

TWENTY-SIXTH DAY

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

The Senate met at 9:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Luther 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. Walter Flesner.

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

Adkins	Dille	Krentz	Morse	Robertson
Anderson	Finn	Kroening	Murphy	Runbeck
Beckman	Flynn	Laidig	Neuville	Sams
Belanger	Frederickson	Langseth	Novak	Samuelson
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, D.J.	Marty	Piper	Terwilliger
Betzold	Johnson, J.B.	McGowan	Pogemiller	Vickerman
Chandler	Johnston	Merriam	Price	Wiener
Chmielewski	Kelly	Metzen	Ranum	
Cohen	Kiscaden	Moe, R.D.	Reichgott	
Day	Knutson	Mondale	Riveness	

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 24, 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
	146	7	3:10 p.m. March 23	March 23

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 House File, herewith transmitted: H.F. No. 1377.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 24, 1993

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated.

H.F. No. 1377: A bill for an act relating to state government; making certain telephone records and budgets public information; amending Minnesota Statutes 1992, section 3.055, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 3; and 10.

Referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Luther moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 496. The motion prevailed.

Mr. Lessard from the Committee on Environment and Natural Resources, to which was referred

H.F. No. 70: A bill for an act relating to state lands; authorizing a conveyance to the city of St. Cloud of certain land owned by the state as a part of St. Cloud State University.

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

Page 1, line 8, delete "any other"

Page 1, line 9, delete everything before the comma and insert "Minnesota Statutes, sections 92.45 and 94.09 to 94.13"

Page 1, line 15, delete "for public purpose"

Page 1, line 16, after "*consideration*" insert a comma and after the period, insert "*The conveyance must provide that the land reverts to the state if it is not used for park purposes.*"

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. 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.

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

S.F. No. 401: A bill for an act relating to occupations and professions; changing education requirements for certification and licensure as a certified public accountant; authorizing rulemaking; amending Minnesota Statutes 1992, sections 326.19; and 326.20, by adding a subdivision.

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

Page 6, line 19, delete "*permits*" and insert "*licenses*"

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

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

S.F. No. 673: A bill for an act relating to human services; modifying provisions dealing with the administration, computation, and enforcement of child support; imposing penalties; amending Minnesota Statutes 1992, sections 136A.121, subdivision 2; 214.101, subdivision 1; 256.87, subdivisions 1, 1a, 3, and 5; 256.978; 256.979, by adding subdivisions; 256.9791, subdivisions 3 and 4; 257.66, subdivision 3; 257.67, subdivision 3; 257.69, subdivision 1; 518.14; 518.171, subdivisions 1, 2, 3, 4, 6, 7, 8, 10, and by adding a subdivision; 518.24; 518.54, subdivision 4; 518.551, subdivisions 1, 5, 5b, 7, 10, and 12; 518.57, subdivision 1, and by adding a subdivision; 518.611, subdivisions 1 and 4; 518.613, subdivision 1; 518.64, subdivisions 1, 2, 5, and 6; 518.645; 548.09, subdivision 1; 548.091, subdivision 3a; 588.20; and 609.375, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 256; and 518; repealing Minnesota Statutes 1992, sections 256.979; and 609.37.

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

Page 11, line 9, delete "*six*"

Page 11, line 10, delete the first "*months*" and insert "*90 days*" and delete "*six months*" and insert "*90 days*"

Page 15, lines 28 and 29, delete the new language

Page 15, line 30, reinstate the stricken "may" and delete "shall"

Page 15, line 34, delete "child" and insert "children"

Page 18, line 33, delete "41" and insert "40"

Page 30, lines 12 to 14, reinstate the stricken language and delete the new language

Page 30, lines 17 to 28, reinstate the stricken language and delete the new language

Page 34, delete section 38

Page 35, line 36, delete "41" and insert "40"

Page 38, line 1, delete ". In determining whether a"

Page 38, delete line 2

Page 38, line 3, delete the new language

Pages 41 to 44, delete section 46

Page 47, line 16, delete "49 to 51, and 55" and insert "47 to 49, and 53"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 14, delete "subdivisions 1 and" and insert "subdivision"

Page 1, line 16, delete "518.645;"

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

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

S.F. No. 722: A bill for an act relating to the aid to families with dependent children program; directing the commissioner of human services to seek a waiver of federal law regarding the resource limits of a motor vehicle and a waiver allowing an AFDC recipient to deduct the cost of mandatory car insurance from earned income; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Delete everything after the enacting clause and insert:

"Section 1. [256.734]. [WAIVER OF AFDC BARRIERS TO EMPLOYMENT.]

Subdivision 1. [REQUEST.] The commissioner of human services shall seek from the United States Department of Health and Human Services a waiver of the existing requirements of the AFDC program described below, in order to eliminate barriers to employment for AFDC recipients.

(a) The commissioner shall seek a waiver to set the maximum equity value of a licensed motor vehicle which can be excluded as a resource under United

States Code, title 42, section 602(a)(7)(B), at \$4,500 because of the need of the AFDC recipients for reliable transportation needed to participate in education, work, and training to become economically self-sufficient.

(b) The commissioner shall seek a waiver to allow a deduction for an AFDC applicant or recipient from earned income of verified car insurance costs up to \$60 per month per vehicle when the vehicle is excluded under paragraph (a) in order to encourage participation in education, work, and training to become economically self-sufficient.

(c) The commissioner shall seek a waiver of the counting of the earned income of dependent children and minor caretakers who are attending school at least half-time, in order to encourage them to save at least part of their earnings for future education or employment needs. Savings set aside in a separate account under this clause shall be excluded from the AFDC resource limits in the Code of Federal Regulations, title 45, section 233.20(a)(3).

Subd. 2. [IMPLEMENTATION.] If approval from the Department of Health and Human Services indicates that the requested program changes are cost neutral to the federal government and the state, the commissioner shall implement the program changes authorized by this section promptly. If approval indicates that the program changes are not cost neutral, the commissioner shall report the costs to the 1994 legislature and delay implementation until such time as an appropriation to cover additional costs becomes available.

Subd. 3. [EVALUATION.] If the federal waiver is granted, the commissioner shall evaluate the program changes according to federal waiver requirements and submit a report to the legislature within a time frame consistent with the evaluation criteria that are established."

Delete the title and insert:

"A bill for an act relating to human services; directing the commissioner of human services to obtain federal waivers under the AFDC program; proposing coding for new law in Minnesota Statutes, chapter 256."

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. 1104: A bill for an act relating to health; modifying provisions relating to unlicensed mental health practitioners and sellers of hearing instruments; establishing enforcement provisions; providing penalties; amending Minnesota Statutes 1992, sections 148B.66, by adding a subdivision; 148B.70, subdivision 3; 153A.14, by adding a subdivision; 153A.15, subdivision 1; and 153A.19, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 214.

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

Page 4, line 9, delete "less" and insert "only."

Page 4, delete lines 10 and 11

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

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

S.F. No. 1107: A bill for an act relating to health; providing an exception to the contested case hearing process required for changing the service area of an ambulance service; amending Minnesota Statutes 1992, section 144.802, by adding a subdivision.

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. 1106: A bill for an act relating to health; authorizing mortality review projects; establishing access to data; limiting the disclosure of information collected, created, or maintained; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Delete everything after the enacting clause and insert:

“Section 1. [145.90] [DEFINITIONS.]

Subdivision 1. [SCOPE.] As used in sections 145.90 to 145.903, the following terms have the meanings given them.

Subd. 2. [COMMISSIONER.] “Commissioner” means the commissioner of health or the commissioner’s designee.

Subd. 3. [DATA.] “Data” means all information regarding a subject of a mortality review project, regardless of the medium or format in which the information is collected, created, received, maintained, or disseminated, which is collected, created, compiled, received, maintained, or disseminated by the commissioner for the purposes of a mortality review project.

Subd. 4. [FETAL DEATH.] “Fetal death” means the spontaneous death of a fetus that occurs after 20 weeks of gestation and before birth, as reported to the department of health pursuant to section 144.222 and does not mean an induced termination of pregnancy.

Subd. 5. [INFANT DEATH.] “Infant death” means the death of an infant that occurs after birth and within the first year of life.

Subd. 6. [MATERNAL DEATH.] “Maternal death” means the death of a woman when the death is pregnancy associated.

Subd. 7. [MORTALITY REVIEW PROJECT.] “Mortality review project” means a project established by the commissioner to review data regarding fetal, infant, or maternal deaths for the purposes described in section 145.901, subdivision 2.

Subd. 8. [PROVIDER.] “Provider” means a state agency, political subdivision, statewide system, a public or private agency, organization, corporation, institution, hospital, facility, or individual that creates, collects, receives, maintains, or disseminates data regarding medical, emergency, or other health care services that have been provided to any subject of a mortality review project.

Subd. 9. [SUBJECT.] "Subject" means a decedent whose death is reviewed by a mortality review project as a fetal, infant, or maternal death, and the parents, guardians, or siblings of the decedent.

Sec. 2. [145.901] [ESTABLISHMENT OF MORTALITY REVIEW PROJECTS.]

Subdivision 1. [AUTHORITY TO ESTABLISH.] The commissioner may establish mortality review projects to review data regarding fetal, infant, or maternal deaths in Minnesota.

Subd. 2. [PURPOSES.] The purposes of a mortality review project include:

(1) the determination or classification of the causes, contributing factors, or risk factors associated with fetal, infant, or maternal deaths in Minnesota; and

(2) the development and dissemination of recommendations to improve public health, medical, emergency, coroner and medical examiner, human service, education, public safety, or law enforcement services and systems in Minnesota as they relate to the prevention of fetal, infant, and maternal deaths.

Sec. 3. [145.902] [DATA; ACCESS.]

Subdivision 1. [ACCESS TO DATA.] The commissioner has access, without the consent of the subject or the provider, to relevant data as determined by the commissioner, that is collected, created, received, maintained, or disseminated by a provider on a subject of a mortality review project, including identifying information regarding the subject and the provider, regardless of the classification of the data in the possession of the provider. The commissioner's access is limited only by the right of the provider to refuse to release:

(1) any data requested by the commissioner if the data is protected by any legally recognized privilege other than the doctor-patient privilege;

(2) review organization data defined as confidential under section 145.64; and

(3) investigative data of any health-related licensing board as defined in section 214.01, subdivision 2. The data shall be provided at the request of the commissioner. The provider shall not be subject to any action for damages or other relief for the provision of any data to the mortality review project.

Subd. 2. [TYPES.] Data about a subject of a mortality review project to which the commissioner has access include, but are not limited to:

(1) vital records regarding a subject, including records classified as confidential under section 144.225, subdivision 2;

(2) public health, medical, hospital, consultation, and office records and case files;

(3) autopsy records; and

(4) emergency service data and records.

Subd. 3. [AUTHORITY TO CONTACT SUBJECTS.] The commissioner is authorized to contact a subject of a mortality review project for the purpose of collecting data.

Sec. 4. [145.903] [DATA; DISCLOSURE.]

Subdivision 1. [CLASSIFICATION.] Notwithstanding the data's classification in the possession of a provider, data on an individual shall be classified as confidential data on an individual as defined in section 13.02, subdivision 3, and data not on an individual shall be classified as protected nonpublic data as defined in section 13.02, subdivision 13, except as provided in subdivision 3.

Subd. 2. [PROTECTION.] Data in the possession of the commissioner for the purposes of a mortality review project shall not be subject to discovery or admissible as evidence in any civil, criminal, or administrative action of any kind in any court or before any tribunal, board, agency, or individual. Data available from other sources are not immune from discovery solely because they have been obtained by the commissioner for a mortality review project.

Subd. 3. [DISCLOSURE.] The circumstances under which data in the possession of the commissioner for a mortality review project may be disclosed are limited to the following:

(1) summary data, as defined in section 13.02, subdivision 19, may be disclosed or disseminated;

(2) data on a subject or provider, including identifying information, may be transferred to another mortality review project if doing so will serve the purposes of the mortality review projects; and

(3) the findings and recommendations of a mortality review project regarding the cause, contributing factors, or risk factors for a specific fetal, infant, or maternal death that was reviewed by the mortality review project may be disclosed only to the provider about whom the findings and recommendations pertain.

Sec. 5. [EFFECTIVE DATE.]

Sections 1 to 4 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to health; establishing mortality review projects; classifying data regarding fetal, infant, and maternal deaths; proposing coding for new law in Minnesota Statutes, chapter 145."

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

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

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

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

Delete everything after the enacting clause and insert:

"Section 1. [245A.151] [PROHIBITED RESTRICTIONS ON USE OF REAL PROPERTY.]

Subdivision 1. [RESTRICTIONS ON RIGHT TO PROVIDE LICENSED DAY CARE PROHIBITED.] No deed; covenant; housing, condominium, or townhouse association bylaw, declaration, or rule; lease, rental agreement, or other conveyance instrument shall restrict the use of residential property to prevent a person from providing licensed home day care services under Minnesota Rules, parts 9502.0315 to 9502.0445. Any restriction that violates this subdivision is void and unenforceable to that extent that it is inconsistent with this section.

Subd. 2. [DUTIES OF DAY CARE PROVIDERS.] The day care provider must:

(1) carry liability insurance with a rider naming the association or building owner as an additional insured;

(2) provide a copy of the certificate of insurance to the association or building owner; and

(3) inform the association or building owner of any change in the insurance coverage.

The day care provider is not exempt from any rules or regulations of the association or the building owner that also apply to other occupants or residents of the property provided that the rules and regulations are not inconsistent with this section.

Subd. 3. [EXEMPTIONS.] This section does not apply to the following types of property:

(1) owner-occupied rental property with no more than two units, including the owner-occupied unit;

(2) housing for older persons, as defined in United States Code, title 42, section 3607(b), as amended through December 31, 1991;

(3) manufactured home parks as defined in section 327.14, subdivision 3;

(4) housing for adults only that prohibits children from living on the property; and

(5) housing for persons with physical handicaps.

Subd. 4. [APPLICABILITY.] The restrictions prohibited under this section apply only to licensed home day care services. This section applies to all deeds, covenants, bylaws, declarations, rules, leases, rental agreements, and other conveyances entered into:

(1) prior to the effective date of this section; and

(2) on or after the effective date of this section."

Delete the title and insert:

"A bill for an act relating to human services; prohibiting restrictions on the right to provide licensed day care; proposing coding for new law in Minnesota Statutes, chapter 245A."

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

Mr. Metzen from the Committee on Governmental Operations and Reform, to which was referred

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

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

Mr. Metzen from the Committee on Governmental Operations and Reform, to which was referred

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

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 426: A bill for an act relating to drivers' licenses; requiring drivers' licenses and identification cards to be less susceptible to alteration; amending Minnesota Statutes 1992, section 171.07, by adding a subdivision.

Reports the same back with the recommendation that the report from the Committee on Transportation and Public Transit, shown in the Journal for March 11, 1993, be amended to read:

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

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

Reports the same back with the recommendation that the report from the Committee on Transportation and Public Transit, shown in the Journal for March 11, 1993, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35:

S.F. No. 1102 reports the same back with the recommendation that the bill be re-referred as follows:

S.F. No. 1102 to the Committee on Health Care.

Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 734: A bill for an act relating to local government; enabling local government units to obtain waivers of state rules and laws; providing grants to local government units to encourage cooperation, achieve specified outcomes, and design service budget management models; creating a board of local government innovation and cooperation; appropriating money; amending Minnesota Statutes 1992, sections 465.80, subdivisions 1, 2, 4, and 5; 465.81, subdivision 2; 465.82, subdivision 1; 465.83; and 465.87, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 465.

Reports the same back with the recommendation that the report from the Committee on Metropolitan and Local Government, shown in the Journal for March 22, 1993, be amended to read:

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

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

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

Reports the same back with the recommendation that the report from the Committee on Governmental Operations and Reform, shown in the Journal for March 18, 1993, be adopted; that committee recommendation being:

“the bill do pass”. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S.F. No. 372: A bill for an act relating to health; clean indoor air act; adding common areas of apartments and condominiums to public places where smoking is prohibited; amending Minnesota Statutes 1992, section 144.413, subdivision 2.

Reports the same back with the recommendation that the report from the Committee on Health Care, shown in the Journal for March 8, 1993, be adopted; that committee recommendation being:

“the bill be amended and when so amended the bill do pass”. Amendments adopted. Report adopted.

Mr. Moe, R.D. from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

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 report from the Committee on Jobs, Energy and Community Development, shown in the Journal for March 15, 1993, be amended to read:

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

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

S.F. No. 672: A bill for an act relating to traffic regulations; providing for the traffic offense of failure to maintain control of a vehicle; providing penalty; proposing coding for new law in Minnesota Statutes, chapter 169.

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

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

S.F. No. 414: A bill for an act relating to transportation; providing procedures for design, approval, and construction of light rail transit; establishing corridor management committee; providing for resolution of disputes; changing membership and responsibilities of the light rail transit joint powers board; amending Minnesota Statutes 1992, sections 174.32, subdivision 2; 473.167, subdivision 1; 473.373, subdivision 4a; 473.399, subdivision 1; 473.3993; 473.3994, subdivisions 2, 3, 4, 5, 7, and by adding subdivisions; 473.3996; 473.3997; 473.3998; 473.4051; proposing coding for new law in Minnesota Statutes, chapter 174; repealing Minnesota Statutes 1992, sections 473.399, subdivisions 2 and 3; 473.3991; 473.3994, subdivision 6; Laws 1991, chapter 291, article 4, section 20.

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

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

S.F. No. 131: A bill for an act relating to motor carriers; restricting authority of regular route common carriers of passengers to depart from their authorized routes; amending Minnesota Statutes 1992, section 221.051.

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

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

S.F. No. 796: A bill for an act relating to transportation; exempting public bodies from regulations on all-terrain vehicles; allowing commissioner of transportation to transfer certain real property acquired for highway purposes to former owner through negotiated settlement; providing for bridge inspection frequency and reports; delaying required revision of state transportation plan; authorizing expenditure of rail service maintenance account money for maintenance of rail lines and rights-of-way in the rail bank; providing funding sources for rail bank maintenance account; authorizing sale of certain tax-forfeited land that borders public water in New Scandia township in Washington county, and an exchange of that land for land located in Stillwater township in Washington county between the state of Minnesota and the United States Department of Interior, National Park Service; repealing identification display requirements for highway advertising signs; amending Minnesota Statutes 1992, sections 84.92, subdivision 6; 165.03; 174.03, subdivision 1a; 222.50, subdivision 7; 222.63, subdivision 8; proposing coding for new law in Minnesota Statutes, chapter 161; repealing Minnesota Statutes 1992, section 173.14; and Minnesota Rules, part 8810.1300, subpart 6.

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

Page 1, line 32, before "*Section*" insert "*Notwithstanding*" and delete "*to the contrary*"

Page 1, line 33, delete "*notwithstanding,*"

Page 2, line 2, delete "*to the contrary*"

Amend the title as follows:

Page 1, line 2, delete "*transporation*" and insert "*transportation*"

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

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

S.F. No. 122: A bill for an act relating to human services; requiring a minimum funding level for each grantee under the Head Start program which is no less than that of fiscal year 1993; appropriating money; amending Minnesota Statutes 1992, section 268.914, subdivision 1; repealing Minnesota Statutes 1992, section 268.914, subdivision 2.

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

Page 2, delete section 2

Page 2, line 28, delete "3" and insert "2"

Amend the title as follows:

Page 1, line 5, delete "appropriating money;"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 722, 1107, 528, 557, 497, 566, 372, 672, 414, 131 and 122 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 70 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Johnson, D.J. moved that his name be stricken as a co-author to S.F. No. 220. The motion prevailed.

Mr. Murphy moved that his name be stricken as a co-author to S.F. No. 328. The motion prevailed.

Mr. Murphy moved that the name of Mr. Moe, R.D. be added as a co-author to S.F. No. 359. The motion prevailed.

Mr. Finn moved that his name be stricken as chief author, shown as a co-author, and the name of Ms. Johnson, J.B. be shown as chief author to S.F. No. 788. The motion prevailed.

Ms. Johnson, J.B. moved that the name of Mr. Novak be added as a co-author to S.F. No. 788. The motion prevailed.

Mr. Belanger moved that his name be stricken as a co-author to S.F. No. 901. The motion prevailed.

Mr. Metzen moved that the name of Mrs. Pariseau be added as a co-author to S.F. No. 911. The motion prevailed.

Ms. Berglin moved that the name of Mr. Solon be added as a co-author to S.F. No. 968. The motion prevailed.

Mr. Pogemiller moved that the name of Mr. Spear be added as a co-author to S.F. No. 1282. The motion prevailed.

Mr. Samuelson moved that the names of Messrs. Solon and Finn be added as co-authors to S.F. No. 1283. The motion prevailed.

Mr. Price moved that the names of Messrs. Lessard and Chandler be added as co-authors to S.F. No. 1287. The motion prevailed.

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

Senate Resolution No. 34: A Senate resolution adopting permanent rules of the Senate.

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

The Permanent Rules of the Senate for the 78th Legislature shall read as follows:

PERMANENT RULES OF THE SENATE

PARLIAMENTARY REFERENCE

1. The rules of parliamentary practice comprised in Mason's Manual of Legislative Procedure shall govern the Senate in all cases in which they are applicable, and in which they are not inconsistent with these rules and orders of the Senate and the joint rules and orders of the Senate and House of Representatives.

HOUR OF CONVENING

2. The Senate shall convene on days of meeting at 2 o'clock p.m. unless the Senate directs otherwise.

PRESIDENT

3. The President shall take the chair at the hour to which the Senate adjourned. He shall immediately call the members to order and, on the appearance of a quorum, shall proceed with the regular order of business. He shall preserve order and decorum, may speak on points of order in preference to members, and shall also decide all questions of order, subject to an appeal to the Senate by a member. An appeal is decided by a majority vote of those present and voting. Upon an appeal from the decision of the President, the question is, "Shall the decision of the President be the judgment of the Senate?"

SUBSTITUTES FOR THE PRESIDENT

4. The President may call a member to preside. In the absence of the President the Chair of the Committee on Rules and Administration, or his designee, shall preside over the Senate. In the absence of the President and the Chair, a member may be selected by the Senate to perform the duties of the President. Substitutions do not extend beyond adjournment.

ABSENCE OF MEMBERS

5. No member or officer of the Senate shall be absent from a session of the Senate unless excused by the Senate.

DECORUM DURING BUSINESS

6. When the President puts a question, or addresses the Senate, no one shall walk out of or cross the Chamber. When a member is speaking, no one shall pass between the member speaking and the President. No member, or other person, shall proceed to or remain by the Secretary's desk while the yeas and nays are being called or counted. No member may speak without using a microphone.

ORDER OF BUSINESS

7. The order of business is as follows:

1. Petitions, letters, remonstrances.
2. Executive and official communications.
3. Messages from the House of Representatives.
4. First reading of House bills.
5. Reports of committees.
 - (a) From standing committees.
 - (b) From select committees.
6. Second reading of Senate bills.
7. Second reading of House bills.
8. Motions and Resolutions.
9. Calendar.
10. Consent Calendar.
11. General Orders.
12. Introduction and first reading of Senate bills.
13. Announcements of Senate interest.

Under the order of business of Motions and Resolutions the Senate may by a majority vote of the whole Senate temporarily revert or proceed to any other order of business.

CALENDAR

8. The Secretary shall make a Calendar of all bills, resolutions and other matters coming before the Senate for final action. He shall place them on the Calendar in the order in which they have been acted upon in Committee of the Whole. The Calendar shall be printed and placed upon the members' desks at least one calendar day before the matters on it are considered.

CONSENT CALENDAR

9. If a committee determines that a bill it recommends to pass is of a routine nature or otherwise of a nature which likely will not be opposed, it may in its report recommend that the bill be placed on the Consent Calendar. If the report is adopted, the bill shall be printed and placed on the Consent Calendar after its second reading. On the question of adoption of the report the question of accepting the recommendation that the bill be placed on the Consent Calendar may be divided from the question of adopting the report in other respects.

A majority of the whole Senate, or the Chair of the Committee on Rules and Administration, may order a bill on General Orders to be placed on the Consent Calendar.

The Consent Calendar consists of bills placed on it. Senate bills shall be positioned ahead of House bills. The Consent Calendar shall be printed and placed on the members' desks at least one calendar day before the matters on it are considered.

If a member objects to consideration of a bill on the Consent Calendar at any time during its consideration in the Senate before the question on final passage is put, and that objection is supported by at least two other members, the bill shall be referred to the Committee of the Whole, and shall be placed

at the bottom of General Orders subject to Rule 11, except that it need not lie over one calendar day before consideration in the Committee of the Whole.

SPECIAL ORDER

10. The Chair of the Committee on Rules and Administration may designate a special order for a bill that has been given its second reading.

A special order shall provide that the bill be considered immediately, at a time certain, or after specific other business is completed.

During consideration of a special order, Rule 20 is suspended. As nearly as applicable, debate on the bill and all proceedings including amendments and substitutions shall be that of the Committee of the Whole.

On any question a member may call for the yeas and nays which shall be entered in the Journal.

Unless it is otherwise disposed of, after consideration a bill on Special Orders of the Senate shall immediately proceed to its third reading and final passage.

A bill may not be made a special order if the chief author has declined on three previous occasions to take the bill up after it was designated a special order.

GENERAL ORDERS

11. The Secretary shall make a list of all bills, resolutions, reports of committees, and other proceedings of the Senate, which are referred to the Committee of the Whole, and which are not made the order of the day, for a particular day, and number them. The lists are called the "General Orders". They shall be taken up in the order in which they are numbered unless otherwise ordered by a majority of the committee.

General Orders, together with all bills included on it required to be printed under the rules or orders of the Senate, shall be printed and placed upon the members' desks at least one calendar day before being considered in Committee of the Whole.

MOTIONS

12. When a motion is made it shall be stated by the President. If it is in writing it shall be handed to the Secretary and read to the members.

13. A motion or amendment shall be written if the President or a member requests. In that case it must identify the member or committee offering it.

14. After a motion is stated by the President, or read by the Secretary, it is in possession of the Senate, but may be withdrawn by the author at any time before decision or amendment.

PRECEDENCE OF MOTIONS

15. When a question is under debate no motion shall be received, except:

1. To adjourn.
2. To recess.
3. To reconsider.

4. To lay on the table.
5. For the previous question.

(Motions numbered 1, 2, 4 and 5 above shall be decided without debate.)

6. To refer.
7. To postpone to a day certain.
8. To amend.
9. To postpone indefinitely.

These several motions have precedence in the foregoing order; but when a motion for the previous question has been seconded, or the main question ordered, a motion to lay on the table is not in order.

A motion to postpone to a day certain, to refer, to postpone indefinitely, or to amend, having been decided, shall not again be put on the same day, nor at the same stage of the bill or proposition.

MOTION TO ADJOURN

16. A motion to adjourn is always in order, and also a motion to adjourn to a time certain. The latter motion is debatable solely as to the time. When either motion is rejected it shall not be renewed until further business has been transacted.

AMENDMENTS TO RULES AND SUSPENSION OF RULES

17. Every proposition to amend a rule of the Senate shall be referred to the Committee on Rules and Administration. The proposition shall not be acted upon until the report of the committee is received by the Senate. A rule shall not be suspended except by at least two-thirds vote of the whole Senate. A motion to suspend the rules for the purpose of advancing a bill shall be made only under the order of business, "Motions and Resolutions".

ORDER IN DEBATE

18. When a member is about to speak in debate, or deliver a matter to the Senate, the member shall rise and respectfully address "Mr. (or Madam) President". The member shall not proceed to speak further until recognized by the President. The member shall speak only to the question under debate and avoid personality. In discussing a resolution, each member is limited to ten minutes.

19. When a member is called to order, he shall be silent until it is determined whether or not he is in order. If a member is called to order for words spoken in debate, the words excepted to shall be taken down in writing by the Secretary immediately.

20. No member shall speak more than twice on the same question on the same day without leave of the Senate.

COMMITTEES NOT TO BE ABSENT

21. Committees shall not be absent from the Senate without permission of the Senate. The names of the members excused shall be printed in the Journal.

MEMBERS TO VOTE UNLESS EXCUSED

22. Every member who is in the Senate Chamber during a roll call shall vote upon the request of another member unless, for special reasons, excused by the Senate.

A motion by a member to be excused from voting shall be made before the question is put. A member wishing to be excused from voting may make a brief statement of the reason for making the request and the question on the motion shall be taken without further debate.

When members have had an opportunity to vote and fail to do so, a majority of all the members of the Senate may, by motion, direct the President to close the roll. The vote on a motion to close the roll shall be taken without debate and no member is required to vote on the motion.

CALL OF THE SENATE

23. A member may impose a call of the Senate requiring the attendance of all members before any further proceedings occur except a motion to adjourn. Upon the imposition of a call, a record of those present shall be obtained upon the request of any member, and the Sergeant at Arms instructed to bring in the absent members. When the Senate has been placed under call, a member may demand that the doors be closed and no member permitted to leave the Chamber until the matter or question, if any, under consideration at the time of the call is disposed of, or until the call is lifted by a majority vote of all the members of the Senate, or until the Senate adjourns. A majority vote of all the members of the Senate may excuse from attendance members not answering the call.

A call cannot be made after voting has commenced.

QUESTIONS—HOW STATED AND DECIDED

24. Questions shall be distinctly put. The President shall declare all votes but if a member rises to question a vote, the President shall order a division.

ONLY MEMBERS PRESENT TO VOTE

25. Upon a division and count of the Senate on a question, only members present in the Senate Chamber shall be counted. No member may vote on a question except at the member's own seat in the Chamber.

ANY MEMBER MAY DEMAND YEAS AND NAYS

26. At any time prior to the start of voting on a question, a member may call for the yeas and nays which shall be entered in the Journal. A call for the yeas and nays cannot be interrupted except as provided in Rule 22.

AUTHORIZED ELECTRICAL VOTING DEVICE

27. Unless otherwise ordered, a vote, except upon elections and upon the overriding of a governor's veto, may be taken by means of the electrical voting system which is under the control of the President.

CERTIFICATE FOR MONEY

28. No certificate authorizing the payment of money appropriated by the Legislature shall be issued by the Secretary by virtue of a motion or resolution, unless the motion or resolution is voted for by a majority of all members of the Senate upon a call of the yeas and nays.

THE PREVIOUS QUESTION

29. Unless the motion for the previous question is made specifically applicable to a subsidiary motion, the previous question shall be in this form:

"Shall the main question now be put?" It shall only be admitted when demanded by a majority of the members present, and its effect is to put an end to all debate, and bring the Senate to a direct vote upon amendments reported by a committee, if any, then upon all pending amendments in their order and then upon the main question.

On a motion for the previous question a call of the Senate is in order before the President submits the question to the Senate.

On a previous question there is no debate. All incidental questions of order, arising after a motion is made for the previous question, and pending the motion, shall be decided, whether on appeal or otherwise, without debate.

DIVISION OF QUESTION

30. A member may call for a division of the question when the question will admit of it. A motion to strike out and insert is indivisible. A motion to strike out being lost does not preclude an amendment nor a motion to strike out and insert.

RECONSIDERATION

31. When a motion or question has been once put and carried in the affirmative or negative, it is in order for a member who voted with the prevailing side to move for reconsideration on the same day on which the vote was taken or within the next two calendar days or, if later, the first day the Senate meets after the vote was taken. The motion takes precedence over all other questions except a motion to adjourn or recess. When a motion to adjourn is adopted prior to the disposition of the motion for reconsideration, a motion for reconsideration shall lie over until the next succeeding day the Senate meets except as provided in this rule. When notice of intention to move reconsideration of the final action of the Senate on a question is given by a member, the Secretary shall retain the subject of the notice until after the expiration of the time during which the motion can be made.

During the six calendar days before the first Tuesday following the third Saturday in May of any year a notice of intention to move for reconsideration is not in order, but a motion to reconsider may be made and have priority over all other business except a motion to adjourn. A motion for reconsideration having been once voted on shall not be put again nor reconsidered.

INTRODUCTION OF BILLS

32. Bills, memorials, concurrent or joint resolutions may be introduced by a member or by order of the Senate on a report of a committee. An original

and three copies are required for introduction. The number of authors shall not exceed five. A member or a committee desiring to introduce a bill, memorial or concurrent or joint resolution shall place it in the hands of the Secretary, and the Secretary shall promptly deliver all the bills, memorials or concurrent or joint resolutions to the President who shall present them to the Senate.

The name of the author or authors shall be prefixed to each bill, memorial or resolution and the name of a committee introducing a bill, memorial or resolution shall be endorsed on it.

RECESS BILL INTRODUCTIONS

33. During the period between the last day of the session in any odd-numbered year and the first day of the session in the following year, a bill filed with the Secretary for introduction shall be given a file number and may be unofficially referred by the President, with the approval of the Chair of the Committee on Rules and Administration, to an appropriate standing committee of the Senate. All bills filed for introduction during this period shall be presented to the Senate when it reconvenes and shall be referred to the standing committees previously indicated by the President, subject to objection under Rule 35.

REPORTING OF BILLS

34. Every bill, memorial, order, resolution or vote requiring the approval of the Governor shall be reported to the Senate on three different days previous to its passage. The first report, called the first reading, is made when it has been received for introduction; the second report, called the second reading, is made when it has been considered by all the necessary standing committees and is ready for debate; the third report, called the third reading, is made when it is ready for final passage.

REFERRING OF BILLS

35. All bills shall be referred by the President without motion to the proper standing committee unless otherwise referred by the Senate. A bill introduced by a committee need not be referred to a standing committee unless a question arises but rather shall lie over one day before being given its second reading. When a question arises concerning the proper reference of a bill during the order of business of first reading on the day of introduction or at the time of report on it by a standing committee to which the bill was previously referred, the bill shall be referred without debate to the Committee on Rules and Administration to report the proper reference, and upon adoption of the report of the Committee on Rules and Administration, it shall be referred accordingly.

All bills appropriating money, or obligating the state to pay or expend money, or establishing a policy which to be effective will require expenditure of money, when referred to and reported by any other than the Committee on Finance, shall, before passage, be referred to the Committee on Finance.

All bills delegating emergency rulemaking to a department or agency of state government and all bills exempting a department or agency of state government from rulemaking, when referred to and reported by any other than the Committee on Governmental Operations, shall, before passage, be referred to the Committee on Governmental Operations.

Upon request of the chair of a finance division of a policy committee, the chair of the policy committee shall refer a bill in that committee to the division.

36. No bill or resolution shall be referred to committee or amended until it has been given its first reading. No bill or resolution shall be objected to on its introduction.

AMENDMENTS TO BE GERMANE

37. An amendment proposed to the Senate or to the Committee of the Whole that is not germane is out of order. A non-germane amendment includes one that relates to a substantially different subject, or is intended to accomplish a substantially different purpose than that of the original bill to which it is proposed. Whether an amendment is germane is a question to be decided by the President, who may put the question to the body if he chooses.

A motion to remove an amendment placed on a House bill under Rule 49 is out of order if removal of the amendment would make a portion of the House bill not germane to the Senate companion for which it was substituted.

AMENDMENTS TO BILLS

38. In drawing an amendment to a bill or resolution reference shall be made therein, first to the number of the bill, then to the page, and then to the line or lines from which matter is to be stricken or in which new matter is to be inserted.

AMENDMENTS TO TITLE

39. The title to a bill may be amended at any time during its pendency in the Senate.

RECALL FROM COMMITTEE

40. With the concurrence of the first author of the bill, before the deadline for committee action on the bill a majority of the Senate and after the deadline for committee action on the bill 60 percent of the Senate may recall a bill from any committee and re-refer it to any other committee or place it on General Orders. With the concurrence of the first author of the bill, a majority of the Senate may at any time take a bill from the table and place it on General Orders.

By a report of the Committee on Rules and Administration adopted by the Senate, the Committee on Rules and Administration, on request of the first author, may remove a bill from committee and re-refer it to any other committee or place it on General Orders.

DISTRIBUTION AND PRINTING OF BILLS

41. To the extent practical the Secretary shall provide a copy of any bill to the public. He may charge a reasonable fee.

Unless otherwise ordered by the Senate, all Senate bills which have been reported upon favorably or without recommendation by a committee shall be printed prior to consideration by the Senate or the Committee of the Whole. A House bill amended by the Senate must be unofficially engrossed and

printed when placed on General Orders. A bill may be printed by order of the Secretary when amended after second reading. A bill shall be printed when ordered by a majority vote of the Senate. Action by the Senate on a bill which has not been printed is a waiver of the printing requirement.

COMMITTEE OF THE WHOLE

42. All bills, memorials, orders, resolutions and votes requiring the approval of the Governor shall, after a second reading, be considered in Committee of the Whole before they are finally acted upon by the Senate, except as provided for in Rules 9 and 10.

43. The President may call a member to the Chair when the Senate resolves itself into the Committee of the Whole. The rules observed in the Senate govern, as far as practicable, the proceedings of the Committee of the Whole, and the Chair of the Committee of the Whole has the powers of the President, as appropriate. However, a member may speak more than twice on the same subject and a call for the previous question cannot be made. The yeas and nays shall be taken only upon the request of three members, and when taken shall be recorded in the Journal along with the amendment; provided, however, that a member may, with the approval of the Chair of the Committee on Rules and Administration, submit a description of the amendment for printing. In those cases the Secretary shall retain in the minutes of the Committee of the Whole the full text of the amendment.

44. The recommendations of the Committee of the Whole shall be reported to the Senate. If a recommendation contains a proposed amendment of a bill, that amendment shall be noted on a separate piece of paper but when reported need not be read by the President unless required by one or more of the members. The question is on the adoption or rejection of the report, and no other question shall be admitted. The question may be divided to permit separate Senate action on the report as to any bill. On adoption of the report of the Committee of the Whole all bills recommended to pass shall be placed upon the Calendar.

AMENDMENT ON THIRD READING

45. No amendment is in order on third reading without the unanimous consent of the Senate unless it fills a blank, amends the title as provided by Rule 39, is proposed to the chief author of the bill by the Revisor of Statutes to correct technical defects found by the Revisor while engrossing earlier amendments to the bill, or is proposed to a bill on the Consent Calendar before the bill is given its third reading.

In filling blanks, the largest sum, the longest time and the greatest distance shall be first taken.

MOTION TO REFER

46. A bill or resolution may be referred to committee at any time prior to its passage, and if an amendment is reported on the referral to any other than the Committee of the Whole, it shall again be read the second time, considered in Committee of the Whole, read the third time and placed on final passage. If the referral is to the Committee of the Whole it shall be placed at the head of General Orders, except when the referral is under Rule 9.

FINAL PASSAGE

47. The final question upon a bill or other matter requiring action by both Houses after its first and second reading, and after the consideration in Committee of the Whole, is upon its final passage.

TRANSMITTING OF BILLS TO THE HOUSE

48. Except as provided in Rule 31, immediately after the passage of a bill or other matter in which the concurrence of the House of Representatives is requested, the Secretary shall transmit it to the House. On the concurrence of a bill or other matter of the House by the Senate, or on the concurrence or disagreement in a vote of the House, the Secretary shall notify the House.

COMPARISON AND SUBSTITUTION OF BILLS

49. Unless there is a motion by the Chair of the Committee on Rules and Administration or objection under Rule 35, a House bill, after its first reading, shall be referred as follows:

(a) If there is no Senate companion bill, the House bill shall be referred to the appropriate standing committee;

(b) If there is a Senate companion bill, the House bill shall be referred to the standing committee possessing the Senate companion;

(c) If the Senate companion bill has been reported to the Senate, the House bill shall be referred to the Committee on Rules and Administration, which shall report whether the House bill is identical to the Senate companion bill. If the bills are identical, the report shall recommend that the House bill be given its second reading and substituted for the Senate companion bill and the Senate companion bill be indefinitely postponed. If the House bill is not identical to the Senate companion bill, the report of the committee shall so state and recommend an amendment to the House bill that when adopted will render the House bill identical to the Senate bill. Upon adoption of a committee report containing the proposed amendment, the House bill as amended shall be given its second reading and substituted for the Senate companion bill and the Senate companion bill shall be indefinitely postponed.

Reports of the Committee on Rules and Administration pursuant to this rule shall be prepared and submitted on behalf of the committee by the Secretary.

A House bill placed on the Calendar by substitution shall not be given its third reading on the same day as the substitution.

ENGROSSING AND ENROLLING OF BILLS

50. All engrossing and enrolling of bills shall be done at the direction and under authority of the Senate.

Every bill, memorial, order or resolution originating in the Senate shall be carefully engrossed before being transmitted to the House of Representatives for concurrence.

All bills shall be carefully enrolled under the supervision of the Committee on Rules and Administration, which may report to the Senate at any time on the enrollment of bills.

DISPOSITION OF BILLS ON ADJOURNMENT

51. Adjournment of the regular session in an odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that a bill on the Calendar, Consent Calendar, or General Orders shall be returned to the standing committee other than the Committee on Rules and Administration from which it was last reported to the Senate, unless otherwise provided for by motion prior to adjournment. Bills returned to committee pursuant to this rule shall, upon request of the author, be given priority for consideration by the committee ahead of all other bills in the order in which they appeared on the Calendar, Consent Calendar, or General Orders.

PETITIONS AND OTHER COMMUNICATIONS

52. In presenting a petition, memorial, remonstrance or other communication addressed to the Senate, a member shall only state the general purpose of it.

Every petition, memorial, remonstrance, resolution, bill and report of committee, shall have an appropriate title, and the name of the member presenting it written on it.

RESOLUTIONS

53. Memorial resolutions addressed to the President or the Congress of the United States, or a house or member of Congress, or a department or officer of the United States; or a state or foreign government, joint resolutions, and resolutions requiring the signature of the Governor shall follow the same procedure as bills before being adopted.

Upon a member giving notice of intention to debate a resolution not required to follow the same procedure as bills and not offered by the Committee on Rules and Administration, the resolution shall lie over one calendar day without debate or other action. Upon the request of a member, the resolution shall be referred to the proper committee. Whenever a question arises concerning the proper reference the procedure provided by Rule 35 applies.

CONFIRMATIONS

54. Every gubernatorial appointment requiring the advice and consent of the Senate shall be referred by the President to the appropriate committee. If a question arises as to the proper committee, the appointment shall be referred without debate to the Committee on Rules and Administration for a report making the proper reference.

The final question on the appointment is, "Will the Senate, having given its advice, now consent to this appointment?" The question shall not be put the same day the appointment is received or on the day it is reported by committee unless by unanimous consent.

SIGNING OF ACTS, RESOLUTIONS

55. In addition to his duties under Rule 3, the President shall sign all acts, memorials, addresses and resolutions. All writs, warrants and subpoenas issued by the Senate shall be signed by the President and attested by the Secretary. Upon a finding by the Committee on Rules and Administration that

the President refuses or is unable to sign any of the documents described in this rule, the Chair of the Committee on Rules and Administration, or some other member selected by the committee shall assume the duties of the President under this rule until the President is able to sign the documents described or until the Senate elects a new President, whichever occurs first.

APPOINTMENT OF COMMITTEES

56. The majority and minority shall each be represented on all standing committees of the Senate substantially in proportion to their numbers in the Senate. The majority group shall assign the number of positions the minority group will hold on each committee. The minority group shall be given adequate notice about its positions prior to the commencement of the session. Both the majority and minority groups shall appoint their own members to fill the number of positions each group will hold on each committee. The minority group shall transmit notice of its assignments to the majority group within ten calendar days after receipt of the notice of positions available. *The minority group may designate a ranking member for each committee.* If the minority group for any reason fails to make its appointments pursuant to this rule, the majority group may make all the committee assignments.

The majority and minority committee assignments are subject to the uniform criteria governing committee assignments applicable to both the majority and minority. The uniform criteria shall be promulgated by the majority group and transmitted to the minority group together with notification of committee positions available to the minority.

Committee assignments as made by the majority and minority groups shall be followed by the Senate in the resolution establishing representation on all Senate standing committees.

After the organization of the Senate, all committees of the Senate and members of commissions to be appointed by the Senate authorized by rule, statute, resolution or otherwise, shall be appointed by the Subcommittee on Committees of the Committee on Rules and Administration, unless otherwise provided, subject to confirmation by the Senate. In the appointment of members of conference committees between the two houses, the Subcommittee on Committees of the Committee on Rules and Administration of the Senate shall appoint those who are in accord with the position of the Senate, and whenever practical, give preference to authors of bills in dispute and to members of standing committees in which the bills were considered.

STANDING COMMITTEES

57. The standing committees of the Senate are as follows:

Agriculture and Rural Development

Commerce and Consumer Protection

Crime Prevention

Education

Environment and Natural Resources

Ethics and Campaign Reform

Family Services

Finance

Gaming Regulation

Governmental Operations and Reform

Health Care

Jobs, Energy and Community Development

Judiciary

Metropolitan and Local Government

Rules and Administration

Taxes and Tax Laws

Transportation and Public Transit

Veterans and General Legislation

The Committee on Rules and Administration may constitute a standing Subcommittee on Committees, the report of which within its jurisdiction has the effect of a report of the main Committee on Rules and Administration. The subcommittee shall consist of five members, one of whom shall be a member of the minority group.

Each standing committee of the Senate, including a subcommittee of the committee, is authorized at any time to sit and act, to investigate and take testimony on any matter within its jurisdiction, to report hearings held by it, and to make expenditures as authorized from time to time by the standing Committee on Rules and Administration. A standing committee, but not a subcommittee, may require by subpoena or otherwise the attendance and testimony of witnesses and the production of correspondence, books, papers, and documents, in the manner provided by Minnesota Statutes, Section 3.153.

COMMITTEE MEETINGS

58. All meetings of the Senate, its committees, committee divisions, and subcommittees are open to the public. A meeting of a caucus of the members of any of those bodies from the same political party need not be open to the public. Notwithstanding Minnesota Statutes, section 3.055, a caucus of the Hennepin county, Ramsey county, or St. Louis county delegation is open to the public. For purposes of this rule, a meeting occurs when a quorum is present and action is taken regarding a matter within the jurisdiction of the body.

To the extent practical, meetings of all committees shall be announced to the public at least three calendar days prior to convening. The notice shall state the name of the committee, the bill or bills to be considered, the place and time of meeting. The notice shall be posted on all Senate bulletin boards in the Capitol and the State Office Building. A notice shall be sent to the House of Representatives for posting as it deems necessary.

QUORUM IN COMMITTEE

59. A majority of its members constitutes a quorum of a committee.

REPORT OF VOTE IN COMMITTEE

60. Upon the request of a member of a committee or subcommittee to which a bill has been referred, or upon the request of the author of the bill, a record shall be made of the vote on the bill in the committee or subcommittee, including the vote on any amendment or proposed amendment to it, in the committee or subcommittee to which the bill was referred.

Upon request of three members of the committee before the vote is taken, the record of a roll call vote in a standing committee shall accompany the committee report and be printed in the Journal.

COMMITTEE ACTION

61. No report of any committee shall be made to the Senate unless it reports action taken at a regular or special meeting of the committee. A report in violation of this rule is out of order.

EMPLOYEES AUTHORIZED IN THE SENATE

62. The Committee on Rules and Administration shall establish positions, set compensation, appoint employees, and authorize expense reimbursement for employees as it deems proper to carry out the work of the Senate. At the request of any committee member, an action of the committee shall be submitted as a Senate resolution for adoption by the Senate. A roster of all employees of the Senate, including positions and compensation, shall be kept by the Secretary and shall be open for inspection by the public. The Secretary shall post, in a public place in the Capitol, a notice of every vacant position on the permanent staff of the Senate. The notice must remain posted for at least two weeks, and no vacancy may be filled until the period of posting has elapsed.

BUDGET AND EXPENDITURES

63. The Committee on Rules and Administration shall adopt an operating budget for the Senate and refer it to the Committee on Finance.

All propositions for the appointment and payment of employees of the Senate or for expenditures on account of the Legislature, other than those provided by law, shall be referred to the Committee on Rules and Administration without debate.

AUTHORITY OVER EMPLOYEES

64. Except as otherwise provided in these rules, the Committee on Rules and Administration has full and exclusive authority over, and charge of all employees, officers and clerks of the Senate both elective and appointive. The committee has the sole and exclusive power and authority to assign them to duties other than for which they were elected or appointed as the committee may from time to time provide. The committee has power to appoint employees, officers or clerks as it deems proper to exercise the power granted to it by this rule. The committee may make rules and regulations for the government of the employees, officers and clerks as they see fit. In case of violation of an order of the committee by an employee, officer or clerk, or in case of a violation of a rule or regulation made by the committee, or in case of misconduct or omission by an employee, officer or clerk, the Committee on

Rules and Administration may hear complaints and discharge the employee, officer or clerk or impose other punishment by way of fine or otherwise upon the employee, officer or clerk as the committee deems just and proper.

DUTIES OF SECRETARY

65. The Secretary shall keep a correct Journal of the proceedings of the Senate and shall perform other duties assigned to him as Secretary. He shall not permit Journal records, accounts or papers to be taken from the table or out of his custody, other than in the regular mode of business. If a paper in his charge is missing, he shall report the fact to the President, so that inquiry may be made. He shall superintend the recording of proceedings in the Journal, the engrossing, transcribing and copying of the bills and resolutions, supervise the assistants, clerks and stenographers under the direction of the Committee on Rules and Administration, and generally perform the duties of Secretary, under direction of the President. The Secretary shall keep a record of all Senate and House bills showing the state, condition, and progress of each bill pending, until its final passage.

The Secretary shall cause to be recorded on magnetic tape the proceedings of the Senate, the Committee of the Whole, each standing committee and standing subcommittee. Each tape shall be clearly labeled to show the name of the body whose proceedings are recorded and the dates the proceedings occurred. Each tape shall be accompanied by a log showing the number of each bill considered and the places on the tape where consideration of the bill occurred. Within two working days after each day the Senate is in session the Secretary shall make a copy of the tape and corresponding log of proceedings of the Senate and the Committee of the Whole and deliver the copies to the Legislative Reference Library. Within one week after each meeting of a standing committee or standing subcommittee the Secretary shall make a copy of the tape and corresponding log of the meeting and deliver the copies to the Legislative Reference Library. Upon completion and approval of the minutes of the meeting, a copy of the minutes shall be promptly delivered to the Legislative Reference Library. The Secretary shall keep a record of each session of the Senate and the Committee of the Whole, each meeting of a Senate standing committee or standing subcommittee, and the date on which a tape recording of the session or meeting was transmitted to the Legislative Reference Library. The Library shall keep a similar record of all tapes received. The Library shall provide committee staff with reasonable access to Senate tapes and shall provide the public with convenient facilities to listen to the tapes. Copies of Senate tapes shall be available to the public from the Secretary, for a fee determined by the Secretary to be adequate to cover the cost of preparing the copies. A copy shall be provided free to a member of the Senate upon request for use in legislative business. The original tape and log of each session of the Senate and the Committee of the Whole shall be kept by the Secretary until the end of the period for which the members of the existing House of Representatives have been elected, at which time the tape may be preserved or disposed of as he sees fit. Tapes, logs, and minutes forwarded to the Legislative Reference Library shall be kept by the Library until two years after the end of the period for which the members of the existing Senate have been elected, at which time they may be preserved or disposed of as the Library sees fit. It is the intention that testimony and discussion preserved under this rule not be admissible in any court or administrative proceeding on an issue of legislative intent.

JOURNAL—HOW APPROVED

66. The Journal of each day's proceedings is open for correction at any time during the session of the next day the Senate meets. Unless corrected on that day, the Journal stands approved.

SECRETARY MAY CORRECT ERRORS

67. The Secretary of the Senate and Engrossing Secretary, in all proper cases, shall correct all mistakes in numbering the sections and reference to them, whether the errors occur in the original bill or are caused by amendments to it.

PURCHASING SUPPLIES

68. The Secretary is the agent of the Senate for the purchase of supplies. The Secretary's records on purchase of supplies are open for inspection during normal business hours.

DUTIES OF THE SERGEANT AT ARMS

69. The Sergeant at Arms shall execute all orders of the President and perform all duties assigned to him connected with the police and good order of the Senate Chamber; exercise supervision over the entry and exit of all persons to and from the Chamber; see that messages are promptly delivered; see that the hall is properly ventilated and the temperature properly regulated, and that it is open for the use of members of the Senate at the time fixed; and perform all other services pertaining to his office.

PERSONS PRIVILEGED TO THE FLOOR OF THE SENATE

70. No person shall be admitted within the Senate Chamber, but a member, an officer, the constitutional officers, ex-Governors of the State of Minnesota, members of the House, judges of the trial and appellate courts and members of Congress. Those who have been members of Congress or of the state Legislature who are not interested in any claim or directly in a bill pending before the Legislature may be personally admitted by a member of the Senate. An employee of either house may be admitted at the request of a member or an officer of the Senate. The head of a department of state government may be admitted by the President. When a member-elect is sworn in, the member-elect may request that one guest be admitted. When the Senate is not meeting, a person not a member may be admitted to the floor at the request of a member or officer. No public hearings shall be held in the Senate Chamber. The retiring room of the Senate is reserved for the exclusive use of the members of the Senate at all times. The Sergeant at Arms shall strictly enforce this rule.

PRIVILEGE OF REPORTERS

71. Provision shall be made for news reporters on the Senate floor in limited numbers, and in the Senate gallery. Because of limited space on the floor, permanent space is limited to those news agencies which have regularly covered the legislature, namely: The Associated Press, United Press International, St. Paul Pioneer Press Dispatch, Star Tribune, Duluth News-Tribune and Herald, Rochester Post-Bulletin, St. Cloud Daily Times, WCCO radio,

KSTP radio, and Minnesota Public Radio. An additional two spaces shall be provided to other reporters if space is available.

One person from each named agency and one person from the Senate Publications Office may be present at the press table on the Senate floor at any one time.

Other news media personnel may occupy seats provided in the Senate gallery.

The Committee on Rules and Administration may, through committee action or by delegating authority to the Secretary, allow television filming on the Senate floor on certain occasions.

The committee or its agent may designate a committee of three senior news correspondents to act as an issuing agency for reporters' badges or other credentials.

DISORDERLY CONDUCT

72. In case of a disturbance or disorderly conduct in the lobbies or galleries, the President may order them cleared. Picture taking by persons other than accredited news reporters, picture taking with floodlights or flash units, hand clapping, demonstrations, and food and beverages, are prohibited in the Senate Chamber and in the galleries.

INTRODUCTION OF VISITORS

73. No introduction of a visitor or visitors in the galleries shall be made from the floor or rostrum of the Senate.

SMOKING

74. No person is permitted to smoke in the Senate Chamber, Retiring Room, hearing rooms, or public other spaces under the control of the Senate. There shall be no smoking in the visitors section of the galleries.

ETHICAL CONDUCT

75. The Subcommittee on Committees shall appoint a special committee on Ethical Conduct consisting of four members, two from the majority and two from the minority.

The committee shall serve in an advisory capacity to a member or employee upon written request and shall issue recommendations to the member or employee.

A lobbyist shall not appear before a Senate committee pursuant to his employment unless he is in compliance with the law requiring lobbyist registration, Minnesota Statutes, Sections 10A.03 to 10A.06. A lobbyist when appearing before a committee shall disclose to the committee those in whose interest he speaks and the purpose of his appearance. A lobbyist shall not knowingly furnish false or misleading information or make a false or misleading statement that is relevant and material to a matter before the Senate or any of its committees when he knows or should know it will influence the judgment or action of the Senate or any of its committees thereon. A lobbyist

shall not exert undue influence or expend improper sums of money in connection with any legislation.

The committee shall investigate a complaint by a member of the Senate in writing under oath received during a legislative session regarding improper conduct by a member or employee of the Senate or a lobbyist. The committee has the powers of a standing committee to issue subpoenas pursuant to Minnesota Statutes, Section 3.153. In order to determine whether there is probable cause to believe that improper conduct has occurred, the committee may, by a vote of three of its members, conduct a preliminary inquiry in executive session to which the requirements of Rule 58 do not apply. Upon a finding of probable cause, further proceedings on the complaint are open to the public. If, after investigation, the committee finds the complaint substantiated by the evidence, it shall recommend to the Senate appropriate disciplinary action.

Any person may submit to the Chair of the Committee on Rules and Administration a complaint that members have violated the open meeting requirements of Minnesota Statutes, section 3.055. A member of the Senate may submit the complaint either orally or in writing; others must submit the complaint in writing. Whether the complaint was written or oral, the Chair of the Committee on Rules and Administration shall immediately forward it in writing to the Special Committee on Ethical Conduct without disclosing the identity of the complainant. The complaint must not be further disclosed, except to the members against whom the complaint was made, unless the complaint was made by a member of the Senate in writing under oath, in which case the investigatory procedures of this rule apply.

Mr. Luther moved that the foregoing resolution be laid on the table and printed in the Journal. The motion prevailed.

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

Senate Concurrent Resolution No. 4: A Senate concurrent resolution adopting permanent joint rules of the Senate and House of Representatives.

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

The Permanent Joint Rules of the Senate and House of Representatives for the 78th Legislature shall read as follows:

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES

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ARTICLE I: JOINT CONVENTIONS

HOW GOVERNED

Rule 1.01. The Speaker of the House shall preside at all Conventions of the two houses of the Legislature and shall call the members to order. The Chief Clerk of the House shall be the Secretary and the Sergeant at Arms of the House shall be the Sergeant at Arms of the Convention.

PRESIDENT'S DUTIES

Rule 1.02. The President of the Convention shall preserve order and decorum. ~~He~~ *The President* may speak on all points of order in preference to other members and shall decide questions of order, subject to an appeal to the Convention by any member. ~~He~~ *The President* shall rise to put a question but may state it while seated.

PRESIDENT'S RIGHT TO VOTE

Rule 1.03. The President shall have the right to vote in all cases except appeals from ~~his~~ *the President's* decisions. ~~He~~ *The President* shall vote last on all questions.

STATING QUESTIONS

Rule 1.04. Questions shall be put to the Convention in the following form: "As many as are of the opinion that (the question) shall pass, say 'Aye.'" After an affirmative vote is expressed the nays shall be called as follows: "As many as are of the contrary opinion, say 'No.'" If the President is in doubt or a division is called, those in the affirmative shall rise first and those in the negative afterward.

ORDER OF DEBATE

Rule 1.05. When any member wishes to speak to the Convention on any matter, ~~he~~ *the member* shall rise and respectfully address the President, and not speak further until recognized. ~~He~~ *The member* shall ~~confine himself~~ *only* to the question under debate and avoid personal remarks. When two or more members rise at the same time, the President shall designate the member to speak first. No member shall speak more than twice on the same question without permission of the Convention.

CALLING MEMBER TO ORDER

Rule 1.06. If any member of the Joint Convention is called to order for offensive words in debate, the member calling ~~him~~ to order shall report the words to which exception is taken and the Secretary shall record them. No member may be called to order for any language used in debate if exception is not taken before any other member has spoken or any other business has taken place. A member called to order shall immediately sit down unless another member moves to permit ~~him~~ *the member* to explain. In any case, the Joint Convention, if appealed to, shall decide without debate. Only if the decision is in favor of the member called to order shall ~~he~~ *the member* be at liberty to proceed.

CALL OF THE CONVENTION

Rule 1.07. Five members may demand a call of the Convention at any time except after voting has commenced. When such a call is demanded, the doors shall be closed, the roll shall be called, the absent members shall be sent for, and no member may be permitted to leave the Chamber, unless excused by the President, until the call is lifted. Proceedings under the roll call may be suspended by a majority vote of all the members of the Convention. A call of the Convention may be lifted by a majority vote of all the members of the Convention.

ELECTIONS

Rule 1.08. In all elections by the Joint Convention, members shall vote viva voce and the roll of Senate members shall be called first. Whenever there is an election of any officer in Joint Convention, the result shall be certified by the President of the Senate and the Speaker of the House and announced by them to their respective houses. The result shall be entered on the Journal of

each house and communicated to the Governor by the Secretary of the Convention.

NO SMOKING

Rule 1.09. No person is permitted to smoke in the Chamber or in the gallery during a Joint Convention.

PARLIAMENTARY PROCEDURE

Rule 1.10. The rules of the House shall be the Rules of the Joint Convention of both houses in all cases in which the foregoing rules are not applicable.

ARTICLE II: BILLS

FORM

Rule 2.01. The title of each bill shall clearly state its subject and briefly state its purpose. When a bill amends or repeals an existing act, the title shall refer to the chapter, section or subdivision.

Reference shall be made to Minnesota Statutes for the provisions appearing therein unless reference to previous session laws is required for some special reason.

Bills shall refer to Minnesota Statutes as follows:

“Minnesota Statutes, section”

Bills shall refer to the session laws as follows:

“Laws, chapter, section”

A bill for the amendment of a statute shall contain the full text of the section or subdivision to be amended as it appears in the latest edition of Minnesota Statutes unless it has been amended, in which event it shall contain the full text as amended.

The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. The text of a new section or subdivision shall also be underscored when a bill amends an existing chapter or section by adding a new section or subdivision. In the omnibus appropriation bills required by Joint Rule 2.02, sections making an appropriation or transfer and not amending a statute or session law need not have new material underscored. *A bill that repeals a statute may include or be accompanied by an appendix containing the full text of the section or subdivision repealed.* Before a committee favorably reports upon a bill, the chairman of the committee shall see that the bill conforms to this rule. When a bill is printed in the Journal, the new matter shall be in italics or underscored and the matter to be eliminated shall be capitalized and in parentheses or stricken by drawing a line through it. A bill drafted by the Revisor of Statutes for the purposes of correcting errors in Minnesota Statutes need not comply with the provisions of this paragraph if the bill is labeled “REVISOR’S BILL” immediately below the title, and if there is attached thereto a memorandum of information explaining the reasons for the bill.

If the bill is for an original law and not for an amendment of an existing law, the sections and subdivisions shall be arranged, subdivided, and numbered in like manner as Minnesota Statutes. If such a bill assigns to the sections thereof headnotes or identification by the decimal system of numbering used in Minnesota Statutes, such headnotes and decimal identification may be submitted by standing committee chairmen to the Revisor of Statutes for examination. Any such headnotes shall be capital letters enclosed in brackets, and shall be subject to the provisions of Minnesota Statutes, section 648.36.

All numbers in titles shall be expressed in figures. All numbers of section or chapter of law shall be in figures. In the body of a bill numbers in excess of ten shall be in figures, except for a special reason they may be written, but when written they shall not be followed by numbers or parentheses.

A bill may include or be accompanied by a table of contents.

APPROPRIATING MONEY

Rule 2.02. The same bill shall not appropriate public money or property to more than one local or private purpose.

No clause appropriating money for a local or private purpose shall be contained in a bill appropriating money for the State government or public institutions. All resolutions authorizing the issuing of abstracts by the Secretary of the Senate or the Chief Clerk of the House for the payment of money shall be upon the call of "yeas" and "nays."

In odd-numbered years, at least eighteen calendar days prior to the last day the Legislature can meet in regular session [Thursday, April 29, 1993], the Committee on Finance of the Senate and the Committee on Ways and Means of the House shall report to their respective houses, unless directed by concurrent resolution to report different appropriation bills, appropriation bills for the two succeeding fiscal years as follows:

(a) A bill appropriating money for the general administrative and judicial expenses of the State government, including salaries, office expenses and supplies and other necessary expenses connected therewith;

(b) A bill covering appropriations relating to health and human services;

(c) A bill appropriating money for the support and maintenance of State educational institutions;

(d) A bill appropriating money for aid to school districts;

(e) A bill appropriating money for the protection and improvement of the State's environment and natural resources;

(f) A bill appropriating money for the department of transportation and other agencies;

(g) A bill appropriating money for criminal justice;

(h) A bill appropriating money for community development;

(i) A bill covering all appropriations providing for the payment of claims against the State of Minnesota which may have been allowed by the Finance Committee of the Senate or the Ways and Means Committee of the House.

No other appropriations shall be contained in any of said bills but all other appropriations shall be contained in separate bills.

DEADLINES

Rule 2.03. (a) Except as provided in paragraph (b), in odd-numbered years, committee reports on bills favorably acted upon by a committee in the house of origin after the sixth Friday before the last Friday the Legislature can meet in regular session [April 2, 1993], and committee reports on bills originating in the other house favorably acted upon by a committee after the fourth Friday before the last Friday the Legislature can meet in regular session [April 16, 1993], shall be referred in the Senate to the Committee on Rules and Administration, and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after the earlier date and by the later date set by this paragraph acts on a bill that is a companion to a bill that has met the earlier deadline in the other house. *This rule does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Ways and Means and on Taxes.*

(b) Committee reports on bills containing an appropriation that are favorably acted upon by a *the policy committee* in either house *that is or includes the finance division with final jurisdiction over the appropriation after the deadlines in paragraph (a) but no later than* the third Friday before the last Friday the Legislature can meet in regular session [April 23, 1993], ~~shall need not~~ be referred in the Senate to the Committee on Rules and Administration, ~~and or~~ in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. ~~This rule does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Ways and Means and on Taxes.~~

(c) Conference committees on the major appropriation bills specified in Joint Rule 2.02 shall have their reports on the members' desks by the last Thursday on which the Legislature can meet in regular session [May 13, 1993]. After the last Friday on which the Legislature can meet in regular session [May 14, 1993], neither house shall act on bills other than those contained in:

(1) Reports of Conference Committees;

(2) Messages from the other house;

(3) Reports of the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House; or

(4) Messages from the Governor.

(d) In even-numbered years the Legislature shall establish by concurrent resolution deadlines based on the date intended to be the date of adjournment sine die.

AMENDING BILLS ORIGINATING IN OTHER HOUSE

Rule 2.04. Either house shall have the power to amend any bill, memorial, or resolution passed by the other house.

RECEDING FROM POSITION

Rule 2.05. Prior to a Conference Committee on any matter, either house may recede from its position on any difference existing between the two houses. In order to recede, and if the matter is not in the possession of a house, that house shall request return of the matter from the other house. To recede, a majority of a house shall govern, except in cases otherwise provided in the Constitution. If the question is put and lost, it shall not be put again on the same day. A reconsideration of the question shall in all respects be regulated by the rules of that house.

CONFERENCE COMMITTEES

Rule 2.06. In all cases of disagreement between the Senate and House on amendments adopted by either house to a bill, memorial or resolution passed by the other house, a Conference Committee consisting of not less than three members nor more than five members from each house may be requested by either house. The other house shall appoint a similar committee.

The manner of procedure shall be as follows: The house of origin passes a bill and transmits it to the other body. If the other body adopts an amendment to the bill and passes it as amended, it shall return the bill with a record of its actions to the house of origin. If the house of origin refuses to concur in the amendment, it shall ask for a Conference Committee, appoint such a committee on its part, and transmit the bill with a record of its action to the other house. If the other house adheres to its amendment, it shall appoint a like committee and return the bill to the house of origin.

All Conference Committees shall be open to the public. As much as practical, meetings of Conference Committees shall be announced as far in advance as possible and actions taken shall be agreed upon in an open meeting. At an agreed upon hour the Committee shall meet. *Except after the last Friday on which the Legislature can meet in regular session in odd-numbered years [May 14, 1993], and after the last Friday on which the Legislature intended, when it adopted the concurrent resolution required by Rule 2.03, paragraph (b), to meet in regular session in even-numbered years, a ten-member Conference Committee shall not meet when either the House or the Senate is meeting.* The members from each house shall state to the members from the other house, orally or in writing, the reason for their respective positions. The members shall confer thereon and shall report to their respective houses the agreement they have reached, or, if none, the fact of a disagreement.

If an agreement is reported, the house of origin shall act first upon the report. A Conference Committee report must be limited to provisions that are germane to the bill and amendments that were referred to the Conference Committee. A provision is not germane if it relates to a substantially different subject or is intended to accomplish a substantially different purpose from that of the bill and amendment that were referred to the Conference Committee. If the report is adopted and repassed as amended by the Conference Committee by the house of origin, the report, the bill and a record of its action shall be transmitted to the other house.

Except after the last Thursday on which the Legislature can meet in regular session in odd-numbered years [May 13, 1993], and after the last Thursday on which the Legislature intended, when it adopted the concurrent resolution

required by Rule 2.03, paragraph (b), to meet in regular session in even-numbered years, a written copy of a report of a Conference Committee shall be placed on the desk of each member of a house twelve hours before action on the report by that house. If the report has been reprinted in the Journal of either house for a preceding day and is available to the members, the Journal copy shall serve as the written report. The member presenting the Conference Committee report to the body shall disclose, either in writing or orally, the substantial changes from the bill or the amendment as they were last before the body.

ENROLLMENT AND SIGNATURE

Rule 2.07. After a bill or memorial has been passed by both houses, it shall be carefully and properly enrolled by the Revisor of Statutes under the direction of the Secretary of the Senate for a matter originating in the Senate or the Chief Clerk of the House for a matter originating in the House. The Revisor of Statutes shall obtain the signatures and certificates of the proper officers to the enrolled copy of the bill or memorial and present it to the Governor for his approval.

A bill or memorial may be prepared for presentation to the Governor on good quality paper approximately 8 1/2" x 14" in size and may be produced by means of a copying machine. An enrolled bill shall be labeled "An Act" and it shall be identical to the bill passed by the Legislature. An enrolled bill which is amendatory of any existing law or constitutional provision shall indicate deletions and additions in the manner provided in Rule 2.01 for printed bills.

ARTICLE III: GENERAL PROVISIONS

SUSPENSION OF JOINT RULES

Rule 3.01. Either house may suspend the Joint Rules of the Senate and House by a vote of two-thirds of its members.

ODD YEAR SESSION ADJOURNMENT

Rule 3.02. Adjournment of the regular session in any odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that upon adjournment in any odd-numbered year to a date certain in the following year:

(a) Any bill being considered by a Conference Committee shall be returned to the house of origin, laid on the table, and the Conference Committee shall be discharged;

(b) Any bill referred to the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House pursuant to Joint Rule 2.03 shall be returned to the standing committee to which it was last previously referred; and

(c) Any bill returned by the Governor to the house of origin with his objections following such adjournment shall be laid on the table.

INTERIM COMMITTEE AND COMMISSION REPORTS

Rule 3.03. Except as otherwise provided by law, the report of any interim committee or commission to the Legislature shall be submitted on paper 8 1/2" x 11" in size, spiral bound, stapled, or punched on the left edge to fit a standard size three ring binder intended for that size paper. A brief summary of the recommendations of the commission or committee shall appear first and be clearly separated from its findings, discussions, and exhibits. If the report contains legislative recommendations, a copy of any proposed legislation, particularly if extensive in character, shall if possible be attached as an exhibit at the end of the report.

EMPLOYEE CAMPAIGN ACTIVITY

Rule 3.04. From the closing of filings for office in the respective body until the general election, no legislative employee may engage in campaign activity during hours of employment. Campaign activity means mailings of campaign committees, fundraising, polling, and campaign material design and dissemination.

ARTICLE IV: ELECTION OF REGENTS

JOINT COMMITTEE

Rule 4.01. By May 7 of each odd-numbered year, or at a date agreed to by concurrent resolution, a joint committee shall meet to recommend nominees for regent of the University of Minnesota to be presented to a Joint Convention of the legislature. The members of the joint committee are the members of the senate and house committees on education. A majority of the members from each house is a quorum of the joint committee.

The joint committee shall determine the number of persons, and the person or persons to be recommended for each open seat.

Each person recommended by the regent candidate advisory council is considered to be nominated. Other persons may be nominated by a member of the committee at the meeting. Nominations may be made by committee members only. Nominations must be made for a specified congressional or student seat, or for any at-large seat.

The roll shall be called viva voce on the recommendation of regents. A majority vote of the members of the joint committee is required for a candidate to be recommended.

JOINT CONVENTION

Rule 4.02. At the Joint Convention of the senate and house of representatives called to elect regents, the joint committee shall report the name of the person or persons recommended for each seat. These persons are considered to be nominated. Any member of the legislature may submit additional nominations. If there is more than one at-large seat to be filled, all candidates for an at-large seat run for any of the at-large seats.

The roll shall be called viva voce on the election of regents. The roll must be called first on congressional district seats until they are filled, then on the student seat, and then on the at-large seats. The candidate for each seat receiving a majority of the votes cast must be declared elected. If no candi-

date receives a majority of the votes cast for a seat, on each succeeding ballot the candidate with the fewest votes must be dropped from consideration and the votes cast again until a majority vote is achieved. Any candidate with fewer than 20 votes on any ballot shall also be dropped on succeeding ballots.

Mr. Luther moved that the foregoing resolution be laid on the table and printed in the Journal. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Metzen moved that S.F. No. 83 be withdrawn from the Committee on Crime Prevention and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

CALL OF THE SENATE

Mr. Spear imposed a call of the Senate for the proceedings of the Calendar. The Sergeant at Arms was instructed to bring in the absent members.

CALENDAR

H.F. No. 585: A bill for an act relating to human rights; prohibiting unfair discriminatory practices on the basis of sexual or affectional orientation; amending Minnesota Statutes 1992, sections 363.01, subdivision 23, and by adding a subdivision; 363.02, subdivisions 1, 2, 4, and by adding a subdivision; 363.03, subdivisions 1, 2, 3, 4, 5, 7, 8, and 8a; 363.05, subdivision 1; 363.11; 363.115; and 363.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 363.

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 35 and nays 29, as follows:

Those who voted in the affirmative were:

Anderson	Flynn	Kiscaden	Mondale	Ranum
Belanger	Hottinger	Krentz	Morse	Reichgott
Berglin	Janezich	Luther	Murphy	Riveness
Betzold	Johnson, D.E.	Marty	Novak	Robertson
Chandler	Johnson, D.J.	Merriam	Pappas	Spear
Cohen	Johnson, J.B.	Metzen	Piper	Terwilliger
Finn	Kelly	Moe, R.D.	Price	Wiener

Those who voted in the negative were:

Adkins	Chmielewski	Knutson	Lessard	Runbeck
Beckman	Day	Kroening	McGowan	Sams
Benson, D.D.	Dille	Laidig	Neuville	Samuelson
Benson, J.E.	Frederickson	Langseth	Oliver	Stumpf
Berg	Hanson	Larson	Olson	Vickerman
Bertram	Johnston	Lesewski	Pariseau	

So the bill passed and its title was agreed to.

H.F. No. 145: A bill for an act relating to occupations and professions; modifying board of medical practice requirements for licensure by reciprocity; amending Minnesota Statutes 1992, section 147.03, by adding a subdivision.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 159: A bill for an act relating to education; extending the time for school districts that have received capital loans to enter into construction contracts; amending Minnesota Statutes 1992, section 124.431, subdivision 1.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

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

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 97: A bill for an act relating to labor relations; regulating public employment labor relations; modifying the definition of a confidential employee; amending Minnesota Statutes 1992, section 179A.03, subdivision 4.

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

So the bill passed and its title was agreed to.

S.F. No. 192: A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Aitkin county.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 229: A bill for an act relating to watercraft; mirror requirements for watercraft towing persons on various devices; amending Minnesota Statutes 1992, section 86B.313, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 235: A bill for an act relating to state lands; authorizing release of a reversionary interest in certain state lands conveyed to the city of St. Peter.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 281: A bill for an act relating to taxation; providing for payment of certain in-lieu taxes; amending Minnesota Statutes 1992, sections 97A.061, subdivisions 2 and 3; and 477A.14.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 283: A bill for an act relating to state lands; authorizing the conveyance of state land in St. Louis county.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 313: A bill for an act relating to Dakota county; providing for the composition and powers of the county housing and redevelopment authority and the county extension committee; amending Minnesota Statutes 1992, section 383D.41, subdivisions 1, 3, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 383D.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 434: A bill for an act relating to traffic regulations; making technical changes and clarifications; prohibiting buses from following too closely; providing exceptions to restrictions on installing television screens in motor vehicles; providing for auxiliary lights when headlights are obstructed by snowplow blade; requiring use of shoulder belt when motor vehicle is so equipped; providing exception for law enforcement vehicles to restriction on objects hanging between driver and windshield; abolishing authority for designating official stations for adjusting vehicle lights and brakes; amending Minnesota Statutes 1992, sections 169.14, subdivision 10; 169.18, subdivisions 5 and 8; 169.471, subdivision 1; 169.56, subdivisions 3, 4, and by adding a subdivision; 169.60; 169.686, subdivision 1; and 169.71, subdivision 1; repealing Minnesota Statutes 1992, section 169.77.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Chandler	Janezich	Laidig	Moe, R.D.
Anderson	Chmielewski	Johnson, D.E.	Langseth	Mondale
Beckman	Cohen	Johnson, D.J.	Larson	Morse
Belanger	Day	Johnson, J.B.	Lesewski	Murphy
Benson, D.D.	Dille	Johnston	Lessard	Neuvillie
Benson, J.E.	Finn	Kelly	Luther	Novak
Berg	Flynn	Kiscaden	Marty	Oliver
Berglin	Frederickson	Knutson	McGowan	Olson
Bertram	Hanson	Krentz	Merriam	Pappas
Betzold	Hottinger	Kroening	Metzen	Pariseau

Piper
Price
Ranum

Reichgott
Riveness
Robertson

Runbeck
Sams
Samuelson

Spear
Stevens
Stumpf

Terwilliger
Vickerman
Wiener

So the bill passed and its title was agreed to.

S.F. No. 247: A bill for an act relating to medical records; clarifying a patient's right of access to medical records; amending Minnesota Statutes 1992, section 144.335, by adding a subdivision.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 358: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 1992, sections 3.9741; 10A.01, subdivision 18; 10A.49, subdivisions 2 and 3; 11A.23, subdivision 1; 13.32, subdivisions 3 and 5; 13.791; 13.99, subdivision 82; 16B.06, subdivision 2a; 18C.551, subdivision 3; 43A.317, subdivision 9; 60A.74, subdivision 6; 62A.44, subdivision 2; 62J.21; 65B.09, subdivision 1; 79.251, subdivision 6; 79A.01, subdivision 1; 80C.18, subdivision 1; 80E.09, subdivision 2; 86B.321, subdivision 1; 103G.293; 116R.01, subdivision 6; 120.064, subdivision 6; 123.39, subdivision 8d; 144.878, subdivision 2; 148B.06, subdivision 2; 148C.11, subdivision 4; 168.187, subdivision 26; 169.797, subdivision 1; 240.011; 245A.18; 256B.0644; 256B.19, subdivision 1a; 268.071, subdivision 3; 289A.20, subdivision 4; 290.9201, subdivision 7; 290A.03, subdivision 13; 325E.0681, subdivision 9; 326.43; 349.151, subdivision 2; 349.19, subdivision 6; 349.31, subdivision 1; 352.03, subdivision 16; 352C.021, subdivision 6; 357.11; 471.617, subdivision 1; 473.516, subdivision 1; 473.704, subdivision 17; 473.811, subdivisions 6, 7, 8, and 9; 475.66, subdivision 3; 477A.13; 480.15, subdivision 9; 480.059, subdivision 7; 525.9221; 551.04, subdivision 14; 600.02; 609.3471; 626.556, subdivision 10; and 626.861, subdivision 3; repealing Minnesota Statutes 1992, sections 61A.011, subdivision 8; 240.01, subdivision 14; 240.011, subdivision 1; 334.011, subdivision 4; and 480.0591, subdivision 3; Laws 1991, chapter 254, article 3, section 21.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 234: A bill for an act relating to juvenile justice; defining "child in need of protection or services" and "child abuse"; amending Minnesota Statutes 1992, section 260.015, subdivision 2a, and by adding a subdivision.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 371: A resolution memorializing the President and Congress to retain the Grand Forks Air Force Base, Grand Forks, North Dakota.

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

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 42 and nays 24, as follows:

Those who voted in the affirmative were:

Beckman	Janezich	Laidig	Mondale	Samuelson
Benson, D.D.	Johnson, D.E.	Langseth	Morse	Solon
Bertram	Johnson, D.J.	Larson	Murphy	Stevens
Betzold	Johnson, J.B.	Lesewski	Neuville	Stumpf
Chmielewski	Johnston	Lessard	Novak	Vickerman
Dille	Kelly	Luther	Piper	Wiener
Finn	Kiscaden	McGowan	Price	
Frederickson	Krentz	Metzen	Reichgott	
Hanson	Kroening	Moe, R.D.	Sams	

Those who voted in the negative were:

Adkins	Berglin	Hottinger	Olson	Robertson
Anderson	Chandler	Knutson	Pappas	Runbeck
Belanger	Cohen	Marty	Pariseau	Spear
Benson, J.E.	Day	Merriam	Ranum	Terwilliger
Berg	Flynn	Oliver	Riveness	

So the resolution passed and its title was agreed to.

CONSENT CALENDAR

S.F. No. 789: A bill for an act relating to the city of St. Paul; validating an approval of special laws.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Benson, D.D.	Bertram	Cohen	Flynn
Anderson	Benson, J.E.	Betzold	Day	Frederickson
Beckman	Berg	Chandler	Dille	Hanson
Belanger	Berglin	Chmielewski	Finn	Hottinger

Janezich	Laidig	Metzen	Pappas	Sams
Johnson, D.E.	Langseth	Moe, R.D.	Pariseau	Samuelson
Johnson, D.J.	Larson	Mondale	Piper	Solon
Johnson, J.B.	Lesewski	Morse	Price	Spear
Johnston	Lessard	Murphy	Ranum	Stevens
Kelly	Luther	Neuville	Reichgott	Stumpf
Kiscaden	Marty	Novak	Riveness	Terwilliger
Knutson	McGowan	Oliver	Robertson	Vickerman
Krentz	Merriam	Olson	Runbeck	Wiener

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S.F. Nos. 306, 262, 50 and H.F. Nos. 203, 298, 341, which the committee recommends to pass.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Pogemiller introduced—

S.F. No. 1288: A bill for an act relating to health occupations; requiring the board of podiatric medicine to adopt rules governing podiatric assistants; amending Minnesota Statutes 1992, section 153.02.

Referred to the Committee on Health Care.

Messrs. Kroening; Kelly; Metzen; Johnson, D.J. and Novak introduced—

S.F. No. 1289: A bill for an act relating to economic development; creating an urban challenge grant program; requiring rulemaking; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116M.

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

Mr. Riveness, Ms. Robertson, Messrs. Terwilliger and Oliver introduced—

S.F. No. 1290: A bill for an act relating to local government; permitting the cities of Bloomington, Edina, Richfield, Eden Prairie, and Minnetonka to establish a transportation demand management program.

Referred to the Committee on Metropolitan and Local Government.

Ms. Krentz, Mr. Cohen, Mses. Berglin and Robertson introduced—

S.F. No. 1291: A bill for an act relating to liquor; identification required for purchase or consumption; amending Minnesota Statutes 1992, section 340A.503, subdivision 6.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Sams, Bertram, Morse, Vickerman and Dille introduced—

S.F. No. 1292: A bill for an act relating to agriculture; changing eligibility and participation requirements for certain rural finance authority programs; authorizing an application fee; 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. Spear and Ms. Anderson introduced—

S.F. No. 1293: A bill for an act relating to jury management; increasing the fee for jury trial requests; authorizing the supreme court to set the compensation and travel reimbursement of jurors; amending Minnesota Statutes 1992, sections 357.021, subdivision 2; and 593.48.

Referred to the Committee on Judiciary.

Messrs. Samuelson, Sams, Day and Finn introduced—

S.F. No. 1294: A bill for an act relating to local government aids; establishing a separate formula for cities with a population of less than 2,500; amending Minnesota Statutes 1992, sections 477A.011, subdivision 1a, and by adding subdivisions; 477A.013, subdivisions 3, 5, and by adding a subdivision; and 477A.03, subdivision 1.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Samuelson, Sams, Day and Finn introduced—

S.F. No. 1295: A bill for an act relating to human services; increasing reimbursement rates for day training and habilitation services; requiring salary increases for personnel below top management; amending Minnesota Statutes 1992, section 252.24, by adding a subdivision.

Referred to the Committee on Health Care.

Mses. Runbeck, Lesewski, Messrs. Frederickson, Chmielewski and Novak introduced—

S.F. No. 1296: A bill for an act relating to unemployment compensation; modifying definitions; changing provisions relating to eligibility for and administration of unemployment compensation; amending Minnesota Statutes 1992, sections 268.04, subdivisions 4 and 12; 268.08, subdivisions 3 and 6; 268.09, subdivisions 1, 2, and 8; 268.10, subdivisions 2 and 6; 268.12, subdivision 12; 268.16, subdivision 4; and 268.161, subdivision 9.

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

Messrs. Luther, Metzen, Ms. Hanson, Messrs. Pogemiller and Terwilliger introduced—

S.F. No. 1297: A bill for an act relating to occupations and professions; board of architecture, engineering, land surveying, landscape architecture,

and certified interior designer; establishing a procedure for issuance, denial, revocation, and suspension of licenses; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Commerce and Consumer Protection.

Mr. Morse introduced—

S.F. No. 1298: A bill for an act relating to intoxicating liquor; authorizing Houston county to issue an on-sale intoxicating liquor license to establishments in Crooked Creek and Brownsville township.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Solon, Riveness, Samuelson, Mses. Kiscaden and Piper introduced—

S.F. No. 1299: A bill for an act relating to occupations and professions; dentistry; modifying a certain exception to the licensing requirements; establishing faculty, resident dentist, and specialty licenses; modifying a certain ground for disciplinary action; amending Minnesota Statutes 1992, sections 150A.01, by adding subdivisions; 150A.05, subdivision 2; 150A.06, by adding subdivisions; and 150A.08, subdivision 1.

Referred to the Committee on Health Care.

Mr. Kroening, Mses. Berglin and Ranum introduced—

S.F. No. 1300: A bill for an act relating to the city of Minneapolis; requiring the community development agency to expend funds for neighborhood development; amending Laws 1980, chapter 595, by adding a section.

Referred to the Committee on Metropolitan and Local Government.

Mr. Kelly, Ms. Krentz, Mr. Chandler, Mses. Johnson, J.B. and Pappas introduced—

S.F. No. 1301: A bill for an act relating to education; changing the definition of pupil unit for pupils in grade 5 or 6 who attend middle schools with pupils in grade 7, 8, or 9; amending Minnesota Statutes 1992, section 124.17, subdivision 1.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S.F. No. 1302: A bill for an act relating to human services; directing use of money collected as rent for property at regional treatment centers and state nursing home facilities; providing for the relocation of regional treatment center and nursing home residents; requiring evaluations of the regional treatment center system capacity; regulating compensation paid to residents; designating nursing home beds at regional treatment centers; clarifying that state regional centers may operate as multipurpose regional centers; clarifying financing for development of state-operated, community-based programs; making changes consistent with the closing of Moose Lake regional treatment center and Faribault regional center and the establishment of the Minnesota psychopathic personality treatment center; amending Minnesota Statutes

1992, sections 246.0135; 246.02, subdivision 2; 246.151, subdivision 1; 251.011, subdivision 4a; 252.025, subdivisions 1 and 4; 252.035; 252.50, subdivision 2; 253.015; 254.05; and 462A.03, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 245.

Referred to the Committee on Health Care.

Messrs. Bertram and Stumpf introduced—

S.F. No. 1303: A bill for an act relating to education; authorizing a fund transfer for independent school district No. 748, Sartell.

Referred to the Committee on Education.

Mr. Bertram introduced—

S.F. No. 1304: A bill for an act relating to wetlands; extending dates for rule adoption and the prohibition on draining and filling; amending Minnesota Statutes 1992, section 103G.2369, subdivision 2; and Laws 1991, chapter 354, articles 6, section 22; and 7, section 2.

Referred to the Committee on Environment and Natural Resources.

Mr. Bertram introduced—

S.F. No. 1305: A bill for an act relating to taxation; sales; exempting sales to political subdivisions of repair parts for fire trucks and emergency rescue vehicles; amending Minnesota Statutes 1992, section 297A.25, subdivision 11.

Referred to the Committee on Taxes and Tax Laws.

Mr. Bertram introduced—

S.F. No. 1306: A bill for an act relating to agriculture; making changes in the laws on pesticides and agricultural chemicals; amending Minnesota Statutes 1992, sections 18B.01, by adding subdivisions; 18B.14, subdivision 2; 18B.31, subdivision 1; 18B.36, subdivision 2; 18B.37, subdivision 2; 18C.005, subdivisions 13 and 35; 18C.115, subdivision 2; 18C.211, subdivision 1; 18C.215, subdivision 2; and 18C.305, subdivision 2; repealing Minnesota Statutes 1992, sections 18B.07, subdivision 3; 18C.211, subdivision 3; and 18C.215, subdivision 3.

Referred to the Committee on Agriculture and Rural Development.

Mr. Riveness, Ms. Wiener, Mr. Terwilliger and Ms. Runbeck introduced—

S.F. No. 1307: A bill for an act relating to state government; modifying provisions relating to the department of administration; amending Minnesota Statutes 1992, sections 13.37, subdivision 2; 13B.04; 15.061; 16B.06, subdivision 2; 16B.101, subdivision 3; 16B.17; 16B.19, subdivisions 2 and 10; 16B.24, subdivision 6; 16B.27, subdivision 3; 16B.32, subdivision 2; 16B.42, subdivisions 1, 2, 3, and 4; 16B.465, subdivision 6; 16B.48, subdivisions 2 and 3; 16B.49; 16B.51, subdivisions 2 and 3; 16B.58, subdivisions 1, 5, and 8; 16B.85, subdivision 1; 94.10, subdivision 1; 343.01, subdivisions 2, 3, and by adding subdivisions; and 403.11, subdivision 1; Laws 1979, chapter 333, section 18; and Laws 1991, chapter 345,

article 1, section 17, subdivision 4, as amended; proposing coding for new law in Minnesota Statutes, chapter 16B; repealing Minnesota Statutes 1992, sections 3.3026; 16B.41, subdivision 4; 16B.56, subdivision 4; and Laws 1987, chapter 394, section 13.

Referred to the Committee on Governmental Operations and Reform.

Mr. Riveness, Ms. Reichgott and Mr. Johnson, D.J. introduced—

S.F. No. 1308: A bill for an act relating to taxation; sales and use; exempting certain materials and supplies used in constructing a satellite broadcasting facility; proposing coding for new law in Minnesota Statutes, chapter 297A.

Referred to the Committee on Taxes and Tax Laws.

Mr. Riveness introduced—

S.F. No. 1309: A bill for an act relating to jobs and training; directing commissioner of jobs and training to provide staff and services for Minnesota jobs skills partnership board; amending Minnesota Statutes 1992, section 116L.03, subdivision 7.

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

Mr. Kelly introduced—

S.F. No. 1310: A bill for an act relating to search warrants; clarifying law with respect to service of search warrants; amending Minnesota Statutes 1992, sections 299D.03, subdivision 1; 626.05, subdivision 2; and 626.13.

Referred to the Committee on Crime Prevention.

Mr. Janezich, Ms. Anderson, Messrs. Samuelson, Solon and Johnson, D.E. introduced—

S.F. No. 1311: A bill for an act relating to consumer protection; providing for training requirements for manual or mechanical therapy; requiring diagnosis of a person's condition before therapy; providing for rulemaking; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 146.

Referred to the Committee on Health Care.

Mr. Cohen introduced—

S.F. No. 1312: A bill for an act relating to family law; modifying provisions dealing with the administration, computation, and enforcement of child support; imposing penalties; amending Minnesota Statutes 1992, sections 214.101, subdivision 1; 349A.08, subdivision 8; 508.25; 518.551, subdivisions 5, 12, and by adding a subdivision; 518.64, subdivision 1; and 609.375, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 256; 518; and 609; repealing Minnesota Statutes 1992, section 609.37.

Referred to the Committee on Judiciary.

Messrs. Novak, Mondale, Ms. Anderson, Messrs. Chandler and Kelly introduced—

S.F. No. 1313: A bill for an act relating to employment; independent contractors; requiring contractors to treat certain independent contractors as employees; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Messrs. Novak, Johnson, D.J.; Ms. Anderson and Mr. Kelly introduced—

S.F. No. 1314: A bill for an act relating to employees; providing for a wage protection program; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Messrs. Betzold and Finn introduced—

S.F. No. 1315: A bill for an act relating to burial grounds; providing criminal penalties for the disturbance of human burial grounds; creating civil remedies for the destruction or disturbance of human burial grounds; creating a council of traditional Indian practitioners to make recommendations regarding the management, treatment, and protection of Indian burial grounds and of human remains or artifacts contained in or removed from those grounds; amending Minnesota Statutes 1992, section 307.08, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 307.

Referred to the Committee on Veterans and General Legislation.

Ms. Reichgott, Messrs. Johnson, D.J. and Sams introduced—

S.F. No. 1316: A bill for an act relating to taxation; providing business tax incentives and simplified tax administrative procedures; requiring a study; amending Minnesota Statutes 1992, sections 289A.20, subdivisions 2 and 4; and 290.01, subdivisions 19a and 19c; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes and Tax Laws.

Mr. Hottinger, Ms. Kiscaden, Krentz and Robertson introduced—

S.F. No. 1317: A bill for an act relating to attorney fees in medical malpractice cases; limiting the amount of noneconomic damages; allowing both plaintiffs and defendants equal access to the provider in a medical malpractice action; establishing liability based on proportion of fault; amending Minnesota Statutes 1992, sections 549.01; 595.02, subdivision 5; and 604.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 548.

Referred to the Committee on Judiciary.

Mr. Betzold introduced—

S.F. No. 1318: A bill for an act relating to health; clarifying the scope of confidentiality of records of review organizations; amending Minnesota Statutes 1992, section 145.64, subdivision 1.

Referred to the Committee on Judiciary.

Mr. Betzold introduced—

S.F. No. 1319: A bill for an act relating to health; modifying the definition of review organization; amending Minnesota Statutes 1992, section 145.61, subdivision 5, and by adding a subdivision.

Referred to the Committee on Health Care.

Messrs. Murphy, Stumpf, Beckman and Price introduced—

S.F. No. 1320: A bill for an act relating to education; requiring changes in college preparation requirements.

Referred to the Committee on Education.

Ms. Olson, Mrs. Pariseau, Ms. Lesewski and Mr. Stevens introduced—

S.F. No. 1321: A bill for an act relating to the legislature; requiring that each bill be accompanied by a fiscal note; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Finance.

Messrs. Bertram, Vickerman and Sams introduced—

S.F. No. 1322: A bill for an act relating to human services; allowing counties to prioritize eligible groups for purposes of distributing funds related to the sliding fee child care program; amending Minnesota Statutes 1992, section 256H.10, subdivision 3; repealing Minnesota Statutes 1992, section 256H.03, subdivision 2b.

Referred to the Committee on Family Services.

Mr. Price, Ms. Reichgott, Flynn and Mr. Chandler introduced—

S.F. No. 1323: A bill for an act relating to taxation; allowing cities and towns to appeal to the county for review of certain county levies; proposing coding for new law in Minnesota Statutes, chapter 275.

Referred to the Committee on Taxes and Tax Laws.

Ms. Berglin introduced—

S.F. No. 1324: A bill for an act relating to human services; adding an exception to group residential housing rate; amending Minnesota Statutes 1992, section 256I.03, subdivision 2.

Referred to the Committee on Health Care.

Mr. Price introduced—

S.F. No. 1325: A bill for an act relating to education; making the state board of education the governing body for the center for arts education except for purposes of statewide resource and outreach programs and services; amending Minnesota Statutes 1992, sections 129C.10, subdivisions 1, 2, and by adding a subdivision; and 129C.15.

Referred to the Committee on Education.

Ms. Berglin and Mr. Riveness introduced—

S.F. No. 1326: A bill for an act relating to human services; extending eligibility for general assistance to pregnant women in first or second trimester of pregnancy; transferring high school students learning English from general assistance to work readiness; eliminating work readiness time limits; creating an administrative fraud disqualification process for general assistance and work readiness; increasing penalties for noncompliance with work readiness; amending Minnesota Statutes 1992, sections 256D.05, subdivision 1; 256D.051, subdivision 1; 256D.052, subdivisions 1 and 4; and 256D.101, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 256D.

Referred to the Committee on Family Services.

Mses. Pappas, Flynn, Reichgott, Messrs. Johnson, D.J. and Hottinger introduced—

S.F. No. 1327: A bill for an act relating to taxation; property; providing for valuation of certain property that is not eligible for open space treatment; amending Minnesota Statutes 1992, section 273.112, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Ms. Pappas introduced—

S.F. No. 1328: A bill for an act relating to education; providing for a grant process for Upward Bound programs; requiring reports; appropriating money.

Referred to the Committee on Education.

Mses. Pappas and Anderson introduced—

S.F. No. 1329: A bill for an act relating to telephone service; expanding coverage of the telephone assistance plan; increasing the funding of the telephone assistance plan; amending Minnesota Statutes 1992, section 237.70, subdivisions 4a and 6.

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

Ms. Hanson, Messrs. Beckman and Sams introduced—

S.F. No. 1330: A bill for an act relating to agriculture; changing procedures and priority for agricultural input liens; amending Minnesota Statutes 1992, section 514.952, subdivisions 1, 2, and 6; repealing Minnesota Statutes 1992, section 514.952, subdivisions 3, 4, and 5.

Referred to the Committee on Agriculture and Rural Development.

Mr. Merriam introduced—

S.F. No. 1331: A bill for an act relating to government data practices; classifying certain data relating to legislative or budget proposals; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Judiciary.

Messrs. Merriam and Spear introduced—

S.F. No. 1332: A bill for an act relating to children; foster care and adoption placement; specifying time limits for compliance with placement preferences; setting standards for changing out-of-home placement; requiring notice of certain adoptions; amending Minnesota Statutes 1992, sections 257.071, subdivision 1a; 259.255; 259.28, subdivision 2; 259.455; and 260.181, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 259.

Referred to the Committee on Family Services.

Mr. Solon, Ms. Wiener, Messrs. Janezich, Belanger and Oliver introduced—

S.F. No. 1333: A bill for an act relating to insurance; regulating minimum loss ratios for noncomprehensive policies; amending Minnesota Statutes 1992, section 62A.135.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Samuelson and Sams introduced—

S.F. No. 1334: A bill for an act relating to the environment; citizen's lake monitoring program; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Ms. Runbeck and Mr. Neuville introduced—

S.F. No. 1335: A bill for an act relating to the state lottery; reducing the maximum percentage of gross revenues which may be expended for advertising; amending Minnesota Statutes 1992, section 349A.10, subdivision 3.

Referred to the Committee on Gaming Regulation.

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

S.F. No. 1336: A bill for an act relating to the city of Duluth; authorizing the establishment of a special service district in the city; authorizing provision of special services in the district; providing for the levy and collection of special service charges.

Referred to the Committee on Metropolitan and Local Government.

Mr. Johnson, D.J. introduced—

S.F. No. 1337: A bill for an act relating to community colleges; authorizing the state board to construct student residences; authorizing revenue bonds.

Referred to the Committee on Education.

Messrs. Hottinger, Terwilliger and Ms. Runbeck introduced—

S.F. No. 1338: A bill for an act relating to the state building code; including state licensed facilities in coverage; clarifying certain language; changing

certain duties of the state building inspector and fee provisions; appropriating money; amending Minnesota Statutes 1992, sections 16B.60, subdivision 3, and by adding a subdivision; 16B.61, subdivisions 1a and 4; 16B.62, subdivision 1; 16B.66; 16B.70, subdivision 2; 16B.72; and 16B.73.

Referred to the Committee on Governmental Operations and Reform.

Mses. Johnson, J.B.; Piper; Mr. Solon, Mses. Berglin and Kiscaden introduced—

S.F. No. 1339: A bill for an act relating to occupations and professions; establishing a board of nutrition and dietetics practice; requiring nutritionists and dietitians to be licensed; establishing licensing requirements and exemptions; authorizing rulemaking; providing penalties; appropriating money; amending Minnesota Statutes 1992, sections 214.01, subdivision 2; and 214.04, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Health Care.

Ms. Johnson, J.B.; Messrs. Mondale, Merriam and Ms. Krentz introduced—

S.F. No. 1340: A bill for an act relating to environmental education; appropriating money.

Referred to the Committee on Education.

Mr. Metzen introduced—

S.F. No. 1341: A bill for an act relating to attorneys; providing for recovery of attorney fees in legal malpractice actions; proposing coding for new law in Minnesota Statutes, chapter 481.

Referred to the Committee on Judiciary.

Mr. Luther introduced—

S.F. No. 1342: A bill for an act relating to business corporations; amending Minnesota Statutes 1992, section 302A.011, subdivision 6a.

Referred to the Committee on Judiciary.

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

S.F. No. 1343: A bill for an act relating to taxation; property; expanding the definition of relative for purpose of homestead classification; amending Minnesota Statutes 1992, section 273.124, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Cohen introduced—

S.F. No. 1344: A bill for an act relating to marriage; providing for postnuptial contracts; amending Minnesota Statutes 1992, section 519.11.

Referred to the Committee on Judiciary.

Messrs. Morse, Merriam, Riveness and Hottinger introduced—

S.F. No. 1345: A bill for an act relating to the environment; restructuring the Minnesota public facilities authority; transferring powers and duties to the commissioner of health and the department of public service; amending Minnesota Statutes 1992, sections 446A.02, subdivisions 3, 6, and by adding a subdivision; 446A.03, subdivisions 1 and 2; 446A.04, subdivision 1; 446A.06; 446A.07, subdivisions 4, 5, 6, and 10; 446A.071, subdivisions 3, 4, 5, and 7; 446A.08, by adding a subdivision; 446A.09; 446A.10, subdivision 2; 446A.12, subdivision 1; and 446A.21, subdivisions 1, 2, and 4.

Referred to the Committee on Governmental Operations and Reform.

Mr. Neuville, Mrs. Benson, J.E.; Mr. Stumpf, Ms. Olson and Mr. Larson introduced—

S.F. No. 1346: A bill for an act relating to education; creating education and training accounts; amending Minnesota Statutes 1992, sections 136A.121, by adding a subdivision; 289A.08, by adding a subdivision; 289A.50, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 136A.

Referred to the Committee on Education.

Mr. Janezich introduced—

S.F. No. 1347: A bill for an act relating to horse racing; adjusting the out-of-season simulcasting set-aside; providing for the continuation of horsepersons' organizations; amending Minnesota Statutes 1992, section 240.13, subdivision 5.

Referred to the Committee on Gaming Regulation.

Mr. Luther introduced—

S.F. No. 1348: A bill for an act relating to housing; appropriating money for multiunit blighted rental property removal.

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

Mr. Luther introduced—

S.F. No. 1349: A bill for an act relating to elections; prohibiting use of lists of registered voters for jury selection; amending Minnesota Statutes 1992, section 201.091, subdivisions 1, 4, and 5.

Referred to the Committee on Ethics and Campaign Reform.

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

S.F. No. 1350: A bill for an act relating to soil and water conservation; permitting soil and water conservation districts to levy taxes; providing for state aid to soil and water conservation districts; appropriating money; amending Minnesota Statutes 1992, section 103C.331, subdivision 16, and by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Mr. Morse, Mses. Anderson; Johnson, J.B.; Messrs. Mondale and Chandler introduced—

S.F. No. 1351: A bill for an act relating to pollution; regulating toxic air emissions; amending Minnesota Statutes 1992, sections 115D.07, subdivisions 1 and 2; 115D.08, subdivision 1; 115D.10; 115D.12, subdivision 2; 299K.08, by adding a subdivision; and 438.08; proposing coding for new law in Minnesota Statutes, chapter 115D.

Referred to the Committee on Environment and Natural Resources.

Messrs. Morse, Finn, Langseth, Kelly and Hottinger introduced—

S.F. No. 1352: A bill for an act relating to state buildings; approval of construction plans by the commissioner of administration; removing an exception for buildings and structures under control of the state university board; amending Minnesota Statutes 1992, section 16B.31, subdivision 1.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Sams and Kroening introduced—

S.F. No. 1353: A bill for an act relating to health; requiring licensure to practice naturopathy; providing for conditions of licensure; qualifications and exemptions; establishing a state board of naturopathic examiners; providing for rulemaking; providing for discipline and penalties; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Health Care.

Ms. Berglin and Mr. Sams introduced—

S.F. No. 1354: A bill for an act relating to human services; requiring increases in rates for salaries of employees of intermediate care facilities for persons with mental retardation, home and community-based waived services, developmental achievement centers, and semi-independent living services programs; amending Minnesota Statutes 1992, sections 245.465, subdivision 2; 252.24, by adding a subdivision; 252.275, by adding a subdivision; 252.28, by adding a subdivision; 256B.491, subdivision 3; and 268A.06, by adding a subdivision.

Referred to the Committee on Health Care.

Messrs. Sams and Pogemiller introduced—

S.F. No. 1355: A bill for an act relating to education; providing for agreements between certain districts for cooperative special education; amending Minnesota Statutes 1992, section 122.895, subdivision 2, and by adding a subdivision.

Referred to the Committee on Education.

Messrs. Metzen; Johnson, D.E. and Riveness introduced—

S.F. No. 1356: A bill for an act relating to retirement; correctional employees retirement plan of the Minnesota state retirement system; transferring various employment positions in the departments of corrections and human services from coverage by the general state employees retirement plan

to the correctional employees retirement plan; amending Minnesota Statutes 1992, sections 352.91, by adding subdivisions; and 352.92, subdivision 2.

Referred to the Committee on Governmental Operations and Reform.

Ms. Runbeck introduced—

S.F. No. 1357: A bill for an act relating to gambling; establishing a minimum age of 21 years to participate in pari-mutuel betting or lawful gambling or to purchase a ticket in the state lottery; directing the governor to seek renegotiation of certain compacts with Indian tribes; prescribing penalties; amending Minnesota Statutes 1992, sections 240.13, subdivision 8; 240.26, by adding a subdivision; 349.2127, by adding a subdivision; and 349A.12, subdivisions 1 and 2.

Referred to the Committee on Gaming Regulation.

Messrs. Stevens, Stumpf, Ms. Olson and Mr. Larson introduced—

S.F. No. 1358: A bill for an act relating to education; creating a special definition of pupil units; allowing early retirement levies; providing special aid for school district No. 480, Onamia, when resident pupils attend a nonpublic school located on a reservation.

Referred to the Committee on Education.

Ms. Runbeck, Messrs. Dille and Frederickson introduced—

S.F. No. 1359: A bill for an act relating to insurance; workers' compensation; requiring disclosure of premium calculation and policy history figures and claims experience to employers; amending Minnesota Statutes 1992, section 79.60, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 79.

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

Mr. Chmielewski introduced—

S.F. No. 1360: A bill for an act relating to local government; providing for water service from the city of Duluth to the cities of Proctor and Hermantown and the town of Rice Lake; providing an appeal process; amending Laws 1981, chapter 354, section 4.

Referred to the Committee on Environment and Natural Resources.

Ms. Ranum, Mr. Janezich and Ms. Piper introduced—

S.F. No. 1361: A bill for an act relating to the legislative commission on children, youth, and their families; authorizing the commission to hire staff; prescribing duties of other state officers; changing certain reporting requirements; directing the governor to consult with the commission when making certain program transfers; providing grants for community-based programs; appropriating money; amending Minnesota Statutes 1992, section 3.873, subdivisions 4, 5, 6, 7, and 9; proposing coding for new law in Minnesota Statutes, chapter 4.

Referred to the Committee on Family Services.

Messrs. Hottinger; Moe, R.D.; Pogemiller; Benson, D.D. and Ms. Runbeck introduced—

S.F. No. 1362: A bill for an act relating to state government; administrative rulemaking; transferring the rule review functions of the office of the attorney general to the office of administrative hearings; regulating notices of intent to solicit outside opinion, public hearing requirements, and rule modifications; amending Minnesota Statutes 1992, sections 14.05, subdivision 2; 14.08; 14.09; 14.10; 14.115, subdivision 5; 14.16, subdivision 1; 14.19; 14.22, subdivision 1; 14.24; 14.25; 14.26; 14.29, subdivisions 2 and 4; 14.30; 14.31; 14.32; 14.33; 14.34; 14.365; 14.47, subdivision 6; 14.48; and 14.51; proposing coding for new law in Minnesota Statutes, chapter 14; repealing Minnesota Statutes 1992, section 14.225.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Stumpf; Moe, R.D.; Dille; Mrs. Pariseau and Mr. Lessard introduced—

S.F. No. 1363: A bill for an act relating to natural resources; amending requirements to mitigate wetlands; adding exemptions; extending interim rules; amending Minnesota Statutes 1992, sections 103G.222; 103G.2241; 103G.2242, subdivisions 1 and 2; 103G.2369, subdivision 2; and Laws 1991, chapter 354, article 7, section 2.

Referred to the Committee on Environment and Natural Resources.

Mr. Bertram introduced—

S.F. No. 1364: A bill for an act relating to hospital districts; permitting hospital districts to establish subordinate hospital boards; amending Minnesota Statutes 1992, section 447.32, by adding a subdivision.

Referred to the Committee on Metropolitan and Local Government.

Mr. Bertram introduced—

S.F. No. 1365: A bill for an act relating to education; authorizing a fund transfer for independent school district No. 738, Holdingford.

Referred to the Committee on Education.

Mr. Bertram introduced—

S.F. No. 1366: A bill for an act relating to public employment; requiring the department of education to retain a certain position; requiring certain qualifications.

Referred to the Committee on Governmental Operations and Reform.

Messrs. Chandler and Mondale introduced—

S.F. No. 1367: A bill for an act relating to the environment; authorizing administrative penalty orders for violations of provisions relating to hazardous chemical reporting requirements; amending Minnesota Statutes 1992, section 299K.10, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Messrs. Chandler, Morse, Mondale and Novak introduced—

S.F. No. 1368: A bill for an act relating to the environment; imposing criminal penalties for knowing violations of air pollution requirements; amending Minnesota Statutes 1992, section 609.671, subdivisions 9 and 12.

Referred to the Committee on Environment and Natural Resources.

Mr. Sams introduced—

S.F. No. 1369: A bill for an act relating to acupuncture; requiring the commissioner of health to conduct a study and recommend a regulatory program; appropriating money.

Referred to the Committee on Health Care.

Mses. Runbeck, Ranum and Mr. Cohen introduced—

S.F. No. 1370: A bill for an act relating to the institute for child and adolescent sexual health; requiring continuation of planning for the institute; appropriating money.

Referred to the Committee on Health Care.

Mr. Luther introduced—

S.F. No. 1371: A bill for an act relating to state government; making certain telephone records and budgets public information; amending Minnesota Statutes 1992, section 3.055, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 10.

Referred to the Committee on Rules and Administration.

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

MOTIONS AND RESOLUTIONS

Mr. Metzen moved that S.F. No. 1160 be withdrawn from the Committee on Transportation and Public Transit and re-referred to the Committee on Governmental Operations and Reform. The motion prevailed.

MEMBERS EXCUSED

Mr. Johnson, D.J. was excused from the Session of today at 9:30 a.m. Mr. Pogemiller was excused from the Session of today from 9:00 to 9:45 a.m. Mr. Solon was excused from the Session of today from 9:00 to 9:30 a.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 10:00 a.m., Monday, March 29, 1993. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate