

## TWENTY-SECOND DAY

St. Paul, Minnesota, Monday, March 6, 1995

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

### CALL OF THE SENATE

Mr. Betzold imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Monsignor Ambrose V. Hayden.

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

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

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

The President declared a quorum present.

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

### REPORTS FILED WITH THE SECRETARY OF THE SENATE

The following reports were received and filed by the Secretary of the Senate: Department of Human Services, Pine County Intergovernmental Contract and Grant Application Process, 1994; Department of Health, Home Visiting Program to Prevent Child Abuse and Neglect, 1995; Board of Investment, Investment Performance Activities and Post-Retirement Adjustment Calculations of the Minnesota Post Retirement Investment Fund, 1994; Department of Commerce, Farm Liability Pollution Coverage, 1995; Department of Economic Security, Juvenile Justice Advisory Committee, 1995; Department of Economic Security, YouthBuild Program Overview, 1994; Department of Natural Resources, Comprehensive Recreational Use Plan Off-Highway Motorized Recreation in Minnesota, 1995; Department of Economic Security, Summer Youth Employment Training Program Overview, 1994; Metropolitan Council, Metropolitan Agencies Consolidated Financial Report, 1994; Office of Dakota County Attorney, Adult Criminal Diversion Program, 1994; Department of Economic Security, Youth Intervention Program Review, 1994; Department of Human Services, Regional Treatment Centers Chemical Dependency Treatment Network,

1995; Department of Public Safety, Emergency Response Plan for High-Level Radioactive Waste Transportation Accidents/Incidents, 1994; Department of Public Safety, School Bus Safety Advisory Committee, Annual Report, 1994; Office of the State Auditor, Revenues, Expenditures, and Debt of Minnesota Cities Over 2500 in Population, 1993; Office of the State Auditor, Revenues, Expenditures, and Debt of Minnesota Cities Under 2500 in Population, 1993; University of Minnesota, Intercollegiate Athletic Coaching Salaries and Compliance with Title IX, and the Equal Pay Act, 1995; Probation Standards Task Force, Probation in Minnesota: Putting the Pieces Together, 1994; Department of Human Services, Interpretive Memoranda Study, 1995; Department of Administration, Evaluation of the Affirmative Enterprise Program, 1994; Department of Administration, Public Agency Corridor Study, 1994; Department of Human Services, Medical Care Surcharge, 1995; Legislative Commission on Minnesota Resources, Biennial Report, 1995; Department of Administration, Electronic Services, Licensing, Permitting, and the State Lottery Network, 1995; Department of Trade and Economic Development, Annual Report of Advantage Minnesota, Inc., 1994; Department of Public Safety, Minnesota Crime Alert Network, 1995; Department of Natural Resources, Financial Assurance for Minnesota's Iron Mining Industry, 1994; Anoka County Attorney, Operation of the Anoka County Adult Criminal Pre-Trial Diversion Program, 1995; Department of Trade and Economic Development, Minnesota Public Facilities Authority, Annual Report, 1994; Department of Administration, Status Report on the Interstate Compact for Industrialized and Modular Buildings, 1994; Swift County Attorney, Operation of the Swift County Adult Pre-Trial Diversion Program, 1995; Washington County Job Training Center, Annual Report, July 1, 1993 - June 30, 1994; Department of Agriculture, Biennial Report, 1993-94; Department of Finance, Actions Taken by the Legislative Advisory Commission, January 1, 1993 - January 1, 1995; Office of the Governor, Compulsive Gambling, 1995; Department of Administration, 1996-97 Information Resource Funding Recommendations, 1995; Capitol Area Architectural and Planning Board, Biennial Report; Board of Social Work, Biennial Report, July 1, 1992 - June 30, 1994; Minnesota Planning, Children's Cabinet, 1995; Department of Public Safety, Crime Victim and Witness Advisory Council and Crime Victims Reparations Board, Biennial Report, 1994; Department of Public Safety, Bureau of Criminal Apprehension, 1994; Department of Public Safety, Child Passenger Restraint and Education Account, 1995; Department of Finance, Matching Money, 1995; Department of Corrections, Prairie Correctional Facility, 1995; Department of Human Services, Child Support Payment Center, 1995; Department of Employee Relations, Local Government Pay Equity Compliance Report, 1995; Department of Administration, State Agency Report on Consultants and Services, 1995; Ombudsman for Corrections, Biennial Report, 1993-94; Department of Human Services, Child Support Assurance Program, 1995; Department of Transportation, Metropolitan Council and the Federal Highway Administration, 35W Final Environmental Impact Statement, 1995; Department of Human Services, Status of Demonstration Projects to Incorporate the Alternative Use of CARF Standards and Methods, 1995; Office of Lac qui Parle County Attorney and Swift, Chippewa and Yellow Medicine County Attorneys, Joint Adult Diversion Program, 1995; Bureau of Criminal Apprehension, Semiautomatic Military-Style Assault Weapon, 1995; Department of Public Safety, Law Enforcement Legislative Buy Fund Activity Report, 1992-93; Department of Public Safety, Emergency Response Plan for Use of Administrative Penalty Order Authority, 1994; Department of Public Safety, Biennial Report, 1994; Department of Human Services, Children's Trust Fund, Biennial Report, 1995; Board on Judicial Standards, Annual Report, 1994; Board of Pardons, Annual Report, 1995; Department of Finance, Prompt Payment Report, 1995; Minnesota Zoo, Annual Report, 1994; Department of Health and the Department of Human Services, Prepaid Medical Assistance Cost Study, 1995; Yellow Medicine County Attorney, Adult Diversion Report, 1995; Board of Dentistry, Biennial Report, July 1, 1992 - June 30, 1994; Department of Human Services, Consolidated Chemical Dependency Treatment Fund, Fiscal Years 1989-1994; Metropolitan Council, Major Airport Planning Activities, 1994; Metropolitan Council, Annual Contingency Assessment, Major Airport Strategy, 1994; Department of Natural Resources, Dams in Minnesota, 1995; Office of Todd County Attorney, Adult Diversion Report, 1995; Department of Trade and Economic Development, Competitiveness Task Force, Annual Report, 1995; Office of Cook County Attorney, Adult Diversion Report, 1995; Board of Peace Officer Standards and Training, Biennial Report, July 1, 1992 - June 30, 1994; Board on Aging, Resident and Family Advisory Council Education Program, 1995; Minnesota Planning, Plan for Storing Essential Data Elements for Family Service Centers, 1995; Office of Blue Earth County Attorney, Adult Diversion Report, 1995; Department of Human Services, Recommendations for Improving the Adult Mental Health System, 1995; Department of Human Services, Minnesota State Operated Residential and Related Programs and Services, 1995; Department of Human

Services, Mental Health Screening and Treatment of Children, 1995; Department of Human Services, Payment for Exceptionally High Cost Hospital Admissions Under the Medical Assistance and General Assistance Medical Care Programs, 1995; Department of Human Services, Contested Hearings in the Administrative Process, 1995; Department of Human Services, Minnesota Compulsive Gambling Treatment Program, 1995; Board of Architecture, Engineering, Land Surveying, Landscape Architecture and Interior Design, Biennial Report, July 1, 1992 - June 30, 1994; Department of Human Services, Medical Assistance (Title XIX) Annual Report, Fiscal Year 1992; Department of Human Services, General Assistance Medical Care Annual Report, Fiscal Year 1992; Office of the Attorney General, Analysis of Proposed Lawsuit Challenging the Constitutionality of the Professional and Amateur Sports Protection Act, 1995; Department of Human Services and the Department of Economic Security, Work Readiness Work Experience Pilot Projects, 1995; Department of Health, Anesthesia Practices Study, 1995; Department of Health, Implementation Report for Integrated Service Networks (ISNs) and a Regulated All-Payer Option (RAPO), 1995; Department of Health and the Department of Commerce, Risk Adjustment, 1995; Department of Health, Universal Standard Benefits Set, Enrollee Cost Sharing and Affordability Report, 1995; Legislative Commission on Children Youth and Their Families, Annual Report, 1995; Department of Health, Distribution and Scope of Specialized Health Care for Children and the Role of Children's Hospitals in the Context of Health Care Reform, 1995.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received and referred to the committee indicated.

March 1, 1995

The Honorable Allan H. Spear  
President of the Senate

Dear Sir:

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

#### TAX COURT

Diane L. Kroupa, 330 Zircon Ln., Plymouth, Hennepin County, effective March 10, 1995, for a term expiring on the first Monday in January, 2001.

(Referred to the Committee on Taxes and Tax Laws.)

Warmest regards,  
Arne H. Carlson, Governor

March 1, 1995

The Honorable Allan H. Spear  
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 33.

Warmest regards,  
Arne H. Carlson, Governor

March 1, 1995

The Honorable Irv Anderson  
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 1995 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 1995	Date Filed 1995
	137	6	9:52 a.m. March 1	March 1
33		7	9:53 a.m. March 1	March 1

Sincerely,  
Joan Anderson Growe  
Secretary of State

March 2, 1995

The Honorable Allan H. Spear  
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 141.

Warmest regards,  
Arne H. Carlson, Governor

March 2, 1995

The Honorable Irv Anderson  
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 Act of the 1995 Session of the State Legislature has been received from the Office of the Governor and is 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 1995	Date Filed 1995
141		8	11:04 a.m. March 2	March 2

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 Files, herewith transmitted: H.F. Nos. 125, 305, 362, 399, 457, 749 and 5.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 2, 1995

## FIRST READING OF HOUSE BILLS

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

**H.F. No. 125:** A bill for an act relating to corrections; prohibiting correctional inmates from applying for name changes more than once during an inmate's confinement; proposing coding for new law in Minnesota Statutes, chapter 259.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 197, now on General Orders.

**H.F. No. 305:** A bill for an act relating to local government; clarifying provisions for financial audits in certain circumstances; amending Minnesota Statutes 1994, sections 367.36, subdivision 1; 412.02, subdivision 3; and 412.591, subdivision 2.

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

**H.F. No. 362:** A bill for an act relating to local government; towns; authorizing the town board to set up a petty cash fund; amending Minnesota Statutes 1994, section 366.01, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 266, now on General Orders.

**H.F. No. 399:** A bill for an act relating to the secretary of state; regulating filings and related matters; providing for service of process; amending Minnesota Statutes 1994, sections 5.22, subdivision 1; 48.185, subdivision 7; 79A.06, subdivision 5; 168.27, subdivision 19a; 221.67; 302A.115, subdivision 1; 302A.121, subdivision 1; 302A.701; 302A.901, subdivision 1; 303.03; 303.06, subdivision 1; 303.13, subdivision 1; 303.14, subdivision 3; 308A.121, subdivision 1; 309.56, subdivision 1; 317A.115, subdivision 2; 317A.823, subdivision 1; 317A.901, subdivision 1; 319A.03; 319A.06, subdivision 2; 322A.02; 322A.761; 322B.12, subdivision 1; 322B.80, subdivision 1; 322B.876, subdivision 1; 322B.955; 322B.960, subdivisions 1 and 3; 323.02, by adding a subdivision; 323.44, subdivisions 2, 4, 5, and 6; 323.45, subdivisions 1 and 5; 323.46; 323.47, subdivision 1; 325F.70, subdivision 2; 330.11, subdivision 3; 333.001; 333.01; 333.055, subdivision 4; 333.21, subdivision 1; 336.9-403; 336A.11, subdivision 2; 540.152; and 543.08; proposing coding for new law in Minnesota Statutes, chapters 5; and 323; repealing Minnesota Statutes 1994, sections 302A.901, subdivisions 2, 2a, 3, and 4; 303.13, subdivisions 2, 3, 4, and 5; 317A.901, subdivisions 2, 3, and 4; 322B.876, subdivisions 2, 3, and 4; 322B.901; and 323.47, subdivisions 2, 3, and 4.

Referred to the Committee on Judiciary.

**H.F. No. 457:** A bill for an act relating to commerce; real estate; regulating certain licensees and registrants and recovery fund actions; amending Minnesota Statutes 1994, sections 82.18; 82.19, subdivision 7; 82.195, subdivision 1; 82.20, subdivision 13; 82.34, subdivision 7; 82A.11, subdivision 3; 83.28, subdivision 5; 386.65, subdivision 1; 386.66; 386.67; 386.68; and 386.69.

Referred to the Committee on Commerce and Consumer Protection.

**H.F. No. 749:** A bill for an act relating to housing; modifying eligibility for transitional housing services; amending Minnesota Statutes 1994, section 268.38, subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 350, now on General Orders.

**H.F. No. 5:** A bill for an act relating to health and human services; authorizing welfare reform; childhood immunization; social services programs; recovery of funds; requesting federal waivers for programs; employment, education, and training programs; allocation and use of funds; coverage of health services; child support; data collection and disclosure; tax credits; appropriating money; amending Minnesota Statutes 1994, sections 13.46, subdivision 2; 256.01, subdivision 11,

and by adding subdivisions; 256.031, subdivision 3; 256.035, subdivision 6d; 256.73, subdivision 8, and by adding subdivisions; 256.736, subdivisions 3, 3a, 4a, 5, 10, 10a, 16, and by adding a subdivision; 256.737, subdivisions 1a and 2; 256.74, by adding a subdivision; 256.81; 256.87, subdivisions 1, 1a, and 5; 256.979, by adding a subdivision; 256.983, subdivision 1; 256B.0625, subdivision 13; 256D.03, subdivision 4; 256D.05, subdivisions 1 and 6; 256D.051, subdivisions 1, 1a, 2, 3, 3a, 3b, 6, 6b, 8, 9, 17, and by adding a subdivision; 256D.052, subdivision 3; 256D.09, subdivision 2a, and by adding subdivisions; and 518.575; proposing coding for new law in Minnesota Statutes, chapters 256; 256B; 256D; and 268; repealing Minnesota Statutes 1994, sections 256.734; 256D.051, subdivisions 10, 13, 14, and 15; 256D.052, subdivisions 1, 2, and 4; 256D.065; 256D.091; 256D.101; 256D.111; and 256D.113.

Referred to the Committee on Finance.

## REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 304 and the report pertaining to the appointment. The motion prevailed.

**Mr. Bertram from the Committee on Agriculture and Rural Development, to which was referred**

**S.F. No. 368:** A bill for an act relating to agriculture; clarifying the employment status of certain farm crisis assistance personnel; amending Minnesota Statutes 1994, section 17.03, subdivision 9.

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

**Mr. Bertram from the Committee on Agriculture and Rural Development, to which was re-referred**

**S.F. No. 443:** A bill for an act relating to tax increment financing; exempting districts established for purpose of constructing or expanding an agricultural processing facility from certain aid reductions; amending Minnesota Statutes 1994, section 273.1399, by adding a subdivision.

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

Page 1, line 18, delete "and"

Page 1, after line 18, insert:

"(3) the district is located outside of the seven-county metropolitan area, as defined in section 473.121;

(4) the tax increment financing plan was approved by a resolution of the county board;

(5) the total amount of increment for the district does not exceed \$1,500,000; and"

Page 1, line 19, delete "(3)" and insert "(6)"

Page 1, line 23, after "means" insert "land,"

Page 1, line 26, after the comma, insert "and including livestock products, poultry products, and wood products,"

Page 2, delete lines 1 and 2 and insert "the raising of livestock or poultry."

Page 2, line 4, delete "1995" and insert "1996"

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

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

**S.F. No. 537:** A bill for an act relating to drivers' licenses; requiring the refund of license fees to applicants who do not receive licenses, duplicate licenses, permits, or Minnesota identification cards within six weeks; amending Minnesota Statutes 1994, section 171.06, by adding a subdivision.

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

Page 1, line 15, after "card" insert ", other than the temporary license, permit, or card issued at the time of application,"

Page 1, line 16, after the period, insert "No refund shall be made to an applicant if the applicant has, within six weeks of having filed an application, received from the department a notification of ineligibility or a notification that the application lacks information. Receipt by the applicant is deemed to take place when the department mails the license, permit, card, or notification to the address on the application. The department shall retain record of the date of mailing of the license, permit, card, or notification for one year after the date of mailing."

Page 1, line 18, after "writing" insert "within one year after filing the application" and delete "county" and insert "portion of a"

Page 1, line 19, delete "court administrator of a district court" and insert "deputy registrar"

Page 1, line 20, delete "court administrator" and insert "deputy registrar"

Page 1, line 21, delete the first "county" and insert "deputy registrar" and delete "a county fee" and insert "the portion"

Page 1, line 22, after the period, insert "The department shall not refund a fee paid by an applicant if a requirement of federal law or a court order imposed or entered after July 1, 1995, prevents the department from issuing a license, permit, or card within six weeks of the application."

Page 1, after line 22, insert:

"Sec. 2. Minnesota Statutes 1994, section 171.07, subdivision 1, is amended to read:

Subdivision 1. [LICENSE; CONTENTS.] The department shall, upon the payment of the required fee, regardless of a subsequent refund of the fee under section 171.06, subdivision 6, issue to every applicant qualifying therefor a license designating the type or class of vehicles the applicant is authorized to drive as applied for, which license shall bear thereon a distinguishing number assigned to the licensee, the full name, date of birth, residence address and permanent mailing address if different, a description of the licensee in such manner as the commissioner deems necessary, and a space upon which the licensee shall write the usual signature and the date of birth of the licensee with pen and ink. No license shall be valid until it has been so signed by the licensee. Except in the case of an instruction permit, every license shall bear thereon a colored photograph or an electronically produced image of the licensee. Every license issued to an applicant under the age of 21 shall be of a distinguishing color and plainly marked "Under-21." The department shall use such process or processes in the issuance of licenses that prohibits as near as possible, the ability to alter or reproduce the licenses, or prohibit the ability to superimpose a photograph or electronically produced image on such licenses without ready detection. A license issued to an applicant of age 65 or over shall be plainly marked "senior" if requested by the applicant.

Sec. 3. Minnesota Statutes 1994, section 171.07, subdivision 3, is amended to read:

Subd. 3. [IDENTIFICATION CARD; FEE.] Upon payment of the required fee, regardless of a

subsequent refund of the fee under section 171.06, subdivision 6, the department shall issue to every applicant therefor a Minnesota identification card. The department may not issue a Minnesota identification card to a person who has a driver's license, other than an instruction permit or a limited license. The card must bear a distinguishing number assigned to the applicant, a colored photograph or an electronically produced image, the full name, date of birth, residence address, a description of the applicant in the manner as the commissioner deems necessary, and a space upon which the applicant shall write the usual signature and the date of birth of the applicant with pen and ink.

Each Minnesota identification card must be plainly marked "Minnesota identification card - not a driver's license."

The fee for a Minnesota identification card issued to a person who is mentally retarded, as defined in section 252A.02, subdivision 2, or to a physically disabled person, as defined in section 169.345, subdivision 2, is 50 cents.

#### Sec. 4. [EVALUATION OF DRIVER'S LICENSE AND IDENTIFICATION CARD PROGRAM.]

The legislative audit commission is requested to direct the legislative auditor to conduct an evaluation of the improved security driver's license and identification card program and report to the legislature by January 1, 1996, concerning its findings. The evaluation of the program must focus on the following:

- (1) consistency between Minnesota Statutes, section 171.07, subdivision 9, and specifications in the invitation to bid documents and contract;
- (2) bidding process leading to the award of the contract;
- (3) evaluation of bids and samples submitted;
- (4) authorization to begin work under the contract;
- (5) incurring of costs before execution of the contract;
- (6) administration of the contract, with specific reference to decisions and actions concerning the unsatisfactory performance penalty clause;
- (7) causes of delays in issuing drivers' licenses and identification cards to applicants; and
- (8) role of the department of public safety and the department of administration in the foregoing areas."

Page 1, line 24, delete "Section 1 is" and insert "Sections 1, 2, and 3 are" and after "effective" insert "with respect to applications filed on or after"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after "weeks;" insert "requesting legislative audit commission evaluation of driver's license and identification card program;"

Page 1, line 6, delete "section" and insert "sections"

Page 1, line 7, before the period, insert "; and 171.07, subdivisions 1 and 3"

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

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

**H.F. No. 383:** A bill for an act relating to traffic regulations; clarifying conditions when covering motor vehicle head lamp, tail lamp, or reflector is unlawful; providing that only certain



trailers required to have brakes are also required to have break-away brakes; requiring inspector of commercial motor vehicle to retain report for at least 14 months; prohibiting the covering of a license plate with any material or substance; amending Minnesota Statutes 1994, sections 169.64, by adding a subdivision; 169.67, subdivision 3; 169.781, subdivision 4; and 169.79.

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

Page 5, line 1, delete "covering" and insert "colorless"

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

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

**S.F. No. 224:** A bill for an act relating to motor vehicles; allowing option to register recreational trailers for three years; amending Minnesota Statutes 1994, section 168.013, subdivision 1g.

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

Page 1, line 18, after the comma, insert "trailers with gross weight of 15,000 pounds or less and"

Amend the title as follows:

Page 1, line 3, after "trailers" insert "and other trailers"

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

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

**H.F. No. 464:** A bill for an act relating to motor vehicles; limiting license plate impoundment provisions to self-propelled motor vehicles; amending Minnesota Statutes 1994, sections 168.041, subdivisions 1, 2, and 3; and 168.042, subdivisions 2, 3, 5, 13, and 14.

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. 264:** A bill for an act relating to drivers' licenses; abolishing separate review process for commercial driver's license disqualification; amending Minnesota Statutes 1994, section 171.166, subdivision 3; repealing Minnesota Statutes 1994, section 171.166, subdivision 4.

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. 528:** A bill for an act relating to traffic regulations; requiring adult motorcycle rider to wear eye protection device; amending Minnesota Statutes 1994, section 169.974, subdivision 4.

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. 522:** A bill for an act relating to traffic regulations; allowing school authorities to appoint nonpupil adults to school safety patrols; amending Minnesota Statutes 1994, section 126.15, subdivision 2.

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. 348:** A bill for an act relating to motor vehicles; clarifying power to appoint motor vehicle deputy registrars; amending Minnesota Statutes 1994, section 373.35, subdivision 1.

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

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

**S.F. No. 123:** A bill for an act relating to civil actions; providing for recovery of damages and injunctive relief for victims of bias offenses; imposing parental liability; proposing coding for new law in Minnesota Statutes, chapter 611A.

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

Delete everything after the enacting clause and insert:

"Section 1. [611A.78] [CIVIL DAMAGES FOR BIAS OFFENSES.]

Subdivision 1. [DEFINITION.] For purposes of this section, "bias offense" means conduct that would constitute a crime and was committed because of the victim's or another's actual or perceived race, color, religion, sex, sexual orientation, disability as defined in section 363.01, age, or national origin.

Subd. 2. [CAUSE OF ACTION; DAMAGES AND FEES; INJUNCTION.] A person who is damaged by a bias offense has a civil cause of action against the person who committed the offense. The plaintiff is entitled to recover:

(1) the greater of \$500 or actual general and special damages, including damages for emotional distress;

(2) punitive damages; and

(3) reasonable costs and attorney fees.

A plaintiff also may obtain an injunction or other appropriate relief.

Subd. 3. [RELATION TO CRIMINAL PROCEEDING; BURDEN OF PROOF.] A person may bring an action under this section regardless of the existence or outcome of criminal proceedings involving the bias offense that is the basis for the action. The burden of proof in an action under this section is preponderance of the evidence.

Subd. 4. [PARENTAL LIABILITY.] Section 540.18 applies to actions under this section, except that the parent or guardian is liable for all types of damages awarded under this section in an amount not exceeding \$5,000.

Subd. 5. [OTHER RIGHTS PRESERVED.] The remedies under this section do not affect any rights or remedies of the plaintiff under other law.

Sec. 2. [EFFECTIVE DATE.]

This act is effective August 1, 1995, and applies to bias offenses committed on or after that date."

Delete the title and insert:

"A bill for an act relating to civil actions; providing for recovery of damages and injunctive relief for victims of bias offenses; imposing parental liability; proposing coding for new law in Minnesota Statutes, chapter 611A."

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

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

**S.F. No. 139:** A bill for an act relating to insurance; life; regulating living benefits settlements; adopting the NAIC viatical settlements model act; prescribing powers and duties; proposing coding for new law in Minnesota Statutes, chapter 60A.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1994, section 13.71, is amended by adding a subdivision to read:

Subd. 18. [VIATICAL SETTLEMENTS DATA.] Viatical settlements data provided to the commissioner of commerce is classified under section 60A.968, subdivision 2.

Sec. 2. [60A.961] [DEFINITIONS.]

Subdivision 1. [APPLICATION.] For the purposes of sections 60A.961 to 60A.973, the definitions in this section have the meanings given them.

Subd. 2. [PERSON.] "Person" means a natural or artificial entity, including individuals, partnerships, associations, trusts, limited liability companies, or corporations.

Subd. 3. [VIATICAL SETTLEMENT BROKER.] "Viatical settlement broker" means an individual, partnership, limited liability company, corporation, or other entity who or which for another and for a fee, commission, or other valuable consideration, offers or advertises the availability of viatical settlements, introduces viators to viatical settlement providers, or offers or attempts to negotiate viatical settlements between a viator and one or more viatical settlement providers. "Viatical settlement broker" does not include an attorney, accountant, or financial planner retained to represent the viator whose compensation is not paid by the viatical settlement provider.

Subd. 4. [VIATICAL SETTLEMENT CONTRACT.] "Viatical settlement contract" means a written agreement entered into between a viatical settlement provider and a person owning a life insurance policy or who owns or is covered under a group policy insuring the life of a person who has a catastrophic or life threatening illness or condition. The agreement must establish the terms under which the viatical settlement provider will pay compensation or anything of value, which compensation or value is less than the expected death benefit of the insurance policy or certificate, in return for the policy owner's assignment, transfer, sale, devise, or bequest of the death benefit or ownership of the insurance policy or certificate to the viatical settlement provider.

Subd. 5. [VIATICAL SETTLEMENT PROVIDER.] "Viatical settlement provider" means an individual, partnership, limited liability company, corporation, or other entity that enters into an agreement with a person owning a life insurance policy or who owns or is covered under a group policy insuring the life of a person who has a catastrophic or life threatening illness or condition, under the terms of which the viatical settlement provider pays compensation or anything of value, which compensation or value is less than the expected death benefit of the insurance policy or certificate, in return for the policy owner's assignment, transfer, sale, devise, or bequest of the death benefit or ownership of the insurance policy or certificate to the viatical settlement provider. Viatical settlement provider does not include:

(1) a bank, savings bank, savings association, credit union, or other licensed lending institution that takes an assignment of a life insurance policy as collateral for a loan;

(2) the issuer of a life insurance policy providing accelerated benefits under section 61A.072; or

(3) a natural person who enters into no more than one agreement in a calendar year for the transfer of life insurance policies for any value less than the expected death benefit.

Subd. 6. [VIATOR.] "Viator" means the owner or certificate holder of a life insurance policy insuring the life of a person with a catastrophic or life threatening illness or condition who enters into an agreement under which the viatical settlement provider will pay compensation or anything of value, which compensation or value is less than the expected death benefit of the insurance policy or certificate, in return for the viator's assignment, transfer, sale, devise, or bequest of the death benefit or ownership of the insurance policy or certificate to the viatical settlement provider.

**Sec. 3. [60A.962] [LICENSE REQUIREMENTS.]**

Subdivision 1. [LICENSE.] No individual, partnership, limited liability company, corporation, or other entity may act as a viatical settlement provider or enter into or solicit a viatical settlement contract without first having obtained a license from the commissioner of commerce.

Subd. 2. [FORM.] An applicant for a viatical settlement provider license shall submit an application to the commissioner of commerce on a form prescribed by the commissioner.

Subd. 3. [CONTENTS.] The applicant shall provide information that the commissioner requires on forms prepared by the commissioner. The commissioner may, at any time, require the applicant to fully disclose the identity of all shareholders, members, partners, officers, and employees. The commissioner may, in the exercise of discretion, refuse to issue a license in the name of a firm, partnership, limited liability company, or corporation if not satisfied that an officer, employee, shareholder, member, or partner who may materially influence the applicant's conduct meets the requirements of sections 60A.961 to 60A.973.

Subd. 4. [NAMED PERSONS.] A license issued to a partnership, limited liability company, corporation, or other entity authorizes all members, officers, partners, and designated employees to act as viatical settlement providers under the license, and all those persons must be named in the application and any supplements to the application.

Subd. 5. [INVESTIGATION.] Upon the filing of an application and the payment of the license fee, the commissioner shall investigate each applicant and may issue a license if the commissioner finds that the applicant:

(1) has provided a detailed plan of operation;

(2) is competent and trustworthy and intends to act in good faith in the capacity involved in the license applied for;

(3) has a good business reputation and has had experience, training, or education so as to be qualified in the business for which the license is applied for; and

(4) if a corporation, is a corporation incorporated under the laws of this state or a foreign corporation authorized to transact business in this state.

**Sec. 4. [60A.963] [SERVICE OF PROCESS; NONRESIDENT LICENSING.]**

Subdivision 1. [LICENSE.] A nonresident of this state may be licensed as a viatical settlement provider upon compliance with all provisions of sections 60A.961 to 60A.973.

Subd. 2. [SERVICE OF PROCESS.] Section 45.028 applies to service of process upon a viatical settlement provider.

**Sec. 5. [60A.964] [FEES.]**

Subdivision 1. [AMOUNT.] The licensing fee for a viatical settlement provider license is \$750 for initial licensure and \$250 for each annual renewal. The commissioner may adjust the fees as provided under section 16A.1285 to recover the costs of administration and enforcement. The fees must be limited to the cost of license administration and enforcement and must be deposited in the state treasury, credited to the general fund, and appropriated to the commissioner.

Subd. 2. [AUTOMATIC REVOCATION.] A license is automatically revoked for failure to pay the licensing fee within the terms prescribed by the commissioner.

**Sec. 6. [60A.965] [LICENSE REVOCATION.]**

Subdivision 1. [REVOCATION.] The commissioner may suspend, revoke, or refuse to renew the license of a viatical settlement provider if the commissioner finds that:

- (1) there was any misrepresentation in the application for the license;
- (2) the holder of the license has been found guilty of fraudulent or dishonest practices, is subject to a final administrative action or is otherwise shown to be untrustworthy or incompetent to act as a viatical settlement provider;
- (3) the licensee demonstrates a pattern of unreasonable payments to policy owners;
- (4) the licensee has been convicted of a felony or a misdemeanor of which criminal fraud is an element; or
- (5) the licensee has violated any of the provisions of sections 60A.961 to 60A.973.

Subd. 2. [ADMINISTRATIVE ACTION.] Section 45.027 applies to any action taken by the commissioner in connection with the administration of sections 60A.961 to 60A.973.

Sec. 7. [60A.966] [APPROVAL OF VIATICAL SETTLEMENTS CONTRACTS.]

A viatical settlement provider may not use a viatical settlement contract form in this state unless it has been filed with and approved by the commissioner. A viatical settlement contract form filed with the commissioner is considered to have been approved if it has not been disapproved within 60 days of the filing. The commissioner shall disapprove a viatical settlement contract form if, in the commissioner's opinion, the contract or contract provisions are unreasonable, contrary to the interests of the public, or otherwise misleading or unfair to the policy owner.

Sec. 8. [60A.967] [REPORTING REQUIREMENTS.]

Each licensee shall file with the commissioner on or before March 1 of each year an annual statement containing the following information:

- (1) for each policy viaticated, the date that the viatical settlement was entered into; the life expectancy of the viator at the time of the contract; the face amount of the policy; the amount paid by the viatical settlement provider to viaticate the policy; and if the viator has died, the date of death and the total insurance premiums paid by the viatical settlement provider to maintain the policy in force;
- (2) a breakdown of applications received, accepted, and rejected, by disease category;
- (3) a breakdown of policies viaticated by issuer and policy type;
- (4) the number of secondary market versus primary market transactions;
- (5) the portfolio size; and
- (6) the amount of outside borrowings.

Sec. 9. [60A.968] [EXAMINATION.]

Subdivision 1. [AUTHORIZATION.] The commissioner may, when the commissioner considers it reasonably necessary to protect the interests of the public, examine the business and affairs of a licensee or applicant for a license. The commissioner may order a licensee or applicant to produce records, books, files, or other information reasonably necessary to determine whether or not the licensee or applicant is acting or has acted in violation of the law or otherwise contrary to the interests of the public. The licensee or applicant shall pay the expenses incurred in conducting an examination.

Subd. 2. [PRIVATE DATA.] Names and individual identification data for all viators is private information and must not be disclosed by the commissioner, unless required by law.

Subd. 3. [RECORDS.] The licensee shall maintain records of all transactions of viatical

settlement contracts and shall make them available to the commissioner for inspection during reasonable business hours.

Sec. 10. [60A.969] [DISCLOSURE.]

A viatical settlement provider shall disclose the following information to the viator no later than the date the viatical settlement contract is signed by all parties:

(1) possible alternatives to viatical settlement contracts for persons with catastrophic or life threatening illnesses, including accelerated benefits offered by the issuer of the life insurance policy;

(2) the fact that some or all of the proceeds of the viatical settlement may be taxable and that assistance should be sought from a personal tax advisor;

(3) the fact that the viatical settlement may be subject to the claims of creditors;

(4) the fact that receipt of a viatical settlement may adversely affect the recipients' eligibility for Medicaid or other government benefits or entitlements, and that advice should be obtained from the appropriate agencies;

(5) the policy owner's right to rescind a viatical settlement contract within 30 days of the date it is executed by all parties or 15 days of the receipt of the viatical settlement proceeds by the viator, whichever is less, as provided in section 60A.970, subdivision 3; and

(6) the date by which the funds will be available to the viator and the source of the funds.

Sec. 11. [60A.970] [GENERAL REQUIREMENTS.]

Subdivision 1. [REQUIRED DOCUMENTS.] A viatical settlement provider entering into a viatical settlement contract with a person with a catastrophic or life threatening illness or condition shall first obtain:

(1) a written statement from a licensed attending physician that the person is of sound mind and under no constraint or undue influence; and

(2) a witnessed document in which the person consents to the viatical settlement contract, acknowledges the catastrophic or life threatening illness, represents that the person has a full and complete understanding of the viatical settlement contract, acknowledges that the person has a full and complete understanding of the benefits of the life insurance policy, releases the person's medical records, and acknowledges that the person has entered into the viatical settlement contract freely and voluntarily.

Subd. 2. [CONFIDENTIALITY OF MEDICAL INFORMATION.] All medical information solicited or obtained by a licensee is subject to the applicable provisions of state law relating to confidentiality of medical information.

Subd. 3. [UNCONDITIONAL REFUND PROVISION.] All viatical settlement contracts entered into in this state must contain an unconditional refund provision of at least 30 days from the date that the viator signs an agreement to transfer an insurance policy, or 15 days from the receipt of the viatical settlement proceeds, whichever is less.

Subd. 4. [PAYMENT OF PROCEEDS.] Immediately upon receipt from the viator of documents to effect the transfer of the insurance policy, the viatical settlement provider shall pay the proceeds of the settlement to an escrow or trust account managed by a trustee or escrow agent in a bank approved by the commissioner, pending acknowledgment of the transfer by the issuer of the policy. The trustee or escrow agent must transfer the proceeds due to the viator immediately upon receipt of acknowledgment of the transfer from the insurer. Payment of the proceeds must be made by means of wire transfers to the viator or by certified check or cashier's check.

Subd. 5. [LUMP SUM PAYMENT.] Payment of the proceeds under a viatical settlement must be made in a lump sum. Retention of a portion of the proceeds by the viatical settlement provider or escrow agent is not permissible. Payment must not be made by installments unless the viatical

settlement company has purchased an annuity or similar financial instrument issued by a licensed insurance company or bank.

Subd. 6. [ADDITIONAL PAYMENT.] With respect to policies containing a provision for double or other additional indemnity for accidental death, the additional payment must remain payable to the beneficiary last named by the viator before entering into the viatical settlement agreement, or to a beneficiary designated by the viator, other than the viatical settlement provider, or in the absence of a designation, to the estate of the viator.

Subd. 7. [PROHIBITED PAYMENTS.] A viatical settlement provider or broker must not pay or offer to pay a finder's fee, commission, or other compensation to a viator's physician, attorney, accountant, or other person providing medical, legal, or financial planning services to the viator, or to any other person acting as an agent of the viator with respect to the viatical settlement.

Subd. 8. [DISCRIMINATION PROHIBITED.] A viatical settlement provider or broker must not discriminate in the making of viatical settlements on the basis of race, age, sex, national origin, creed, religion, occupation, marital or family status, or sexual orientation, or discriminate between viators with dependents and without.

Subd. 9. [HEALTH STATUS CONTACTS.] Contacts for the purpose of determining the health status of the viator by the viatical settlement provider or broker after the viatical settlement has occurred must not exceed one every three months for viators with a life expectancy of more than one year, and must not exceed one per month for viators with a life expectancy of one year or less. The provider or broker must explain the procedure for these contacts at the time the viatical settlement contract is entered into.

Subd. 10. [PROHIBITED INVESTOR SOLICITATION.] Viatical settlement providers and brokers shall not solicit investors who may influence the treatment of the illness of the viators whose coverage is the subject of the investment.

Subd. 11. [CONTRACT NULL AND VOID.] Failure to tender the viatical settlement by the date disclosed to the viator renders the contract null and void.

## Sec. 12. [60A.971] [STANDARDS FOR EVALUATIONS OF REASONABLE PAYMENTS.]

In order to assure that viators receive a reasonable return for viaticating an insurance policy, the following are the minimum permitted discounts:

<u>Insured's Life Expectancy</u>	<u>Minimum Percentage of Face Value Less Outstanding Loans Received by Viator</u>
<u>Less than 6 months</u>	<u>80%</u>
<u>At least 6 but less than 12 months</u>	<u>70%</u>
<u>At least 12 but less than 18 months</u>	<u>65%</u>
<u>At least 18 but less than 24 months</u>	<u>60%</u>
<u>Twenty-four months or more</u>	<u>50%</u>

The percentage may be reduced by five percent for viaticating a policy written by an insurer rated lower than the highest four categories by A.M. Best, or a comparable rating by another rating agency.

## Sec. 13. [60A.972] [VIATICAL SETTLEMENT BROKERS.]

Subdivision 1. [LICENSE.] A viatical settlement broker may not solicit a viatical settlement contract without first obtaining a license from the commissioner of commerce.

Subd. 2. [FORM.] An applicant for a viatical settlement broker license shall submit an application to the commissioner on a form prescribed by the commissioner.

Subd. 3. [FEES.] The licensing fee for a viatical settlement broker is \$750 for initial licensure and \$250 for each annual renewal. Failure to pay the renewal fee within the time required by the commissioner results in an automatic revocation of the license. The commissioner may adjust the fees as provided under section 16A.1285 to recover the costs of administration and enforcement. The fees must be limited to the cost of license administration and enforcement and must be deposited in the state treasury, credited to the general fund, and appropriated to the commissioner.

Subd. 4. [LICENSE LIMITATION.] The license is a limited license which allows solicitation only of viatical settlements.

Subd. 5. [LICENSE REVOCATION.] The commissioner may suspend, revoke, or refuse to renew the license of a viatical settlement broker if the commissioner finds that:

- (1) there was any misrepresentation in the application for a license;
- (2) the broker has been found guilty of fraudulent or dishonest practices, has been found guilty of a felony or a misdemeanor of which criminal fraud is an element, or is otherwise shown to be untrustworthy or incompetent;
- (3) the licensee has placed or attempted to place a viatical settlement with a viatical settlement provider not licensed in this state; or
- (4) the licensee has violated any of the provisions of sections 60A.961 to 60A.973.

Subd. 6. [AGENT.] In the absence of a written agreement making the broker the viator's agent, viatical settlement brokers are presumed to be agents of viatical settlement providers.

Subd. 7. [COMPENSATION PROHIBITED.] A viatical settlement broker must not, without the written agreement of the viator obtained before performing any services in connection with a viatical settlement, seek or obtain any compensation from the viator.

#### Sec. 14. [60A.973] [ADVERTISING STANDARDS.]

Subdivision 1. [GENERALLY.] Advertising by viatical settlement providers or brokers must be truthful and not misleading by fact or implication.

Subd. 2. [AVERAGE TIME.] If the advertiser emphasizes the speed with which the viatication will occur, the advertising must disclose the average time frame from completed application to the date of offer and from acceptance of the offer to receipt of the funds by the viator.

Subd. 3. [AVERAGE PURCHASE PRICE.] If the advertising emphasizes the dollar amounts available to viators, the advertising shall disclose the average purchase prices as a percent of face value obtained by viators contracting with the advertiser during the previous six months.

#### Sec. 15. [60A.974] [UNFAIR TRADE PRACTICES.]

A violation of sections 60A.961 to 60A.973 is an unfair trade practice under chapter 72A.

#### Sec. 16. [EFFECTIVE DATE.]

Sections 1 to 15 are effective January 1, 1996, and apply to viatical settlement agreements entered into on or after that date."

Delete the title and insert:

"A bill for an act relating to insurance; life; regulating living benefits settlements; adopting the NAIC viatical settlements model act; prescribing powers and duties; amending Minnesota Statutes 1994, section 13.71, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 60A."

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

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



**S.F. No. 34:** A bill for an act relating to insurance; health; requiring plans issued to supplement Medicare to provide coverage for equipment and supplies for the management and treatment of diabetes; amending Minnesota Statutes 1994, section 62A.45.

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

Page 1, line 23, delete "August 1, 1995" and insert "January 1, 1996"

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

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

**S.F. No. 318:** A bill for an act relating to insurance; changing the date on which crop hail insurance rates must be filed with the commissioner; amending Minnesota Statutes 1994, section 60A.32.

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

Page 1, line 13, delete "February" and insert "March"

Page 1, after line 13, insert:

"Sec. 2. [REPEALER.]

Minnesota Statutes 1994, section 70A.06, subdivision 5, is repealed."

Amend the title as follows:

Page 1, line 5, before the period, insert "; repealing Minnesota Statutes 1994, section 70A.06, subdivision 5"

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

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

**S.F. No. 678:** A bill for an act relating to human services; extending welfare fraud penalties to the Minnesota family investment plan; providing a method of lien enforcement in the AFDC program; authorizing voluntary vendor payments in the AFDC program; expanding the fraud prevention investigation project on a regional basis into counties with smaller AFDC caseloads; establishing the program integrity reinvestment project based on statewide guidelines and performance standards; providing for disqualification in diverted cases; authorizing voluntary vendor payments in the GA and MSA programs; expanding the timeframe for establishing food stamp claims; modifying recovery incentives to allow state sharing in recoveries received through the federal tax revenue offset program; authorizing the use of affidavits of collection without the appointment of a personal representative; revising the protections from income attachments; creating an automated statewide fraud data system; amending Minnesota Statutes 1994, sections 256.034, subdivision 1; 256.73, subdivision 2; 256.98, subdivisions 1 and 8; 256.983, subdivision 4, and by adding a subdivision; 393.07, subdivision 10; 524.6-207; and 550.37, subdivision 14; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Page 4, line 32, delete the second "or"

Page 4, line 33, after "program" insert ", or the work readiness program"

Page 11, line 2, delete "nutrition" and insert "consumer"

Amend the title as follows:

Page 1, line 5, delete everything after the semicolon

Page 1, line 6, delete "AFDC program;"

Page 1, delete line 12

Page 1, line 13, delete "MSA programs;"

Page 1, line 19, delete everything after the semicolon

Page 1, line 20, delete everything before "amending"

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 re-referred**

**S.F. No. 521:** A bill for an act relating to adoption; requiring the listing of all children freed for adoption on the state adoption exchange within 20 days; amending Minnesota Statutes 1994, section 259.75, subdivision 2, and by adding a subdivision.

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

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1994, section 259.75, subdivision 1, is amended to read:

Subdivision 1. The commissioner of human services shall establish an adoption exchange, which shall include but not be limited to a book, updated monthly, that contains a photograph and description of each child who has been legally freed for adoption. The exchange service shall be available to all authorized local social service agencies and licensed child-placing agencies whose purpose is to assist in the adoptive placement of children, and the exchange book shall be distributed to all such agencies."

Page 1, after line 22, insert:

"Sec. 4. Minnesota Statutes 1994, section 259.75, subdivision 3, is amended to read:

Subd. 3. Changes in the status of a child listed in the state adoption exchange shall be reported by the authorized local social service agency and the licensed child-placing agency to the exchange within ten working days after the change occurs.

Sec. 5. Minnesota Statutes 1994, section 259.75, subdivision 4, is amended to read:

Subd. 4. Children remaining registered for 12 months shall have their photographs and written descriptions updated by the authorized local social service agency and the licensed child-placing agency within ten working days of the expiration of the 12 months, and every 12 months thereafter.

Sec. 6. Minnesota Statutes 1994, section 259.75, subdivision 5, is amended to read:

Subd. 5. A child's registration shall be withdrawn when the exchange service has been notified in writing by the authorized local social service agency and the licensed child-placing agency that the child has been adopted, has become 14 years old and will not consent to an adoption plan, or has died.

Sec. 7. Minnesota Statutes 1994, section 259.75, subdivision 7, is amended to read:

Subd. 7. ~~An authorized~~ A local social service agency and a licensed child-placing agency may voluntarily refer any child legally freed for adoption to the exchange service; or the exchange service may determine that the recruitment of an adoptive family through the exchange book is appropriate for a child not registered with the service and require the child to be registered with the exchange service within ten working days."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, delete "subdivision 2" and insert "subdivisions 1, 2, 3, 4, 5, 7"

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

**Mr. Berg from the Committee on Gaming Regulation, to which was referred**

**S.F. No. 304:** A bill for an act relating to the state lottery; prohibiting advertising in connection with the lottery; amending Minnesota Statutes 1994, sections 349A.02, subdivisions 2 and 3; 349A.03, subdivision 2; 349A.06, subdivision 5; and 349A.10, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 349A; repealing Minnesota Statutes 1994, sections 349A.02, subdivision 5; and 349A.09.

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

Delete everything after the enacting clause and insert:

"Section 1. [3.9215] [INDIAN TRIBES; GAMING ADVERTISING RESTRICTED.]

All forms of advertising or promotion of class II gaming or class III gaming, except advertising and promotion published or disseminated solely on Indian lands, is prohibited.

For purposes of this section, "class II gaming" or "class III gaming" and "Indian lands" have the meaning given those terms in the Indian Gaming Regulatory Act, Public Law Number 100-497, as amended.

The attorney general shall enforce compliance with this section and in doing so has the powers set forth in section 8.31.

Sec. 2. [240.125] [ADVERTISING RESTRICTED.]

All forms of advertising and promotion of horse racing on which pari-mutuel betting is conducted, except advertising and promotion published or disseminated solely at a licensed racetrack, is prohibited. The racing commission shall take all necessary steps to ensure that all advertising and promotion of horse racing on which pari-mutuel betting is conducted is consistent with this subdivision.

The attorney general shall enforce compliance with this section and in doing so has the powers set forth in section 8.31.

Sec. 3. [349.192] [ADVERTISING RESTRICTED.]

All forms of lawful gambling advertising and promotion, except advertising and promotion published or disseminated solely on the premises where lawful gambling is conducted, is prohibited. The board shall take all necessary action to ensure that all advertising and promotion for lawful gambling is consistent with this section.

The attorney general shall enforce compliance with this section and in doing so has the powers set forth in section 8.31.

Sec. 4. Minnesota Statutes 1994, section 349A.02, subdivision 2, is amended to read:

Subd. 2. [REMOVAL.] (a) The director may be removed from that position only by the governor after notice and a hearing if requested, only for:

(1) violating section 349A.11;

(2) malfeasance, nonfeasance, or misfeasance as defined in section 351.14, subdivisions 2, 3, and 4; or

(3) failure to perform adequately the duties of the director.

(b) For the purposes of this subdivision, adequate performance of the director may be determined by:

- (1) gross revenue from the sale of lottery tickets;
- (2) efficiency of the administration of lottery operations; and
- (3) public confidence in the integrity of the lottery; ~~and~~
- ~~(4) compliance with advertising requirements in section 349A.09.~~

A hearing under this subdivision must be conducted by the governor.

Sec. 5. Minnesota Statutes 1994, section 349A.02, subdivision 3, is amended to read:

Subd. 3. [POWERS AND DUTIES.] In operating the lottery the director shall exercise the following powers and duties:

- (1) adopt rules and game procedures;
- (2) issue lottery retailer contracts and rule on appeals of decisions relating to those contracts;
- (3) enter into lottery procurement contracts for the provision of goods and services to the lottery;
- (4) employ personnel as are required to operate the lottery;
- (5) enter into written agreements with one or more government-authorized lotteries, or with an organization created and controlled by those lotteries, for the operation, ~~marketing, and promotion~~ of a joint lottery; and
- ~~(6) adopt and publish advertising and promotional materials consistent with section 349A.09; and~~
- (7) take all necessary steps to ensure the integrity of, and public confidence in, the state lottery.

Sec. 6. Minnesota Statutes 1994, section 349A.03, subdivision 2, is amended to read:

Subd. 2. [BOARD DUTIES.] The board has the following duties:

- (1) to advise the director on all aspects of the lottery;
- (2) to review and comment on rules and game procedures adopted by the director;
- (3) review and comment on lottery procurement contracts; and
- (4) review and comment on agreements between the director and one or more other lotteries relating to a joint lottery; ~~and~~
- ~~(5) to review and comment on advertising promulgated by the director at least quarterly to ensure that all advertising is consistent with the dignity of the state and with section 349A.09.~~

Sec. 7. Minnesota Statutes 1994, section 349A.06, subdivision 5, is amended to read:

Subd. 5. [RESTRICTIONS ON LOTTERY RETAILERS.] (a) A lottery retailer may sell lottery tickets only on the premises described in the contract.

(b) A lottery retailer must prominently display a certificate issued by the director on the premises where lottery tickets will be sold.

(c) A lottery retailer must keep a complete set of books of account, correspondence, and all other records necessary to show fully the retailer's lottery transactions, and make them available for inspection by employees of the lottery at all times during business hours. The director may require a lottery retailer to furnish information as the director deems necessary to carry out the purposes of this chapter, and may require an audit to be made of the books of account and records.

The director may select an auditor to perform the audit and may require the retailer to pay the cost of the audit. The auditor has the same right of access to the books of account, correspondence, and other records as is given to employees of the lottery.

(d) A contract issued under this section may not be transferred or assigned.

(e) The director shall require that lottery tickets may be sold by retailers only for cash.

(f) A lottery retailer must prominently post at the point of sale of lottery tickets, in a manner approved by the commissioner of human services, the toll-free telephone number established by the commissioner of human services in connection with the compulsive gambling program established under section 245.98.

(g) A lottery retailer must post prominently at or near the point of ticket sale a notice or notices printed and provided by the director of the approximate odds of winning each prize in each game for which the lottery retailer sells tickets.

Sec. 8. [349A.091] [ADVERTISING PROHIBITED.]

Money in the lottery fund and other public funds may not be expended to advertise or promote the lottery.

Sec. 9. Minnesota Statutes 1994, section 349A.10, subdivision 3, is amended to read:

Subd. 3. [LOTTERY OPERATIONS.] (a) The director shall establish a lottery operations account in the lottery fund. The director shall pay all costs of operating the lottery, including payroll costs or amounts transferred to the state treasury for payroll costs, but not including lottery prizes, from the lottery operating account. The director shall credit to the lottery operations account amounts sufficient to pay the operating costs of the lottery.

(b) The director may not credit in fiscal year 1993 amounts to the lottery operations account which when totaled exceed 14.5 percent of gross revenue to the lottery fund. The director may not credit in any fiscal year thereafter amounts to the lottery operations account which when totaled exceed 15 percent of gross revenue to the lottery fund in that fiscal year. In computing total amounts credited to the lottery operations account under this paragraph the director shall disregard amounts transferred to or retained by lottery retailers as sales commissions or other compensation.

~~(c) The director of the lottery may not expend after July 1, 1991, more than 2-3/4 percent of gross revenues in a fiscal year for contracts for the preparation, publication, and placement of advertising.~~

(d) Except as the director determines, the lottery is not subject to chapter 16A relating to budgeting, payroll, and the purchase of goods and services.

Sec. 10. [SEVERABILITY.]

In accordance with Minnesota Statutes, section 645.20, the provisions of this law shall be severable. If a section of the law relating to advertising for a particular type of gambling is found unconstitutional, the remaining sections shall remain valid.

Sec. 11. [REPEALER.]

Minnesota Statutes 1994, sections 349A.02, subdivision 5; and 349A.09, are repealed."

Delete the title and insert:

"A bill for an act relating to gambling; restricting advertising and promotion; amending Minnesota Statutes 1994, sections 349A.02, subdivisions 2 and 3; 349A.03, subdivision 2; 349A.06, subdivision 5; and 349A.10, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 3; 240; 349; and 349A; repealing Minnesota Statutes 1994, sections 349A.02, subdivision 5; and 349A.09."

And when so amended the bill do pass and be re-referred to the Committee on Environment and Natural Resources. Mr. Marty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

**Mr. Berg from the Committee on Gaming Regulation, to which was referred**

**S.F. No. 479:** A bill for an act relating to lawful gambling; regulating lawful purpose expenditures by or to certain organizations exempt from federal income taxes; amending Minnesota Statutes 1994, sections 349.12, subdivision 25, and by adding a subdivision.

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

Page 1, line 10, delete "501(C)(4)" and insert "FESTIVAL" and delete "501(c)(4)" and insert "Festival"

Page 1, line 11, before "exempt" insert "conducting a community festival that is"

Page 1, line 19, delete "501(c)(4)" and insert "festival" and after the comma, insert "as defined in section 349.12, subdivision 15a,"

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

**Mr. Vickerman from the Committee on Metropolitan and Local Government, to which was referred**

**S.F. No. 387:** A bill for an act relating to counties; Swift; authorizing the county to establish a rural development finance authority.

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

Page 1, lines 12 and 13, delete ", except for the authority to issue general obligation bonds under Minnesota Statutes, section 469.102"

Page 1, line 21, before the period, insert ", except for the authority to issue general obligation bonds under Minnesota Statutes, section 469.102"

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

**Mr. Vickerman from the Committee on Metropolitan and Local Government, to which was referred**

**S.F. No. 494:** A bill for an act relating to Winona county; authorizing Winona county to negotiate and enter into a contract for deed with Winona county developmental achievement center.

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

Page 1, line 7, delete from "Notwithstanding" through page 1, line 8, to "contrary,"

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

**Mr. Vickerman from the Committee on Metropolitan and Local Government, to which was referred**

**H.F. No. 37:** A bill for an act relating to local government; allowing either the town of Glen or the town of Kimberly in Aitkin county to have an alternate annual meeting day.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

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

**S.F. No. 574:** A bill for an act relating to Indians; requiring the Indian affairs council to report

on potentially offensive place names; requiring the commissioner of natural resources to change certain names of geographic features of the state.

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

Page 1, delete section 1

Page 1, line 19, delete "Sec. 2" and insert "Section 1"

Page 1, line 21, delete "Within 18 months after the effective date of this act" and insert "On or before December 31, 1996"

Page 1, line 26, after "boards" insert "of the counties in which the feature is located"

Page 2, line 2, delete "Sections 1 and 2 are" and insert "Section 1 is"

Amend the title as follows:

Page 1, line 2, delete "requiring the Indian affairs"

Page 1, delete line 3

Page 1, line 4, delete "names;"

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. Merriam from the Committee on Finance**, to which was referred the following appointment as reported in the Journal for February 16, 1995:

DEPARTMENT OF FINANCE  
COMMISSIONER

Laura M. King

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

## SECOND READING OF SENATE BILLS

S.F. Nos. 537, 224, 264, 528, 522, 348, 123, 139, 34, 318, 521, 479 and 494 were read the second time.

## SECOND READING OF HOUSE BILLS

H.F. Nos. 383, 464 and 37 were read the second time.

## MOTIONS AND RESOLUTIONS

Mrs. Pariseau moved that her name be stricken as chief author, shown as a co-author and the name of Mr. Dille be added as chief author to S.F. No. 471. The motion prevailed.

Ms. Kiscaden moved that the name of Ms. Berglin be added as a co-author to S.F. No. 702. The motion prevailed.

Mr. Riveness moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 745. The motion prevailed.

Mr. Knutson moved that the name of Ms. Runbeck be added as a co-author to S.F. No. 796. The motion prevailed.

Mr. Mondale moved that the name of Mr. Merriam be added as a co-author to S.F. No. 841. The motion prevailed.

Ms. Johnston moved that S.F. No. 32 be withdrawn from the Committee on Environment and Natural Resources and re-referred to the Committee on Transportation and Public Transit. The motion prevailed.

### **Mr. Bertram introduced--**

**Senate Resolution No. 32:** A Senate resolution honoring Richard Taufen for his outstanding service to the St. Joseph, Minnesota, fire department.

Referred to the Committee on Rules and Administration.

### **Messrs. Merriam; Frederickson; Johnson, D.E.; Moe, R.D. and Johnson, D.J. introduced--**

**Senate Concurrent Resolution No. 6:** A Senate concurrent resolution relating to adoption of revenue targets under Minnesota Statutes 1994, section 16A.102, subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Mr. Murphy moved that S.F. No. 537, on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Solon be added as a co-author to S.F. No. 377. The motion prevailed.

## **CALENDAR**

**S.F. No. 315:** A bill for an act relating to elections; changing and clarifying provisions of the Minnesota election law; amending Minnesota Statutes 1994, sections 201.071, subdivision 1; 203B.01, by adding a subdivision; 203B.11, subdivision 1; 204B.06, by adding a subdivision; 204B.09, by adding a subdivision; 204B.15; 204B.27, by adding a subdivision; 204B.31; 204B.32, subdivision 1; 204B.36, subdivision 2; 204B.45, subdivision 1; 204B.46; 204C.08, by adding a subdivision; 204C.31, subdivision 2; 206.62; 206.90, subdivisions 4 and 6; 207A.03, subdivision 2; and 211A.02, subdivision 2; repealing Minnesota Statutes 1994, section 204D.15, 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Flynn	Krentz	Neuville	Runbeck
Beckman	Frederickson	Kroening	Novak	Sams
Belanger	Hanson	Langseth	Oliver	Samuelson
Berg	Hottinger	Larson	Olson	Scheevel
Berglin	Janezich	Lessard	Ourada	Solon
Betzold	Johnson, D.J.	Limmer	Pappas	Spear
Chandler	Johnson, J.B.	Marty	Piper	Stevens
Chmielewski	Johnston	Merriam	Pogemiller	Stumpf
Cohen	Kelly	Metzen	Price	Terwilliger
Day	Kleis	Moe, R.D.	Reichgott Junge	Vickerman
Dille	Knutson	Mondale	Riveness	Wiener
Finn	Kramer	Morse	Robertson	

So the bill passed and its title was agreed to.

**S.F. No. 64:** A bill for an act relating to corrections; requiring that the commissioner of corrections notify affected local governments before licensing certain foster care facilities for



delinquent children; amending Minnesota Statutes 1994, section 241.021, subdivision 2, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Kroening	Neuville	Samuelson
Beckman	Hanson	Langseth	Novak	Scheevel
Belanger	Hottinger	Larson	Oliver	Solon
Berg	Janezich	Lesewski	Olson	Spear
Berglin	Johnson, D.E.	Lessard	Ourada	Stevens
Betzold	Johnson, D.J.	Limmer	Pappas	Stumpf
Chandler	Johnson, J.B.	Marty	Piper	Terwilliger
Chmielewski	Johnston	Merriam	Pogemiller	Vickerman
Cohen	Kelly	Metzen	Price	Wiener
Day	Kleis	Moe, R.D.	Riveness	
Dille	Knutson	Mondale	Robertson	
Finn	Kramer	Morse	Runbeck	
Flynn	Krentz	Murphy	Sams	

So the bill passed and its title was agreed to.

**S.F. No. 335:** A bill for an act relating to the organization and operation of state government; providing supplemental appropriations for certain purposes.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Anderson	Frederickson	Kroening	Neuville	Sams
Beckman	Hanson	Langseth	Novak	Samuelson
Belanger	Hottinger	Larson	Oliver	Scheevel
Berg	Janezich	Lesewski	Olson	Solon
Berglin	Johnson, D.E.	Lessard	Ourada	Spear
Betzold	Johnson, D.J.	Limmer	Pappas	Stevens
Chandler	Johnson, J.B.	Marty	Piper	Stumpf
Chmielewski	Johnston	Merriam	Pogemiller	Terwilliger
Cohen	Kelly	Metzen	Price	Vickerman
Day	Kleis	Moe, R.D.	Reichgott Junge	Wiener
Dille	Knutson	Mondale	Riveness	
Finn	Kramer	Morse	Robertson	
Flynn	Krentz	Murphy	Runbeck	

So the bill passed and its title was agreed to.

## GENERAL ORDERS

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

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

S.F. No. 145, which the committee recommends to pass.

H.F. No. 231, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Amend H.F. No. 231, as amended pursuant to Rule 49, adopted by the Senate February 23, 1995, as follows:

(The text of the amended House File is identical to S.F. No. 95.)

Page 8, after line 28, insert:

"Sec. 5. Minnesota Statutes 1994, section 147.091, is amended by adding a subdivision to read:

Subd. 1a. [CONVICTION OF A FELONY-LEVEL CRIMINAL SEXUAL CONDUCT OFFENSE.] (a) The board may not grant a license to practice medicine to any person who has been convicted of a felony-level criminal sexual conduct offense.

(b) A license to practice medicine is automatically revoked if the licensee is convicted of a felony-level criminal sexual conduct offense.

(c) A license that has been denied or revoked pursuant to this subdivision is not subject to chapter 364.

(d) For purposes of this subdivision, "conviction" means a plea of guilty, a verdict of guilty by a jury, or a finding of guilty by the court, and "criminal sexual conduct offense" means a violation of sections 609.342 to 609.345 or a similar statute in another jurisdiction."

Page 8, line 31, strike "EFFECTIVE DATES" and insert "AUTOMATIC SUSPENSION" and strike "A suspension, revocation,"

Page 8, strike lines 32 to 35

Page 8, line 36, before "A" insert "(a)"

Page 9, line 9, before "Upon" insert "(b)"

Page 9, line 19, before "The" insert "For credentials that have been suspended or revoked pursuant to this subdivision,"

Page 9, after line 27, insert:

"Sec. 7. Minnesota Statutes 1994, section 147.091, is amended by adding a subdivision to read:

Subd. 2a. [EFFECTIVE DATES.] A suspension, revocation, condition, limitation, qualification or restriction of a license or registration shall be in effect pending determination of an appeal unless the court, upon petition and for good cause shown, shall otherwise order. A revocation of a license pursuant to subdivision 1a is not appealable and shall remain in effect indefinitely."

Page 12, after line 12, insert:

"Sec. 12. Minnesota Statutes 1994, section 364.09, is amended to read:

364.09 [EXCEPTIONS.]

(a) This chapter does not apply to the licensing process for peace officers; to law enforcement agencies as defined in section 626.84, subdivision 1, paragraph (h); to fire protection agencies; to eligibility for a private detective or protective agent license; to eligibility for a family day care license, a family foster care license, or a home care provider license; to eligibility for school bus driver endorsements; or to eligibility for special transportation service endorsements. This chapter also shall not apply to eligibility for a license issued or renewed by the board of teaching or state board of education or to eligibility for juvenile corrections employment, where the offense involved child physical or sexual abuse or criminal sexual conduct.

(b) This chapter does not apply to a school district.

(c) Nothing in this section precludes the Minnesota police and peace officers training board or the state fire marshal from recommending policies set forth in this chapter to the attorney general for adoption in the attorney general's discretion to apply to law enforcement or fire protection agencies.

(d) This chapter does not apply to a license to practice medicine that has been denied or revoked by the board of medical practice pursuant to section 147.091, subdivision 1a.

## Sec. 13. [EFFECTIVE DATE.]

Section 5 is effective for a conviction entered on or after the day following final enactment. This does not prevent the board from refusing to grant a license to a person or revoking the license of a licensee who has been convicted of a felony-level criminal sexual conduct offense prior to the effective date of this section."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 7, delete the first "and" and after "6" insert ", and by adding subdivisions" and delete the second "and"

Page 1, line 8, after the semicolon, insert "and 364.09;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 57 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Laidig	Neuville	Sams
Beckman	Janezich	Langseth	Novak	Scheevel
Belanger	Johnson, D.E.	Larson	Oliver	Solon
Berg	Johnson, D.J.	Lesewski	Olson	Spear
Berglin	Johnson, J.B.	Lessard	Ourada	Stevens
Chandler	Johnston	Limmer	Pappas	Stumpf
Chmielewski	Kelly	Marty	Piper	Terwilliger
Cohen	Kleis	Merriam	Pogemiller	Vickerman
Finn	Knutson	Metzen	Price	Wiener
Flynn	Kramer	Moe, R.D.	Reichgott Junge	
Frederickson	Krentz	Mondale	Riveness	
Hanson	Kroening	Morse	Robertson	

Messrs. Betzold, Dille and Ms. Runbeck voted in the negative.

The motion prevailed. So the amendment was adopted.

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

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

### Messrs. Day and Neuville introduced--

**S.F. No. 848:** A bill for an act relating to education; extending the maximum number of years that a district may levy for funds to remove architectural barriers; amending Minnesota Statutes 1994, section 124.84, subdivision 3.

Referred to the Committee on Education.

### Messrs. Day and Neuville introduced--

**S.F. No. 849:** A bill for an act relating to education; authorizing a levy for special assessments; amending Minnesota Statutes 1994, section 124.91, by adding a subdivision.

Referred to the Committee on Education.

### Messrs. Chandler, Neuville, Limmer, Vickerman and Beckman introduced--

**S.F. No. 850:** A bill for an act relating to the legislature; requiring employment of an interpreter to assist hearing impaired persons; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Rules and Administration.

**Messrs. Sams, Vickerman, Dille, Bertram and Ms. Hanson introduced--**

**S.F. No. 851:** A bill for an act relating to agriculture; changing limits of the livestock expansion loan program; providing restrictions on demonstration programs; amending Minnesota Statutes 1994, section 41B.045, subdivision 2.

Referred to the Committee on Agriculture and Rural Development.

**Messrs. Sams, Vickerman, Dille, Murphy and Bertram introduced--**

**S.F. No. 852:** A bill for an act relating to agriculture; changing limits for agricultural improvement loans; appropriating money; amending Minnesota Statutes 1994, section 41B.043, subdivisions 2 and 3.

Referred to the Committee on Agriculture and Rural Development.

**Mr. Samuelson introduced--**

**S.F. No. 853:** A bill for an act relating to education; providing for a fund transfer for independent school district No. 482, Little Falls.

Referred to the Committee on Education.

**Mr. Finn, Mses. Piper, Berglin and Mr. Betzold introduced--**

**S.F. No. 854:** A bill for an act relating to health; including pesticide poisoning treatment as an emergency service for purposes of general assistance medical care eligibility; requiring reporting of pesticide poisoning; requiring pesticide poisoning education; appropriating money; amending Minnesota Statutes 1994, sections 144.34; and 256D.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health Care.

**Messrs. Solon and Johnson, D.J. introduced--**

**S.F. No. 855:** A bill for an act relating to capital improvements; authorizing the issuance of bonds to remodel a medical facility; appropriating money.

Referred to the Committee on Education.

**Ms. Wiener, Messrs. Knutson, Belanger, Mrs. Pariseau and Mr. Metzen introduced--**

**S.F. No. 856:** A bill for an act relating to Dakota county; assigning to the county administrator the duties of the clerk of the county board; proposing coding for new law in Minnesota Statutes, chapter 383D.

Referred to the Committee on Metropolitan and Local Government.

**Messrs. Solon and Johnson, D.J. introduced--**

**S.F. No. 857:** A bill for an act relating to retirement; changing the postretirement benefit increase mechanism from a lump-sum adjustment to a cost-of-living adjustment for the Duluth teachers retirement fund association; amending Minnesota Statutes 1994, section 354A.27.

Referred to the Committee on Governmental Operations and Veterans.

**Messrs. Solon; Johnson, D.J. and Chmielewski introduced--**

**S.F. No. 858:** A bill for an act relating to the city of Duluth; making certain statutory provisions concerning public utilities applicable to the city of Duluth; authorizing a demonstration project to develop methods to prevent the infiltration and inflow of storm water into the city's sanitary sewer system.

Referred to the Committee on Metropolitan and Local Government.

**Messrs. Chmielewski; Janezich; Johnson, D.J. and Solon introduced--**

**S.F. No. 859:** A bill for an act relating to St. Louis county; modifying certain accounting and expenditure requirements for road and bridge fund tax money derived from unorganized townships; proposing coding for new law in Minnesota Statutes, chapter 383C.

Referred to the Committee on Metropolitan and Local Government.

**Ms. Berglin introduced--**

**S.F. No. 860:** A bill for an act relating to economic development; requiring private businesses with state financial assistance to pay a livable wage and increase employment; proposing coding for new law in Minnesota Statutes, chapter 177.

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

**Messrs. Janezich; Johnson, D.J. and Chmielewski introduced--**

**S.F. No. 861:** A bill for an act relating to education; establishing a grant program for student operated businesses; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124C.

Referred to the Committee on Education.

**Ms. Reichgott Junge introduced--**

**S.F. No. 862:** A bill for an act relating to retirement; Crystal volunteer firefighters' relief association and New Hope volunteer firefighters' relief association; authorizing a consolidated volunteer firefighters' relief association for a joint powers fire department servicing the cities of Crystal and New Hope; authorizing a conversion of existing defined benefit plans to a defined contribution plan; ratifying prior benefit plans and related actions; repealing Laws 1969, chapter 1088; Laws 1971, chapter 114; Laws 1978, chapters 562, section 32, and 753; Laws 1979, chapters 97, and 201, section 27; and Laws 1981, chapter 224, sections 250 and 254.

Referred to the Committee on Governmental Operations and Veterans.

**Messrs. Morse, Samuelson, Metzen, Kelly and Terwilliger introduced--**

**S.F. No. 863:** A bill for an act relating to retirement; police state aid; providing for the disposition of excess police state aid amounts as an additional amortization aid program; amending Minnesota Statutes 1994, section 353.65, subdivision 7.

Referred to the Committee on Governmental Operations and Veterans.

**Mses. Kiscaden, Flynn, Messrs. Cohen, Betzold and Knutson introduced--**

**S.F. No. 864:** A bill for an act relating to domestic abuse; eliminating hearing requirements in certain cases; providing for notices; amending Minnesota Statutes 1994, section 518B.01, subdivisions 5 and 7.

Referred to the Committee on Judiciary.

**Ms. Pappas introduced--**

**S.F. No. 865:** A bill for an act relating to education; establishing a task force on alternative measures for teaching licensure.

Referred to the Committee on Education.

**Mr. Metzen introduced--**

**S.F. No. 866:** A bill for an act relating to occupations and professions; allowing sign contractors to be licensed by the state; authorizing the commissioner of commerce to adopt rules; providing penalties; appropriating money; amending Minnesota Statutes 1994, section 116J.70, subdivision 2a; proposing coding for new law as Minnesota Statutes, chapter 326A.

Referred to the Committee on Commerce and Consumer Protection.

**Messrs. Hottinger, Murphy, Sams, Frederickson and Neuville introduced--**

**S.F. No. 867:** A bill for an act relating to game and fish; identification required on ice fishing shelters; amending Minnesota Statutes 1994, section 97C.355, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

**Messrs. Berg, Stevens, Dille, Mses. Lesewski and Hanson introduced--**

**S.F. No. 868:** A bill for an act relating to pollution control; prohibiting local governments from exercising certain regulatory authorities over feedlots; amending Minnesota Statutes 1994, section 116.07, subdivision 7.

Referred to the Committee on Environment and Natural Resources.

**Ms. Olson, Mr. Limmer and Ms. Robertson introduced--**

**S.F. No. 869:** A bill for an act relating to railroads; authorizing cities and counties to require railroads to repair grade crossing surfaces and install safety devices; providing for apportionment of costs; proposing coding for new law in Minnesota Statutes, chapter 219.

Referred to the Committee on Transportation and Public Transit.

**Ms. Hanson, Messrs. Murphy, Langseth, Mrs. Pariseau and Ms. Olson introduced--**

**S.F. No. 870:** A bill for an act relating to elevator safety; changing responsibility for certain administrative and enforcement activities; changing certain exemptions; imposing penalties; amending Minnesota Statutes 1994, sections 16B.61, subdivision 1; 16B.72; 16B.73; 183.351, subdivisions 2 and 5; 183.353; 183.354; 183.355, subdivisions 1, 3, and by adding a subdivision; 183.357, subdivisions 1 and 3; 183.358; and 326.244, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 183.

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

**Messrs. Hottinger; Moe, R.D.; Johnson, D.E.; Metzen and Stevens introduced--**

**S.F. No. 871:** A bill for an act relating to state government; revising procedures used for adoption and review of administrative rules; amending Minnesota Statutes 1994, sections 14.04; 14.05, subdivision 1; 14.12; 14.38, subdivisions 1, 7, 8, and 9; 14.46, subdivisions 1, 3, and by adding a subdivision; 14.47, subdivisions 1, 2, and 6; 14.50; 14.51; 17.84; and 84.027, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 3; and 14; repealing Minnesota Statutes 1994, sections 3.842; 3.843; 3.844; 3.845; 3.846; 14.03, subdivision 3; 14.05, subdivisions 2 and 3; 14.06; 14.08; 14.09; 14.10; 14.11; 14.115; 14.131; 14.1311; 14.14; 14.15; 14.16; 14.18, subdivision 1; 14.19; 14.20; 14.22; 14.225; 14.23; 14.235; 14.24; 14.25; 14.26; 14.27; 14.28; 14.29; 14.30; 14.305; 14.31; 14.32; 14.33; 14.34; 14.35; 14.36; 14.365; 14.38, subdivisions 4, 5, and 6; and 17.83.

Referred to the Committee on Governmental Operations and Veterans.

**Messrs. Hottinger; Moe, R.D.; Johnson, D.E.; Metzen and Stevens introduced--**

**S.F. No. 872:** A bill for an act relating to state government; administrative rulemaking; revising the procedures for the adoption and review of agency rules; appropriating money; amending Minnesota Statutes 1994, sections 3.842, subdivisions 2, 4, and by adding a subdivision; 14.04; 14.05, subdivision 2, and by adding a subdivision; 14.06; 14.08; 14.09; 14.131; 14.14, subdivision 1a; 14.15, subdivisions 3 and 4; 14.16, subdivision 1; 14.19; 14.22, subdivision 1; 14.23; 14.24; 14.25; 14.26; 14.365; 14.48; 14.51; 16A.1285, subdivision 2; 17.84; 43A.04, by adding a subdivision; 62N.05, by adding a subdivision; and 84.027, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 14; and 97A; repealing Minnesota Statutes 1994, sections 3.846; 14.10; 14.11; 14.115; 14.12; 14.1311; 14.235; 14.29; 14.30; 14.305; 14.31; 14.32; 14.33; 14.34; 14.35; 14.36; and 17.83.

Referred to the Committee on Governmental Operations and Veterans.

**Ms. Johnson, J.B.; Messrs. Johnson, D.E.; Johnson, D.J. and Ms. Johnston introduced--**

**S.F. No. 873:** A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Isanti county.

Referred to the Committee on Environment and Natural Resources.

**Messrs. Chandler, Hottinger, Mses. Wiener, Reichgott Junge and Mr. Sams introduced--**

**S.F. No. 874:** A bill for an act relating to state government; directing the commissioner of administration to establish a program to encourage suggestions on ways to save money and improve efficiency in the operation of state government; appropriating money; amending Minnesota Statutes 1994, section 16B.39, by adding a subdivision.

Referred to the Committee on Governmental Operations and Veterans.

**Messrs. Frederickson, Morse, Stumpf and Ms. Lesewski introduced--**

**S.F. No. 875:** A bill for an act relating to capital improvements; changing the bonding authority amount for the public facilities authority; amending Minnesota Statutes 1994, section 446A.12, subdivision 1.

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

**Messrs. Belanger, Terwilliger, Dille, Ms. Runbeck and Mr. Sams introduced--**

**S.F. No. 876:** A bill for an act relating to taxation; property; reducing the class rates for noncommercial seasonal residential recreational property; amending Minnesota Statutes 1994, sections 273.13, subdivision 25; and 273.1398, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

**Mses. Wiener, Hanson, Mr. Metzen and Ms. Runbeck introduced--**

**S.F. No. 877:** A bill for an act relating to construction; changing and clarifying law relating to the building code and zoning law; amending Minnesota Statutes 1994, sections 16B.59; 16B.60, subdivisions 1 and 4; 16B.61, subdivisions 1, 2, and 5; 16B.63, subdivision 3, and by adding a subdivision; 16B.65, subdivisions 1, 3, 4, and 7; 16B.67; 16B.70; 366.10; 366.12; 366.16; 394.33, subdivision 2; 394.361, subdivision 3; 462.358, subdivisions 2a and 9; and 462.359, subdivision 4.

Referred to the Committee on Governmental Operations and Veterans.

**Mr. Stevens, Mrs. Pariseau, Messrs. Day and Murphy introduced--**

**S.F. No. 878:** A bill for an act relating to state government; providing for the size of the legislature; providing conditions for the organization of legislative committees; limiting the service of legislature leaders; providing term limits; proposing an amendment to the Minnesota Constitution, articles IV, section 4; and V, sections 2 and 4; amending Minnesota Statutes 1994, section 2.021; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Ethics and Campaign Reform.

**Messrs. Beckman and Hottinger introduced--**

**S.F. No. 879:** A bill for an act relating to education; directing the commissioner of education to conduct a needs assessment for a statewide program that serves talented junior and senior high school students; appropriating money.

Referred to the Committee on Education.

**Ms. Ranum, Messrs. Betzold, Spear, Kelly and Limmer introduced--**

**S.F. No. 880:** A bill for an act relating to crime; lengthening the criminal statute of limitations for criminal sexual conduct; amending Minnesota Statutes 1994, section 628.26.

Referred to the Committee on Crime Prevention.

**Ms. Ranum, Messrs. Langseth, Betzold and Kelly introduced--**

**S.F. No. 881:** A bill for an act relating to criminal justice information systems; expanding the crimes for which fingerprints are taken; extending the effective date for submission of diversion data; appropriating money; amending Minnesota Statutes 1994, sections 299C.10, subdivision 1; 388.24, subdivision 4; and 401.065, subdivision 3a.

Referred to the Committee on Crime Prevention.

**Ms. Ranum, Messrs. Betzold, Kelly and Limmer introduced--**

**S.F. No. 882:** A bill for an act relating to crime; expanding the scope of the patterned sex offender sentencing law; requiring training for judges, prosecutors, peace officers, and sex offender assessors on sentencing laws applicable to repeat and patterned sex offenders; amending Minnesota Statutes 1994, sections 480.30; and 609.1352, subdivisions 1, 3, and 5; proposing coding for new law in Minnesota Statutes, chapter 388.

Referred to the Committee on Crime Prevention.

**Ms. Ranum, Messrs. Neuville, Betzold, Knutson and Spear introduced--**

**S.F. No. 883:** A bill for an act relating to criminal procedure; tolling the statute of limitations while physical evidence relating to a crime is undergoing DNA analysis; amending Minnesota Statutes 1994, section 628.26.

Referred to the Committee on Crime Prevention.

**Ms. Ranum, Messrs. Betzold, Knutson and Ms. Kiscaden introduced--**

**S.F. No. 884:** A bill for an act relating to information practices; requiring the commissioner of administration to establish an information policy training program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Governmental Operations and Veterans.



**Mses. Ranum, Berglin, Pappas and Mr. Cohen introduced--**

**S.F. No. 885:** A bill for an act relating to public nuisance; modifying the grounds and procedure for proving a nuisance; providing for a meeting to attempt resolution of the issue; amending Minnesota Statutes 1994, sections 617.80, subdivisions 2, 4, 5, and 8, and by adding a subdivision; 617.81, subdivisions 1, 2, and 3; 617.82; 617.83; 617.84; 617.85; and 617.87; proposing coding for new law in Minnesota Statutes, chapter 617; repealing Minnesota Statutes 1994, section 617.81, subdivisions 2a and 3.

Referred to the Committee on Judiciary.

**Messrs. Kleis, Stumpf, Larson, Ms. Robertson and Mr. Moe, R.D. introduced--**

**S.F. No. 886:** A bill for an act relating to rural health care; appropriating money for the St. Cloud Hospital-Mayo Family Practice Residency Program.

Referred to the Committee on Health Care.

**Mr. Janezich, Ms. Krentz, Mr. Pogemiller, Mses. Olson and Wiener introduced--**

**S.F. No. 887:** A bill for an act relating to education; providing for employment of education support employees terminated by a dissolved cooperative or the withdrawal of a member district; amending Minnesota Statutes 1994, section 122.895, subdivisions 1, 8, and 9.

Referred to the Committee on Education.

**Messrs. Larson, Neuville, Ms. Robertson and Mr. Scheevel introduced--**

**S.F. No. 888:** A bill for an act relating to education; appropriating money for post-secondary education and related purposes to the higher education coordinating board, Minnesota state colleges and universities, University of Minnesota, and the Mayo medical foundation, with certain conditions; transferring administration of summer scholarship program; providing standards for teacher licensure; clarifying cost of attendance for student grants; establishing early retirement for Minnesota state colleges and universities employees; amending Minnesota Statutes 1994, sections 126.56, subdivisions 4a, 5, and 7; and 136A.121, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 135A; repealing Laws 1993, First Special Session chapter 2, article 1, section 9, subdivision 6.

Referred to the Committee on Education.

**Ms. Flynn, Mrs. Pariseau, Messrs. Mondale, Vickerman and Merriam introduced--**

**S.F. No. 889:** A bill for an act relating to the metropolitan council; providing for a 16-member council; providing for a council chair to be elected from among the members; clarifying existing provisions; amending Minnesota Statutes 1994, sections 473.123, subdivisions 1, 3, 4, and 7; and 473.407, subdivision 4.

Referred to the Committee on Metropolitan and Local Government.

**Ms. Johnson, J.B. introduced--**

**S.F. No. 890:** A bill for an act relating to energy; adopting federal energy standards for air conditioners, certain gas-burning equipment, lamps, showerheads, and faucets; amending Minnesota Statutes 1994, section 216C.19, subdivisions 13, 14, 16, and 19.

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

**Mr. Solon introduced--**

**S.F. No. 891:** A bill for an act relating to occupations and professions; establishing the board of licensed professional counseling; requiring professional counselors to be licensed; requiring rulemaking; providing penalties; appropriating money; amending Minnesota Statutes 1994, sections 116J.70, subdivision 2a; 148A.01, subdivision 5; 148B.60, subdivision 3; 214.01, subdivision 2; 214.04, subdivision 3; and 609.341, subdivision 17; proposing coding for new law in Minnesota Statutes, chapter 148B.

Referred to the Committee on Commerce and Consumer Protection.

**Mr. Stumpf, Ms. Pappas, Messrs. Johnson, D.E.; Scheevel and Janezich introduced--**

**S.F. No. 892:** A bill for an act relating to libraries; changing the requirements for state accessibility grants; establishing internet revenue; establishing internet access grants; providing for contracts with online service providers; appropriating money; amending Minnesota Statutes 1994, sections 124.91, by adding a subdivision; and 134.45, subdivisions 2 and 5; proposing coding for new law in Minnesota Statutes, chapter 134.

Referred to the Committee on Education.

**Mr. Price and Ms. Piper introduced--**

**S.F. No. 893:** A bill for an act relating to insurance; the comprehensive health association; changing benefits; changing the association's enrollment freeze date; eliminating the MinnesotaCare program's four-month waiting period for association members; amending Minnesota Statutes 1994, sections 62E.12; 62Q.18, subdivision 8; and 256.9357, subdivision 3.

Referred to the Committee on Health Care.

**Ms. Piper introduced--**

**S.F. No. 894:** A bill for an act relating to respite care for children; appropriating money.

Referred to the Committee on Health Care.

**Mses. Krentz and Johnson, J.B. introduced--**

**S.F. No. 895:** A bill for an act relating to workers' compensation; regulating benefits; regulating insurance; eliminating supplementary benefits; eliminating certain lump sum payments; requiring safety programs; regulating coverage for independent contractors; providing penalties; appropriating money; amending Minnesota Statutes 1994, sections 79.085; 176.041, subdivision 1; 176.081, subdivision 1; 176.101, subdivisions 1, 3b, 3m, 3o, 3q, 4, and 5; 176.185, subdivision 1; 176.194, subdivisions 1 and 4; 176.221, subdivision 1; 176.225, subdivision 1; 176.232; 176.261; 176.645, subdivisions 1 and 2; 176.66, subdivision 11; and 268.08, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 79; 176; and 182; repealing Minnesota Statutes 1994, sections 79.01, subdivisions 7 and 8; 79.074, subdivision 2; 79.50; 79.51; 79.52; 79.53; 79.54; 79.55; 79.56; 79.57; 79.58; 79.59; 79.60; 79.61; 79.62; and 176.132, subdivisions 2 and 3.

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

**Mr. Finn, Ms. Johnson, J.B.; Messrs. Vickerman, Beckman and Morse introduced--**

**S.F. No. 896:** A bill for an act relating to taxation; changing the gross premiums tax rate imposed on certain insurance companies; amending Minnesota Statutes 1994, section 60A.15, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

**Mr. Price, Ms. Krentz, Messrs. Morse, Riveness and Laidig introduced--**

**S.F. No. 897:** A bill for an act relating to waters; planning, development, review, reporting, and coordination of surface and groundwater management in the metropolitan area; amending Minnesota Statutes 1994, sections 103B.205, by adding a subdivision; 103B.211, subdivision 1; 103B.231, subdivisions 3, 4, 6, 7, 8, 9, 11, and by adding a subdivision; 103B.235, subdivision 3; 103B.241, subdivision 1; 103B.245, subdivisions 1 and 4; 103B.251, subdivisions 3 and 7; 103B.255, subdivisions 6, 7, 8, 9, 10, and 12; 103B.311, subdivisions 4 and 6; 103B.3369, subdivisions 5 and 6; and 103B.355; proposing coding for new law in Minnesota Statutes, chapter 103B; repealing Minnesota Statutes 1994, sections 103B.211, subdivision 4; 103B.227, subdivision 6; 103B.231, subdivisions 5 and 12; and 103B.3365.

Referred to the Committee on Environment and Natural Resources.

**Messrs. Price, Stumpf, Dille and Moe, R.D. introduced--**

**S.F. No. 898:** A bill for an act relating to waters; eliminating the position of board of water and soil resources secretary; increasing board members' compensation; duties of advisory committees; rule approval procedure; guidelines for management plans; exemptions from review; appeals from rules, permit decisions, and orders; informal dispute resolution; tax levy for common benefits; assessment basis; authorizing special taxing districts and common benefit funds; amending Minnesota Statutes 1994, sections 103D.011, subdivision 21; 103D.101, subdivision 4; 103D.205, subdivisions 1 and 4; 103D.221, subdivision 2; 103D.255, subdivision 1; 103D.261, subdivision 1; 103D.271, subdivisions 2 and 4; 103D.305, subdivision 1; 103D.311, subdivision 4; 103D.315, subdivisions 1, 8, and 11; 103D.321, subdivision 2; 103D.331; 103D.335, subdivisions 5, 6, and 13; 103D.341, subdivision 2; 103D.351; 103D.401, subdivisions 1 and 2; 103D.405, subdivision 1; 103D.515, subdivision 4; 103D.531; 103D.535, subdivisions 1, 4, and 5; 103D.537; 103D.611, subdivisions 1, 4, and 5; 103D.621, subdivision 4; 103D.625, subdivisions 3 and 4; 103D.631, subdivision 2; 103D.635, subdivisions 1 and 3; 103D.705, subdivision 1; 103D.711, subdivision 2; 103D.715, subdivision 3; 103D.721, subdivision 2; 103D.741, subdivision 1; 103D.745, subdivisions 2 and 3; 103D.811, subdivisions 1 and 3; 103D.901, subdivisions 2, 4, and 5; 103D.905, subdivisions 3 and 5; 103D.921, subdivisions 1 and 3; and 103D.925; proposing coding for new law in Minnesota Statutes, chapter 103D.

Referred to the Committee on Environment and Natural Resources.

**Mr. Berg introduced--**

**S.F. No. 899:** A bill for an act relating to gambling; creating a special account for money received by the gambling control board as reimbursement for costs of testing pull-tab dispensing devices; appropriating money in the account to the board for that purpose; amending Minnesota Statutes 1994, section 349.163, by adding a subdivision.

Referred to the Committee on Gaming Regulation.

**Ms. Piper, Mr. Terwilliger, Ms. Kiscaden, Messrs. Riveness and Metzen introduced--**

**S.F. No. 900:** A bill for an act relating to human services; defining interpretive guidelines; changing licensing requirements and reconsideration for foster care; assessing fines; adding provisions for drop-in child care programs; changing a definition; adding provisions for the Minnesota family preservation act; amending Minnesota Statutes 1994, sections 14.03, subdivision 3; 245A.02, by adding a subdivision; 245A.03, subdivision 2a; 245A.04, subdivisions 3, 3b, 7, and 9; 245A.06, subdivision 2, and by adding a subdivision; 245A.07, subdivision 3; 245A.09, by adding subdivisions; 245A.14, subdivision 6; 256.12, subdivision 14; 256.8711; 256F.01; 256F.02; 256F.03, subdivision 5, and by adding a subdivision; 256F.04, subdivisions 1 and 2; 256F.05, subdivisions 2, 3, 4, 5, 7, 8, and by adding a subdivision; 256F.06, subdivisions 1, 2, and 4; and 364.09; proposing coding for new law in Minnesota Statutes, chapter 245A; repealing Minnesota Statutes 1994, sections 253B.22; 256F.05, subdivisions 2a and 4a; and 256F.06, subdivision 3.

Referred to the Committee on Family Services.

**Messrs. Samuelson, Neuville and Ms. Johnson, J.B. introduced--**

**S.F. No. 901:** A bill for an act relating to human services; providing services for developmentally disabled persons; providing payment for crisis intervention services; amending Minnesota Statutes 1994, sections 252.025, by adding subdivisions; and 256B.501, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 252.

Referred to the Committee on Health Care.

**Ms. Johnson, J.B. and Mr. Marty introduced--**

**S.F. No. 902:** A bill for an act relating to taxation; providing for property taxation for certain wind energy conversion systems; permitting the recovery through rates of certain payments; amending Minnesota Statutes 1994, sections 216B.16, by adding a subdivision; 272.02, subdivision 1; and 273.37, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

**Messrs. Riveness, Cohen, Morse, Merriam and Ms. Piper introduced--**

**S.F. No. 903:** A bill for an act relating to economic development; abolishing the economic recovery grant program; repealing Minnesota Statutes 1994, section 116J.873.

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

**Messrs. Murphy, Morse, Chmielewski, Day and Solon introduced--**

**S.F. No. 904:** A bill for an act relating to transportation; appropriating \$10,000,000 to the commissioner of transportation for port development assistance; increasing the share of port development project costs that may be paid by the commissioner; specifying who may apply for grants and loans; amending Minnesota Statutes 1994, sections 457A.02, subdivision 2; and 457A.03, subdivision 3; repealing Minnesota Statutes 1994, section 457A.01, subdivision 7.

Referred to the Committee on Transportation and Public Transit.

**Messrs. Betzold, Sams, Ms. Piper, Messrs. Samuelson and Day introduced--**

**S.F. No. 905:** A bill for an act relating to human services; changing provisions for variances for payment rate on day training and habilitation services; amending Minnesota Statutes 1994, section 252.46, subdivision 6.

Referred to the Committee on Health Care.

**Ms. Pappas and Mr. Kelly introduced--**

**S.F. No. 906:** A bill for an act relating to retirement; St. Paul police and fire consolidation accounts; clarifying a limitation on postretirement benefit reductions; amending Laws 1992, chapter 563, section 5.

Referred to the Committee on Governmental Operations and Veterans.

**Messrs. Janezich, Stumpf, Ms. Robertson, Mr. Morse and Ms. Olson introduced--**

**S.F. No. 907:** A bill for an act relating to education; permitting school districts to offer certain early retirement incentives; permitting teachers to purchase service credit for teaching service in other states; permitting purchase of service credit for other specified periods; proposing coding for new law in Minnesota Statutes, chapters 125; 354; and 354A.

Referred to the Committee on Education.

**Mr. Janezich and Ms. Robertson introduced--**

**S.F. No. 908:** A bill for an act proposing an amendment to the Minnesota Constitution, article I; adding a section to provide that the right to keep and bear arms shall not be abridged.

Referred to the Committee on Judiciary.

**Messrs. Vickerman, Belanger, Ms. Reichgott Junge and Mr. Sams introduced--**

**S.F. No. 909:** A bill for an act relating to county economic development; increasing county appropriation authority for economic development; requiring county approval for use of the county tax rate in tax increment financing; amending Minnesota Statutes 1994, sections 375.83; 469.175, by adding a subdivision; and 469.177, subdivision 1a.

Referred to the Committee on Taxes and Tax Laws.

**Mr. Marty, Ms. Wiener, Mr. Johnson, D.E.; Ms. Anderson and Mr. Moe, R.D. introduced--**

**S.F. No. 910:** A bill for an act relating to telecommunications; eliminating the telecommunication access for communication-impaired persons board; creating telecommunication access duties for the departments of public service and human services; amending Minnesota Statutes 1994, sections 237.50, subdivision 4; 237.51, subdivisions 1, 5, and by adding a subdivision; 237.52, subdivisions 2, 4, and 5; 237.53, subdivisions 1, 3, 5, and 7; 237.54, subdivision 2; and 237.55; repealing Minnesota Statutes 1994, sections 237.50, subdivision 2; 237.51, subdivisions 2, 3, 4, and 6; and 237.54, subdivision 1.

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

**Mr. Marty introduced--**

**S.F. No. 911:** A bill for an act relating to crime prevention; providing for computer system improvements and training for law enforcement personnel; appropriating money.

Referred to the Committee on Crime Prevention.

**Mr. Marty and Ms. Piper introduced--**

**S.F. No. 912:** A bill for an act relating to welfare reform; restoring the purchasing power of a minimum wage salary; creating alternative living arrangements for minor parents to facilitate child care and completion of school; requesting a waiver to expand the Minnesota family investment plan statewide; providing persons with continuing health benefits for three years after leaving welfare for employment; significantly improving access to affordable child care by funding the Sliding Fee Child Care Program; appropriating money; amending Minnesota Statutes 1994, section 177.24, subdivision 1.

Referred to the Committee on Family Services.

**Messrs. Berg and Lessard introduced--**

**S.F. No. 913:** A bill for an act relating to game and fish; authorizing a season on mourning doves in a designated area; requiring mourning dove stamps and setting a fee for them; requiring a report to the legislature on the experimental season; proposing coding for new law in Minnesota Statutes, chapter 97B; repealing Minnesota Statutes 1994, section 97B.731, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

**Mr. Betzold introduced--**

**S.F. No. 914:** A bill for an act relating to children; modifying provisions relating to right to counsel, provisions in paternity judgments, and modifications of child support orders; amending Minnesota Statutes 1994, sections 257.541, subdivision 1; 257.66, subdivision 3; 257.69, subdivision 1; and 518.64, subdivision 4, and by adding a subdivision.

Referred to the Committee on Judiciary.

**Messrs. Merriam, Price, Morse and Ms. Anderson introduced--**

**S.F. No. 915:** A bill for an act relating to the environment; providing for the collection of used motor oil; amending Minnesota Statutes 1994, section 325E.10, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Environment and Natural Resources.

**Messrs. Morse, Laidig, Frederickson and Lessard introduced--**

**S.F. No. 916:** A bill for an act relating to natural resources; coordination of efforts of public and private sectors in the sustainable management, use, development, and protection of Minnesota's forest resources; establishing a forest resources council and regional forest resource committees; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 89A.

Referred to the Committee on Environment and Natural Resources.

**Messrs. Janezich and Pogemiller introduced--**

**S.F. No. 917:** A bill for an act relating to education; establishing a pilot program for children with specific learning disabilities; amending Minnesota Statutes 1994, sections 120.185; and 124.17, by adding a subdivision.

Referred to the Committee on Education.

**Ms. Wiener, Messrs. Metzen; Moe, R.D. and Ms. Runbeck introduced--**

**S.F. No. 918:** A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article V, sections 1, 3, and 4; article VIII, section 2; article XI, sections 7 and 8; abolishing the office of state treasurer; transferring or repealing the powers, responsibilities, and duties of the state treasurer; amending Minnesota Statutes 1994, sections 9.011, subdivision 1; and 11A.03.

Referred to the Committee on Governmental Operations and Veterans.

**Messrs. Frederickson, Stevens, Ms. Olson and Mrs. Pariseau introduced--**

**S.F. No. 919:** A bill for an act relating to water; wetland protection and management; amending Minnesota Statutes 1994, sections 103G.222; 103G.2241; 103G.2242, subdivisions 1, 6, 7, and 12; 103G.237, subdivision 4; and 103G.2372, subdivision 1; repealing Minnesota Statutes 1994, section 103G.2242, subdivisions 9 and 13.

Referred to the Committee on Environment and Natural Resources.

**Messrs. Morse, Sams and Scheevel introduced--**

**S.F. No. 920:** A bill for an act relating to conservation; providing a pilot conservation credit program in Houston county; providing a property tax credit to program participants; appropriating money.

Referred to the Committee on Agriculture and Rural Development.

**Ms. Kiscaden, Messrs. Johnson, D.J.; Hottinger and Johnson, D.E. introduced--**

**S.F. No. 921:** A bill for an act relating to human services; establishing level of care for nursing home placement; allowing alternative care funds for certain individuals; requesting federal waivers for long-term care demonstration projects; amending Minnesota Statutes 1994, sections 144.0721, by adding a subdivision; 256B.0911, subdivision 4; and 256B.0913, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 256B.

Referred to the Committee on Health Care.

**Messrs. Riveness, Pogemiller, Price, Stumpf and Morse introduced--**

**S.F. No. 922:** A bill for an act relating to retirement; individual retirement account plan; recodifying the individual retirement account plans of the state university system and state community college system in light of the higher education system merger; recoding the professional and supervisory employee individual retirement account plan; recodifying the state university-community college supplemental retirement account; eliminating state unclassified employee retirement program coverage option for certain managerial employees; requiring employing unit payment of certain omitted member contributions; prohibiting loans from the individual retirement account plan; proposing a change in the coding of a portion of chapter 354C as chapter 354D; amending Minnesota Statutes 1994, sections 11A.23, subdivision 4; 352D.02, subdivision 1; 354.05, subdivision 2a; 355.61; and 356.24, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 354B; and 354C; repealing Minnesota Statutes 1994, sections 352D.02, subdivision 1a; 354B.01; 354B.015; 354B.02; 354B.035; 354B.04; 354B.045; 354B.05; 354B.06; 354B.07; 354B.08; 354B.085; 354B.09; and 354B.15; Laws 1990, chapter 570, article 3, sections 10, and 11, as amended; Laws 1993, chapters 192, section 89, and 239, article 5, section 2; Laws 1994, chapters 508, article 1, section 14; and 572, sections 11, and 12.

Referred to the Committee on Governmental Operations and Veterans.

**Mr. Moe, R.D. introduced--**

**S.F. No. 923:** A bill for an act relating to education; allowing independent school district No. 604, Mentor, to make a fund transfer.

Referred to the Committee on Education.

**MEMBERS EXCUSED**

Mr. Bertram, Ms. Kiscaden, Mrs. Pariseau and Ms. Ranum were excused from the Session of today. Mr. Day was excused from the Session of today at 11:25 a.m.

**ADJOURNMENT**

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Thursday, March 9, 1995. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

