; 245.488, subdivision 1; 245A.03, subdivision 2; 252.27, subdivisions 1 and 1a; 252.32, subdivision 1a; 256.045, subdivision 4a; 256.9686, subdivision 6; 256.9695, subdivisions 1 and 3; 256B.056, subdivision 5; 256B.0625, subdivisions 6a, 7, and 19a; 256B.0644; 256B.092, subdivisions 1, 1b, 1g, 7, and 8a; 256B.431, subdivision 10; 256B.48, subdivision 3a; 256B.501, subdivision 8; and 609.115, subdivision 9; repealing Minnesota Statutes 1992, section 256B.0629.

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

Pages 15 to 17, delete sections 15 to 17

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 24, delete everything after the semicolon

Page 1, line 25, delete "7, and 19a;"

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

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

S.F. No. 398: A bill for an act relating to human services; defining MSA equivalent rate and medical assistance room and board rate; determining an individual eligible for group residential housing payment; establishing guidelines for county approval of group residential housing payment for an individual; changing the date of eligibility for a group residential housing payment; providing for licensure of group residential housing; defining agreements between county agencies and providers of group residential housing; eliminating battered women's shelters as group residential housing; creating service payments to group residences; creating exceptions to rates negotiated for group residential housing; amending Minnesota Statutes 1992, sections 256I.01; 256I.02; 256I.03, subdivisions 2 and 3, and by adding subdivisions; 256I.04, subdivisions 1, 2, and 3, and by adding subdivisions; 256I.05, subdivisions 1, 1a, 4, and 8, and by adding a subdivision; and 256I.06.

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 256.025, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] (a) For purposes of this section, the following terms have the meanings given them.

(b) "Base amount" means the calendar year 1990 county share of county agency expenditures for all of the programs specified in subdivision 2, *except for the programs in clauses (4), (7), and (13). The 1990 base amount for clause (4) shall be reduced by one-seventh for each county, and the 1990 base amount for clause (7) shall be reduced by seven-tenths for each county, and those amounts in total shall be the 1990 base amount for group residential housing in clause (13).*

(c) "County agency expenditure" means the total expenditure or cost incurred by the county of financial responsibility for the benefits and services for each of the programs specified in subdivision 2. The term includes the federal, state, and county share of costs for programs in which there is federal financial participation. For programs in which there is no federal financial participation, the term includes the state and county share of costs. The term excludes county administrative costs, unless otherwise specified.

(d) "Nonfederal share" means the sum of state and county shares of costs of the programs specified in subdivision 2.

(e) The "county share of county agency expenditures growth amount" is the amount by which the county share of county agency expenditures in calendar years 1991 to 2000 has increased over the base amount.

Sec. 2. Minnesota Statutes 1992, section 256.025, subdivision 2, is amended to read:

Subd. 2. [COVERED PROGRAMS AND SERVICES.] The procedures in this section govern payment of county agency expenditures for benefits and services distributed under the following programs:

- (1) aid to families with dependent children under sections 256.82, subdivision 1, and 256.935, subdivision 1;
- (2) medical assistance under sections 256B.041, subdivision 5, and 256B.19, subdivision 1;
- (3) general assistance medical care under section 256D.03, subdivision 6;
- (4) general assistance under section 256D.03, subdivision 2;
- (5) work readiness under section 256D.03, subdivision 2;
- (6) emergency assistance under section 256.871, subdivision 6;
- (7) Minnesota supplemental aid under section 256D.36, subdivision 1;
- (8) preadmission screening and alternative care grants;
- (9) work readiness services under section 256D.051;
- (10) case management services under section 256.736, subdivision 13;
- (11) general assistance claims processing, medical transportation and related costs; and
- (12) medical assistance, medical transportation and related costs; and
- (13) group residential housing under section 256I.05, subdivision 8, transferred from programs in clauses (4) and (7).

Sec. 3. Minnesota Statutes 1992, section 256D.35, subdivision 3a, is amended to read:

Subd. 3a. [ASSISTANCE UNIT.] "Assistance unit" means the individual applicant or recipient or an eligible applicant or recipient couple who live together.

Sec. 4. Minnesota Statutes 1992, section 256D.44, subdivision 2, is amended to read:

Subd. 2. [STANDARD OF ASSISTANCE FOR SHELTER.] The state standard of assistance for shelter provides for the recipient's shelter costs. The monthly state standard of assistance for shelter must be determined according to paragraphs (a) to (e) (f).

(a) If the an applicant or recipient does not reside with another person or persons, the state standard of assistance is the actual cost for shelter items or \$124, whichever is less.

(b) If the recipient resides with another person, the state standard of assistance is the actual costs for shelter items or \$93, whichever is less. If an applicant or recipient married couple, who live together, does not reside with others, the state standard of assistance is the actual cost for shelter items or \$186, whichever is less.

(c) ~~Actual shelter costs for applicants or recipients are determined by dividing the total monthly shelter costs by the number of persons who share the residence. If an applicant or recipient resides with another person or persons, the state standard of assistance is the actual cost for shelter items or \$93, whichever is less.~~

(d) ~~If an applicant or recipient married couple, who live together, resides with others, the state standard of assistance is the actual cost for shelter items or \$124, whichever is less.~~

(e) ~~Actual shelter costs for applicants or recipients, who reside with others, are determined by dividing the total monthly shelter costs by the number of persons who share the residence.~~

(f) ~~Married couples, living together and receiving MSA on January 1, 1994, and whose eligibility has not been terminated for a full calendar month, are exempt from the standards in paragraphs (b) and (d).~~

Sec. 5. Minnesota Statutes 1992, section 256D.44, subdivision 3, is amended to read:

Subd. 3. [STANDARD OF ASSISTANCE FOR BASIC NEEDS.] The state standard of assistance for basic needs provides for the applicant's or recipient's maintenance needs, other than actual shelter costs. Except as provided in subdivision 4, the monthly state standard of assistance for basic needs is as follows:

(a) ~~For If an applicant or recipient who does not reside with another person or persons, the state standard of assistance is \$305~~ \$371.

(b) ~~For an individual who resides with another person or persons, the state standard of assistance is \$242. If an applicant or recipient married couple who live together, does not reside with others, the state standard of assistance is \$557.~~

(c) ~~If an applicant or recipient resides with another person or persons, the state standard of assistance is \$286.~~

(d) ~~If an applicant or recipient married couple who live together, resides with others, the state standard of assistance is \$371.~~

(e) ~~Married couples, living together and receiving MSA on January 1, 1994, and whose eligibility has not been terminated a full calendar month, are exempt from the standards in paragraphs (b) and (d).~~

Sec. 6. Minnesota Statutes 1992, section 256I.01, is amended to read:

256I.01 [CITATION.]

Sections 256I.01 to 256I.06 shall be cited as the "group residential housing rate act."

Sec. 7. Minnesota Statutes 1992, section 256I.02, is amended to read:

256I.02 [PURPOSE.]

The group residential housing rate act establishes a comprehensive system of rates and payments for persons who reside in a group residence and who meet the eligibility criteria of the general assistance program under sections 256D.01 to 256D.21, or the Minnesota supplemental aid program under sections 256D.33 to 256D.54 under section 256I.04, subdivision 1.

Sec. 8. Minnesota Statutes 1992, section 256I.03, subdivision 2, is amended to read:

Subd. 2. [GROUP RESIDENTIAL HOUSING RATE.] "Group residential housing rate" means a monthly rate set for shelter, fuel, food, utilities, household supplies, and other costs necessary to provide room and board for *eligible individuals eligible for general assistance under sections 256D.01 to 256D.21 or supplemental aid under sections 256D.33 to 256D.54.* Group residential housing rate does not include payments for foster care for children who are not blind, child welfare services, medical care, dental care, hospitalization, nursing care, drugs or medical supplies, program costs, or other social services. ~~However, the group residential housing rate for recipients living in residences in section 256I.05, subdivision 2, paragraph (e), clause (2), includes all items covered by that residence's medical assistance per diem rate.~~ The rate is negotiated by the county agency or the state according to the provisions of sections 256I.01 to 256I.06.

Sec. 9. Minnesota Statutes 1992, section 256I.03, subdivision 3, is amended to read:

Subd. 3. [GROUP RESIDENTIAL HOUSING.] "Group residential housing" means a group living situation that provides at a minimum room and board to unrelated persons who meet the eligibility requirements of section 256I.04. This definition includes foster care settings for a single adult. To receive payment for a group residence rate, the residence must be licensed by either the department of health or human services and must comply with applicable laws and rules establishing standards for health, safety, and licensure. ~~Secure crisis shelters for battered women and their children designated by the department of corrections are not group residences under this chapter meet the requirements under section 256I.04, subdivision 2a.~~

Sec. 10. Minnesota Statutes 1992, section 256I.03, is amended by adding a subdivision to read:

Subd. 5. [MSA EQUIVALENT RATE.] "MSA equivalent rate" means an amount equal to the total of:

(1) the combined maximum shelter and basic needs standards for MSA recipients living alone specified in section 256D.44, subdivisions 2, paragraph (a); and 3, paragraph (a); plus

(2) for persons who are not eligible to receive food stamps due to living arrangement, the maximum allotment authorized by the federal Food Stamp Program for a single individual which is in effect on the first day of July each year; less

(3) the personal needs allowance authorized for medical assistance recipients under section 256B.35.

*The MSA equivalent rate is to be adjusted on the first day of July each year.*

Sec. 11. Minnesota Statutes 1992, section 256I.03, is amended by adding a subdivision to read:

Subd. 6. [MEDICAL ASSISTANCE ROOM AND BOARD RATE.] "Medical assistance room and board rate" means an amount equal to the medical assistance income standard for a single individual living alone in the community less the medical assistance personal needs allowance under section 256B.35. For the purposes of this section, the amount of the group

*residential housing rate that exceeds the medical assistance room and board rate is considered a remedial care cost. The medical assistance room and board rate is to be adjusted on the first day of January of each year.*

Sec. 12. Minnesota Statutes 1992, section 256I.04, subdivision 1, is amended to read:

Subdivision 1. [*INDIVIDUAL ELIGIBILITY REQUIREMENTS.*] *To be eligible for a group residential housing payment, the individual must be eligible for general assistance under sections 256D.01 to 256D.21, or supplemental aid under sections 256D.33 to 256D.54. If the individual is in the group residence due to illness or incapacity, the individual must be in the residence under a plan developed or approved by the county agency. Residence in other group residences must be approved by the county agency. An individual is eligible for and entitled to a group residential housing payment to be made on the individual's behalf if the county agency has approved the individual's residence in a group residential housing setting and the individual meets the requirements in paragraph (a) or (b).*

*(a) The individual is aged, blind, or 18 years of age and disabled as determined under the criteria used by the Title II program of the Social Security Act, and meets the resource restrictions and standards of the supplemental security income program, and the individual's countable income after deducting the exclusions and disregards of the SSI program and the medical assistance personal needs allowance under section 256B.35 is less than the monthly rate specified in the county agency's agreement with the provider of group residential housing in which the individual resides.*

*(b) The individual's resources are less than the standards specified by section 256D.08, and the individual's countable income as determined under sections 256D.01 to 256D.21, less the medical assistance personal needs allowance under section 256B.35 is less than the monthly rate specified in the county agency's agreement with the provider of group residential housing in which the individual resides.*

Sec. 13. Minnesota Statutes 1992, section 256I.04, is amended by adding a subdivision to read:

*Subd. 1a. [COUNTY APPROVAL.] A county agency may not approve a group residential housing payment for an individual in any setting with a rate in excess of the MSA equivalent rate for more than 30 days in a calendar year unless the county agency has developed or approved a plan for the individual which specifies that:*

*(1) the individual has an illness or incapacity which prevents the person from living independently in the community; and*

*(2) the individual's illness or incapacity requires the services which are available in the group residence.*

Sec. 14. Minnesota Statutes 1992, section 256I.04, is amended by adding a subdivision to read:

*Subd. 1b. [OPTIONAL STATE SUPPLEMENTS TO SSI.] Group residential housing payments made on behalf of persons eligible under subdivision 1, paragraph (a), are optional state supplements to the SSI program.*

Sec. 15. Minnesota Statutes 1992, section 256I.04, is amended by adding a subdivision to read:

*Subd. 1c. [INTERIM ASSISTANCE.] Group residential housing payments made on behalf of persons eligible under subdivision 1, paragraph (b), are considered interim assistance payments to applicants for the federal SSI program.*

Sec. 16. Minnesota Statutes 1992, section 256I.04, subdivision 2, is amended to read:

*Subd. 2. [DATE OF ELIGIBILITY.] For a person living in a group residence who is eligible for general assistance under sections 256D.01 to 256D.21, payment shall be made from the date a signed application form is received by the county agency or the date the applicant meets all eligibility factors, whichever is later. For a person living in a group residence who is eligible for supplemental aid under sections 256D.33 to 256D.54, payment shall be made from the first of the month in which an approved application is received by a county agency. An individual who has met the eligibility requirements of subdivision 1, shall have a group residential housing payment made on the individual's behalf from the first day of the month in which a signed application form is received by a county agency, or the first day of the month in which all eligibility factors have been met, whichever is later.*

Sec. 17. Minnesota Statutes 1992, section 256I.04, is amended by adding a subdivision to read:

*Subd. 2a. [LICENSE REQUIRED.] A county agency may not enter into an agreement with an establishment to provide group residential housing unless:*

*(1) an establishment licensed by the department of health as a hotel and restaurant; a board and lodging establishment; a residential care home; a boarding care home before March 1, 1985; a supervised living facility, and the service provider for residents of the facility licensed under chapter 245A; or*

*(2) the service provider for the residents is licensed under chapter 245A.*

*The requirements under clauses (1) and (2) do not apply to establishments exempt from state licensure because they are located on Indian reservations and subject to tribal health and safety requirements.*

Sec. 18. Minnesota Statutes 1992, section 256I.04, is amended by adding a subdivision to read:

*Subd. 2b. [GROUP RESIDENTIAL HOUSING AGREEMENTS.] Agreements between county agencies and providers of group residential housing must be in writing and must specify the name and address under which the establishment subject to the agreement does business and under which the establishment, or service provider if different from the group residential housing establishment, is licensed by the department of health or the department of human services; the address of the location or locations at which group residential housing is provided under this agreement; the per diem and monthly rates that are to be paid from group residential housing funds for each eligible resident at each location; the number of beds at each location which are subject to the group residential housing agreement; and a statement that the agreement is subject to the provisions of sections 256I.01 to 256I.06 and subject to any changes to those sections.*

Sec. 19. Minnesota Statutes 1992, section 256I.04, is amended by adding a subdivision to read:

*Subd. 2c. [CRISIS SHELTERS.] Secure crisis shelters for battered women and their children designated by the Minnesota department of corrections are not group residences under this chapter.*

Sec. 20. Minnesota Statutes 1992, section 256I.04, subdivision 3, is amended to read:

Subd. 3. [MORATORIUM ON THE DEVELOPMENT OF GROUP RESIDENTIAL HOUSING BEDS.] (a) County agencies shall not enter into agreements for new general assistance or Minnesota supplemental aid group residence residential housing beds except: (1) for adult foster homes licensed by the commissioner of human services under Minnesota Rules, parts 9555.5105 to 9555.6265; (2) for facilities licensed under Minnesota Rules, parts 9525.0215 to 9525.0355, provided the facility is needed to meet the census reduction targets for persons with mental retardation or related conditions at regional treatment centers; (3) to ensure compliance with the federal Omnibus Budget Reconciliation Act alternative disposition plan requirements for inappropriately placed persons with mental retardation or related conditions or mental illness; or (4) up to 80 beds in a single, specialized facility located in Hennepin county that will provide housing for chronic inebriates who are repetitive users of detoxification centers and are refused placement in emergency shelters because of their state of intoxication. Planning for the specialized facility must have been initiated before July 1, 1991, in anticipation of receiving a grant from the housing finance agency under section 462A.05, subdivision 20a, paragraph (b).

(b) A county may replace beds if a facility in the county closes or is downsized.

Sec. 21. Minnesota Statutes 1992, section 256I.05, subdivision 1, is amended to read:

Subdivision 1. [MONTHLY MAXIMUM RATES.] Monthly payments for room and board rates negotiated by a county agency, or set by the department under rules developed pursuant to subdivision 6, on behalf of for a recipient living in a group residence residential housing must be paid at the rates in effect on June 30, 1991, not to exceed \$966.37 for a group residence that entered into an initial group residential housing agreement with a county agency before June 1, 1989 the MSA equivalent rate specified under section 256I.03, subdivision 5, except as provided in section 256I.06, subdivision 3f, for waivers under title XIX of the Social Security Act. The county agency may at any time negotiate a lower payment room and board rate than the rate that would otherwise be paid under this subdivision.

Sec. 22. Minnesota Statutes 1992, section 256I.05, subdivision 1a, is amended to read:

Subd. 1a. [LOWER MAXIMUM SERVICE RATES.] (a) The maximum monthly rate for a general assistance or Minnesota supplemental aid group residence that enters into an initial group residential housing agreement with a county agency on or after June 1, 1989, may not exceed 90 percent of the maximum rate established under subdivision 1. This is effective until June 30, 1993, or until the statewide system authorized under subdivision 6 is established, whichever occurs first.

(b) The maximum monthly rate for a general assistance or Minnesota supplemental aid group residence that is neither licensed by nor registered



with the Minnesota department of health, or licensed by the department of human services, to provide programs or services in addition to room and board is an amount equal to the total of:

(1) the combined maximum shelter and basic needs standards for Minnesota supplemental aid recipients living alone specified in section 256D.44, subdivisions 2, paragraph (a), and 3, paragraph (a); plus

(2) for persons who are not eligible to receive food stamps due to living arrangements, the maximum allotment authorized by the federal food stamp program for a single individual which is in effect on the first day of July each year; less

(3) the personal needs allowance authorized for medical assistance recipients under section 256B.35. In addition to the room and board rate specified in subdivision 1, the county agency may negotiate a payment not to exceed \$426.37 for other services necessary to provide room and board provided by the group residence if the residence is licensed by or registered by the department of health, or licensed by the department of human services to provide services in addition to room and board, and if the recipient of services is not also currently receiving services under a home- and community-based waiver under title XIX of the Social Security Act or under Minnesota Rules, parts 9535.2000 to 9535.3000, unless the funds available to a current resident of group residential housing who is a recipient of home- and community-based waiver services under title XIX of the Social Security Act are insufficient to cover current residential supplemental room and board payments. Then, the current recipient is eligible to receive supplemental room and board payments not to exceed \$426.37 per month per person under the section to cover current costs that exceed available funds if:

(1) the costs in excess of the available funds are not covered by the home- and community-based waiver under title XIX of the Social Security Act; or

(2) the recipient is currently receiving all funds available under the home- and community-based waiver under title XIX of the Social Security Act. The registration and licensure requirement does not apply to establishments which are exempt from state licensure because they are located on Indian reservations and for which the tribe has prescribed health and safety requirements. Service payments under this section may be prohibited under rules to prevent the supplanting of federal funds with state funds. The commissioner shall pursue the feasibility of obtaining a home- and community-based waiver services under title XIX of the Social Security Act for persons who are not eligible for an existing home- and community-based waiver due to a primary diagnosis of mental illness or chemical dependency and shall apply for a waiver if it is determined to be cost effective.

Sec. 23. Minnesota Statutes 1992, section 256I.05, is amended by adding a subdivision to read:

Subd. 1c. [RATE INCREASES.] A county agency may not increase the rates negotiated for group residential housing above those in effect on June 30, 1991, except:

(a) A county may increase the rates for group residential housing settings to the MSA equivalent rate for those settings whose current rate is below the MSA equivalent rate.

(b) A county agency may increase the rates for residents in adult foster care whose difficulty of care has increased. The total group residential housing rate for these residents must not exceed the maximum rate specified in subdivisions 1 and 1a. County agencies must not include nor increase group residential housing difficulty of care rates for adults in foster care whose difficulty of care is funded by home- and community-based waiver programs under title XIX of the Social Security Act.

(c) The room and board rates for settings whose rates are equal to the MSA equivalent rate, will be increased each year when the MSA equivalent rate is adjusted for SSI cost-of-living increases.

(d) When a group residential housing rate is used to pay for an individual's room and board, or other costs necessary to provide room and board, the rate payable to the residence must continue for up to 18 calendar days per incident, not to exceed 60 days in a calendar year, if the absence or absences have received the prior approval of the county agency's social service staff. Prior approval is not required for emergency absences due to illness or injury.

(e) For facilities meeting substantial change criteria within the prior year. Substantial change criteria exists if the group residential housing experiences a 25 percent increase or decrease in the total number of its beds, if the net cost of capital additions or improvements is in excess of 15 percent of the current market value of the residence, or if the residence physically moves or changes its licensure resulting in an increase in operation and property costs.

Sec. 24. Minnesota Statutes 1992, section 256I.05, subdivision 8, is amended to read:

Subd. 8. [STATE PARTICIPATION.] For a resident of a group residence who is eligible for general assistance under sections 256D.01 to 256D.21 section 256I.04, subdivision 1, paragraph (b), state participation in the group residential housing rate payment is determined according to section 256D.03, subdivision 2. For a resident of a group residence who is eligible under sections 256D.33 to 256D.54 section 256I.04, subdivision 1, paragraph (a), state participation in the group residential housing rate is determined according to section 256D.36.

Sec. 25. Minnesota Statutes 1992, section 256I.06, is amended to read:

#### 256I.06 [PAYMENT METHODS.]

When a group residential housing rate is used to pay the room and board costs of a person eligible under sections 256D.01 to 256D.21, the Monthly payment may Subdivision 1. [MONTHLY PAYMENTS.] Monthly payments made on an individual's behalf for group residential housing must be issued as a voucher or vendor payment. When a group residential housing rate is used to pay the room and board costs of a person eligible under sections 256D.33 to 256D.54, payments must be made to the recipient. If a recipient is not able to manage the recipient's finances, a representative payee must be appointed.

Subd. 2. [TIME OF PAYMENT.] A county agency may make payments to a group residence in advance for an individual whose stay in the group residence is expected to last beyond the calendar month for which the payment is made and who does not expect to receive countable earned income during the month for which the payment is made. Group residential housing payments made by a county agency on behalf of an individual who is not expected to remain in the group residence beyond the month for which

payment is made must be made subsequent to the individual's departure from the group residence. Group residential housing payments made by a county agency on behalf of an individual with earned income must be made subsequent to receipt of a monthly household report form.

**Subd. 3. [FILING OF APPLICATION.]** The county agency must immediately provide an application form to any person requesting group residential housing. Application for group residential housing must be in writing on a form prescribed by the commissioner. The county agency must determine an applicant's eligibility for group residential housing as soon as the required verifications are received by the county agency and within 30 days after a signed application is received by the county agency for the aged or blind or within 60 days for the disabled.

**Subd. 3a. [VERIFICATION.]** The county agency must request, and applicants and recipients must provide and verify, all information necessary to determine initial and continuing eligibility and group residential housing payment amounts. If necessary, the county agency shall assist the applicant or recipient in obtaining verifications. If the applicant or recipient refuses or fails without good cause to provide the information or verification, the county agency shall deny or terminate eligibility for group residential housing payments.

**Subd. 3b. [REDETERMINATION OF ELIGIBILITY.]** The eligibility of each recipient must be redetermined at least once every 12 months.

**Subd. 3c. [REPORTS.]** Recipients must report changes in circumstances that affect eligibility or group residential housing payment amounts within ten days of the change. Recipients with earned income must complete a monthly household report form. If the report form is not received before the end of the month in which it is due, the county agency must terminate eligibility for group residential housing payments. The termination shall be effective on the first day of the month following the month in which the report was due. If a complete report is received within the month eligibility was terminated, the individual is considered to have continued an application for group residential housing payment effective the first day of the month the eligibility was terminated.

**Subd. 3d. [DETERMINATION OF RATES.]** The county in which a group residence is located will determine the amount of group residential housing rate to be paid on behalf of an individual in the group residence regardless of the individual's county of financial responsibility.

**Subd. 3e. [AMOUNT OF GROUP RESIDENTIAL HOUSING PAYMENT.]** The amount of a group residential housing payment to be made on behalf of an eligible individual is determined by subtracting the individual's countable income under section 2561.04, subdivision 1, for a whole calendar month from the group residential housing charge for that same month. The group residential housing charge is determined by multiplying the group residential housing rate times the period of time the individual was a resident or temporarily absent under section 2561.05, subdivision 3a.

**Subd. 3f. [HOME- AND COMMUNITY-BASED WAIVER.]** Until federal waiver approval and to the extent that room and board costs in addition to the MSA equivalent rate are not approved for inclusion in each waiver, payments for room and board as defined in 2561.05, subdivision 10, in addition to the MSA equivalent rate shall be available up to \$426.37 per person per month

for counties to negotiate agreement with group residential housing establishments.

Sec. 26. [REPEALER.]

(a) *Minnesota Statutes 1992, sections 256I.03, subdivision 4, 256I.05, subdivisions 4 and 9, and 256I.051 are repealed.*

(b) *Minnesota Statutes 1992, section 256I.05, subdivision 10, is repealed.*

Sec. 27. [EFFECTIVE DATE.]

*Sections 1 to 22, 24, and 25 are effective January 1, 1994, contingent upon federal recognition that group residential housing payments qualify as optional state supplement payments to the SSI program under title XVI of the Social Security Act and confer categorical eligibility for medical assistance under the Minnesota state plan. Implementation of section 11 is contingent on approval by the Health Care Financing Administration of the definition and procedure contained in that section, or when federal approval of all costs described in Minnesota Statutes, section 256I.05, subdivision 10, which are in addition to the MSA equivalent rate for waiver programs is obtained, whichever is later. Section 26, paragraph (b), is effective July 1, 1994."*

Delete the title and insert:

"A bill for an act relating to human services; defining MSA equivalent rate and medical assistance room and board rate; determining an individual eligible for group residential housing payment; establishing guidelines for county approval of group residential housing payment for an individual; changing the date of eligibility for a group residential housing payment; providing for licensure of group residential housing; defining agreements between county agencies and providers of group residential housing; eliminating battered women's shelters as group residential housing; creating service payments to group residences; creating exceptions to rates negotiated for group residential housing; amending Minnesota Statutes 1992, sections 256.025, subdivisions 1 and 2; 256D.35, subdivision 3a; 256D.44, subdivisions 2 and 3; 256I.01; 256I.02; 256I.03, subdivisions 2 and 3, and by adding subdivisions; 256I.04, subdivisions 1, 2, and 3, and by adding subdivisions; 256I.05, subdivisions 1, 1a, and 8, and by adding a subdivision; and 256I.06; repealing Minnesota Statutes 1992, sections 256I.03, subdivision 4; 256I.05, subdivisions 4, 9, and 10; and 256I.051."

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

Mr. B. rtram from the Committee on Agriculture and Rural Development, to which was referred

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

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

Page 1, line 13, after "of" insert "a"

Page 1, line 14, strike "substances" and insert "substance"

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

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

S.F. No. 163: A bill for an act relating to crimes; modifying requirements for the dispensing of controlled substance; amending Minnesota Statutes 1992, sections 152.01, by adding a subdivision; and 152.11.

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

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

S.F. No. 670: A bill for an act relating to telecommunications; extending authority of public utilities commission to approve incentive regulation plans for certain telephone companies; amending Laws 1989, chapter 74, section 27.

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

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

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

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 237.01, subdivision 2, is amended to read:

Subd. 2. [TELEPHONE COMPANY.] "Telephone company," means and applies to any person, firm, association or any corporation, private or municipal, owning or operating any telephone line or telephone exchange for hire, wholly or partly within this state, or furnishing any telephone service to the public.

A "telephone company" does not include a radio common carrier as defined in subdivision 4. A telephone company which also conforms with the definition of a radio common carrier is subject to regulation as a telephone company. However, none of chapter 237 applies to telephone company activities which conform to the definition of a radio common carrier.

*A "telephone company" does not include a telecommunications carrier as defined in subdivision 5, except that a telecommunications carrier is a*

telephone company for the purposes of section 222.36. A telephone company is not subject to section 237.74.

Sec. 2. Minnesota Statutes 1992, section 237.01, is amended by adding a subdivision to read:

Subd. 5. [TELECOMMUNICATIONS CARRIER.] "Telecommunications carrier" means a person, firm, association, or corporation authorized to furnish telephone service to the public but not authorized to furnish local exchange service. Telecommunications carrier does not include entities that derive more than 50 percent of their revenues from operator services provided to transient locations such as hotels, motels, and hospitals. In addition, telecommunications carrier does not include entities that provide centralized equal access services.

Sec. 3. [237.035] [TELECOMMUNICATIONS CARRIER EXEMPTION.]

Telecommunications carriers are not subject to regulation under this chapter, except that telecommunications carriers shall comply with the requirements of section 237.74.

Sec. 4. [237.74] [REGULATION OF TELECOMMUNICATIONS CARRIERS.]

Subdivision 1. [FILING REQUIREMENTS.] Every telecommunications carrier shall elect and keep on file with the department either a tariff or a price list for each service on or before the effective date of the tariff or price, containing the rules, rates, and classifications used by it in the conduct of the telephone business, including limitations on liability. The filings are governed by chapter 13. The department shall require each telecommunications carrier to keep open for public inspection at designated offices so much of these rates, tariffs or price lists, and rules as the department considers necessary for public information.

Subd. 2. [DISCRIMINATION PROHIBITED; PRACTICES, SERVICES, RATES.] No telecommunications carrier shall offer telecommunications service within the state upon terms or rates that are unreasonably discriminatory. No telecommunications carrier shall unreasonably limit its service offerings to particular geographic areas unless facilities necessary for the service are not available and cannot be made available at reasonable costs. The rates of a telecommunications carrier must be the same in all geographic locations of the state unless for good cause the commission approves different rates. A company that offers long-distance services shall charge uniform rates and charges on all long-distance routes and in all geographic areas in the state where it offers the services. However, a carrier may offer or provide volume or term discounts or may offer or provide unique pricing to certain customers or to certain geographic locations for special promotions, and may pass through any state, municipal, or local taxes in the specific geographic areas from which the taxes originate.

Notwithstanding any other provision of this subdivision, a telecommunications carrier may furnish service free or at reduced rates to its officers, agents, or employees in furtherance of their employment.

Subd. 3. [SPECIAL PRICING.] Except as prohibited by this section, prices unique to a particular customer or group of customers may be allowed for services when differences in the cost of providing a service or a service

element justify a different price for a particular customer or group of customers. Individual pricing for services may be allowed when a uniform price should not be required because of market conditions. Unique or individual prices for services or service elements in effect before the effective date of this section are deemed to be lawful under this section.

Subd. 4. [INVESTIGATIONS.] (a) When the commission or the department believes that an investigation of any matter relating to any telephone service should for any reason be made, it may on its own motion investigate the service or matter upon notice to the carrier. However, telecommunications carriers are not subject to rate or rate of return regulation and neither the commission nor the department may investigate any matter relating to a telecommunications carrier's costs, rates, or rate of return, except the commission and the department may investigate whether a rate is unreasonably discriminatory under subdivision 2.

(b) Upon a complaint made against a telecommunications carrier by a telephone company, by another telecommunications carrier, by the governing body of a political subdivision, or by no fewer than five percent or 100, whichever is the lesser number, of the subscribers or spouses of subscribers of the particular telecommunications carrier, that any of the rates, tolls, tariffs or price lists, charges, or schedules is in any respect unjustly discriminatory, or that any service is inadequate or cannot be obtained, the commission, after notice to the telecommunications carrier, shall investigate the matters raised by the complaint.

(c) If, after making an investigation under paragraph (a) or (b), the commission finds that a significant factual issue raised has not been resolved to its satisfaction, the commission may order that a contested case hearing be conducted under chapter 14 unless the complainant, the telecommunications carrier, and the commission agree that an expedited hearing under section 237.61 is appropriate.

(d) In any complaint proceeding authorized under this section, telecommunications carriers shall bear the burden of proof consistent with the allocation of the burden of proof to telephone companies in sections 237.01 to 237.73.

(e) A full and complete record must be kept by the commission of all proceedings before it upon any formal investigation or hearing and all testimony received or offered must be taken down by the stenographer appointed by the commission and a transcribed copy of the record furnished to any party to the investigation upon the payment of the expense of furnishing the transcribed copy.

If the commission finds by a preponderance of the evidence presented during the complaint proceeding that existing rates, tolls, tariffs or price lists, charges, or schedules are unjustly discriminatory, or that any service is inadequate or cannot be obtained, the commission may issue its order requiring termination of the discrimination or making the service adequate or obtainable.

(f) A copy of an order issued under this section must be served upon the person against whom it runs or the person's attorney, and notice of the order must be given to the other parties to the proceedings or their attorneys.

(g) Any party to a proceeding before the commission or the attorney general may make and perfect an appeal from the order in accordance with chapter 14.

If the court finds from an examination of the record that the commission erroneously rejected evidence that should have been admitted, it shall remand the proceedings to the commission with instructions to receive the evidence rejected and any rebutting evidence and to make new findings and return them to the court for further review. Then the commission, after notice to the parties in interest, shall proceed to rehear the matter in controversy and receive the wrongfully rejected evidence and any rebutting evidence offered and make new findings, as upon the original hearing, and transmit it and the new record properly certified to the court of appeals, when the matter shall be again considered by the court in the same manner as in an original appeal.

(h) When an appeal is taken from any order of the commission under this chapter, the commission shall, without delay, have a certified transcript made of all proceedings, pleadings and files, and testimony taken or offered before it upon which the order was based, showing particularly what, if any, evidence offered was excluded. The transcript must be made and filed with the court administrator of the district court where the appeal is pending.

**Subd. 5. [EXTENSION OF FACILITIES.]** A telecommunications carrier may extend its facilities into or through a statutory or home rule charter city or town of this state for furnishing its services, subject to the regulation of the governing body of the city or town relative to the location of poles and wires and the preservation of the safe and convenient use of streets and alleys by the public. Nothing in this subdivision shall be construed to allow or prohibit facilities bypass of the local exchange telephone company, nor shall it be construed to prohibit the commission from issuing orders concerning facilities bypass of the local exchange telephone company.

**Subd. 6. [TARIFF OR PRICE LIST CHANGES.]** (a) Telecommunications carriers may:

(1) decrease the rate for a service, or make any change in a tariff or price list that results in a decrease in rates, effective without notice to its customers or the commission; and

(2) offer a new service, increase the rate for a service, or change the terms, conditions, rules, and regulations of its service offering effective upon notice to its customers. Subject to subdivisions 2 and 9, a telecommunications carrier may discontinue a service, except that a telecommunications carrier must first obtain prior commission approval before discontinuing service to another telecommunications carrier if end users would be deprived of service because of the discontinuance.

(b) A telecommunications carrier may give notice to its customers by bill inserts, by publication in newspapers of general circulation, or by any other reasonable means.

**Subd. 7. [OCCASIONAL USE.]** A telecommunications carrier shall not be deemed to provide local exchange services within the meaning of sections 237.01 and 237.035 merely because of occasional use of the service by the customer for local exchange service related to the provision of interexchange services.



**Subd. 8. [UNIFORM RULES.]** Telecommunications carriers are subject to uniform rules pertaining to the conduct of intrastate telephone services by telecommunications carriers that the commission has prescribed and may prescribe, to the extent the rules are not inconsistent with this section. Rules, forms, or reports required by the commission must conform as nearly as practicable to the rules, forms, or reports prescribed by the Federal Communications Commission for interstate business.

**Subd. 9. [DISCONTINUANCE.]** If a physical connection exists between a telephone exchange system operated by a telephone company and the toll line or lines operated by a telecommunications carrier, neither of the companies shall have the connection severed or the service between the companies discontinued without first obtaining an order from the commission upon an application for permission to discontinue the physical connection. Upon the filing of an application for discontinuance of the connection, the department shall investigate and ascertain whether public convenience requires the continuance of the physical connection, and if the department so finds, the commission shall fix the compensation, terms, and conditions of the continuance of the physical connection and service between the telephone company and the telecommunications carrier. Prior commission approval is not required for severing connections where multiple local exchange companies are authorized to provide service. However, the commission may require the connections if it finds that the connections are in the public interest.

**Subd. 10. [COST OF EXAMINATION; ASSESSMENT OF EXPENSES; LIMITATION; OBJECTIONS.]** Section 237.295 applies to telecommunications carriers as it does to telephone companies.

**Subd. 11. [ENFORCEMENT; PENALTIES AND REMEDIES.]** (a) This section and rules and orders of the commission adopted or issued under this section may be enforced by criminal prosecution, action to recover civil penalties, injunction, action to compel performance, other appropriate action, or any combination of penalties and remedies.

(b) A person who knowingly and intentionally violates this section or a rule or order of the commission adopted or issued under this section shall forfeit and pay to the state a penalty, in an amount to be determined by the court, of at least \$100 and not more than \$1,000 for each day of each violation. The civil penalties provided for in this paragraph may be recovered by a civil action brought by the attorney general in the name of the state. Amounts recovered under this paragraph must be paid into the state treasury.

**Subd. 12. [CERTIFICATION REQUIREMENT.]** No telecommunications carrier shall construct or operate any line, plant, or system, or any extension of it, or acquire ownership or control of it, either directly or indirectly, without first obtaining from the commission a determination that the present or future public convenience and necessity require or will require the construction, operation, or acquisition, and a new certificate of territorial authority. Nothing in this subdivision requires a telecommunications carrier that has been certified by the commission to provide telephone service before the effective date of this section, to be recertified under this subdivision. Nothing in this subdivision shall be construed to allow or prohibit facilities bypass of the local exchange telephone company, nor shall it be construed to prohibit the commission from issuing orders concerning facilities bypass of the local exchange telephone company.

**Sec. 5. [REPEALER.]**

*Minnesota Statutes 1992, section 237.59, subdivision 7, is repealed."*

Delete the title and insert:

"A bill for an act relating to telecommunications; providing for regulation of telecommunications carriers; limiting discriminatory practices, services, rates, and pricing; providing for investigation, hearings, and appeals regarding telecommunications services; delineating telecommunications practices allowed; providing penalties and remedies; amending Minnesota Statutes 1992, sections 237.01, subdivision 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237; repealing Minnesota Statutes 1992, section 237.59, subdivision 7."

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

Mr. Marty from the Committee on Ethics and Campaign Reform, to which was referred

H.F. No. 254: A bill for an act relating to public bodies; providing for the place of residence of members; amending Minnesota Statutes 1992, section 375.025, subdivision 4.

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

Mr. Marty from the Committee on Ethics and Campaign Reform, to which was referred

S.F. No. 410: A bill for an act relating to elections; changing requirements and procedures for maintaining precinct boundary data; appropriating money; amending Minnesota Statutes 1992, sections 204B.14, subdivisions 5 and 6; and 204B.146.

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

Mr. Marty from the Committee on Ethics and Campaign Reform, to which was referred

H.F. No. 201: A bill for an act relating to elections; permitting cities to use mail ballots in city, county, and state elections; amending Minnesota Statutes 1992, section 204B.45, subdivision 1.

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

Page 1, line 10, after "voters" insert "*on June 1 of an election year*"

Page 1, line 12, strike "apply to the county auditor to"

Page 1, line 14, after the period, insert "*The governing body may apply to the county auditor for permission to conduct balloting by mail.*"

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

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

S.F. No. 264: A bill for an act relating to housing; changing program review requirements; increasing deferred loan limits; expanding the types of eligible users of the homesharing program; expanding the project eligibility of the housing trust fund; authorizing cities to sell single-family residential housing under the neighborhood land trust program; expanding the types of eligible service providers and changing the authorized payment structure of the rental assistance for family stabilization program; increasing the income limits for rental housing assistance; establishing the community rehabilitation fund account; consolidating the blighted residential property and capital reserve programs; authorizing tribal Indian housing demonstration projects; amending Minnesota Statutes 1992, sections 462A.05, subdivisions 14a and 24; 462A.07, subdivision 15; 462A.201, subdivision 2; 462A.202, subdivision 7; 462A.205, subdivisions 2, 3, 4, 5, 6, 7, and by adding subdivisions; 462A.21, subdivisions 4c, 8c, and by adding a subdivision; and 462C.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 462A; repealing Minnesota Statutes 1992, sections 462A.05, subdivision 37; and 462A.32.

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

Page 12, delete section 16 and insert:

"Sec. 16. Minnesota Statutes 1992, section 462A.21, subdivision 8c, is amended to read:

Subd. 8c. ~~[RENTAL HOUSING FOR INDIVIDUALS.]~~ It may establish a rental housing assistance program for persons of low income or for persons with a mental illness ~~to provide~~ or families that include an adult family member with a mental illness. Rental assistance may be in the form of loans or direct rental subsidies for housing for ~~individuals~~ persons or families with incomes of up to 50 percent of area median income as determined by the United States Department of Housing and Urban Development, adjusted for families of five or more. Priority must be given to developments with the lowest income residents. Housing for the mentally ill must be operated in coordination with social service providers who provide services ~~to requested~~ by tenants. The developments may be financed by the agency or other public or private entities. Direct rental subsidies must be administered by the agency for the benefit of eligible tenants. Financial assistance provided under this subdivision must be in the form of vendor payments whenever possible. Loans and direct rental subsidies under this subdivision may be made only with specific appropriations by the legislature. The limitations on eligible mortgagors contained in section 462A.03, subdivision 13, do not apply to loans for the rehabilitation of existing housing under this subdivision."

And when so amended the bill do pass. Mr. Merriam questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

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

S.F. No. 222: A bill for an act relating to human services; authorizing the Minnesota housing finance agency to finance residential care facilities for elderly or physically infirm or impaired persons; appropriating money; amending Minnesota Statutes 1992, sections 462A.02, by adding a subdivi-

sion; 462A.03, subdivisions 7 and 19; 462A.05, by adding a subdivision; 462A.21, by adding a subdivision; and 462A.22, subdivision 1.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Jobs, Energy and Community Development. Report adopted.

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

H.F. No. 29 for comparison with companion Senate File, reports the following House File was found not identical with 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.
				29	32

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 29 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 29 and insert the language after the enacting clause of S.F. No. 32, the first engrossment; further, delete the title of H.F. No. 29 and insert the title of S.F. No. 32, the first engrossment.

And when so amended H.F. No. 29 will be identical to S.F. No. 32, and further recommends that H.F. No. 29 be given its second reading and substituted for S.F. No. 32, and that the 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. Amendments adopted. Report adopted.

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

H.F. No. 159 for comparison with companion Senate File, reports the following House File was found not identical with 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.
159	158				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 159 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 159 and insert the language after the enacting clause of S.F. No. 158, the first engrossment; further, delete the title of H.F. No. 159 and insert the title of S.F. No. 158, the first engrossment.

And when so amended H.F. No. 159 will be identical to S.F. No. 158, and further recommends that H.F. No. 159 be given its second reading and substituted for S.F. No. 158, and that the 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. Amendments adopted. Report adopted.

### SECOND READING OF SENATE BILLS

S.F. Nos. 640, 250, 128, 578, 174, 481, 748, 498, 163, 670 and 512 were read the second time.

### SECOND READING OF HOUSE BILLS

H.F. Nos. 139, 174, 254, 201, 29 and 159 were read the second time.

### MOTIONS AND RESOLUTIONS

Mr. Kelly moved that the name of Mr. Murphy be added as a co-author to S.F. No. 556. The motion prevailed.

Mr. Finn moved that the name of Ms. Piper be added as a co-author to S.F. No. 778. The motion prevailed.

Mr. Merriam moved that the name of Mr. Frederickson be added as a co-author to S.F. No. 804. The motion prevailed.

Mr. Merriam moved that the name of Mr. Frederickson be added as a co-author to S.F. No. 822. The motion prevailed.

Mr. Lessard moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 876. The motion prevailed.

Mr. Betzold introduced—

Senate Resolution No. 30: A Senate resolution commending Raymond H. Lunde of Maple Grove, Minnesota, for his many years of effective government service.

Referred to the Committee on Rules and Administration.

Ms. Pappas moved that S.F. No. 640, on General Orders, be stricken and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

### CALENDAR

S.F. No. 134: A bill for an act relating to human services; changing nursing home license surcharges; amending Minnesota Statutes 1992, section 256.9657, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Bertram	Flynn	Johnston	Larson
Anderson	Betzold	Frederickson	Kiscaden	Lesewski
Beckman	Chandler	Hanson	Knutson	Lessard
Benson, D.D.	Chmielewski	Hottinger	Krentz	Luther
Benson, J.E.	Day	Janezich	Kroening	Marty
Berg	Dille	Johnson, D.E.	Laidig	McGowan
Berglin	Finn	Johnson, J.B.	Langseth	Merriam

Metzen	Oliver	Price	Sams	Vickerman
Moe, R.D.	Olson	Ranum	Solon	Wiener
Morse	Pappas	Reichgott	Spear	
Murphy	Pariseau	Riveness	Stevens	
Neuville	Piper	Robertson	Stumpf	
Novak	Pogemiller	Runbeck	Terwilliger	

So the bill passed and its title was agreed to.

S.F. No. 19: A bill for an act relating to taxation; providing for purchase of certain tax-forfeited lands; providing a refund; amending Minnesota Statutes 1992, sections 282.01, subdivision 7; and 282.241.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 177: A bill for an act relating to crime; expanding the crime of solicitation of juveniles to include the solicitation of mentally impaired persons to commit a criminal act; amending Minnesota Statutes 1992, section 609.494.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 215: A bill for an act relating to courts; providing that the county law library fee may be collected in petty misdemeanor cases; amending

Minnesota Statutes 1992, sections 134A.09, subdivision 2a; and 134A.10, subdivisions 3 and 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Berg voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 274: A bill for an act relating to crime; authorizing warrantless arrests for assaults committed against a person with whom the offender has a child or unborn child in common; amending Minnesota Statutes 1992, section 629.341, subdivision 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 238: A bill for an act relating to agriculture; changing the bases for certain milk payments; amending Minnesota Statutes 1992, section 32.25, subdivision 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### CONSENT CALENDAR

S.F. No. 198: A bill for an act relating to local improvements; setting limits for certain contract requirements; amending Minnesota Statutes 1992, section 429.041, subdivisions 1 and 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

### GENERAL ORDERS

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

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

S.F. Nos. 169, 186, 273, 300 and H.F. Nos. 146 and 227, which the committee recommends to pass.

S.F. No. 127, which the committee recommends be re-referred to the Committee on Rules and Administration.



S.F. No. 282, which the committee recommends to pass with the following amendment offered by Ms. Berglin:

Page 2, line 23, delete from "on" through page 2, line 35, to "occurring"

Page 3, after line 10, insert:

*"(b) For admissions occurring on or after July 1, 1993, the medical assistance disproportionate population adjustment shall comply with federal law and shall be paid to a hospital, excluding regional treatment centers and facilities of the federal Indian Health Service, with a medical assistance inpatient utilization rate in excess of one standard deviation above the arithmetic mean. The adjustment must be determined by multiplying the operating payment rate by the difference between the hospital's actual medical assistance inpatient utilization rate and one standard deviation above the arithmetic mean for all hospitals excluding regional treatment centers and facilities of the federal Indian Health Service."*

The motion prevailed. So the amendment was adopted.

S.F. No. 97, which the committee recommends to pass with the following amendment offered by Mr. Finn:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1992, section 144.4165, is amended to read:

**144.4165 [TOBACCO PRODUCTS PROHIBITED IN PUBLIC SCHOOLS.]**

No person shall at any time smoke ~~or use any other~~, chew, or otherwise ingest tobacco or a tobacco product in a public school, as defined in section 120.05, subdivision 2. This prohibition extends to all facilities, whether owned, rented, or leased, and all vehicles that a school district owns, leases, rents, contracts for, or controls. This prohibition does not apply to a technical college. *Nothing in this section shall prohibit the lighting of tobacco by an adult as a part of a traditional Indian spiritual or cultural ceremony. For purposes of this section, an Indian is a person who is a member of an Indian tribe as defined in section 257.351, subdivision 9.*

Sec. 2. Minnesota Statutes 1992, section 609.685, subdivision 3, is amended to read:

Subd. 3. [PETTY MISDEMEANOR.] ~~Whoever uses~~ smokes, chews, or otherwise ingests, purchases, or attempts to purchase tobacco or tobacco related devices and is under the age of 18 years is guilty of a petty misdemeanor. This subdivision does not apply to a person under the age of 18 years who purchases or attempts to purchase tobacco or tobacco related devices while under the direct supervision of a responsible adult for training, education, research, or enforcement purposes.

Sec. 3. Minnesota Statutes 1992, section 609.685, is amended by adding a subdivision to read:

Subd. 5. [EXCEPTION.] *Notwithstanding subdivision 2, an Indian may furnish tobacco to an Indian under the age of 18 years if the tobacco is furnished as part of a traditional Indian spiritual or cultural ceremony. For purposes of this subdivision, an Indian is a person who is a member of an Indian tribe as defined in section 257.351, subdivision 9."*

Delete the title and insert:

"A bill for an act relating to health; clean indoor air; permitting the use of tobacco in public schools as part of a traditional Indian spiritual or cultural ceremony; amending Minnesota Statutes 1992, sections 144.4165; and 609.685, subdivision 3, and by adding a subdivision."

The motion prevailed. So the amendment was adopted.

S.F. No. 275, which the committee recommends to pass with the following amendment offered by Mr. Sams:

Page 1, after line 22, insert:

"Sec. 2. Minnesota Statutes 1992, section 340A.503, is amended by adding a subdivision to read:

*Subd. 5a. [PUBLIC INTOXICATION.] It is unlawful for a person under the age of 21 years to be outside the household of the person's parent or guardian while under the influence of alcohol. It is not a defense to a charge under this subdivision that the defendant consumed the alcoholic beverage in the household of the defendant's parent or guardian and with the consent of the parent or guardian.*

Sec. 3. Minnesota Statutes 1992, section 340A.902, is amended to read:

340A.902 [DRUNKENNESS NOT A CRIME.]

No person who is 21 years of age or older may be charged with or convicted of the offense of drunkenness or public drunkenness. Nothing herein prevents the prosecution and conviction of an intoxicated person for offenses other than drunkenness or public drunkenness nor does this section relieve a person from civil liability for an injury to persons or property caused by the person while intoxicated.

Sec. 4. [EFFECTIVE DATE.]

*Sections 2 and 3 are effective August 1, 1993, and apply to violations occurring on or after that date."*

Amend the title as follows:

Page 1, line 4, delete "section" and insert "sections"

Page 1, line 5, before the period, insert ", and by adding a subdivision; and 340A.902"

The motion prevailed. So the amendment was adopted.

S.F. No. 419, which the committee recommends to pass with the following amendment offered by Ms. Berglin:

Page 17, line 8, delete "subdivisions 3 and 8" and insert "subdivision 3"

Amend the title as follows:

Page 1, line 29, delete "subdivisions 3 and 8" and insert "subdivision 3"

The motion prevailed. So the amendment was adopted.

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

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Ms. Berglin, Mr. Benson, D.D.; Ms. Piper, Mr. Sams and Ms. Kiscaden introduced—

S.F. No. 900: A bill for an act relating to health; implementing recommendations of the Minnesota health care commission; defining and regulating integrated service networks; requiring regulation of all health care services not provided through integrated service networks; establishing data reporting and collection requirements; establishing other cost containment measures; providing for voluntary commitments by health plans and providers to limit the rate of growth in total revenues; permitting expedited rulemaking; requiring certain studies; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 60A.02, subdivision 1a; 62A.021, subdivision 1; 62A.65; 62E.02, subdivision 23; 62E.10, subdivisions 1 and 3; 62E.11, subdivision 12; 62J.03, subdivisions 6, 8, and by adding a subdivision; 62J.04, subdivisions 1, 2, 3, 4, 5, 7, and by adding a subdivision; 62J.09, subdivisions 2, 5, and 8; 62J.15, subdivisions 1 and 2; 62J.17, subdivision 2, and by adding subdivisions; 62J.23, by adding a subdivision; 62J.30, subdivisions 1, 6, and 7; 62J.33; 62L.02, subdivisions 16, 26, and 27; 62L.03, subdivisions 3 and 4; 62L.04, subdivision 1; 62L.05, subdivisions 4 and 6; 62L.09, subdivision 1; 136A.1355, subdivisions 1, 3, 4, and by adding a subdivision; 136A.1356, subdivisions 2 and 5; 136A.1357, subdivisions 1 and 4; 137.38, subdivisions 2, 3, and 4; 137.39, subdivisions 2 and 3; 137.40, subdivision 3; 144.1484, subdivisions 1 and 2; 214.16, subdivision 3; 256.9351, subdivision 3; 256.9353, subdivisions 2, 3, 5, and 6; 256.9657, subdivision 3; 295.50, subdivisions 3, 4, 7, and by adding subdivisions; 295.51, subdivision 1; 295.52, by adding subdivisions; 295.53, subdivision 1; 295.55, subdivision 4; 295.58; and 295.59; proposing coding for new law in Minnesota Statutes, chapters 16B; 62J; 62N; 62O; 256; and 295; repealing Minnesota Statutes 1992, sections 62J.17, subdivisions 4, 5, and 6; 62J.29; 62L.09, subdivision 2; 295.50, subdivision 10; and 295.51, subdivision 2; and Laws 1992, chapter 549, article 9, section 19, subdivision 2.

Referred to the Committee on Health Care.

Messrs. Chandler, Price, Metzen and Belanger introduced—

S.F. No. 901: A bill for an act relating to insurance; creating the Minnesota title insurance act; regulating the business of title insurance; prescribing the powers and duties of licensees and the commissioner of commerce; prescribing penalties; providing remedies; amending Minnesota Statutes 1992, sections 60J.07, subdivision 8; and 70A.02, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 68B; repealing Minnesota Statutes 1992, sections 68A.01; and 68A.02.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Vickerman, Langseth, Chmielewski, Ms. Lesewski and Mr. Dille introduced—

S.F. No. 902: A bill for an act relating to motor carriers; providing for expiration of certificates and permits used by any carrier for the purpose of armored carriage, and for their conversion to newly created "armored carrier" permits; amending Minnesota Statutes 1992, sections 221.011, by adding a subdivision; 221.111; and 221.121, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 221.

Referred to the Committee on Transportation and Public Transit.

Mr. Beckman introduced—

S.F. No. 903: A bill for an act relating to public employees; authorizing a local police civil service commission to adopt rules allowing the striking of a name on the civil service eligible register after a one-year period; amending Minnesota Statutes 1992, section 419.06.

Referred to the Committee on Governmental Operations and Reform.

Mr. Beckman introduced—

S.F. No. 904: A bill for an act relating to taxation; changing the effective date for applying the sales tax to purchases made by local governments; amending Laws 1992, chapter 511, article 8, section 39.

Referred to the Committee on Taxes and Tax Laws.

Mr. Laidig, Mses. Berglin, Johnston, Messrs. Stevens and Terwilliger introduced—

S.F. No. 905: A bill for an act relating to human services; providing a cost-of-living adjustment for personal care assistants; amending Minnesota Statutes 1992, section 256B.0625, by adding a subdivision.

Referred to the Committee on Health Care.

Messrs. Bertram and Cohen introduced—

S.F. No. 906: A bill for an act relating to crime; expanding scope of registration provision for sex offenders to include other predatory offenders; amending Minnesota Statutes 1992, section 243.166, subdivisions 1, 2, 3, and 6.

Referred to the Committee on Crime Prevention.

Mr. Bertram introduced—

S.F. No. 907: A bill for an act relating to hospital districts; increasing the amount of educational loans a hospital district may make to medical students; amending Minnesota Statutes 1992, section 447.331, subdivision 1.

Referred to the Committee on Health Care.

Mr. Bertram, Ms. Hanson, Mr. Dille, Ms. Lesewski and Mr. Murphy introduced—

S.F. No. 908: A bill for an act relating to agriculture; changing eligibility and participation requirements for certain rural finance authority programs; authorizing an application fee; appropriating money; amending Minnesota Statutes 1992, sections 41B.03, subdivision 1, and by adding a subdivision; 41B.039, subdivision 2; and 41B.042, subdivision 4.

Referred to the Committee on Agriculture and Rural Development.

Mr. McGowan and Ms. Ranum introduced—

S.F. No. 909: A bill for an act relating to crime; clarifying certain provisions of criminal sexual conduct in the third and fourth degree; expanding prohibitions against criminal sexual conduct by a psychotherapist or a health care professional; amending Minnesota Statutes 1992, sections 609.341, subdivisions 10, 11, 17, 18, and 19; 609.344, subdivision 1; and 609.345, subdivision 1.

Referred to the Committee on Crime Prevention.

Mr. Metzen introduced—

S.F. No. 910: A bill for an act relating to motor carriers; defining exempt carriers to include certain tow trucks; amending Minnesota Statutes 1992, section 221.025.

Referred to the Committee on Transportation and Public Transit.

Messrs. Metzen and Price introduced—

S.F. No. 911: A bill for an act relating to public employment; essential employees; requiring the commissioner of the bureau of mediation services to designate separate units for peace officers and other essential employees at the request of either group of employees; amending Minnesota Statutes 1992, section 179A.09, by adding a subdivision.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Samuelson, Marty, Sams and Vickerman introduced—

S.F. No. 912: A bill for an act relating to education; changing the structure of the higher education merger by removing the technical colleges from the merger; amending Minnesota Statutes 1992, sections 136E.03; 136E.04, subdivisions 1 and 4; and 179A.10, subdivision 2; Laws 1991, chapter 356, article 9, sections 8, subdivisions 1 and 4; 9; and 14; repealing Minnesota Statutes 1992, section 136E.04, subdivision 4; and Laws 1991, chapter 356, article 9, sections 8, subdivision 6; and 11.

Referred to the Committee on Education.

Messrs. Larson, Dille, Kroening, Chmielewski and Novak introduced—

S.F. No. 913: A bill for an act relating to employment; modifying provisions relating to and renaming the Minnesota council for the blind and the consumer advisory council; establishing a rehabilitation advisory council for the blind; amending Minnesota Statutes 1992, sections 248.10; and 268A.02, subdivision 2.

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

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

S.F. No. 914: A bill for an act relating to the city of St. Paul; authorizing the dispensing of intoxicating liquor at the Como Park lakeside pavilion; amending Minnesota Laws 1983, chapter 259, section 8.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Morse and Riveness introduced—

S.F. No. 915: A bill for an act relating to retirement; deferred compensation investment options; amending Minnesota Statutes 1992, section 352.96, subdivision 3.

Referred to the Committee on Governmental Operations and Reform.

Mr. Metzen, Mses. Runbeck, Wiener and Mr. Novak introduced—

S.F. No. 916: A bill for an act relating to economic development; clarifying provisions relating to the department of trade and economic development; clarifying the duties of the commissioner; amending Minnesota Statutes 1992, sections 17.49, subdivision 1; 18.024, subdivision 1; 86.72, subdivision 3; 86A.06; 86A.09, subdivisions 1, 2, 3, and 4; 92.35; 92.36; 103F.135, subdivision 1; 116J.01, by adding a subdivision; 116J.402; 116J.58, subdivision 1; 116J.61; 116J.68, subdivision 2; 116J.873, subdivisions 3 and 4; 116J.966, subdivision 1; 116J.980, subdivisions 1 and 2; 137.31, subdivision 6; 138.93, subdivision 4; 144.95, subdivision 7; 173.17; 216B.242; 216C.37, subdivision 1; 299A.01, subdivision 2; 446A.03, subdivision 1; 446A.10, subdivision 2; 473.857, subdivision 2; 473H.06, subdivision 5; and 641.24; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 1992, sections 84.54; 86A.10; 116J.01, subdivision 3; 116J.615, subdivision 2; 116J.645; 116J.661; 116J.982; 116J.983; 116J.984; 301A.01; 301A.02; 301A.03; 301A.04; 301A.05; 301A.06; 301A.07; 301A.08; 301A.09; 301A.10; 301A.11; 301A.12; 301A.13; and 301A.14.

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

Ms. Pappas, Messrs. Solon, Price, Day and Kroening introduced—

S.F. No. 917: A bill for an act relating to insurance; defining "physician" to include chiropractors for purposes of long-term care policies; amending Minnesota Statutes 1992, section 62A.46, subdivision 7.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Betzold, Knutson, Cohen, Finn and Ms. Reichgott introduced—

S.F. No. 918: A bill for an act relating to civil actions; providing that the statute of limitations in section 541.051 governs materials incorporated into an improvement to real property; amending Minnesota Statutes 1992, section 336.2-725.

Referred to the Committee on Judiciary.

Messrs. Spear, Kelly, McGowan, Mses. Ranum and Anderson introduced—

S.F. No. 919: A bill for an act relating to crime; sentencing; clarifying terms relating to the sentencing of criminal offenders; making technical corrections to the new felony sentencing laws; revising current laws relating to mandatory supervised release of sex offenders; revising certain provisions of the challenge incarceration program; amending Minnesota Statutes 1992, sections 144A.04, subdivisions 4 and 6; 144A.11, subdivision 3a; 144B.08, subdivision 3; 152.021, subdivision 3; 152.022, subdivision 3; 152.023, subdivision 3; 152.024, subdivision 3; 152.025, subdivision 3; 152.026; 152.18, subdivision 1; 169.121, subdivision 3a; 238.16, subdivision 2; 244.01, subdivision

8, and by adding a subdivision; 244.05, subdivision 1b; 244.065; 244.101; 244.14, subdivision 3; 244.15, subdivision 1; 244.17, subdivision 3; 244.172, subdivisions 1 and 2; 244.171, subdivision 4; 299A.35, subdivision 2; 609.0341, subdivision 1; 609.101, subdivisions 2, 3, and 4; 609.11; 609.135, subdivision 1; 609.1352, subdivision 1; 609.15, subdivision 2; 609.152, subdivision 1; 609.196; 609.229, subdivision 3; 609.346, subdivisions 2, 2b, and 5; 609.3461, subdivision 2; 609.582, subdivision 1a; 609.891, subdivision 2; 611A.06, subdivision 1; and 629.291, subdivision 1.

Referred to the Committee on Crime Prevention.

Messrs. Novak, Dille, Morse, Chmielewski and Finn introduced—

S.F. No. 920: A bill for an act relating to the environment; modifying a person's duty to report releases of a petroleum product; establishing an accountability committee; modifying petroleum tank release cleanup fee; modifying reimbursements; modifying consultant and contractor registration requirements; amending Minnesota Statutes 1992, sections 115C.02, subdivisions 10, 14, and by adding a subdivision; 115C.06, subdivision 2; 115C.065; 115C.07, subdivisions 2, 3, and by adding subdivisions; 115C.08, subdivisions 1, 2, 3, and 4; 115C.09, subdivisions 2, 3, 3a, 3c, and 5; and 115C.11, subdivision 1; repealing Minnesota Statutes 1992, sections 115C.01 to 115C.11; and Minnesota Rules, part 2890.0065.

Referred to the Committee on Environment and Natural Resources.

Mr. Novak introduced—

S.F. No. 921: A bill for an act relating to public safety; abolishing expiration date for pipeline safety advisory council; amending Minnesota Statutes 1992, section 299J.06, subdivision 4.

Referred to the Committee on Transportation and Public Transit.

Mr. Novak introduced—

S.F. No. 922: A bill for an act relating to taxation; providing alternative requirements for designation of assessors as accredited Minnesota assessors or senior accredited Minnesota assessors; proposing coding for new law in Minnesota Statutes, chapter 270.

Referred to the Committee on Taxes and Tax Laws.

Mr. Neuville introduced—

S.F. No. 923: A bill for an act relating to education; authorizing a student activity account for the Faribault academies; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 128A.

Referred to the Committee on Education.

Mr. Benson, D.D. introduced—

S.F. No. 924: A bill for an act relating to taxation; sales and use; clarifying the exemption for certain capital equipment; amending Minnesota Statutes 1992, section 297A.01, subdivision 16.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Vickerman and Beckman introduced—

S.F. No. 925: A bill for an act relating to crimes; creating the felony offense of assaulting a protective agent or security guard who is engaged in performing occupational duties; amending Minnesota Statutes 1992, section 609.2231, by adding a subdivision.

Referred to the Committee on Crime Prevention.

Messrs. Vickerman and Beckman introduced—

S.F. No. 926: A bill for an act relating to security guards; allowing security guards to request identification from persons on the premises; requiring peace officers and the department of public safety to assist security guards in obtaining motor vehicle and driver's license information; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Crime Prevention.

Messrs. Vickerman and Beckman introduced—

S.F. No. 927: A bill for an act relating to education; authorizing an exemption to the general education revenue reduction for independent school district No. 504, Slayton.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 928: A bill for an act relating to human services; establishing a northeast regional services administration at the Moose Lake regional treatment center; reorganizing state-operated services in the region; authorizing planning for and development of community services in the Moose Lake catchment areas, for persons who are mentally ill, developmentally disabled, or chemically dependent; authorizing geriatric services; appropriating money; amending Minnesota Statutes 1992, sections 245.464, subdivision 1; 245.466, subdivision 1; 245.474; 245.652; 251.011, by adding a subdivision; 252.025, by adding a subdivision; 252.50, by adding a subdivision; 253.015, subdivision 2, and by adding a subdivision; and 254.04; proposing coding for new law in Minnesota Statutes, chapter 246.

Referred to the Committee on Health Care.

Ms. Runbeck, Messrs. Terwilliger, Marty and Novak introduced—

S.F. No. 929: A bill for an act relating to elections; providing uniform local election procedures; amending Minnesota Statutes 1992, sections 103C.305, subdivision 2; 123.33, subdivision 1; 205.065, subdivisions 1 and 2; 205.07, subdivision 1; 205.10, subdivision 1, and by adding a subdivision; 205.13, subdivision 1, and by adding a subdivision; 205.16, subdivisions 1 and 2; 205.17, subdivision 4; 205.175; 205A.03, subdivisions 1 and 2; 205A.04; 205A.05, subdivision 1; 205A.06, subdivision 1, and by adding a subdivision; 205A.09, subdivision 2; 365.51, subdivisions 1 and 3; and 367.03; proposing coding for new law in Minnesota Statutes, chapter 205; repealing Minnesota Statutes 1992, sections 205.02, subdivision 2; 205.065, subdivision 3; 205.18; 205.20; and 205A.04, subdivision 2.



Referred to the Committee on Ethics and Campaign Reform.

Mr. Mondale, Mses. Flynn, Pappas, Wiener and Mr. Chandler introduced—

S.F. No. 930: A bill for an act relating to metropolitan government; providing conditions on use agreements for sports facilities; amending Minnesota Statutes 1992, section 473.556, subdivision 12.

Referred to the Committee on Metropolitan and Local Government.

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

S.F. No. 931: A bill for an act relating to metropolitan government; providing for an elected metropolitan council; eliminating the metropolitan transit commission, the regional transit board, the metropolitan parks and open space commission, and the metropolitan waste control commission, and transferring their powers and duties to the council; providing for the transportation advisory board to review and approve transit assistance and contracts and to serve as an arbitrator between transit providers in the metropolitan area; amending Minnesota Statutes 1992, sections 6.76; 10A.01, subdivision 18; 15.0597, subdivision 1; 15A.081, subdivisions 1 and 7; 161.173; 161.174; 204B.32, subdivision 2; 252.478, subdivision 2; 352.01, subdivisions 2a, 2b, and 11; 352.03, subdivision 1; 352D.02, subdivision 1; 353D.01, subdivision 2; 422A.01, subdivision 9; 422A.101, subdivision 2a; 471A.02, subdivision 8; 473.121, subdivision 5a; 473.122; 473.123, subdivisions 1, 2a, 3a, 4, 5, 6, and by adding subdivisions; 473.129, subdivision 6, and by adding a subdivision; 473.13, subdivision 1, and by adding subdivisions; 473.143, subdivision 1; 473.146, subdivisions 1, 2, 2a, 2b, 2c, and 4; 473.147; 473.153, subdivisions 1 and 4a; 473.161, subdivisions 1a, 1b, 2a, and 3; 473.164; 473.167, subdivision 1; 473.168, subdivision 2; 473.223; 473.313, subdivision 2; 473.315, subdivision 1; 473.333; 473.351, subdivision 3; 473.371, subdivision 2; 473.373, subdivisions 1a and 5; 473.375, subdivisions 11, 13, and 16; 473.377, subdivision 1; 473.384, subdivisions 1, 3, 6, and 7; 473.385, subdivision 2; 473.386, subdivision 2; 473.388, subdivisions 2, 3, and 4; 473.39, subdivisions 1 and 1a; 473.391; 473.392; 473.399, subdivisions 2 and 3; 473.3991, subdivision 2; 473.3994, subdivision 9; 473.3998; 473.405, subdivisions 5, 6, and by adding a subdivision; 473.4051; 473.408, subdivision 2a; 473.409; 473.415, subdivision 2; 473.416; 473.417; 473.418; 473.42; 473.436, subdivision 6; 473.445, subdivisions 1 and 3; 473.446, subdivisions 1 and 7; 473.504, subdivisions 1, 5, 6, 7, and 9; 473.511, subdivisions 1, 2, and 4; 473.516, subdivision 1; 473.521, subdivision 3; 473.549; 473.553, subdivisions 1, 2, 4, 5, and by adding subdivisions; and 629.40, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 1992, sections 174.22, subdivision 4; 473.121, subdivisions 12, 14a, 15, and 21; 473.123, subdivision 3; 473.141; 473.161, subdivision 2; 473.1623; 473.163; 473.1631; 473.181, subdivision 3; 473.301, subdivision 4; 473.303; 473.371, subdivision 1; 473.373, subdivisions 1, 4a, 6, and 8; 473.375, subdivisions 1, 2, 3, 4, 9, 10, 17, and 18; 473.38; 473.384, subdivision 9; 473.388, subdivision 6; 473.404; 473.405, subdivisions 1, 2, 7, 8; and 11; 473.435; 473.436, subdivision 7; 473.501, subdivision 2; 473.503; 473.504, subdivisions 2 and 3; 473.511, subdivision 3; 473.517, subdivision 9; 473.535; and 473.543, subdivision 5.

Referred to the Committee on Metropolitan and Local Government.

Mses. Runbeck; Anderson; Johnson, J.B. and Mr. Dille introduced—

S.F. No. 932: A bill for an act relating to economic development; requiring a report from the department of trade and economic development; amending Minnesota Statutes 1992, section 116J.58, subdivision 1.

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

Mses. Anderson, Piper, Pappas and Berglin introduced—

S.F. No. 933: A bill for an act relating to health; requiring radon testing in schools and day cares; requiring a radon mitigation report by the commissioner of health; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health Care.

Mr. Chandler, Ms. Runbeck, Mr. Chmielewski and Ms. Lesewski introduced—

S.F. No. 934: A bill for an act relating to employment; modifying provisions relating to the dislocated worker program; establishing rapid and expeditious response activities programs; providing for worker adjustment services plans; establishing dislocation event services grants; amending Minnesota Statutes 1992, sections 16B.06, subdivision 2a; 268.022, subdivision 2; 268.975, subdivisions 3, 4, 6, 7, 8, and by adding subdivisions; 268.976, subdivision 2; 268.978, subdivision 1; and 268.98; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1992, sections 268.978, subdivision 3.

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

Ms. Lesewski, Messrs. Neuville, Larson and Ms. Johnson, J.B. introduced—

S.F. No. 935: A bill for an act relating to the state lottery; regulating advertising; amending Minnesota Statutes 1992, section 349A.09, subdivision 2.

Referred to the Committee on Gaming Regulation.

Ms. Lesewski, Messrs. Dille, Stevens, Murphy and Kroening introduced—

S.F. No. 936: A bill for an act relating to traffic regulations; authorizing the use of studded tires by mail carriers; amending Minnesota Statutes 1992, section 169.72, by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

Messrs. Riveness, Stumpf and Morse introduced—

S.F. No. 937: A bill for an act relating to retirement; benefit computation for members of the Bloomington police relief association.

Referred to the Committee on Governmental Operations and Reform.

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

S.F. No. 938: A bill for an act relating to commerce; modifying the definition of business license; regulating residential building contractors and remodelers; providing licensing requirements; prescribing the powers and duties of the commissioner; establishing a contractor's recovery fund; amending Minnesota Statutes 1992, sections 116J.70, subdivision 2a; 326.83, subdivisions 4, 6, 7, 8, 10, and by adding subdivisions; 326.84, subdivisions 1 and 3; 326.85, subdivision 1; 326.86; 326.87, subdivision 2; 326.88; 326.89, subdivisions 2, 3, and by adding subdivisions; 326.90; 326.91, subdivisions 1 and 2; 326.92, subdivisions 1 and 3; 326.93, subdivision 1; 326.94, subdivision 2; 326.97, subdivision 1, and by adding a subdivision; 326.99; and 326.991; proposing coding for new law in Minnesota Statutes, chapter 326; repealing Minnesota Statutes 1992, sections 326.84, subdivision 2; 326.94, subdivision 1; and 326.991, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

Ms. Kiscaden, Messrs. Morse; Moe, R.D.; Larson and Langseth introduced—

S.F. No. 939: A bill for an act relating to education; appropriating money for the upper division programs at Rochester center.

Referred to the Committee on Education.

Mr. McGowan, Ms. Ranum and Anderson introduced—

S.F. No. 940: A bill for an act relating to crime; increasing penalty for repeat convictions for carrying a pistol without a permit; extending effective period of wiretap warrant from ten to 30 days; amending Minnesota Statutes 1992, sections 624.714, subdivision 1; and 626A.06, subdivisions 4 and 5.

Referred to the Committee on Crime Prevention.

Ms. Reichgott introduced—

S.F. No. 941: A bill for an act relating to courts; authorizing district courts to transfer civil actions to courts outside this state upon consent of those courts; enacting the uniform transfer of litigation act; proposing coding for new law as Minnesota Statutes, chapter 552.

Referred to the Committee on Judiciary.

Messrs. Neuville, Marty, Samuelson and Frederickson introduced—

S.F. No. 942: A bill for an act relating to corrections; public safety; authorizing the commissioner of administration to purchase products and services from correctional facilities without competitive bidding; changing the period that unclaimed money and personal property of inmates must be held before disposal; authorizing the commissioner of corrections to certify certain sex offender treatment programs; providing for the payment of fines and other fees assessed by the court from inmate compensation; removing the requirement that a juvenile sex offender assessment must be done by a professional who does not have a shared financial interest with a treatment provider; removing imprisonment as a grounds for suspending the running of the period of limitation for bringing a civil action; including possessing a sawed-off shotgun as a crime of violence disqualifying the offender from possession of a pistol for ten years; requiring delivery of transcripts from the court of

conviction to the department of corrections; transferring sentencing to service program positions in the department of natural resources positions to the department of corrections; amending Minnesota Statutes 1992, sections 16B.08, subdivision 7; 241.09; 241.67, subdivision 2; 243.23, subdivision 3; 260.185, subdivision 1; 541.15; 624.712, subdivision 5; and 631.41; repealing Minnesota Statutes 1992, section 241.25.

Referred to the Committee on Crime Prevention.

Mr. Marty introduced—

S.F. No. 943: A bill for an act relating to the ethical practices board; clarifying definitions; strengthening enforcement powers; changing duties; requiring additional disclosure of lobbyist activities; facilitating reports of last-minute contributions; requiring return of public subsidies under certain conditions; amending Minnesota Statutes 1992, sections 10A.01, subdivisions 11, 25, 26, and 28; 10A.02, subdivisions 11 and 12; 10A.03, subdivisions 2 and 3; 10A.04, subdivisions 3, 4, 5, 6, and 7; 10A.05; 10A.08; 10A.09, subdivision 7; 10A.14, subdivision 4; 10A.15, by adding a subdivision; 10A.20, subdivisions 5 and 12; 10A.21, subdivision 3; 10A.23; 10A.31, subdivisions 6, 7, and 8; 10A.322, subdivision 4; 10A.324, subdivision 1; and 10A.34; repealing Minnesota Statutes 1992, sections 10A.09, subdivision 3; and 10A.21, subdivisions 1 and 2.

Referred to the Committee on Ethics and Campaign Reform.

Mr. Laidig and Mrs. Benson, J.E. introduced—

S.F. No. 944: A bill for an act relating to game and fish; sale of licenses through subagents; amending Minnesota Statutes 1992, section 97A.485, subdivision 4.

Referred to the Committee on Environment and Natural Resources.

Mr. Laidig and Mrs. Benson, J.E. introduced—

S.F. No. 945: A bill for an act relating to game and fish; allowing possession of a handgun while hunting bear with bow and arrow; amending Minnesota Statutes 1992, section 97B.211, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Mr. Laidig and Mrs. Benson, J.E. introduced—

S.F. No. 946: A bill for an act relating to watercraft; lowering the minimum age for operators; amending Minnesota Statutes 1992, section 86B.101, subdivision 2; 86B.305, subdivisions 1 and 2; and 86B.313, subdivisions 2 and 3.

Referred to the Committee on Environment and Natural Resources.

Ms. Robertson, Mr. McGowan and Ms. Olson introduced—

S.F. No. 947: A bill for an act relating to retirement; Plymouth volunteer firefighters lump sum service pension maximums.

Referred to the Committee on Governmental Operations and Reform.

Mr. Oliver, Ms. Anderson, Mr. Day, Ms. Piper and Johnston introduced—

S.F. No. 948: A bill for an act relating to insurance; property; regulating the FAIR plan; modifying its provisions; making various technical changes; amending Minnesota Statutes 1992, sections 65A.31; 65A.32; 65A.33, subdivisions 4, 5, and 6; 65A.34; 65A.35; 65A.36; 65A.37; 65A.375; 65A.38; 65A.39; 65A.40; 65A.41; and 65A.42; repealing Minnesota Statutes 1992, sections 65A.33, subdivision 8; and 65A.43.

Referred to the Committee on Commerce and Consumer Protection.

Mses. Kiscaden; Johnson, J.B.; Messrs. Frederickson, Morse and Mrs. Adkins introduced—

S.F. No. 949: A bill for an act relating to outdoor recreation; prohibiting motor sports areas on state lands without county board approval.

Referred to the Committee on Environment and Natural Resources.

Mr. Kelly introduced—

S.F. No. 950: A bill for an act relating to taxation; authorizing the commissioner of revenue to deduct debts owed by one political subdivision to another from aids payable to the debtor; amending Minnesota Statutes 1992, section 270.66, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 951: A bill for an act relating to taxation; income and franchise; providing that for apportionment of net income certain sales are made outside the state; amending Minnesota Statutes 1992, section 290.191, subdivision 5.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 952: A bill for an act relating to occupations and professions; requiring crane operators to be licensed by the state; requiring rulemaking; establishing a crane operators examining board; providing penalties; amending Minnesota Statutes 1992, section 214.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Commerce and Consumer Protection.

Mr. Neuville, Ms. Johnston, Lesewski, Messrs. Chmielewski and Vickerman introduced—

S.F. No. 953: A bill for an act relating to motor vehicles; providing for appointment of deputy registrars of motor vehicles; amending Minnesota Statutes 1992, sections 168.33, subdivision 2; and 373.35, subdivision 1.

Referred to the Committee on Transportation and Public Transit.

Messrs. Neuville, Terwilliger and Beckman introduced—

S.F. No. 954: A bill for an act relating to driving while intoxicated; increasing driver's license revocation periods and restricting issuance of limited licenses to persons convicted of DWI, to comply with federal standards; lowering the statutory alcohol concentration limit from 0.10 to 0.08; amending Minnesota Statutes 1992, sections 169.121, subdivisions 1, 2, 4, 8, 10a, and by adding a subdivision; 169.123, subdivisions 2, 4, 5a, 6, 10, and by adding a subdivision; 171.30, subdivision 2a; and 609.21.

Referred to the Committee on Crime Prevention.

Mr. Neuville, Ms. Johnston, Lesewski, Messrs. Chmielewski and Vickerman introduced—

S.F. No. 955: A bill for an act relating to drivers' licenses; allowing agents of court administrators to retain fee for applications for drivers' licenses and identification cards; providing for appointment of these agents; amending Minnesota Statutes 1992, section 171.06, subdivision 4.

Referred to the Committee on Transportation and Public Transit.

Messrs. Hottinger, Solon, Metzen and Oliver introduced—

S.F. No. 956: A bill for an act relating to consumer protection; rental purchase agreements; limiting the amounts lessors may charge lessees for acquiring ownership; clarifying the application of certain other laws; amending Minnesota Statutes 1992, sections 325F.85; 325F.91, by adding a subdivision; and 325F.93.

Referred to the Committee on Commerce and Consumer Protection.

Ms. Berglin, Mr. Benson, D.D.; Ms. Piper, Mr. Sams and Ms. Kiscaden introduced—

S.F. No. 957: A bill for an act relating to health; implementing recommendations of the Minnesota health care commission; defining and regulating integrated service networks; requiring regulation of all health care services not provided through integrated service networks; establishing data reporting and collection requirements; establishing other cost containment measures; providing for voluntary commitments by health plans and providers to limit the rate of growth in total revenues; permitting expedited rulemaking; requiring certain studies; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 3.732, subdivision 1; 60A.02, subdivision 1a; 62A.021, subdivision 1; 62A.65; 62E.02, subdivision 23; 62E.10, subdivisions 1 and 3; 62E.11, subdivision 12; 62J.03, subdivisions 6, 8, and by adding a subdivision; 62J.04, subdivisions 1, 2, 3, 4, 5, 7, and by adding a subdivision; 62J.09, subdivisions 2, 5, and 8; 62J.15, subdivisions 1 and 2; 62J.17, subdivision 2, and by adding subdivisions; 62J.23, by adding a subdivision; 62J.30, subdivisions 1, 6, and 7; 62J.33; 62L.02, subdivisions 16, 26, and 27; 62L.03, subdivisions 3 and 4; 62L.04, subdivision 1; 62L.05, subdivisions 4 and 6; 62L.09, subdivision 1; 136A.1355, subdivisions 1, 3, 4, and by adding a subdivision; 136A.1356, subdivisions 2 and 5; 136A.1357, subdivisions 1 and 4; 137.38, subdivisions 2, 3, and 4; 137.39, subdivisions 2 and 3; 137.40, subdivision 3; 144.1484, subdivisions 1 and 2; 214.16, subdivision 3; 256.9351, subdivision 3; 256.9353, subdivisions 2, 3, 5, and 6; 256.9657, subdivision 3; 295.50, subdivisions 3, 4, 7, and by adding subdivisions; 295.51, subdivision 1; 295.52, by adding subdivisions;

295.53, subdivision 1; 295.55, subdivision 4; 295.58; and 295.59; proposing coding for new law in Minnesota Statutes, chapters 16B; 62J; 62N; 62O; 256; and 295; repealing Minnesota Statutes 1992, sections 62J.17, subdivisions 4, 5, and 6; 62J.29; 62L.09, subdivision 2; 295.50, subdivision 10; and 295.51, subdivision 2; and Laws 1992, chapter 549, article 9, section 19, subdivision 2.

Referred to the Committee on Judiciary.

Mr. Kelly introduced—

S.F. No. 958: A bill for an act relating to crime; requiring courts to impose a 20 percent of maximum fine amount on persons convicted of controlled substance offenses; appropriating money; amending Minnesota Statutes 1992, section 609.101, subdivision 3; Laws 1991, chapter 279, section 41.

Referred to the Committee on Crime Prevention.

Mr. Kelly introduced—

S.F. No. 959: A bill for an act relating to public safety; bureau of criminal apprehension; establishing office of information systems; requiring public officials to furnish criminal justice information and statistics; changing buy fund and firearm discharge reporting dates; amending Minnesota Statutes 1992, sections 299C.065, subdivisions 3 and 3a; 299C.18; 299C.21; 299C.46, by adding a subdivision; 626.553, subdivision 2; and 626.5531; proposing coding for new law in Minnesota Statutes, chapter 299C; repealing Minnesota Statutes 1992, sections 299C.05; 299C.06; and 299C.36.

Referred to the Committee on Crime Prevention.

Mses. Reichgott, Krentz, Messrs. Terwilliger, Mondale and Ms. Ranum introduced—

S.F. No. 960: A bill for an act relating to education; increasing the general education formula allowance; increasing training and experience revenue; increasing the portion of referendum revenue subject to equalization; increasing special education aid and revenue; increasing the capital expenditure equipment allowance; phasing out supplemental revenue; amending Minnesota Statutes 1992, sections 124.244, subdivision 1; 124.32, subdivision 1b; 124.321, subdivisions 1 and 2; 124A.03, subdivisions 1e, 1f, and 1i, and by adding subdivisions; 124A.04, subdivision 2; 124A.22, subdivisions 2, 4, 8a, 8b, and 9, and by adding subdivisions.

Referred to the Committee on Education.

Mr. Frederickson, Mses. Johnson, J.B. and Runbeck introduced—

S.F. No. 961: A bill for an act relating to the department of jobs and training; changing its name to the department of economic security.

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

Ms. Pappas and Mr. Kelly introduced—

S.F. No. 962: A bill for an act relating to local government; eliminating a requirement that independent school district No. 625 contract with the city of

Saint Paul for facilities furnished by the city civil service bureau; amending Laws 1965, chapter 705, section 1, subdivision 3.

Referred to the Committee on Metropolitan and Local Government.

Ms. Johnson, J.B. and Mr. Finn introduced—

S.F. No. 963: A bill for an act relating to the environment; prohibiting state permits for expansion or enhancement of coal-fired steam heating facilities within a certain portion of the Mississippi river critical area; proposing coding for new law in Minnesota Statutes, chapter 116G.

Referred to the Committee on Environment and Natural Resources.

Messrs. Price, Finn, Laidig, Morse and Chandler introduced—

S.F. No. 964: A bill for an act relating to outdoor recreation; giving counties option to participate in distribution of snowmobile trail grants-in-aid; amending Minnesota Statutes 1992, sections 84.83, by adding a subdivision; and 85.018, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Messrs. Frederickson and Merriam introduced—

S.F. No. 965: A bill for an act relating to state department of finance; making technical and substantive changes to provisions of law about the department; amending Minnesota Statutes 1992, sections 16A.011, subdivisions 5, 6, and 14; 16A.04, subdivision 1; 16A.055, subdivision 1; 16A.06, subdivision 4; 16A.065; 16A.10, subdivisions 1 and 2; 16A.105; 16A.11, subdivisions 1, 2, and 3; 16A.128; 16A.129, by adding a subdivision; 16A.15, subdivisions 1, 5, and 6; 16A.152, by adding subdivisions; 16A.1541; 16A.17, subdivision 3; 16A.28; 16A.30; 16A.58; 16A.69, subdivision 2; and 16A.72; proposing coding for new law in Minnesota Statutes, chapter 16A; repealing Minnesota Statutes 1992, sections 3.3005; 16A.095, subdivision 3; 16A.123; 16A.1281; 16A.35; 16A.45, subdivisions 2 and 3; 16A.80; and 290A.24.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Murphy, Laidig, Day and Beckman introduced—

S.F. No. 966: A bill for an act relating to crimes; requiring a mandatory minimum term of imprisonment for not less than two years in cases involving possession of firearms or display of dangerous weapons; amending Minnesota Statutes 1992, section 609.11, subdivision 4.

Referred to the Committee on Crime Prevention.

Mr. Langseth, Ms. Pappas, Messrs. Berg, Terwilliger and Mrs. Benson; J.E. introduced—

S.F. No. 967: A bill for an act relating to education; changing the structure of the higher education merger by removing the technical colleges from the merger; amending Minnesota Statutes 1992, sections 136E.03; 136E.04, subdivisions 1 and 4; and 179A.10, subdivision 2; Laws 1991, chapter 356, article 9, sections 8, subdivisions 1 and 4; 9; and 14; repealing Minnesota



Statutes 1992, section 136E.04, subdivision 4; and Laws 1991, chapter 356, article 9, sections 8, subdivision 6; and 11.

Referred to the Committee on Education.

Mses. Berglin, Piper and Mr. Novak introduced—

S.F. No. 968: A bill for an act relating to human services; changing the distribution scheme for money appropriated for the foodshelf program; appropriating money; amending Minnesota Statutes 1992, section 268.55.

Referred to the Committee on Family Services.

Ms. Ranum, Messrs. Knutson, Finn, McGowan and Merriam introduced—

S.F. No. 969: A bill for an act relating to juvenile court; providing for access to and dissemination of juvenile court records; amending Minnesota Statutes 1992, section 260.161, subdivisions 1 and 3.

Referred to the Committee on Crime Prevention.

Ms. Johnson, J.B.; Messrs. Finn and Morse introduced—

S.F. No. 970: A bill for an act relating to energy; cogeneration and small power production; providing for establishment of prices paid for utilities' avoided capacity and energy costs; providing that the public utilities commission establish a preference for renewable resource energy production; requiring rulemaking; providing for a rulemaking exemption; amending Minnesota Statutes 1992, sections 216B.164, subdivision 4; and 216B.2421, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 216B.

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

Ms. Johnson, J.B.; Messrs. Finn and Morse introduced—

S.F. No. 971: A bill for an act relating to energy; cogeneration and small power production; providing for establishment of prices paid for utilities' avoided capacity and energy costs; providing that the public utilities commission establish a preference for renewable resource energy production; requiring rulemaking; providing for a rulemaking exemption; amending Minnesota Statutes 1992, sections 216B.164, subdivision 4; 216B.2421, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 216B.

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

Ms. Johnson, J.B. introduced—

S.F. No. 972: A bill for an act relating to energy; providing for energy audits of rental property; changing requirements for utility billing practices by manufactured home park owners; authorizing tenants in single-metered multiunit residential buildings to pay utility service and deduct the payments from rent due; providing remedies; requiring landlords to disclose certain energy information to prospective tenants; amending Minnesota Statutes 1992, sections 216C.31; 327C.04, subdivision 3; 504.185, subdivision 1, and by adding a subdivision; and 504.22, by adding a subdivision; repealing Minnesota Statutes 1992, section 327C.04, subdivision 4.

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

Ms. Johnson, J.B. introduced—

S.F. No. 973: A bill for an act relating to utilities; eliminating advance forecast reporting requirements for public electric utilities submitting advance forecasts in an integrated resource plan; amending Minnesota Statutes 1992, sections 116C.54; and 216C.17, subdivision 3.

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

Ms. Johnson, J.B. introduced—

S.F. No. 974: A bill for an act relating to energy; updating the municipal energy conservation loan program; amending Minnesota Statutes 1992, sections 216C.37, subdivision 1; and 446A.10, subdivision 2.

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

Mr. Solon introduced—

S.F. No. 975: A bill for an act relating to pollution control; exempting certain storage tanks from notification, environmental protection, and tank installer training and certification requirements; amending Minnesota Statutes 1992, section 116.47.

Referred to the Committee on Environment and Natural Resources.

Ms. Ranum and Messrs. Finn and Merriam introduced—

S.F. No. 976: A bill for an act relating to data practices; providing for the collection, classification, and dissemination of data; proposing classifications of data as private and nonpublic; classifying certain licensing data, security service data, motor carrier operating data, and retirement data; amending Minnesota Statutes 1992, sections 13.32, subdivision 1; 13.41, subdivision 4; 13.42, subdivision 2; 13.46, subdivision 4; 13.643, by adding a subdivision; 13.72, by adding a subdivision; and 13.82, subdivisions 6 and 10; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Judiciary.

Ms. Ranum and Mr. Kelly introduced—

S.F. No. 977: A bill for an act relating to education; appropriating money for violence prevention education grants.

Referred to the Committee on Education.

Ms. Berglin, Mr. Samuelson, Ms. Piper and Mr. Riveness introduced—

S.F. No. 978: A bill for an act relating to human services; changing requirements and reimbursement rates for the preadmission screening program; amending Minnesota Statutes 1992, sections 256B.0911, subdivisions 2, 3, 4, 6, 7, and by adding a subdivision; 256B.0913, subdivisions 12 and 14; and 256B.0915, subdivision 3.

Referred to the Committee on Health Care.

Mses. Berglin, Piper, Messrs. Sams and Riveness introduced—

S.F. No. 979: A bill for an act relating to human services; establishing alternative care program pilot projects.

Referred to the Committee on Health Care.

Messrs. Novak, Pogemiller and Terwilliger introduced—

S.F. No. 980: A bill for an act relating to the city of Columbia Heights; exclusions from salary in computing police relief association retirement benefits; permitting a contribution with interest by a member for past service with the city; amending Laws 1977, chapter 374, section 8, subdivision 1.

Referred to the Committee on Governmental Operations and Reform.

Mr. Chandler, Ms. Kiscaden, Mr. Knutson and Ms. Piper introduced—

S.F. No. 981: A bill for an act relating to human services; clarifying and changing license evaluation requirements and eliminating certain restrictions on businesses providing certain adult foster care services; changing the billing cycle and collection retention for certain human services programs; modifying conditions for the Minnesota family investment plan; changing the name of the hearing impaired services act and the council for the hearing impaired; changing requirements for child protection training and clarifying maltreatment reporting; amending Minnesota Statutes 1992, sections 245A.04, subdivision 6; 245A.11, subdivision 2a; 256.019; 256.025, subdivision 3; 256.033, subdivision 1; 256.034, subdivision 1; 256.0361, subdivision 1; 256C.21; 256C.22; 256C.23, subdivisions 2, 3, and by adding a subdivision; 256C.24; 256C.25, subdivision 1; 256C.26; 256C.27; 256C.28; 268.871, subdivision 1; 626.556, subdivisions 10 and 11; 626.559, subdivisions 1 and 1a; and 626.5591.

Referred to the Committee on Family Services.

Mr. Sams, Mrs. Benson, J.E.; Messrs. Riveness and Day introduced—

S.F. No. 982: A bill for an act relating to human services; rescheduling the payment schedule for human services programs; appropriating money; amending Minnesota Statutes 1992, sections 256.025, subdivisions 3 and 4; 273.1392; 273.1398, subdivision 5b; and 275.07, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 1992, section 273.1398, subdivisions 5a and 5c.

Referred to the Committee on Family Services.

Mr. Murphy introduced—

S.F. No. 983: A bill for an act relating to metropolitan government; repealing the authority for dual track airport development planning; repealing Minnesota Statutes 1992, sections 473.155, subdivisions 3 and 4; 473.1551; 473.616; 473.618; and 473.619.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Cohen, Finn, Novak, Hottinger and Stumpf introduced—

S.F. No. 984: A bill for an act relating to civil actions; clarifying the limits

on recovery for economic loss caused by components of manufactured goods; amending Minnesota Statutes 1992, section 604.10.

Referred to the Committee on Judiciary.

Messrs. Chmielewski, Sams and Stumpf introduced—

S.F. No. 985: A bill for an act relating to education; modifying the maximum effort school loan program maximum tax rate for districts that refund bonds at a lower interest rate; amending Minnesota Statutes 1992, section 124.431, subdivision 14.

Referred to the Committee on Education.

Messrs. Terwilliger, Oliver and Ms. Robertson introduced—

S.F. No. 986: A bill for an act relating to watercraft; exempting rowing shells or sculls from titling; amending Minnesota Statutes 1992, section 86B.820, subdivision 14.

Referred to the Committee on Environment and Natural Resources.

Messrs. Terwilliger and Belanger introduced—

S.F. No. 987: A bill for an act relating to wild animals; prohibiting certain equipment in taking; proposing coding for new law in Minnesota Statutes, chapter 97B.

Referred to the Committee on Environment and Natural Resources.

Mr. Oliver, Ms. Kiscaden, Mr. Terwilliger, Mses. Robertson and Olson introduced—

S.F. No. 988: A bill for an act relating to taxation; property; changing the class rates applied to residential homesteads; amending Minnesota Statutes 1992, sections 273.13, subdivision 22; and 273.1398, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Betzold introduced—

S.F. No. 989: A bill for an act relating to civil actions; establishing provisions relating to medical malpractice punitive damage awards; proposing coding for new law in Minnesota Statutes, chapter 549.

Referred to the Committee on Judiciary.

Mr. Betzold introduced—

S.F. No. 990: A bill for an act relating to juries; requiring the supreme court to simplify jury selection procedures; amending Minnesota Statutes 1992, section 593.51.

Referred to the Committee on Judiciary.

Ms. Wiener, Messrs. Betzold, Novak, Murphy and Ms. Reichgott introduced—

S.F. No. 991: A bill for an act relating to occupations and professions; modifying the membership of the board of nursing; requiring a certain examination for licensure of graduates from nursing programs in other countries; modifying requirements for a temporary permit; adding grounds for disciplinary action; amending Minnesota Statutes 1992, sections 148.181, subdivisions 1 and 3; 148.211, subdivision 1; 148.212; and 148.261, subdivision 1.

Referred to the Committee on Health Care.

Mrs. Pariseau and Mr. Merriam introduced—

S.F. No. 992: A bill for an act relating to pollution control; eliminating the pollution control agency board; creating the technical advisory council; expanding the duties of the commissioner; amending Minnesota Statutes 1992, sections 116.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 116; repealing Minnesota Statutes 1992, sections 116.02, subdivisions 2, 3, and 4.

Referred to the Committee on Environment and Natural Resources.

Ms. Johnston, Messrs. McGowan and Stevens introduced—

S.F. No. 993: A bill for an act relating to public safety; allowing social security numbers of commercial drivers to be provided to the federal commercial driver license information system; allowing person whose vehicle license plates are impounded to designate a licensed driver for the purpose of obtaining special series license plates; prohibiting person whose license plates are impounded from purchasing a motor vehicle under certain conditions; clarifying driver's license classification provisions; imposing fee for duplicate identification card; requiring application for duplicate identification card when certain information changes; including certain traffic offenses as being serious violations when committed by commercial vehicle drivers; providing for driver's license reinstatement fees; amending Minnesota Statutes 1992, sections 13.69, subdivision 1; 168.042, subdivision 12, and by adding a subdivision; 171.02, subdivision 2; 171.06, subdivision 2; 171.11; 171.165, subdivision 4; and 171.29, subdivision 2.

Referred to the Committee on Transportation and Public Transit.

Ms. Runbeck introduced—

S.F. No. 994: A bill for an act relating to public employment; modifying the definition of public employee; amending Minnesota Statutes 1992, section 179A.03, subdivision 14.

Referred to the Committee on Governmental Operations and Reform.

Mses. Johnston and Lesewski introduced—

S.F. No. 995: A bill for an act proposing an amendment to the Minnesota Constitution, article XIV; dedicating net proceeds of motor vehicle excise tax; repealing that part of motor vehicle excise tax dedicated to local government trust fund; repealing Minnesota Statutes 1992, section 297B.09, subdivision 3.

Referred to the Committee on Transportation and Public Transit.

Mses. Lesewski and Runbeck introduced—

S.F. No. 996: A bill for an act relating to weights and measures; correcting name of accountant's organization; amending Minnesota Statutes 1992, section 239.05, subdivision 2c.

Referred to the Committee on Commerce and Consumer Protection.

### MEMBERS EXCUSED

Messrs. Belanger, Johnson, D.J. and Samuelson were excused from the Session of today. Mr. Novak was excused from the Session of today at 11:35 a.m. Mr. Mondale was excused from the Session of today from 10:30 to 11:00 a.m.

### ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Thursday, March 18, 1993. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate