

TWENTY-THIRD DAY

St. Paul, Minnesota, Thursday, March 9, 1995

The Senate met at 9:00 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, Rabbi Jerome M. Herzog.

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

January 18, 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:

COMMISSIONER, DEPARTMENT OF ECONOMIC SECURITY

R. Jane Brown, 6897 Blackduck Dr., Lino Lakes, Anoka County, effective January 17, 1995, for a term expiring on the first Monday in January, 1999.

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

February 22, 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:

GAMBLING CONTROL BOARD

Patricia M. Fischer, 350 Main St., Pine River, Cass County, effective February 20, 1995, for a term expiring on June 30, 1998.

(Referred to the Committee on Gaming Regulation.)

Warmest regards,
Arne H. Carlson, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 340, 564, 670 and 887.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 6, 1995

FIRST READING OF HOUSE BILLS

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

H.F. No. 340: A bill for an act relating to commerce; motor vehicle sales and distribution; regulating the establishment and relocation of dealerships; amending Minnesota Statutes 1994, section 80E.14.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 305.

H.F. No. 564: A bill for an act relating to notaries; providing licensed peace officers with the powers of a notary public for administering oaths upon information submitted to establish probable cause; amending Minnesota Statutes 1994, section 358.15.

Referred to the Committee on Crime Prevention.

H.F. No. 670: 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.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 494, now on General Orders.

H.F. No. 887: A bill for an act relating to public administration; providing St. Paul with additional authority in regard to the teacher training institute; amending Laws 1994, chapter 643, section 72.

Referred to the Committee on Metropolitan and Local Government.

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. 520 and the report pertaining to the appointment. The motion prevailed.

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

S.F. No. 447: A bill for an act relating to commerce; relating to the administrative duties of the commissioner; regulating service of orders and other papers; modifying enforcement powers; regulating notaries public; amending Minnesota Statutes 1994, sections 45.027, subdivision 7, and by adding a subdivision; 214.101, by adding a subdivision; 359.01; 359.02; and 332.34; proposing coding for new law in Minnesota Statutes, chapters 45; and 359.

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

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

H.F. No. 554: A bill for an act relating to securities; regulating enforcement actions against licensees; modifying the definition of investment metal; amending Minnesota Statutes 1994, sections 80A.07, subdivision 5; and 80A.14, subdivision 10.

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

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

S.F. No. 626: A bill for an act relating to paternity; eliminating a presumption for husbands in certain cases; allowing husbands to join in a recognition of parentage; amending Minnesota Statutes 1994, sections 257.55, subdivision 1; and 257.75, subdivisions 1, 2, 4, and by adding a subdivision.

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. 520: A bill for an act relating to courts; requiring the state court administrator to prepare a guide to informal probate; appropriating money.

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

Page 1, line 14, after the period, insert "In the eighth judicial district, the money must be forwarded to the state treasurer and deposited in the general fund."

Page 1, delete section 2 and insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

Amend the title as follows:

Page 1, line 3, delete the semicolon

Page 1, line 4, delete "appropriating money"

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

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

S.F. No. 591: A bill for an act relating to probate; clarifying and correcting provisions of the uniform probate code; expanding authority for safe deposit box searches, division and merger of trusts, and granting of power-of-attorney to spouses in certain cases; amending Minnesota Statutes 1994, sections 55.10, subdivision 4; 501B.16; 507.02; 519.06; 519.07; 523.23, subdivision 1; 523.24, subdivision 1; 524.1-201; 524.2-508; 524.3-914; 524.3-916; 524.3-1001; 524.3-1008; 524.3-1201; 524.3-1202; and 524.3-1203; proposing coding for new law in Minnesota Statutes, chapters 501B; and 524; repealing Minnesota Statutes 1994, sections 525.145; and 525.51.

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

Page 6, after line 12, insert:

"Sec. 4. Minnesota Statutes 1994, section 501B.71, is amended by adding a subdivision to read:

Subd. 5. [EXCEPTIONS.] Paragraphs (a) to (c) are exceptions to the requirements of subdivisions 1 to 4.

(a) With respect to a revocable living trust, during the lifetime of the grantor, all of the trustee's regular compensation for services performed must be charged against income, unless directed otherwise by the grantor.

(b) If charging a part or all of the trustee's regular compensation to principal, in the judgment of the trustee, is impracticable, because of the lack of sufficient cash and readily marketable assets, or inadvisable, because of the nature of the principal assets, the trustee may determine to pay part or all of the compensation out of income. The decision of the trustee to pay a larger portion or all of the trustee's regular compensation out of income is conclusive, and the income of the trust is not entitled to reimbursement from principal at any subsequent time or times.

(c) If charging a part or all of the trustee's regular compensation to income, in the judgment of the trustee, is impracticable, because of the lack of sufficient income, or inadvisable, because of a desire to provide maximum income to the beneficiary, the trustee may determine to pay part or all of such compensation out of principal. The decision of the trustee to pay a larger portion or all of the trustee's regular compensation out of the principal is conclusive."

Page 20, line 35, strike "\$2,000" and insert "\$5,000"

Page 20, line 36, strike "personal representative to purchase"

Page 21, line 1, strike "with the money" and strike "bonds of the United States government or"

Page 21, lines 2 to 7, delete the new language and strike the old language

Page 21, line 8, strike "in the court" and insert "county treasurer to invest the funds"

Page 21, line 9, strike "bonds" and insert "investments"

Page 21, line 16, strike everything after "collected"

Page 21, line 17, strike "shall issue to the person entitled thereto" and delete "the county"

Page 21, lines 18 and 19, delete the new language and strike the old language

Page 21, line 20, delete "thereto and to" and strike "deliver the bonds"

Page 21, line 24, strike "bonds"

Page 21, line 25, strike "deposited, as aforesaid," and insert "investments"

Page 21, line 26, strike "in other bonds of like character"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "501B.16;" insert "501B.71, by adding a subdivision;"

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

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was re-referred

S.F. No. 306: A bill for an act relating to employment; establishing the governor's workforce development council to replace the governor's job training council; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1994, section 268.9755.

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

Page 1, delete lines 13 to 26

Page 2, delete lines 1 to 36

Page 3, delete lines 1 to 16 and insert:

"Subd. 2. [MEMBERSHIP.] (a) The governor's workforce development council is composed of 34 members as prescribed by this subdivision. In addition to the qualifications prescribed in paragraph (d), members appointed by the governor must represent local employment and training service delivery boards. Members appointed by the governor are appointed to three-year terms beginning on the first day of January or July immediately following their appointment. Elected officials forfeit their membership if they cease to serve in elected office. Members may be removed under section 15.059.

(b) The commissioners of economic security, education, human services, and trade and economic development and the chancellor of the higher education board shall be members of the council.

(c) Two members of the house of representatives, one appointed by the speaker and the other appointed by the minority leader, and two members of the senate, one appointed by the majority leader and the other appointed by the minority leader.

(d) The governor shall appoint:

(1) nine persons representing Minnesota business and industry;

(2) five persons representing Minnesota labor organizations;

(3) four persons representing Minnesota community-based organizations, as defined by the Job Training Partnership Act as private nonprofit organizations that are representative of communities or significant portions of communities and that provide job training services, agencies serving youth, agencies serving persons with disabilities, agencies serving displaced homemakers, union-related organizations, employer-related nonprofit organizations, and organizations serving nonreservation Indians and tribal governments;

(4) six persons representing education, including two representing local public education, one representing post-secondary education, one representing secondary or post-secondary vocational institutions, one representing state technical colleges, and one representing state community colleges; and

(5) one person representing local welfare agencies, public housing agencies, units of local government, or appropriate state or local programs, or who has special knowledge of the needs of program clientele.

(e) Recognized state and local labor federations may nominate persons for the governor's consideration in making appointments under paragraph (d), clause (2). The chancellor of the

higher education board may nominate for consideration the persons appointed under paragraph (d), clause (4), to represent technical colleges and community colleges."

Page 3, line 17, before "The" insert "(a)"

Page 3, line 21, delete everything after the period

Page 3, delete lines 22 and 23

Page 3, line 24, delete "(a)" and insert "(b) The council shall" and delete the first "of"

Page 4, line 13, delete "can" and insert "may"

Page 4, line 16, delete "(b) Advise" and insert "(c) The council shall:
(1) advise"

Page 4, line 20, delete the period and insert a semicolon

Page 4, line 21, delete "(c) Advise" and insert "(2) advise"

Page 4, line 22, delete the period and insert a semicolon

Page 4, line 23, delete "(d) Sponsor" and insert "(3) sponsor"

Page 4, line 25, delete the period and insert a semicolon

Page 4, line 26, delete "(e) Recommend" and insert "(4) recommend"

Page 4, line 28, delete the period and insert a semicolon

Page 4, line 29, delete "(f) Examine" and insert "(5) examine"

Page 4, line 31, delete the period and insert a semicolon

Page 4, line 32, delete "(g) Recommend" and insert "(6) recommend"

Page 4, line 36, delete the period and insert a semicolon

Page 5, line 1, delete "(h) Recommend" and insert "(7) recommend"

Page 5, line 3, delete the period and insert "; and"

Page 5, line 4, delete "(i) Sponsor" and insert "(8) sponsor"

Page 5, line 11, delete "department" and insert "commissioner"

Page 5, line 13, delete "includes" and insert "must include"

Page 5, line 16, delete "units" and insert "agencies"

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

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

S.F. No. 632: A bill for an act relating to crime; making it a felony to flee a peace officer by means of a motor vehicle; amending Minnesota Statutes 1994, section 609.487, subdivision 3.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 1994, section 609.5312, is amended by adding a subdivision to read:

Subd. 4. [VEHICLE FORFEITURE FOR FLEEING A PEACE OFFICER.] (a) A motor

vehicle is subject to forfeiture under this subdivision if it was used to commit a violation of section 609.487. A motor vehicle is subject to forfeiture under this subdivision only if the offense is established by proof of a criminal conviction for the offense. Except as otherwise provided in this subdivision, a forfeiture under this subdivision is governed by sections 609.531, 609.532, 609.5313, and 609.5315, subdivision 6.

(b) When a motor vehicle subject to forfeiture under this subdivision is seized in advance of a judicial forfeiture order, a hearing before a judge or referee must be held within 96 hours of the seizure. Notice of the hearing must be given to the registered owner within 48 hours of the seizure. The prosecuting authority shall certify to the court, at or in advance of the hearing, that it has filed or intends to file charges against the alleged violator for violating section 609.487. After conducting the hearing, the court shall order that the motor vehicle be returned to the owner if:

(1) the prosecutor has failed to make the certification required by paragraph (b);

(2) the owner of the motor vehicle has demonstrated to the court's satisfaction that the owner has a defense to the forfeiture, including but not limited to the defenses contained in subdivision 2; or

(3) the court determines that seizure of the vehicle creates or would create an undue hardship for members of the owner's family.

(c) If the defendant is acquitted or the charges against the defendant are dismissed, neither the owner nor the defendant is responsible for paying any costs associated with the seizure or storage of the vehicle.

(d) A vehicle leased or rented under section 168.27, subdivision 4, for a period of 180 days or less is not subject to forfeiture under this subdivision."

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon and insert "providing for forfeiture of motor vehicles for conviction for fleeing a peace officer"

Page 1, line 3, delete everything before the semicolon

Page 1, line 4, delete "609.487," and insert "609.5312, by adding a"

Page 1, line 5, delete "3"

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

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

S.F. No. 831: A bill for an act relating to crime; expanding the definition of "value" in the theft statute; amending Minnesota Statutes 1994, section 609.52, subdivision 1.

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

Page 2, line 4, delete "theft within"

Page 2, line 5, delete everything before "check"

Page 3, line 17, delete "August 1, 1995," and insert "the day following final enactment"

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

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

S.F. No. 440: A bill for an act relating to insurance; regulating coverages, notice provisions, enforcement provisions, fees, licensees; making technical changes; amending Minnesota Statutes

1994, sections 60A.06, subdivision 3; 60A.085; 60A.111, subdivision 2; 60A.124; 60A.23, subdivision 8; 60A.26; 60A.951, subdivision 2; 60K.03, subdivision 7; 60K.14, subdivision 1; 61A.03, subdivision 1; 61A.071; 61A.092, subdivisions 3 and 6; 61B.28, subdivisions 8 and 9; 62A.042; 62A.135; 62A.136; 62A.141; 62A.146; 62A.148; 62A.17, subdivision 1; 62A.20, subdivision 1; 62A.21, subdivision 2a; 62A.31, subdivisions 1h and 1i; 62A.46, subdivision 2, and by adding a subdivision; 62A.48, subdivisions 1 and 2; 62A.50, subdivision 3; 62C.14, subdivision 14; 62C.142, subdivision 2a; 62D.101, subdivision 2a; 62E.02, subdivision 7; 62F.02, subdivision 2; 62I.09, subdivision 2; 62L.02, subdivision 16; 62L.03, subdivision 5; 65A.01, by adding a subdivision; 65B.06, subdivision 3; 65B.08, subdivision 1; 65B.09, subdivision 1; 65B.10, subdivision 3; 65B.61, subdivision 1; 72A.20, by adding a subdivision; 72B.05; 79.251, subdivision 5, and by adding a subdivision; 79A.01, by adding a subdivision; 79A.02, subdivision 4; 79A.03, by adding a subdivision; 176.181, subdivision 2; 299F.053, subdivision 2; and 515A.3-112; proposing coding for new law in Minnesota Statutes, chapter 62A; repealing Minnesota Statutes 1994, section 65B.07, subdivision 5.

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

Page 6, delete lines 9 and 10

Page 6, after line 33, insert:

"Sec. 8. Minnesota Statutes 1994, section 60A.951, subdivision 5, is amended to read:

Subd. 5. [INSURER.] "Insurer" means insurance company, risk retention group as defined in section 60E.02, service plan corporation as defined in section 62C.02, health maintenance organization as defined in section 62D.02, integrated service network as defined in section 62N.02, fraternal benefit society regulated under chapter 64B, township mutual company regulated under chapter 67A, joint self-insurance plan or multiple employer trust regulated under chapter 60F, 62H, or section 471.617, subdivision 2, and persons administering a self-insurance plan as defined in section 60A.23, subdivision 8, clause (2), paragraphs (a) and (d), and the workers' compensation reinsurance association established in section 79.34.

Sec. 9. Minnesota Statutes 1994, section 60A.954, subdivision 1, is amended to read:

Subdivision 1. [ESTABLISHMENT.] An insurer shall institute, implement, and maintain an antifraud plan. For the purpose of this section, the term insurer does not include reinsurers, the workers' compensation reinsurance association, self-insurers, and excess insurers. Within 30 days after instituting or modifying an antifraud plan, the insurer shall notify the commissioner in writing. The notice must include the name of the person responsible for administering the plan. An antifraud plan shall establish procedures to:

(1) prevent insurance fraud, including: internal fraud involving the insurer's officers, employees, or agents; fraud resulting from misrepresentations on applications for insurance; and claims fraud;

(2) report insurance fraud to appropriate law enforcement authorities; and

(3) cooperate with the prosecution of insurance fraud cases."

Page 21, line 29, delete "individual" and insert "group"

Page 22, after line 1, insert:

"Sec. 22. Minnesota Statutes 1994, section 62A.14, is amended to read:

62A.14 [HANDICAPPED CHILDREN.]

Subdivision 1. [INDIVIDUAL FAMILY POLICIES.] An individual hospital or medical expense insurance policy delivered or issued for delivery in this state more than 120 days after May 16, 1969, or an individual health maintenance contract delivered or issued for delivery in this state after August 1, 1984, which provides that coverage of a dependent child shall terminate upon attainment of the limiting age for dependent children specified in the policy or contract shall also provide in substance that attainment of such limiting age shall not operate to terminate the

coverage of such child while the child is and continues to be both (a) incapable of self-sustaining employment by reason of mental retardation, mental illness or disorder, or physical handicap and (b) chiefly dependent upon the policyholder for support and maintenance, provided proof of such incapacity and dependency is furnished to the insurer or health maintenance organization by the policyholder or enrollee within 31 days of the child's attainment of the limiting age and subsequently as may be required by the insurer or organization but not more frequently than annually after the two-year period following the child's attainment of the limiting age.

Subd. 2. [GROUP POLICIES.] A group hospital or medical expense insurance policy delivered or issued for delivery in this state more than 120 days after May 16, 1969, or a group health maintenance contract delivered or issued for delivery in this state after August 1, 1984, which provides that coverage of a dependent child of an employee or other member of the covered group shall terminate upon attainment of the limiting age for dependent children specified in the policy or contract shall also provide in substance that attainment of such limiting age shall not operate to terminate the coverage of such child while the child is and continues to be both (a) incapable of self-sustaining employment by reason of mental retardation, mental illness or disorder, or physical handicap and (b) chiefly dependent upon the employee or member for support and maintenance, provided proof of such incapacity and dependency is furnished to the insurer or organization by the employee or member within 31 days of the child's attainment of the limiting age and subsequently as may be required by the insurer or organization but not more frequently than annually after the two-year period following the child's attainment of the limiting age."

Page 22, line 13, after "retardation" insert ", mental illness or disorder,"

Page 31, after line 27, insert:

"Sec. 36. Minnesota Statutes 1994, section 62C.14, subdivision 5, is amended to read:

Subd. 5. [HANDICAPPED DEPENDENTS.] A subscriber's individual contract or any group contract delivered or issued for delivery in this state and providing that coverage of a dependent child of the subscriber or a dependent child of a covered group member shall terminate upon attainment of a specified age shall also provide in substance that attainment of that age shall not terminate coverage while the child is (a) incapable of self-sustaining employment by reason of mental retardation, mental illness or disorder, or physical handicap, and (b) chiefly dependent upon the subscriber or employee for support and maintenance, provided proof of incapacity and dependency is furnished by the subscriber within 31 days of attainment of the age, and subsequently as required by the corporation, but not more frequently than annually after a two year period following attainment of the age."

Page 39, line 10, delete "and the" and insert ", either directly or through its" and after "agent" insert a comma

Page 39, after line 12, insert:

"In the case of group insurance marketed on a direct response basis without the use of direct agent contact, this subdivision is satisfied if the insurer has reasonable grounds to believe that the insurance offered is generally suitable for the group to whom the offer is made."

Page 41, after line 3, insert:

"Sec. 55. Minnesota Statutes 1994, section 79.34, subdivision 2, is amended to read:

Subd. 2. [LOSSES; RETENTION LIMITS.] The reinsurance association shall provide and each member shall accept indemnification for 100 percent of the amount of ultimate loss sustained in each loss occurrence relating to one or more claims arising out of a single compensable event, including aggregate losses related to a single event or occurrence which constitutes a single loss occurrence, under chapter 176 on and after October 1, 1979, in excess of \$300,000 or \$100,000 a low, a high, or a super retention limit, at the option of the member. In case of occupational disease causing disablement on and after October 1, 1979, each person suffering disablement due to occupational disease is considered to be involved in a separate loss occurrence. ~~The lower retention limit shall be increased to the nearest \$10,000, on January 1, 1982 and on each January 1 thereafter by the percentage increase in the statewide average weekly wage, as determined in~~

accordance with section 176.011, subdivision 20. On January 1, 1982 and on each January 1 thereafter, the higher retention limit shall be increased by the amount necessary to retain a \$200,000 difference between the two retention limits. On January 1, 1995, the lower retention limit is \$250,000, which shall also be known as the 1995 base retention limit. On each January 1 thereafter, the cumulative annual percentage changes in the statewide average weekly wage after October 1, 1994, as determined in accordance with section 176.011, subdivision 20, shall first be multiplied by the 1995 base retention limit, the result of which shall then be added to the 1995 base retention limit. The resulting figure shall be rounded to the nearest \$10,000, yielding the low retention limit for that year, provided that the low retention limit shall not be reduced in any year. The high retention limit shall be two times the low retention limit and shall be adjusted when the low retention limit is adjusted. The super retention period shall be four times the low retention period and shall be adjusted when the low retention limit is adjusted. Ultimate loss as used in this section means the actual loss amount which a member is obligated to pay and which is paid by the member for workers' compensation benefits payable under chapter 176 and shall not include claim expenses, assessments, damages or penalties. For losses incurred on or after January 1, 1979, any amounts paid by a member pursuant to sections 176.183, 176.221, 176.225, and 176.82 shall not be included in ultimate loss and shall not be indemnified by the reinsurance association. A loss is incurred by the reinsurance association on the date on which the accident or other compensable event giving rise to the loss occurs, and a member is liable for a loss up to its retention limit in effect at the time that the loss was incurred, except that members which are determined by the reinsurance association to be controlled by or under common control with another member, and which are liable for claims from one or more employees entitled to compensation for a single compensable event, including aggregate losses relating to a single loss occurrence, may aggregate their losses and obtain indemnification from the reinsurance association for the aggregate losses in excess of the higher highest retention limit selected by any of the members in effect at the time the loss was incurred. Each member is liable for payment of its ultimate loss and shall be entitled to indemnification from the reinsurance association for the ultimate loss in excess of the member's retention limit in effect at the time of the loss occurrence.

A member that chooses the higher high or super retention limit shall retain the liability for all losses below the higher chosen retention limit itself and shall not transfer the liability to any other entity or reinsure or otherwise contract for reimbursement or indemnification for losses below its retention limit, except in the following cases: (a) when the reinsurance or contract is with another member which, directly or indirectly, through one or more intermediaries, control or are controlled by or are under common control with the member; (b) when the reinsurance or contract provides for reimbursement or indemnification of a member if and only if the total of all claims which the member pays or incurs, but which are not reimbursable or subject to indemnification by the reinsurance association for a given period of time, exceeds a dollar value or percentage of premium written or earned and stated in the reinsurance agreement or contract; (c) when the reinsurance or contract is a pooling arrangement with other insurers where liability of the member to pay claims pursuant to chapter 176 is incidental to participation in the pool and not as a result of providing workers' compensation insurance to employers on a direct basis under chapter 176; (d) when the reinsurance or contract is limited to all the claims of a specific insured of a member which are reimbursed or indemnified by a reinsurer which, directly or indirectly, through one or more intermediaries, controls or is controlled by or is under common control with the insured of the member so long as any subsequent contract or reinsurance of the reinsurer relating to the claims of the insured of a member is not inconsistent with the bases of exception provided under clauses (a), (b) and (c); or (e) when the reinsurance or contract is limited to all claims of a specific self-insurer member which are reimbursed or indemnified by a reinsurer which, directly or indirectly, through one or more intermediaries, controls or is controlled by or is under common control with the self-insurer member so long as any subsequent contract or reinsurance of the reinsurer relating to the claims of the self-insurer member are not inconsistent with the bases for exception provided under clauses (a), (b) and (c).

Whenever it appears to the commissioner of labor and industry that any member that chooses the higher high or super retention limit has participated in the transfer of liability to any other entity or reinsured or otherwise contracted for reimbursement or indemnification of losses below its retention limit in a manner inconsistent with the bases for exception provided under clauses (a), (b), (c), (d), and (e), the commissioner may, after giving notice and an opportunity to be heard, order the member to pay to the state of Minnesota an amount not to exceed twice the difference

between the reinsurance premium for the ~~higher and lower~~ high or super retention limit, as appropriate, and the low retention limit applicable to the member for each year in which the prohibited reinsurance or contract was in effect. Any member subject to this penalty provision shall continue to be bound by its selection of the ~~higher~~ high or super retention limit for purposes of membership in the reinsurance association.

Sec. 56. Minnesota Statutes 1994, section 79.35, is amended to read:

79.35 [DUTIES; RESPONSIBILITIES; POWERS.]

The reinsurance association shall do the following on behalf of its members:

(a) Assume 100 percent of the liability as provided in section 79.34;

(b) Establish procedures by which members shall promptly report to the reinsurance association each claim which, on the basis of the injury sustained, may reasonably be anticipated to involve liability to the reinsurance association if the member is held liable under chapter 176. Solely for the purpose of reporting claims, the member shall in all instances consider itself legally liable for the injury. The member shall advise the reinsurance association of subsequent developments likely to materially affect the interest of the reinsurance association in the claim;

(c) Maintain relevant loss and expense data relative to all liabilities of the reinsurance association and require each member to furnish statistics in connection with liabilities of the reinsurance association at the times and in the form and detail as may be required by the plan of operation;

(d) Calculate and charge to members a total premium sufficient to cover the expected liability which the reinsurance association will incur ~~in excess of the higher retention limit but less than the prefunded limit~~, together with incurred or estimated to be incurred operating and administrative expenses for the period to which this premium applies and actual claim payments to be made by members, during the period to which this premium applies, for claims in excess of the prefunded limit in effect at the time the loss was incurred. ~~Each member shall be charged a premium established by the board as sufficient to cover the reinsurance association's incurred liabilities and expenses between the member's selected retention limit and the prefunded limit. The prefunded limit shall be \$2,500,000 on and after October 1, 1979, provided that the prefunded limit shall be increased on January 1, 1983 and on each January 1 thereafter by the percentage increase in the statewide average weekly wage, to the nearest \$100,000, as determined in accordance with section 176.011, subdivision 20 times the lower retention limit established in section 79.34, subdivision 2. Each member shall be charged a proportion of the total premium calculated for its selected retention limit in an amount equal to its proportion of the exposure base of all members during the period to which the reinsurance association premium will apply. The exposure base shall be determined by the board and is subject to the approval of the commissioner of labor and industry. In determining the exposure base, the board shall consider, among other things, equity, administrative convenience, records maintained by members, amenability to audit, and degree of risk refinement. Each member exercising the lower retention option shall also be charged a premium established by the board as sufficient to cover incurred or estimated to be incurred claims for the liability the reinsurance association is likely to incur between the lower and higher retention limits for the period to which the premium applies. Each member shall also be charged a premium determined by the board to equitably distribute excess or deficient premiums from previous periods including any excess or deficient premiums resulting from a retroactive change in the prefunded limit. The premiums charged to members shall not be unfairly discriminatory as defined in section 79.074. All premiums shall be approved by the commissioner of labor and industry;~~

(e) Require and accept the payment of premiums from members of the reinsurance association;

(f) Receive and distribute all sums required by the operation of the reinsurance association;

(g) Establish procedures for reviewing claims procedures and practices of members of the reinsurance association. If the claims procedures or practices of a member are considered inadequate to properly service the liabilities of the reinsurance association, the reinsurance association may undertake, or may contract with another person, including another member, to

adjust or assist in the adjustment of claims which create a potential liability to the association. The reinsurance association may charge the cost of the adjustment under this paragraph to the member, except that any penalties or interest incurred under sections 176.183, 176.221, 176.225, and 176.82 as a result of actions by the reinsurance association after it has undertaken adjustment of the claim shall not be charged to the member but shall be included in the ultimate loss and listed as a separate item; and

(h) Provide each member of the reinsurance association with an annual report of the operations of the reinsurance association in a form the board of directors may specify."

Page 48, delete line 35 and insert:

"Sections 1 to 10, 13 to 15, 17, 19 to 21, 24 to 37, 39 to 42, 44 to 46, 49, 51"

Page 48, line 36, delete "55, and 57" and insert "54, 57 to 61, and 63"

Page 49, line 1, delete "39" and insert "43"

Page 49, line 2, delete "Section 9 is" and insert "Sections 11, 55, and 56 are"

Page 49, after line 2, insert:

"Sections 22, 23, and 36 are effective January 1, 1996, and apply to coverage issued or renewed on or after that date."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "subdivision 2" and insert "subdivisions 2 and 5; 60A.954, subdivision 1"

Page 1, line 10, after "62A.136;" insert "62A.14;"

Page 1, line 15, delete "subdivision 14" and insert "subdivisions 5 and 14"

Page 1, line 24, after the first semicolon, insert "79.34, subdivision 2; 79.35;"

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

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

S.F. No. 127: A bill for an act relating to state lands; authorizing the conveyance of certain tax-forfeited land that borders public water or natural wetlands in Hennepin county.

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

Page 1, line 11, delete "subdivision 1,"

Page 1, line 12, delete "sell" and insert "convey"

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

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

S.F. No. 155: A bill for an act relating to wild animals; authorizing turkey farmers to trap great horned owls; amending Minnesota Statutes 1994, section 97B.705.

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 97B.705, is amended to read:

97B.705 [RESTRICTIONS ON TRAPPING BIRDS.]

(a) Except as provided in this section, a person may not take a bird with a steel jaw leg-hold trap mounted on a pole, post, tree stump, or other perch more than three feet above the ground.

(b) A person that has ~~a game farm license and~~ a permit to take great horned owls issued under United States Code, title 16, section 704, may trap great horned owls from April 1 to October 15 if the person has a game farm license or is the owner or operator of a poultry farm. The trap must be a padded jaw trap as prescribed by the commissioner and mounted at a height so that the trapped owl may rest on the ground. The trap must be tended at least twice daily. Uninjured birds shall be released alive and injured birds shall receive appropriate veterinary treatment.

Amend the title as follows:

Page 1, line 2, delete "turkey" and insert "poultry"

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

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

S.F. No. 538: A bill for an act relating to state agencies; requiring the refund of license fees to certain applicants if licenses are not issued within six weeks; proposing coding for new law in Minnesota Statutes, chapter 15.

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

Delete everything after the enacting clause and insert:

"Section 1. [15.442] [REFUNDS OF LICENSE FEES.]

Subdivision 1. [DEFINITIONS.] For purposes of this section:

(1) "agency" has the meaning given it in section 16B.01, subdivision 2;

(2) "applicant" means an individual; a small business as defined by section 645.445; or a family farm, family farm corporation, or family farm partnership as defined by section 500.24, subdivision 2;

(3) "license" means a license, permit, variance, order, or other document or agency action required to permit an applicant to engage in certain conduct, perform an action, or refrain from performing an action;

(4) "fee" means an amount of money paid for a license as defined in clause (3) that covers the cost of processing, investigating, and issuing the license, including a fee paid to a political subdivision or an agent of the state or a political subdivision, but does not include:

(i) any charge the collection of which is administered by the commissioner of revenue, other than a fee for a license the commissioner issues;

(ii) reemployment insurance tax required by chapter 268; or

(iii) motor vehicle registration tax required by chapter 168.

Subd. 2. [REFUNDS REQUIRED.] An agency, upon request of an applicant, shall refund the fee paid by the applicant for a license if the agency has not taken final action on the application and conveyed the license, or other action on the application, to the applicant within six weeks of receiving the application in complete, correct form together with any required information or documentation. An agency has conveyed a license or other action when, as shown by agency records, it has taken the normal steps used by the agency to deliver a license or notification of other action to an applicant. Delivery by mail is accomplished when a license or other notification is deposited with the postal service. A request for a refund may be made in person, by telephone or

facsimile, by other electronic means, or by mail. This section does not apply to licenses issued by health regulatory agencies under chapter 214, or to licenses the issuance of which requires:

- (1) one or more public hearings;
- (2) verification of an applicant's background, credentials, or financial condition;
- (3) an environmental impact statement or environmental assessment worksheet; or
- (4) a drawing to determine successful applicants for a limited number of licenses.

Subd. 3. [RULES PROHIBITED.] An agency may not adopt rules limiting, adding conditions to, or otherwise governing the issuance of refunds under this section.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective July 1, 1995, and applies to applications filed after June 30, 1995."

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

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was re-referred

S.F. No. 301: A bill for an act relating to self-sufficiency; streamlining and simplifying county administrative procedures to fund the empowerment zone initiative; creating employment opportunities and improving the community through empowerment zones.

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 270.11, subdivision 2, is amended to read:

Subd. 2. [COUNTY ASSESSOR'S REPORTS OF ASSESSMENT FILED WITH COMMISSIONER.] Each county assessor shall file by April 1 with the commissioner of revenue a copy of the abstract that will be acted upon by the local and county boards of review. The abstract must list the real and personal property in the county itemized by assessment districts. The assessor of each county in the state shall file with the commissioner, within ten working days following final action of the local board of review or equalization and within five days following final action of the county board of equalization, any changes made by the local or county board. The information must be filed in the manner prescribed by the commissioner. It must be accompanied by a printed or typewritten copy of the proceedings of the appropriate board.

The final abstract of assessments after adjustments by the state board of equalization and inclusion of any omitted property shall be submitted to the commissioner of revenue on or before September 1 of each calendar year. The final abstract must separately report the captured tax capacity of tax increment financing districts under section 469.177, subdivision 2, and empowerment zones under section 469.314, subdivision 2, the metropolitan revenue contribution value under section 473F.07, and the value subject to the power line credit under section 273.42.

Sec. 2. Minnesota Statutes 1994, section 272.71, is amended to read:

272.71 [TIF AND EMPOWERMENT ZONE PROPERTIES; NOTICE OF POTENTIAL VALUATION REDUCTIONS.]

(a) The following officials shall notify the municipality of potential reductions in the market value of taxable parcels located in a tax increment financing district or an empowerment zone:

(1) for applications to reduce market value or abate taxes or for applications to a local or county board of review, the assessor;

(2) for applications to reduce market value or abate taxes by the state board of equalization, the commissioner of revenue;

(3) for petitions to reduce market value or object to taxes under chapter 278, the county attorney.

The official shall provide the notice to the municipality in writing within 60 days after the petition or application for a reduction is made.

(b) This section applies only to reductions in valuation or taxes that are granted after certification of final values for purposes of certifying local tax rates.

(c) For purposes of this section, "municipality" means the municipality for the tax increment financing district, as defined under section 469.174, subdivision 6, or the county for the empowerment zone established under section 469.312.

Sec. 3. Minnesota Statutes 1994, section 273.124, subdivision 6, is amended to read:

Subd. 6. [LEASEHOLD COOPERATIVES.] When one or more dwellings or one or more buildings which each contain several dwelling units is owned by a nonprofit corporation subject to the provisions of chapter 317A and qualifying under section 501(c)(3) or 501(c)(4) of the Internal Revenue Code of 1986, as amended through December 31, 1990, or a limited partnership which corporation or partnership operates the property in conjunction with a cooperative association, and has received public financing, homestead treatment may be claimed by the cooperative association on behalf of the members of the cooperative for each dwelling unit occupied by a member of the cooperative. The cooperative association must provide the assessor with the social security numbers of those members. To qualify for the treatment provided by this subdivision, the following conditions must be met:

(a) the cooperative association must be organized under chapter 308A and all voting members of the board of directors must be resident tenants of the cooperative and must be elected by the resident tenants of the cooperative;

(b) the cooperative association must have a lease for occupancy of the property for a term of at least 20 years, which permits the cooperative association, while not in default on the lease, to participate materially in the management of the property, including material participation in establishing budgets, setting rent levels, and hiring and supervising a management agent;

(c) to the extent permitted under state or federal law, the cooperative association must have a right under a written agreement with the owner to purchase the property if the owner proposes to sell it; if the cooperative association does not purchase the property it is offered for sale, the owner may not subsequently sell the property to another purchaser at a price lower than the price at which it was offered for sale to the cooperative association unless the cooperative association approves the sale;

(d) a minimum of 40 percent of the cooperative association's members must have incomes at or less than 60 percent of area median gross income as determined by the United States Secretary of Housing and Urban Development under section 142(d)(2)(B) of the Internal Revenue Code of 1986, as amended through December 31, 1991. For purposes of this clause, "member income" means the income of a member existing at the time the member acquires cooperative membership;

(e) if a limited partnership owns the property, it must include as the managing general partner a nonprofit organization operating under the provisions of chapter 317A and qualifying under section 501(c)(3) or 501(c)(4) of the Internal Revenue Code of 1986, as amended through December 31, 1990, and the limited partnership agreement must provide that the managing general partner have sufficient powers so that it materially participates in the management and control of the limited partnership;

(f) prior to becoming a member of a leasehold cooperative described in this subdivision, a person must have received notice that (1) describes leasehold cooperative property in plain language, including but not limited to the effects of classification under this subdivision on rents, property taxes and tax credits or refunds, and operating expenses, and (2) states that copies of the articles of incorporation and bylaws of the cooperative association, the lease between the owner and the cooperative association, a sample sublease between the cooperative association and a tenant, and, if the owner is a partnership, a copy of the limited partnership agreement, can be

obtained upon written request at no charge from the owner, and the owner must send or deliver the materials within seven days after receiving any request;

(g) if a dwelling unit of a building was occupied on the 60th day prior to the date on which the unit became leasehold cooperative property described in this subdivision, the notice described in paragraph (f) must have been sent by first class mail to the occupant of the unit at least 60 days prior to the date on which the unit became leasehold cooperative property. For purposes of the notice under this paragraph, the copies of the documents referred to in paragraph (f) may be in proposed version, provided that any subsequent material alteration of those documents made after the occupant has requested a copy shall be disclosed to any occupant who has requested a copy of the document. Copies of the articles of incorporation and certificate of limited partnership shall be filed with the secretary of state after the expiration of the 60-day period unless the change to leasehold cooperative status does not proceed;

(h) the county attorney of the county in which the property is located must certify to the assessor that the property meets the requirements of this subdivision;

(i) the public financing received must be from at least one of the following sources:

(1) tax increment financing proceeds or empowerment zone tax receipts used for the acquisition or rehabilitation of the building or interest rate write-downs relating to the acquisition of the building;

(2) government issued bonds exempt from taxes under section 103 of the Internal Revenue Code of 1986, as amended through December 31, 1991, the proceeds of which are used for the acquisition or rehabilitation of the building;

(3) programs under section 221(d)(3), 202, or 236, of Title II of the National Housing Act;

(4) rental housing program funds under Section 8 of the United States Housing Act of 1937 or the market rate family graduated payment mortgage program funds administered by the Minnesota housing finance agency that are used for the acquisition or rehabilitation of the building;

(5) low-income housing credit under section 42 of the Internal Revenue Code of 1986, as amended through December 31, 1991;

(6) public financing provided by a local government used for the acquisition or rehabilitation of the building, including grants or loans from (i) federal community development block grants; (ii) HOME block grants; or (iii) residential rental bonds issued under chapter 474A; or

(7) other rental housing program funds provided by the Minnesota housing finance agency for the acquisition or rehabilitation of the building;

(j) at the time of the initial request for homestead classification or of any transfer of ownership of the property, the governing body of the municipality in which the property is located must hold a public hearing and make the following findings:

(1) that the granting of the homestead treatment of the apartment's units will facilitate safe, clean, affordable housing for the cooperative members that would otherwise not be available absent the homestead designation;

(2) that the owner has presented information satisfactory to the governing body showing that the savings garnered from the homestead designation of the units will be used to reduce tenant's rents or provide a level of furnishing or maintenance not possible absent the designation; and

(3) that the requirements of paragraphs (b), (d), and (i) have been met.

Homestead treatment must be afforded to units occupied by members of the cooperative association and the units must be assessed as provided in subdivision 3, provided that any unit not so occupied shall be classified and assessed pursuant to the appropriate class. No more than three acres of land may, for assessment purposes, be included with each dwelling unit that qualifies for homestead treatment under this subdivision.

Sec. 4. Minnesota Statutes 1994, section 273.1398, subdivision 1, is amended to read:

Subdivision 1. [DEFINITIONS.] (a) In this section, the terms defined in this subdivision have the meanings given them.

(b) "Unique taxing jurisdiction" means the geographic area subject to the same set of local tax rates.

(c) "Net tax capacity" means the product of (i) the appropriate net class rates for the year in which the aid is payable, ~~except that for aid payable in 1993 the class rate applicable to class 4a shall be 3.5 percent, and the class rate applicable to class 4b shall be 2.65 percent; and for aid payable in 1994 the class rate applicable to class 4b shall be 2.4 percent and the class rate applicable to class 2a property over \$115,000 market value and less than 320 acres is 1.15 percent,~~ and (ii) estimated market values for the assessment two years prior to that in which aid is payable. ~~The exclusion of the value of the house, garage, and one acre from the first tier of agricultural homestead property must not be considered in determining net tax capacity for purposes of this paragraph for aids payable in 1994.~~ "Total net tax capacity" means the net tax capacities for all property within the unique taxing jurisdiction. The total net tax capacity used shall be reduced by the sum of (1) the unique taxing jurisdiction's net tax capacity of commercial industrial property as defined in section 473F.02, subdivision 3, multiplied by the ratio determined pursuant to section 473F.08, subdivision 6, for the municipality, as defined in section 473F.02, subdivision 8, in which the unique taxing jurisdiction is located, (2) the net tax capacity of the captured value of tax increment financing districts as defined in section 469.177, subdivision 2, and of the captured net tax capacity of empowerment zones as defined in section 469.314, subdivision 2, and (3) the net tax capacity of transmission lines deducted from a local government's total net tax capacity under section 273.425. For purposes of determining the net tax capacity of property referred to in clauses (1), (2), and (3), the net tax capacity shall be multiplied by the ratio of the highest class rate for class 3a property for taxes payable in the year in which the aid is payable to the highest class rate for class 3a property in the prior year. Net tax capacity cannot be less than zero.

(d) "Previous net tax capacity" means the product of the appropriate net class rates for the year previous to the year in which the aid is payable, and estimated market values for the assessment two years prior to that in which aid is payable. "Total previous net tax capacity" means the previous net tax capacities for all property within the unique taxing jurisdiction. The total previous net tax capacity shall be reduced by the sum of (1) the unique taxing jurisdiction's previous net tax capacity of commercial-industrial property as defined in section 473F.02, subdivision 3, multiplied by the ratio determined pursuant to section 473F.08, subdivision 6, for the municipality, as defined in section 473F.02, subdivision 8, in which the unique taxing jurisdiction is located, (2) the previous net tax capacity of the captured value of tax increment financing districts as defined in section 469.177, subdivision 2, and of empowerment zones as defined in section 469.314, subdivision 2, and (3) the previous net tax capacity of transmission lines deducted from a local government's total net tax capacity under section 273.425. Previous net tax capacity cannot be less than zero.

(e) "Equalized market values" are market values that have been equalized by dividing the assessor's estimated market value for the second year prior to that in which the aid is payable by the assessment sales ratios determined by class in the assessment sales ratio study conducted by the department of revenue pursuant to section 124.2131 in the second year prior to that in which the aid is payable. The equalized market values shall equal the unequalized market values divided by the assessment sales ratio.

(f) "Equalized school levies" means the amounts levied for:

- (1) general education under section 124A.23, subdivision 2;
- (2) supplemental revenue under section 124A.22, subdivision 8a;
- (3) capital expenditure facilities revenue under section 124.243, subdivision 3;
- (4) capital expenditure equipment revenue under section 124.244, subdivision 2;
- (5) basic transportation under section 124.226, subdivision 1; and

(6) referendum revenue under section 124A.03.

(g) "Current local tax rate" means the quotient derived by dividing the taxes levied within a unique taxing jurisdiction for taxes payable in the year prior to that for which aids are being calculated by the total previous net tax capacity of the unique taxing jurisdiction.

(h) For purposes of calculating and allocating homestead and agricultural credit aid authorized pursuant to subdivision 2 and the disparity reduction aid authorized in subdivision 3, "gross taxes levied on all properties," "gross taxes," or "taxes levied" means the total net tax capacity based taxes levied on all properties except that levied on the captured value of tax increment districts as defined in section 469.177, subdivision 2, and that levied on the portion of commercial industrial properties' assessed value or gross tax capacity, as defined in section 473F.02, subdivision 3, subject to the areawide tax as provided in section 473F.08, subdivision 6, in a unique taxing jurisdiction. "Gross taxes" are before any reduction for disparity reduction aid but "taxes levied" are after any reduction for disparity reduction aid. Gross taxes levied or taxes levied cannot be less than zero.

"Taxes levied" excludes equalized school levies.

(i) "Human services aids" means:

(1) aid to families with dependent children under sections 256.82, subdivision 1, and 256.935, subdivision 1;

(2) medical assistance under sections 256B.041, subdivision 5, and 256B.19, subdivision 1;

(3) general assistance medical care under section 256D.03, subdivision 6;

(4) general assistance under section 256D.03, subdivision 2;

(5) work readiness under section 256D.03, subdivision 2;

(6) emergency assistance under section 256.871, subdivision 6;

(7) Minnesota supplemental aid under section 256D.36, subdivision 1;

(8) preadmission screening and alternative care grants;

(9) work readiness services under section 256D.051;

(10) case management services under section 256.736, subdivision 13;

(11) general assistance claims processing, medical transportation and related costs; and

(12) medical assistance, medical transportation and related costs.

(j) "Household adjustment factor" means the number of households for the second most recent year preceding that in which the aids are payable divided by the number of households for the third most recent year. The household adjustment factor cannot be less than one.

(k) "Growth adjustment factor" means the household adjustment factor in the case of counties. In the case of cities, towns, school districts, and special taxing districts, the growth adjustment factor equals one. The growth adjustment factor cannot be less than one.

(l) For aid payable in 1992 and subsequent years, "homestead and agricultural credit base" means the previous year's certified homestead and agricultural credit aid determined under subdivision 2 less any permanent aid reduction in the previous year to homestead and agricultural credit aid under section 477A.0132, plus, for aid payable in 1992, fiscal disparity homestead and agricultural credit aid under subdivision 2b.

(m) "Net tax capacity adjustment" means (1) the total previous net tax capacity minus the total net tax capacity, multiplied by (2) the unique taxing jurisdiction's current local tax rate. The net tax capacity adjustment cannot be less than zero.

(n) "Fiscal disparity adjustment" means the difference between (1) a taxing jurisdiction's fiscal

disparity distribution levy under section 473F.08, subdivision 3, clause (a), for taxes payable in the year prior to that for which aids are being calculated, and (2) the same distribution levy multiplied by the ratio of the highest class rate for class 3 property for taxes payable in the year prior to that for which aids are being calculated to the highest class rate for class 3 property for taxes payable in the second prior year to that for which aids are being calculated. In the case of school districts, the fiscal disparity distribution levy shall exclude that part of the levy attributable to equalized school levies.

Sec. 5. Minnesota Statutes 1994, section 275.011, subdivision 1, is amended to read:

Subdivision 1. The property tax levied for any purpose under a special law that is not codified in Minnesota Statutes or a city charter provision and that is subject to a mill rate limitation imposed by the special law or city charter provision, excluding levies subject to mill rate limitations that use adjusted assessed values determined by the commissioner of revenue under section 124.2131, must not exceed the following amount for the years specified:

~~(a) for taxes payable in 1988, the product of the applicable mill rate limitation imposed by special law or city charter provision multiplied by the total assessed valuation of all taxable property subject to the tax as adjusted by the provisions of Minnesota Statutes 1986, sections 272.64; 273.13, subdivision 7a; and 275.49;~~

~~(b) for taxes payable in 1989, the product of (1) the property tax levy limitation for the taxes payable year 1988 determined under clause (a) multiplied by (2) an index for market valuation changes equal to the assessment year 1988 total market valuation of all taxable property subject to the tax divided by the assessment year 1987 total market valuation of all taxable property subject to the tax; and~~

~~(c) for taxes payable in 1990 and subsequent years, the product of (1) the property tax levy limitation for the previous year determined pursuant to this subdivision multiplied by (2) an index for market valuation changes equal to the total market valuation of all taxable property subject to the tax for the current assessment year divided by the total market valuation of all taxable property subject to the tax for the previous assessment year.~~

~~For the purpose of determining the property tax levy limitation for the taxes payable year 1988 and subsequent years under this subdivision, "total market valuation" means the total market valuation of all taxable property subject to the tax without valuation adjustments for fiscal disparities (chapter 473F), tax increment financing (sections 469.174 to 469.179), empowerment zones (sections 469.311 to 469.314), and high voltage transmission lines (section 273.425).~~

Sec. 6. Minnesota Statutes 1994, section 428A.03, subdivision 1, is amended to read:

Subdivision 1. [HEARING.] Service charges may be imposed by the city within the special service district at a rate or amount sufficient to produce the revenues required to provide special services in the district. To determine the appropriate rate for a service charge based on net tax capacity, taxable property or net tax capacity must be determined without regard to captured or original net tax capacity under section 469.177 or 469.314 or to the distribution or contribution value under section 473F.08. Service charges may not be imposed to finance a special service if the service is ordinarily provided by the city from its general fund revenues unless the service is provided in the district at an increased level. In that case, a service charge may be imposed only in the amount needed to pay for the increased level of service. A service charge may not be imposed on the receipts from the sale of intoxicating liquor, food, or lodging. Before the imposition of service charges in a district, for each calendar year, a hearing must be held under section 428A.02 and notice must be given and must be mailed to any individual or business organization subject to a service charge. For purposes of this section, the notice shall also include:

(1) a statement that all interested persons will be given an opportunity to be heard at the hearing regarding a proposed service charge;

(2) the estimated cost of improvements to be paid for in whole or in part by service charges imposed under this section, the estimated cost of operating and maintaining the improvements during the first year and upon completion of the improvements, the proposed method and source of financing the improvements, and the annual cost of operating and maintaining the improvements;

(3) the proposed rate or amount of the proposed service charge to be imposed in the district during the calendar year and the nature and character of special services to be rendered in the district during the calendar year in which the service charge is to be collected; and

(4) a statement that the petition requirements of section 428A.08 have either been met or do not apply to the proposed service charge.

Within six months of the public hearing, the city may adopt a resolution imposing a service charge within the district not exceeding the amount or rate expressed in the notice issued under this section.

Sec. 7. Minnesota Statutes 1994, section 428A.05, is amended to read:

428A.05 [COLLECTION OF SERVICE CHARGES.]

Service charges may be imposed on the basis of the net tax capacity of the property on which the service charge is imposed but must be spread only upon the net tax capacity of the taxable property located in the geographic area described in the ordinance. Service charges based on net tax capacity may be payable and collected at the same time and in the same manner as provided for payment and collection of ad valorem taxes. Other service charges imposed must be collected as provided by ordinance. Service charges based on net tax capacity collected under sections 428A.01 to 428A.10 are not included in computations under section 469.177, 469.314, chapter 473F, or any other law that applies to general ad valorem levies.

Sec. 8. [469.311] [DEFINITIONS.]

Subdivision 1. [CAPTURED NET TAX CAPACITY.] "Captured net tax capacity" means 75 percent of the amount by which the current net tax capacity of an empowerment zone exceeds the original net tax capacity, including the value of property normally taxable as personal property by reason of its location on or over property owned by a tax-exempt entity.

Subd. 2. [ORIGINAL NET TAX CAPACITY.] "Original net tax capacity" means the tax capacity of all taxable real property within an empowerment zone as certified by the commissioner of revenue for the previous assessment year, provided that the request by a county for certification of a new empowerment zone has been made to the county auditor by June 30. The original tax capacity of zones for which requests are filed after June 30 has an original tax capacity based on the current assessment year. In any case, the original tax capacity must be determined together with subsequent adjustments as set forth in section 469.314, subdivisions 1 and 4. In determining the original net tax capacity, the net tax capacity of real property exempt from taxation at the time of the request shall be zero, except for real property which is tax exempt by reason of public ownership by the requesting county and which has been publicly owned for less than one year prior to the date of the request for certification, in which event the net tax capacity of the property shall be the net tax capacity as most recently determined by the commissioner of revenue.

Subd. 3. [PARCEL.] "Parcel" means a tract or plat of land established prior to the certification of the zone as a single unit for purposes of assessment.

Sec. 9. [469.312] [ESTABLISHING; MODIFYING EMPOWERMENT ZONE; ANNUAL ACCOUNTS.]

Subdivision 1. [EMPOWERMENT ZONE PLAN.] To establish an empowerment zone under sections 469.311 to 469.314, a county shall develop an empowerment zone plan which shall contain:

(1) a statement of the objectives and a description of the projects proposed by the county for the empowerment zone to accomplish the zone's purposes as stated in section 10, subdivision 2;

(2) a statement as to the program for the zone including a plan designed to secure development of private commercial or industrial enterprises within the zone. In addition, the public infrastructure improvements to be undertaken in the empowerment zone must be public infrastructure improvements that will maximize the development of private commercial or industrial enterprises within the empowerment zone;

(3) estimates of the following:

(i) cost of the program, including administration expenses;

(ii) sources of revenue to finance or otherwise pay public costs;

(iii) the most recent net tax capacity of taxable real property within the empowerment zone; and

(iv) the estimated captured net tax capacity of the empowerment zone at completion;

(4) statements of the county's alternate estimates of the impact of the empowerment zone on the net tax capacities of all taxing jurisdictions in which the empowerment zone is located in whole or in part. For purposes of one statement, the county shall assume that the estimated captured net tax capacity would be available to the taxing jurisdictions without creation of the zone, and for purposes of the second statement, the county shall assume that none of the estimated captured net tax capacity would be available to the taxing jurisdictions without creation of the zone; and

(5) identification of all parcels to be included in the zone, including verification that the total market value of all the parcels as most recently determined by the assessor at the time of the request for certification is no greater than the market value of those parcels as determined by the assessor as of the date four years prior to the request.

Subd. 2. [CITY, SCHOOL BOARD, AND PARK BOARD APPROVAL.] The city council of each city in which any portion of the proposed zone is located, the school board of each school district in which any portion of the proposed zone is located, and the board of the park district in which any portion of the proposed zone is located, if any, must approve the creation of an empowerment zone. The county shall present to the city council and the boards its estimate of the fiscal and economic implications of the proposed empowerment zone.

Subd. 3. [COUNTY APPROVAL; HEARING.] The county shall approve the empowerment zone plan only after a public hearing thereon after published notice in a newspaper of general circulation in the county at least once not less than ten days nor more than 30 days prior to the date of the hearing. The published notice must include a map of the area of the zone from which increments may be collected. Before or at the time of approval of the empowerment zone plan, the county shall make the following findings, and shall set forth in writing the reasons and supporting facts for each determination:

(1) that the public benefits proposed to accrue through the plan, in the opinion of the county, would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future and therefore the creation of the empowerment zone is deemed necessary;

(2) that the empowerment zone plan will afford maximum opportunity, consistent with the sound needs of the county as a whole, for the development or redevelopment of the empowerment zone by private enterprise; and

(3) that the county elects the method of tax increment computation set forth in section 469.314, subdivision 3, paragraph (b), if applicable.

Subd. 4. [EFFECT OF APPROVAL.] Upon adoption of the empowerment zone plan, the authority shall file a copy of the plan with the commissioner of revenue.

Once approved, the determination of the county to create the empowerment zone and the resolution of the county board of commissioners shall be conclusive of the findings therein and of the public need for creation of the empowerment zone.

Sec. 10. [469.313] [LIMITATIONS.]

Subdivision 1. [DURATION LIMITS; TERMS.] No empowerment zone taxes shall be paid to the county after five years from date of receipt by the county of the first empowerment zone tax receipts.

Subd. 2. [LIMITATION ON USE OF EMPOWERMENT ZONE TAX RECEIPTS; GENERAL RULE.] All revenues derived from the empowerment zone tax shall be used in accordance with the empowerment zone plan. The revenues shall be used solely to pay the costs of capital improvements relating to public infrastructure, natural systems, and housing. The expenditures for these purposes must be planned in a manner that is most likely to accomplish the following goals:

- (1) to reduce crime;
- (2) to implement strategies for job skill enhancement; or
- (3) to improve the local tax base.

Sec. 11. [469.314] [COMPUTATION OF EMPOWERMENT ZONE TAX.]

Subdivision 1. [ORIGINAL NET TAX CAPACITY.] (a) Upon or after adoption of an empowerment zone plan, the auditor of the county in which the zone is situated shall, upon request of the county, certify the original net tax capacity of the empowerment zone as described in the empowerment zone plan and shall certify in each year thereafter the amount by which the original net tax capacity has increased or decreased as a result of a change in tax exempt status of property within the zone or changes pursuant to subdivision 4.

(b) If the classification under section 273.13 of property located in a zone changes to a classification that has a different assessment ratio, the original net tax capacity of that property must be redetermined at the time when its use is changed as if the property had originally been classified in the same class in which it is classified after its use is changed.

(c) The amount to be added to the original net tax capacity of the zone as a result of previously tax exempt real property within the zone becoming taxable equals the net tax capacity of the real property as most recently assessed pursuant to section 273.18 or, if that assessment was made more than one year prior to the date of title transfer rendering the property taxable, the net tax capacity assessed by the assessor at the time of the transfer. If substantial taxable improvements were made to a parcel after certification of the zone and if the property later becomes tax exempt, in whole or part, as a result of the county acquiring the property through foreclosure or exercise of remedies under a lease or other revenue agreement or as a result of tax forfeiture, the amount to be added to the original net tax capacity of the zone as a result of the property again becoming taxable is the amount of the parcel's value that was included in original net tax capacity when the parcel was first certified.

(d) If the net tax capacity of a property increases because the property no longer qualifies under the Minnesota agricultural property tax law, section 273.111; the Minnesota open space property tax law, section 273.112; or the metropolitan agricultural preserves act, chapter 473H, or because platted, unimproved property is improved or three years pass after approval of the plat under section 273.11, subdivision 1, the increase in net tax capacity must be added to the original net tax capacity.

(e) The amount to be subtracted from the original net tax capacity of the zone as a result of previously taxable real property within the zone becoming tax exempt shall be the amount of original net tax capacity initially attributed to the property becoming tax exempt. If the net tax capacity of property located within the empowerment zone is reduced by reason of a court-ordered abatement, stipulation agreement, voluntary abatement made by the assessor or auditor, or by order of the commissioner of revenue, the reduction shall be applied to the original net tax capacity of the zone when the property upon which the abatement is made has not been improved since the date of certification of the zone and to the captured net tax capacity of the zone in each year thereafter when the abatement relates to improvements made after the date of certification. The county auditor may specify reasonable form and content of the request for certification of the county.

Subd. 2. [CAPTURED NET TAX CAPACITY.] The county auditor shall certify the amount of the captured net tax capacity to the county each year, together with the proportion that the captured net tax capacity bears to the total net tax capacity of the real property within the tax increment financing zone for that year.

Subd. 3. [EMPOWERMENT ZONE TAX; RELATIONSHIP TO CHAPTER 473F.] (a) Unless the county board of commissioner elects, pursuant to paragraph (b) the following method of computation shall apply:

(1) the original net tax capacity and the current net tax capacity shall be determined before the application of the fiscal disparity provisions of chapter 473F. Where the original net tax capacity is equal to or greater than the current net tax capacity, there is no captured net tax capacity and no tax increment determination. Where the original net tax capacity is less than the current net tax capacity, 75 percent of the difference between the original net tax capacity and the current net tax capacity is the captured net tax capacity. This amount is the captured net tax capacity of the county; and

(2) the county auditor shall exclude the captured net tax capacity of the county from the net tax capacity of the local taxing districts in determining local taxing district tax rates. The local tax rates so determined are to be extended against the captured net tax capacity of the county as well as the net tax capacity of the local taxing districts. The tax generated by the extension of the local taxing district tax rates to the captured net tax capacity of the county is the empowerment zone tax of the county.

(b) The county may, by resolution approving the empowerment zone financing plan pursuant to section 469.312, subdivision 3, elect the following method of computation:

(1) the original net tax capacity shall be determined before the application of the fiscal disparity provisions of chapter 473F. The current net tax capacity shall exclude any fiscal disparity commercial-industrial net tax capacity increase between the original year and the current year multiplied by the fiscal disparity ratio determined pursuant to section 473F.08, subdivision 6. Where the original net tax capacity is equal to or greater than the current net tax capacity, there is no captured net tax capacity and no empowerment zone tax determination. Where the original net tax capacity is less than the current net tax capacity, 75 percent of the difference between the original net tax capacity and the current net tax capacity is the captured net tax capacity. This amount is the captured net tax capacity of the county;

(2) the county auditor shall exclude the captured net tax capacity of the county from the net tax capacity of the local taxing districts in determining local taxing district tax rates. The local tax rates so determined are to be extended against the captured net tax capacity of the county as well as the net tax capacity of the local taxing districts. The tax generated by the extension of the local taxing zone tax rates to the captured net tax capacity of the county is the empowerment zone tax of the county; and

(3) an election by the county pursuant to paragraph (b) shall be submitted to the county auditor by the county at the time of the request for certification pursuant to subdivision 1.

(c) The method of computation of empowerment zone tax applied to a zone pursuant to paragraph (a) or (b) shall remain the same for the duration of the zone, except that the county board of commissioners may elect to change its election from the method of computation in paragraph (a) to the method in paragraph (b).

Subd. 4. [PRIOR PLANNED IMPROVEMENTS.] The county shall, after diligent search, accompany its request for certification to the county auditor pursuant to subdivision 1 with a listing of all properties within the empowerment zone for which building permits have been issued during the 18 months immediately preceding approval of the empowerment plan by the county pursuant to section 469.312, subdivision 3. The county auditor shall increase the original net tax capacity of the zone by the net tax capacity of each improvement for which a building permit was issued.

Subd. 5. [EMPOWERMENT ZONE TAX RECEIPTS ACCOUNT.] The empowerment zone tax receipts received with respect to any zone shall be segregated by the county in a special account or accounts on its official books and records or as otherwise established by resolution of the county to be held by a trustee or trustees for the benefit of holders of the bonds.

Subd. 6. [REQUEST FOR CERTIFICATION OF NEW EMPOWERMENT ZONE.] A request for certification of a new empowerment zone pursuant to subdivision 1 received by the county

auditor on or before July 1 shall be recognized by the county auditor in determining local tax rates for the current and subsequent levy years. Requests received by the county auditor after July 1 shall not be recognized by the county auditor in determining local tax rates for the current levy year but shall be recognized by the county auditor in determining local tax rates for subsequent levy years.

Subd. 7. [PROPERTY CLASSIFICATION CHANGES.] When any law governing the classification of real property and determining the percentage of market value to be assessed for ad valorem taxation purposes is amended, the increase or decrease in net tax capacity resulting therefrom shall be applied proportionately to original net tax capacity and captured net tax capacity of any empowerment zone in each year thereafter.

Sec. 12. Minnesota Statutes 1994, section 473.167, subdivision 3, is amended to read:

Subd. 3. [TAX.] The council may levy a tax on all taxable property in the metropolitan area, as defined in section 473.121, to provide funds for loans made pursuant to subdivisions 2 and 2a. This tax for the right-of-way acquisition loan fund shall be certified by the council, levied, and collected in the manner provided by section 473.13. The tax shall be in addition to that authorized by section 473.249 and any other law and shall not affect the amount or rate of taxes which may be levied by the council or any metropolitan agency or local governmental unit. The amount of the levy shall be as determined and certified by the council, except as otherwise provided in this subdivision.

The property tax levied by the metropolitan council for the right-of-way acquisition loan fund shall not exceed ~~the following amount for the years specified:~~

~~(a) for taxes payable in 1988, the product of 5/100 of one mill multiplied by the total assessed valuation of all taxable property located within the metropolitan area as adjusted by the provisions of Minnesota Statutes 1986, sections 272.64; 273.13, subdivision 7a; and 275.49;~~

~~(b) for taxes payable in 1989, except as provided in section 473.249, subdivision 3, the product of (1) the metropolitan council's property tax levy limitation for the right of way acquisition loan fund for the taxes payable year 1988 determined under clause (a) multiplied by (2) an index for market valuation changes equal to the assessment year 1988 total market valuation of all taxable property located within the metropolitan area divided by the assessment year 1987 total market valuation of all taxable property located within the metropolitan area;~~

~~(c) for taxes payable in 1990, an amount not to exceed \$2,700,000; and~~

~~(d) for taxes payable in 1991 and subsequent years, the product of (1) the metropolitan council's property tax levy limitation for the right-of-way acquisition loan fund for the taxes payable in 1988 determined under clause (a) multiplied by (2) an index for market valuation changes equal to the total market valuation of all taxable property located within the metropolitan area for the current taxes payable year divided by the total market valuation of all taxable property located within the metropolitan area for taxes payable in 1988.~~

For the purpose of determining the metropolitan council's property tax levy limitation for the right-of-way acquisition loan fund ~~for the taxes payable year 1988 and subsequent years under this subdivision~~, "total market valuation" means the total market valuation of all taxable property within the metropolitan area without valuation adjustments for fiscal disparities (chapter 473F), tax increment financing (sections 469.174 to 469.179), empowerment zones (sections 469.311 to 469.314), and high voltage transmission lines (section 273.425).

The property tax levied under this subdivision for taxes payable in 1988 and subsequent years shall not be levied at a rate higher than that determined by the metropolitan council to be sufficient, considering the other anticipated revenues of and disbursements from the right-of-way acquisition loan fund, to produce a balance in the loan fund at the end of the next calendar year equal to twice the amount of the property tax levy limitation for taxes payable in the next calendar year determined under this section.

Sec. 13. Minnesota Statutes 1994, section 473.249, subdivision 1, is amended to read:

Subdivision 1. The metropolitan council may levy a tax on all taxable property in the

metropolitan area defined in section 473.121 to provide funds for the purposes of sections 473.121 to 473.249 and for the purpose of carrying out other responsibilities of the council as provided by law. This tax for general purposes shall be levied and collected in the manner provided by section 473.13.

The property tax levied by the metropolitan council for general purposes shall not exceed the following amount for the years specified:

~~(a) for taxes payable in 1988, the product of 8/30 of one mill multiplied by the total assessed valuation of all taxable property located within the metropolitan area as adjusted by the provisions of Minnesota Statutes 1986, sections 272.64; 273.13, subdivision 7a; and 275.49;~~

~~(b) for taxes payable in 1989, the product of (1) the metropolitan council's property tax levy limitation for general purposes for the taxes payable year 1988 determined under clause (a) multiplied by (2) an index for market valuation changes equal to the assessment year 1988 total market valuation of all taxable property located within the metropolitan area divided by the assessment year 1987 total market valuation of all taxable property located within the metropolitan area; and~~

~~(c) for taxes payable in 1990 and subsequent years, the product of (1) the metropolitan council's property tax levy limitation for general purposes for the previous year determined under this subdivision multiplied by (2) the lesser of~~

~~(i) an index for market valuation changes equal to the total market valuation of all taxable property located within the metropolitan area for the current taxes payable year divided by the total market valuation of all taxable property located within the metropolitan area for the previous taxes payable year;~~

~~(ii) an index equal to the implicit price deflator for state and local government purchases of goods and services for the most recent month for which data are available divided by the implicit price deflator for state and local government purchases of goods and services for the same month of the previous year; or~~

~~(iii) 103 percent.~~

For the purpose of determining the metropolitan council's property tax levy limitation for general purposes ~~for the taxes payable year 1988 and subsequent years~~ under this subdivision, "total market valuation" means the total market valuation of all taxable property within the metropolitan area without valuation adjustments for fiscal disparities (chapter 473F), tax increment financing (sections 469.174 to 469.179), empowerment zones (sections 469.311 to 469.314), and high voltage transmission lines (section 273.425).

Sec. 14. Minnesota Statutes 1994, section 473.446, subdivision 1, is amended to read:

Subdivision 1. [TAXATION WITHIN TRANSIT TAXING DISTRICT.] For the purposes of sections 473.404 to 473.449 and the metropolitan transit system, except as otherwise provided in this subdivision, the council shall levy each year upon all taxable property within the metropolitan transit taxing district, defined in subdivision 2, a transit tax consisting of:

(a) an amount which shall be used for payment of the expenses of operating transit and paratransit service and to provide for payment of obligations issued by the council under section 473.436, subdivision 6;

(b) an additional amount, if any, the council determines to be necessary to provide for the full and timely payment of its certificates of indebtedness and other obligations outstanding on July 1, 1985, to which property taxes under this section have been pledged; and

(c) an additional amount necessary to provide full and timely payment of certificates of indebtedness, bonds, including refunding bonds or other obligations issued or to be issued under section 473.39 by the council for purposes of acquisition and betterment of property and other improvements of a capital nature and to which the council has specifically pledged tax levies under this clause.

The property tax levied by the council for general purposes under clause (a) must not exceed the following amount for the years specified:

(1) for taxes payable in 1995, the council's property tax levy limitation for general transit purposes is equal to the former regional transit board's property tax levy limitation for general transit purposes under this subdivision, for taxes payable in 1994, multiplied by an index for market valuation changes equal to the total market valuation of all taxable property located within the metropolitan transit taxing district for the current assessment year divided by the total market valuation of all taxable property located within the metropolitan transit taxing district for the previous assessment year; and

(2) for taxes payable in 1996 and subsequent years, the product of (i) the council's property tax levy limitation for general transit purposes for the previous year determined under this subdivision multiplied by (ii) an index for market valuation changes equal to the total market valuation of all taxable property located within the metropolitan transit taxing district for the current taxes payable year divided by the total market valuation of all taxable property located within the metropolitan transit taxing district for the previous taxes payable year. For the taxes payable year 1995, the index for market valuation changes shall be multiplied by an amount equal to the sum of the regional transit board's property tax levy limitation for the taxes payable year 1994 and \$160,665. The \$160,665 increase shall be a permanent adjustment to the levy limit base used in determining the regional transit board's property tax levy limitation for general purposes for subsequent taxes payable years.

For the purpose of determining the council's property tax levy limitation for general transit purposes under this subdivision, "total market valuation" means the total market valuation of all taxable property within the metropolitan transit taxing district without valuation adjustments for fiscal disparities (chapter 473F), tax increment financing (sections 469.174 to 469.179), empowerment zones (sections 469.311 to 469.314), and high voltage transmission lines (section 273.425).

The county auditor shall reduce the tax levied pursuant to this subdivision on all property within statutory and home rule charter cities and towns that receive full-peak service and limited off-peak service by an amount equal to the tax levy that would be produced by applying a rate of 0.510 percent of net tax capacity on the property. The county auditor shall reduce the tax levied pursuant to this subdivision on all property within statutory and home rule charter cities and towns that receive limited peak service by an amount equal to the tax levy that would be produced by applying a rate of 0.765 percent of net tax capacity on the property. The amounts so computed by the county auditor shall be submitted to the commissioner of revenue as part of the abstracts of tax lists required to be filed with the commissioner under section 275.29. Any prior year adjustments shall also be certified in the abstracts of tax lists. The commissioner shall review the certifications to determine their accuracy and may make changes in the certification as necessary or return a certification to the county auditor for corrections. The commissioner shall pay to the council the amounts certified by the county auditors on the dates provided in section 273.1398. There is annually appropriated from the general fund in the state treasury to the department of revenue the amounts necessary to make these payments.

For the purposes of this subdivision, "full-peak and limited off-peak service" means peak period regular route service, plus weekday midday regular route service at intervals longer than 60 minutes on the route with the greatest frequency; and "limited peak period service" means peak period regular route service only.

Sec. 15. Minnesota Statutes 1994, section 473.711, subdivision 2, is amended to read:

Subd. 2. [BUDGET; TAX LEVY.] The metropolitan mosquito control commission shall prepare an annual budget. The budget may provide for expenditures in an amount not exceeding the property tax levy limitation determined in this subdivision. The commission may levy a tax on all taxable property in the district as defined in section 473.702 to provide funds for the purposes of sections 473.701 to 473.716. The tax shall not exceed the property tax levy limitation determined in this subdivision. A participating county may agree to levy an additional tax to be used by the commission for the purposes of sections 473.701 to 473.716 but the sum of the county's and commission's taxes may not exceed the county's proportionate share of the property

tax levy limitation determined under this subdivision based on the ratio of its total net tax capacity to the total net tax capacity of the entire district as adjusted by section 270.12, subdivision 3. The auditor of each county in the district shall add the amount of the levy made by the district to other taxes of the county for collection by the county treasurer with other taxes. When collected, the county treasurer shall make settlement of the tax with the district in the same manner as other taxes are distributed to political subdivisions. No county shall levy any tax for mosquito, disease vectoring tick, and black gnat (*Simuliidae*) control except under sections 473.701 to 473.716. The levy shall be in addition to other taxes authorized by law.

The property tax levied by the metropolitan mosquito control commission shall not exceed the product of (1) the commission's property tax levy limitation for the previous year determined under this subdivision multiplied by (2) an index for market valuation changes equal to the total market valuation of all taxable property located within the district for the current assessment year divided by the total market valuation of all taxable property located within the district for the previous assessment year.

For the purpose of determining the commission's property tax levy limitation under this subdivision, "total market valuation" means the total market valuation of all taxable property within the district without valuation adjustments for fiscal disparities (chapter 473F), tax increment financing (sections 469.174 to 469.179), empowerment zones (sections 469.311 to 469.314), and high voltage transmission lines (section 273.425).

Sec. 16. Minnesota Statutes 1994, section 473F.08, subdivision 4, is amended to read:

Subd. 4. [TAX RATE; NONCOMMERCIAL PROPERTY.] In 1972 and subsequent years, the county auditor shall divide that portion of the levy determined pursuant to subdivision 3, clause (b), by the net tax capacity of the governmental unit, taking ~~section~~ sections 469.177, subdivision 3, and 469.314, subdivision 3, into account, less that portion subtracted from net tax capacity pursuant to subdivision 2, clause (a). The resulting tax rate shall apply to all taxable property except commercial-industrial property, which shall be taxed in accordance with subdivision 6.

Sec. 17. Minnesota Statutes 1994, section 477A.011, subdivision 20, is amended to read:

Subd. 20. [CITY NET TAX CAPACITY.] "City net tax capacity" means (1) the net tax capacity computed using the net tax capacity rates in section 273.13, and the market values for taxes payable in the year prior to the aid distribution plus (2) a city's fiscal disparities distribution tax capacity under section 473F.08, subdivision 2, paragraph (b), for taxes payable in the year prior to that for which aids are being calculated. The market value utilized in computing city net tax capacity shall be reduced by the sum of (1) a city's market value of commercial industrial property as defined in section 473F.02, subdivision 3, multiplied by the ratio determined pursuant to section 473F.08, subdivision 2, paragraph (a), (2) the market value of the captured value of tax increment financing districts as defined in section 469.177, subdivision 2, and the captured net tax capacity of empowerment zones as defined in section 469.314, subdivision 2, and (3) the market value of transmission lines deducted from a city's total net tax capacity under section 273.425. The city net tax capacity will be computed using equalized market values.

Sec. 18. [EMPOWERMENT ZONES; ADMINISTRATIVE SIMPLIFICATION OF WELFARE LAWS.]

(a) The commissioner of human services shall make recommendations to effectuate the changes in federal laws and regulations, state laws and rules, and the state plan to improve the administrative efficiency of the aid to families with dependent children, general assistance, work readiness, family general assistance, medical assistance, general assistance medical care, and food stamp programs. At a minimum, the following administrative standards and procedures must be changed.

The commissioner shall:

(1) require income or eligibility reviews no more frequently than annually for cases in which income is normally invariant, as in aid to families with dependent children cases where the only source of household income is Supplemental Social Security Income or Retirement and Survivors Disability Insurance;

(2) permit households to report income annually when the source of income is excluded, such as a minor's earnings;

(3) require income or eligibility reviews no more frequently than annually for extended medical assistance cases;

(4) require income or eligibility reviews no more frequently than annually for a medical assistance postpartum client, where the client previously had eligibility under a different basis prior to pregnancy or if other household members have eligibility with the same income/basis that applies to the client;

(5) permit all income or eligibility reviews to use the short application form for foster care medical assistance cases;

(6) make dependent care expenses declaratory for medical assistance; and

(7) permit households to only report gifts worth \$100 or more per month.

(b) The county's administrative savings resulting from these changes may be allocated to fund the empowerment zones initiative or be used for any other lawful purpose.

(c) The recommendations must be provided in a report to the chairs of the appropriate legislative committees by August 1, 1995. The recommendations must include a list of the administrative standards and procedures that require approval by the federal government before implementation, and also which administrative simplification standards and procedures may be implemented by a county prior to receiving a federal waiver.

(d) The commissioner shall seek the necessary waivers from the federal government as soon as possible to implement the administrative simplification standards and procedures.

Sec. 19. [EMPOWERMENT ZONES.]

The commissioner of human services, and certain county agencies shall develop, by December 1, 1995, a plan to improve the employment opportunities available to economic assistance recipients. The employment activities shall be focused on improving public infrastructure, enhancing the local tax base, improving the quality of available housing, reducing crime, designing strategies for job skill enhancement, strengthening communities, and maintaining and improving natural systems. The county is authorized to retain 75 percent of the increased valuation of the property included in the empowerment zone for five years. This money must be placed into a pool and used for funding of empowerment zones. The plan shall include input and support from city council, county board, park board, and school board. The plan shall coordinate existing funding streams and target them to mutually agreed upon projects. Organized labor shall be consulted in the development of the plan and implementation of any work activities. Participating jurisdictions shall report back to the legislature by August 1, 1995, with a plan for the projects to be located in pockets of poverty, as identified by the city council, county board, park board, and school board.

Sec. 20. [EMPOWERMENT ZONE APPROPRIATION.]

\$..... is appropriated for fiscal year ending June 30, 1996, from the general fund to the commissioner of human services for the county agencies to develop and implement the public works program. Future state funding for these projects shall be kept revenue neutral by accessing nontraditional funding streams within the existing state budget."

Amend the title as follows:

Page 1, line 6, before the period, insert "providing for the creation and operation of empowerment zones; appropriating money; amending Minnesota Statutes 1994, sections 270.11, subdivision 2; 272.71; 273.124, subdivision 6; 273.1398, subdivision 1; 275.011, subdivision 1; 428A.03, subdivision 1; 428A.05; 473.167, subdivision 3; 473.249, subdivision 1; 473.446, subdivision 1; 473.711, subdivision 2; 473F.08, subdivision 4; and 477A.011, subdivision 20; proposing coding for new law in Minnesota Statutes, chapter 469"

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

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

S.F. No. 564: A bill for an act relating to state government; establishing the Minnesota quality college program in the department of employee relations; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Page 3, after line 14, insert:

"Sec. 3. [REPEALER.]

Section 1 is repealed July 1, 1999."

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

Mr. Metzen from the Committee on Governmental Operations and Veterans, to which was re-referred

S.F. No. 204: A bill for an act relating to state government; requiring reporting on and certain analysis of federal mandates imposed on state agencies; proposing coding for new law in Minnesota Statutes, chapter 16A.

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

Page 1, line 7, delete "[16A.116]"

Page 1, line 8, delete everything after the first period

Page 1, delete lines 9 to 22

Page 1, line 23, delete the paragraph coding and delete "Subd. 2."

Page 2, line 3, after "finance" insert ", in conjunction with the director of the office of strategic and long-range planning,"

Page 2, line 4, delete everything after "legislature"

Page 2, line 5, delete everything before the period and insert "by January 15, 1996"

Page 2, line 6, delete "3" and insert "2"

Page 2, lines 17 and 18, delete ", or is otherwise in the best interests of the state"

Page 2, lines 20 and 21, delete "or is in the best interests of the state"

Page 2, line 23, delete everything after "policy"

Page 2, line 34, delete "budget document" and insert "agency"

Page 2, lines 35 and 36, delete "that is in the best interests of the state" and insert "necessary to implement the mandate"

Page 3, line 4, delete "4" and insert "3"

Amend the title as follows:

Page 1, line 4, delete everything after "agencies"

Page 1, line 5, delete everything before the period

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

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

S.F. No. 613: A bill for an act relating to insurance; health; requiring coverage for hospitalization and anesthesia coverage for dental procedures; requiring coverage for general anesthesia and treatment for covered medical conditions rendered by a dentist; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

Page 1, line 12, after "62A.011" insert ", except a vision and dental plan,"

Page 1, line 16, delete "covered person who, because of a" and insert "child or severely disabled person who"

Page 1, line 17, delete everything before "requires"

Page 1, line 25, delete "covered" and after "condition" insert "covered under the health plan's policy or subscriber contract"

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

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

H.F. No. 125 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

CONSENT CALENDAR

CALENDAR

H.F. No. S.F. No.
125 197

H.F. No. S.F. No.

H.F. No. S.F. No.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 125 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 125 and insert the language after the enacting clause of S.F. No. 197, the first engrossment; further, delete the title of H.F. No. 125 and insert the title of S.F. No. 197, the first engrossment.

And when so amended H.F. No. 125 will be identical to S.F. No. 197, and further recommends that H.F. No. 125 be given its second reading and substituted for S.F. No. 197, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 362 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS

CONSENT CALENDAR

CALENDAR

H.F. No. S.F. No.
362 266

H.F. No. S.F. No.

H.F. No. S.F. No.

and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 749 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS

CONSENT CALENDAR

CALENDAR

H.F. No.
749

S.F. No.
350

H.F. No.

S.F. No.

H.F. No.

S.F. No.

and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 305 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

CONSENT CALENDAR

CALENDAR

H.F. No.
305

S.F. No.
265

H.F. No.

S.F. No.

H.F. No.

S.F. No.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 305 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 305 and insert the language after the enacting clause of S.F. No. 265; further, delete the title of H.F. No. 305 and insert the title of S.F. No. 265.

And when so amended H.F. No. 305 will be identical to S.F. No. 265, and further recommends that H.F. No. 305 be given its second reading and substituted for S.F. No. 265, and that the Senate File be indefinitely postponed.

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

Mr. Solon from the Committee on Commerce and Consumer Protection, to which was referred the following appointment as reported in the Journal for February 16, 1995:

**DEPARTMENT OF COMMERCE
COMMISSIONER**

James E. Ulland

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.

Mr. Johnson, D.J. from the Committee on Taxes and Tax Laws, to which was referred

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

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

Page 1, line 16, delete "services" and insert "revenues"

Page 1, line 17, delete "services" and insert "revenues"

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

Mr. Moe, R.D. moved that Senate Concurrent Resolution No. 6 be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S.F. Nos. 447, 626, 591, 306, 632, 831, 440, 127, 155, 204 and 613 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 554, 125, 362, 749 and 305 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the name of Mr. Lessard be added as a co-author to S.F. No. 49. The motion prevailed.

Mr. Solon moved that the name of Mr. Hottinger be added as a co-author to S.F. No. 76. The motion prevailed.

Mr. Laidig moved that his name be stricken as a co-author to S.F. No. 409. The motion prevailed.

Mr. Price moved that the name of Mr. Sams be added as a co-author to S.F. No. 423. The motion prevailed.

Mr. Frederickson moved that the names of Ms. Wiener and Mr. Riveness be added as co-authors to S.F. No. 564. The motion prevailed.

Mr. Stumpf moved that his name be stricken as a co-author to S.F. No. 694. The motion prevailed.

Mr. Terwilliger moved that his name be stricken as a co-author to S.F. No. 754. The motion prevailed.

Ms. Berglin moved that the names of Mses. Flynn, Robertson, Messrs. Cohen and Ourada be added as co-authors to S.F. No. 760. The motion prevailed.

Ms. Berglin moved that the names of Mses. Johnson, J.B.; Pappas and Anderson be added as co-authors to S.F. No. 761. The motion prevailed.

Mr. Berg moved that the name of Mr. Merriam be added as a co-author to S.F. No. 913. The motion prevailed.

Ms. Wiener moved that the name of Mr. Pogemiller be added as a co-author to S.F. No. 918. The motion prevailed.

Mr. Frederickson moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 919. The motion prevailed.

Ms. Reichgott Junge introduced--

Senate Resolution No. 33: A Senate resolution congratulating Trevilla of Robbinsdale on celebrating 25 years of service.

Referred to the Committee on Rules and Administration.

Mr. Moe, R.D. moved that Senate Concurrent Resolution No. 6 be taken from the table. The motion prevailed.

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

Mr. Merriam moved to amend Senate Concurrent Resolution No. 6 as follows:

Page 1, line 19, delete "of" and insert "and"

The motion prevailed. So the amendment was adopted.

Mr. Marty moved to amend Senate Concurrent Resolution No. 6 as follows:

Page 1, line 16, delete "57" and insert "59" and delete "56" and insert "60"

Page 1, line 17, delete "43" and insert "41" and delete "44" and insert "40"

Page 1, line 18, delete "no change" and insert "reduce property taxes" in both places

Page 1, line 20, delete "make no"

Page 1, line 21, delete "in" and after "taxes" insert "so that it becomes more progressive by reducing reliance on property taxes for homeowners and renters"

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

Mr. Merriam moved that Senate Concurrent Resolution No. 6 be adopted. The motion prevailed. So the resolution was adopted.

Ms. Anderson moved that S.F. No. 613, on General Orders, be stricken and re-referred to the Committee on Health Care. The motion prevailed.

Ms. Johnston moved that S.F. No. 358 be withdrawn from the Committee on Transportation and Public Transit and returned to its author. The motion prevailed.

Mr. Solon moved that S.F. No. 139, No. 36 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Mr. Solon moved that S.F. No. 891 be withdrawn from the Committee on Commerce and Consumer Protection and re-referred to the Committee on Governmental Operations and Veterans. The motion prevailed.

CALENDAR

S.F. No. 194: A bill for an act relating to highways; designating bridge as Bridge of Hope; amending Minnesota Statutes 1994, section 161.14, 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chandler	Hottinger	Kiscaden	Larson
Beckman	Chmielewski	Janezich	Kleis	Lesewski
Belanger	Cohen	Johnson, D.E.	Knutson	Lessard
Berg	Day	Johnson, D.J.	Kramer	Limmer
Berglin	Dille	Johnson, J.B.	Krentz	Marty
Bertram	Finn	Johnston	Kroening	Merriam
Betzold	Frederickson	Kelly	Laidig	Metzen

Moe, R.D.	Olson	Ranum	Samuelson	Terwilliger
Mondale	Ourada	Reichgott Junge	Scheevel	Vickerman
Morse	Pariseau	Riveness	Solon	Wiener
Neuville	Piper	Robertson	Spear	
Novak	Pogemiller	Runbeck	Stevens	
Oliver	Price	Sams	Stumpf	

So the bill passed and its title was agreed to.

H.F. No. 231: A bill for an act relating to occupations and professions; board of medical practice; changing licensing requirements for foreign applicants; changing certain disciplinary procedures; amending Minnesota Statutes 1994, sections 147.037, subdivision 1; 147.091, subdivisions 1, 2, and 6; 147.121, subdivision 2; 148.70; and 148.72, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 147.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Ms. Pappas introduced--

S.F. No. 924: A bill for an act relating to education; allowing the teachers of color program appropriation to carry over; amending Laws 1993, chapter 224, article 8, section 22, subdivision 12, as amended.

Referred to the Committee on Education.

Ms. Pappas introduced--

S.F. No. 925: A bill for an act relating to education; eliminating the skills test for teachers; amending Minnesota Statutes 1994, sections 125.05, subdivision 1a; and 125.188, subdivision 1.

Referred to the Committee on Education.

Ms. Piper, Messrs. Riveness, Chmielewski, Ms. Flynn and Mr. Spear introduced--

S.F. No. 926: A bill for an act relating to housing; appropriating money for a nonprofit community organization to provide low-cost housing to low-income families and individuals.

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

Ms. Piper, Messrs. Riveness, Chmielewski, Ms. Flynn and Mr. Spear introduced--

S.F. No. 927: A bill for an act relating to economic development; appropriating money for a nonprofit community organization to provide business opportunities in poor areas of a city of the first class.

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

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

S.F. No. 928: A bill for an act relating to health care; establishing a pilot project in Pine county; allowing certain rural health clinics in Pine county to provide covered services under a health plan subject to the same terms and conditions as other clinics.

Referred to the Committee on Health Care.

Messrs. Novak, Metzen, Kroening, Morse and Merriam introduced--

S.F. No. 929: A bill for an act relating to utilities; regulating intervenor compensation in certain proceedings related to electric and gas service utilities; proposing coding for new law in Minnesota Statutes, chapter 216B; repealing Minnesota Statutes 1994, section 216B.16, subdivision 10.

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

Mr. Moe, R.D. introduced--

S.F. No. 930: A bill for an act relating to watershed districts; clarifying procedures that must be used when taking property for watershed district projects; amending Minnesota Statutes 1994, sections 103D.335, subdivision 11; 103D.715, subdivision 4; 103D.721, subdivision 3; and 117.011.

Referred to the Committee on Environment and Natural Resources.

Messrs. Morse; Johnson, D.E.; Ms. Johnson, J.B.; Messrs. Novak and Frederickson introduced--

S.F. No. 931: A bill for an act relating to economic security; providing for extended employment program audits; requiring certain payments; appropriating money.

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

Mses. Ranum, Piper, Mr. Janezich, Ms. Anderson and Mr. Knutson introduced--

S.F. No. 932: A bill for an act relating to the legislature; amending the responsibilities of the legislative commission on children, youth, and their families; extending the commission; appropriating money; amending Minnesota Statutes 1994, section 3.873, subdivisions 1, 2, 5, 6, 7, 8, and 9.

Referred to the Committee on Family Services.

Ms. Reichgott Junge introduced--

S.F. No. 933: A bill for an act relating to elections; requiring candidates for elective office to be residents of the district from which elected at the time they file for office; proposing an amendment to the Minnesota Constitution, article VII, section 6; amending Minnesota Statutes 1994, section 204B.06, subdivision 1.

Referred to the Committee on Ethics and Campaign Reform.

Ms. Pappas introduced--

S.F. No. 934: A bill for an act relating to human services; downsizing a residential program in Ramsey county for persons with mental illness; appropriating money.

Referred to the Committee on Health Care.

Messrs. Kelly, Metzen and Novak introduced--

S.F. No. 935: A bill for an act appropriating money to the job skills partnership board for certain employment programs in St. Paul.

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

Messrs. Solon, Metzen, Ms. Wiener and Mr. Belanger introduced--

S.F. No. 936: A bill for an act relating to alcoholic beverages; providing that restrictions on a manufacturer or brewer holding an interest in a retail license do not apply to brewers whose only manufacture is in brewery-restaurants; amending Minnesota Statutes 1994, section 340A.301, subdivision 7.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Novak, Chandler, Metzen and Kelly introduced--

S.F. No. 937: A bill for an act relating to workers' compensation; making changes of a technical and housekeeping nature; modifying provisions relating to compensation and procedures; modifying provisions relating to the special compensation fund; providing penalties; amending Minnesota Statutes 1994, sections 13.69, subdivision 1; 79.074, subdivision 2; 176.011, subdivision 16; 176.081, subdivision 1; 176.101, subdivisions 3a and 3i; 176.102, subdivision 11; 176.103, subdivisions 2 and 3; 176.104, subdivision 1; 176.106, subdivision 7; 176.129, subdivision 9; 176.1351, subdivisions 1 and 5; 176.136, subdivisions 1a, 1b, and 2; 176.138; 176.178; 176.181, subdivision 8; 176.183, subdivisions 1 and 2; 176.185, subdivision 1; 176.191, subdivision 1; 176.215, by adding a subdivision; 176.238, subdivision 6; 176.261; 176.2615, subdivision 7; 176.275, subdivision 1; 176.281; 176.285; 176.291; 176.305, subdivision 1a; 176.645; and 176.83, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 176; repealing Minnesota Statutes 1994, sections 176.103, subdivision 2a; and 176.191, subdivision 2.

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

Messrs. Metzen, Murphy, Stevens, Mses. Runbeck and Wiener introduced--

S.F. No. 938: A bill for an act relating to state government finance; appropriating money for a women in military service memorial.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Belanger, Ms. Johnston, Mrs. Pariseau, Ms. Hanson and Mr. Berg introduced--

S.F. No. 939: A bill for an act relating to the environment; requiring a disclaimer on certain advertisements and promotional materials relating to the motor vehicle inspection program; amending Minnesota Statutes 1994, section 116.62, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

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

S.F. No. 940: A bill for an act relating to taxation; sales and use; providing that certain sales of

grass seed, fertilizers, and lawn chemicals are considered purchases for resale; amending Minnesota Statutes 1994, section 297A.01, subdivision 4.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Frederickson; Janezich; Johnson, D.J.; Johnson, D.E. and Lessard introduced--

S.F. No. 941: A bill for an act relating to natural resources; confidentiality of mineral resources data; amending Minnesota Statutes 1994, section 13.793.

Referred to the Committee on Environment and Natural Resources.

Messrs. Riveness, Metzen and Novak introduced--

S.F. No. 942: A bill for an act relating to crime prevention; expanding certain crimes to include conduct taking place within hospital zones; defining hospital zones; amending Minnesota Statutes 1994, sections 152.01, by adding a subdivision; 152.021, subdivision 1; 152.022, subdivision 1; 152.023, subdivision 2; 152.024, subdivision 1; 152.029; and 609.66, subdivision 1d.

Referred to the Committee on Crime Prevention.

Messrs. Sams and Riveness introduced--

S.F. No. 943: A bill for an act relating to retirement; waiving annuity reduction provisions for certain retired members of the teachers retirement association.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Pogemiller introduced--

S.F. No. 944: A bill for an act relating to education; clarifying certain provisions; amending Minnesota Statutes 1994, sections 124.226, subdivision 9; and 124.2726, subdivision 1; Laws 1993, chapter 224, article 8, section 21, subdivision 1.

Referred to the Committee on Education.

Mses. Robertson, Olson, Pappas and Mr. Larson introduced--

S.F. No. 945: A bill for an act relating to education; providing funding for advanced placement and international baccalaureate programs; appropriating money.

Referred to the Committee on Education.

Mses. Anderson, Ranum, Messrs. Kelly and Belanger introduced--

S.F. No. 946: A bill for an act relating to crime prevention; directing a study; appropriating money.

Referred to the Committee on Crime Prevention.

Ms. Krentz, Messrs. Hottinger, Terwilliger and Beckman introduced--

S.F. No. 947: A bill for an act relating to state government; allocating certain appropriations to regional arts councils; amending Minnesota Statutes 1994, section 129D.01; proposing coding for new law in Minnesota Statutes, chapter 129D.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Johnson, J.B. introduced--

S.F. No. 948: A bill for an act relating to taxation; sales and use; exempting vitamin and mineral supplements; amending Minnesota Statutes 1994, section 297A.25, subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Solon, Metzen, Hottinger, Belanger and Janezich introduced--

S.F. No. 949: A bill for an act relating to insurance; private passenger vehicle insurance; providing for a premium reduction for vehicles having antitheft alarms or devices; defining terms; proposing coding for new law in Minnesota Statutes, chapter 65B.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Metzen, Janezich, Solon, Day and Murphy introduced--

S.F. No. 950: A bill for an act relating to commerce; regulating the enforcement of copyright licenses on certain nondramatic musical works and similar works; requiring certain notices; prohibiting certain practices; providing remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Stumpf and Solon introduced--

S.F. No. 951: A bill for an act relating to education; providing for a post-secondary education credit bank; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.

Referred to the Committee on Education.

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

S.F. No. 952: A bill for an act relating to health; providing grants to establish and maintain health care access offices; appropriating money; 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. 953: A bill for an act relating to the city of Duluth; modifying the area in which a special service district may be created; amending Laws 1993, chapter 375, article 5, section 40, subdivision 3.

Referred to the Committee on Metropolitan and Local Government.

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

S.F. No. 954: A bill for an act relating to taxation; exempting sales of construction materials and supplies for a state convention center from the sales and use tax; amending Minnesota Statutes 1994, section 297A.25, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 955: A bill for an act relating to retirement; increasing employee and employer contribution rates; increasing benefit computation formulas for Duluth teachers retirement fund association; amending Minnesota Statutes 1994, sections 354A.12, subdivisions 1 and 2a; and 354A.31, subdivision 4.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Riveness introduced--

S.F. No. 956: A bill for an act relating to state departments; abolishing the department of public safety, the higher education coordinating board, the Minnesota racing commission, the gambling control board, the state lottery board, and the department of public service; transferring certain responsibilities and personnel to other agencies; creating new agencies; reducing certain appropriations; amending Minnesota Statutes 1994, sections 3.732, subdivision 1; 8.33; 10A.01, subdivision 18; 10A.09, subdivision 1; 15.01; 15A.081, subdivisions 1 and 7b; 16B.14; 16B.46; 16B.54, subdivision 2; 43A.05, subdivision 4; 43A.34, subdivision 4; 65B.28, subdivision 2; 116C.03, subdivision 2; 126.663, subdivision 3; 126A.02, subdivision 2; 135A.10, subdivision 1; 136A.01; 136A.03; 136A.08; 136A.101, subdivisions 2 and 3; 136A.15, subdivisions 3 and 4; 136A.16, subdivision 1; 136A.233, subdivision 2; 136A.62, subdivision 2; 136C.042, subdivision 1; 161.125, subdivision 3; 161.20, subdivision 4; 161.465; 168.011, by adding subdivisions; 168.126, subdivision 3; 168.325; 169.751; 169.783, subdivision 1; 170.23; 170.24; 171.015; 216A.01; 216A.035; 216A.036; 216A.04; 216A.05, by adding a subdivision; 216A.07; 216A.085; 216A.095; 216B.02, subdivision 7, and by adding subdivisions; 216B.16, subdivision 2; 216B.162, subdivision 7; 216B.241, subdivisions 1 and 2; 216B.62; 216B.64; 216B.65; 216C.01, subdivisions 2, 3, and by adding a subdivision; 216C.10; 216C.19, subdivision 1; 216C.37, subdivision 1; 218.031, subdivision 2; 237.02; 237.075, subdivision 2; 237.295; 237.30; 239.01; 239.05, subdivisions 6c, 7a, and 8; 240.01, by adding subdivisions; 240.011; 240.03; 240.04; 240.05, subdivision 2; 240.06, subdivisions 3, 7, and 8; 240.07, subdivision 2; 240.08; 240.09, subdivision 3a; 240.155; 240.16; 240.18, subdivision 2; 240.21; 240.24; 240.28; 270.73, subdivision 1; 297B.01, subdivision 3; 297C.09; 297C.10, subdivision 1; 298.2214, subdivision 5; 299A.02; 299A.30; 299A.31, subdivision 1; 299A.331, subdivision 1; 299A.38, subdivision 1; 299C.01; 299C.03; 299C.06; 299C.13; 299C.50; 299F.01; 299F.05, subdivision 2; 299L.01; 299L.02, subdivisions 2, 3, 4, and 5; 299L.03, subdivisions 1, 4, 5, and 7; 340A.201; 347.51, subdivision 2a; 349.12, subdivision 10, and by adding subdivisions; 349.13; 349.151, subdivisions 2 and 8; 349.152, subdivision 1; 349.153; 349.155, subdivision 4; 349.162, subdivisions 2 and 6; 349.163, subdivision 6; 349.165, subdivision 2; 349.18, subdivision 1; 349.19, subdivision 6; 349A.01, by adding a subdivision; 349A.02, subdivisions 1 and 8; 349A.03, subdivision 2; 349A.04; 349A.05; 349A.06, subdivision 2; 349A.08, subdivision 7; 349A.11; 349A.12, subdivision 4; 352B.01, subdivision 2; 360.0752, subdivision 7; 360.0753, subdivision 6; 611A.20, subdivision 2; 624.7151; 626.5531, subdivision 2; 626.562, subdivision 1; and 634.16; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A; 216C; and 349B; repealing Minnesota Statutes 1994, sections 135A.052, subdivisions 2 and 3; 135A.08; 135A.12, subdivision 5; 136A.02; 136A.04; 136A.041; 136A.043; 136A.85; 136A.86; 136A.87; 136A.88; 216A.06; 216B.02, subdivision 8; 237.69, subdivision 3; 240.01, subdivision 4; 240.02; 270B.12, subdivision 4; 299A.01; 349.12, subdivision 6; 349.151, subdivisions 1, 2, and 3a; 349.152, subdivision 4; 349A.01, subdivision 2; and 349A.03, subdivision 1; Laws 1987, chapter 315, section 4, subdivision 2; Laws 1990, chapters 571, section 39; and 594, article 3, sections 6 and 7.

Referred to the Committee on Governmental Operations and Veterans.

Mses. Krentz and Runbeck introduced--

S.F. No. 957: A bill for an act relating to education; maximum effort school loan program; approving a capital loan for independent school district No. 12, Centennial; appropriating money; authorizing the sale of bonds.

Referred to the Committee on Education.

Ms. Krentz, Mr. Price and Ms. Runbeck introduced--

S.F. No. 958: A bill for an act relating to education; modifying the maximum effort school loan amount limit; amending Minnesota Statutes 1994, section 124.431, subdivision 8.

Referred to the Committee on Education.

Mses. Berglin, Kiscaden, Piper, Messrs. Sams and Oliver introduced--

S.F. No. 959: A bill for an act relating to health; revising the data and research initiatives of MinnesotaCare; amending Minnesota Statutes 1994, sections 13.99, by adding a subdivision; 62J.04, subdivision 3; 62J.06; 62J.212; 62J.37; 62J.38; 62J.40; 62J.41, subdivision 1; 62J.55; 62Q.03, subdivisions 1, 6, 7, 8, 9, 10, and by adding subdivisions; 214.16, subdivisions 2 and 3; and 295.57; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 1994, sections 62J.30; 62J.31; 62J.32; 62J.33; 62J.34; 62J.35; 62J.41, subdivisions 3 and 4; 62J.44; and 62J.45.

Referred to the Committee on Judiciary.

Messrs. Chandler, Knutson, Metzen, Frederickson and Johnson, D.J. introduced--

S.F. No. 960: A bill for an act relating to workers' compensation; specifying the employment status of messenger or courier; proposing coding for new law in Minnesota Statutes, chapter 176.

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

Mr. Moe, R.D. introduced--

S.F. No. 961: A bill for an act relating to the city of Crookston; exempting a tax increment financing district from the state aid offset.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Scheevel, Terwilliger, Vickerman and Ms. Kiscaden introduced--

S.F. No. 962: A bill for an act relating to health; modifying provisions relating to nursing home swing beds; amending Minnesota Statutes 1994, section 144.562, subdivisions 2 and 4.

Referred to the Committee on Health Care.

Mses. Anderson, Runbeck and Mr. Novak introduced--

S.F. No. 963: A bill for an act relating to international relations and economic development; establishing Minnesota international council; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Mses. Kiscaden, Berglin, Messrs. Stevens, Kramer and Betzold introduced--

S.F. No. 964: A bill for an act relating to health; modifying the definition of home care service; amending Minnesota Statutes 1994, section 144A.43, subdivision 3.

Referred to the Committee on Health Care.

Mr. Langseth introduced--

S.F. No. 965: A bill for an act relating to transportation; authorizing issuance of permits for 12-foot wide loads of baled straw; amending Minnesota Statutes 1994, sections 169.851, subdivision 1; and 169.862.

Referred to the Committee on Transportation and Public Transit.

Mr. Langseth introduced--

S.F. No. 966: A bill for an act relating to transportation; authorizing the issuance of state

transportation bonds; appropriating the proceeds for grants to political subdivisions for bridge construction and reconstruction.

Referred to the Committee on Transportation and Public Transit.

Messrs. Larson, Knutson, Frederickson and Ms. Runbeck introduced--

S.F. No. 967: A bill for an act relating to employment; eliminating the requirement that prevailing wages be paid under state contracts; amending Minnesota Statutes 1994, sections 268.92, subdivision 6; and 471.992, subdivision 1; repealing Minnesota Statutes 1994, sections 116J.871, subdivisions 2 and 3; 177.41; 177.42; 177.43; 177.44; and 471.345, subdivision 7.

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

Mr. Pogemiller introduced--

S.F. No. 968: A bill for an act relating to the environment; providing that local units of government may adopt ordinances relating to underground storage tanks that are more stringent than those of the state; amending Minnesota Statutes 1994, section 116.50.

Referred to the Committee on Environment and Natural Resources.

Mr. Novak introduced--

S.F. No. 969: A bill for an act relating to elections; moving the state primary election to June; amending Minnesota Statutes 1994, sections 10A.31, subdivision 6; 10A.322, subdivision 1; 10A.323; 204B.33; and 204D.03, subdivision 1.

Referred to the Committee on Ethics and Campaign Reform.

Messrs. Finn and Samuelson introduced--

S.F. No. 970: A bill for an act relating to education; providing for cooperation and combination revenue for independent school district No. 2174, Pine River-Backus.

Referred to the Committee on Education.

Mr. Betzold introduced--

S.F. No. 971: A bill for an act relating to employment; increasing the minimum wage; amending Minnesota Statutes 1994, section 177.24, subdivision 1.

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

Messrs. Morse, Stumpf and Terwilliger introduced--

S.F. No. 972: A bill for an act relating to retirement; limiting the participation of elected local government officials in the public employees retirement association defined benefit plan; amending Minnesota Statutes 1994, section 353.01, subdivisions 2a and 2b; proposing coding for new law in Minnesota Statutes, chapter 353.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Metzen introduced--

S.F. No. 973: A bill for an act relating to insurance; automobile; permitting users of rental vehicles to benefit from lower price rental periods without losing coverage; amending Minnesota Statutes 1994, section 65B.49, subdivision 5a.

Referred to the Committee on Commerce and Consumer Protection.

Mr. Berg introduced--

S.F. No. 974: A bill for an act relating to human services; establishing a temporary payment rate for a recently purchased intermediate care facility for persons with mental retardation or related conditions; amending Minnesota Statutes 1994, section 256B.501, by adding a subdivision.

Referred to the Committee on Health Care.

Mses. Hanson, Robertson and Mr. Janezich introduced--

S.F. No. 975: A bill for an act relating to education; establishing service cooperatives to replace educational cooperative service units; amending Minnesota Statutes 1994, section 123.58.

Referred to the Committee on Education.

Mses. Hanson, Robertson and Mr. Novak introduced--

S.F. No. 976: A bill for an act relating to highways; requiring commissioner of transportation's rules for operation of I-394 parking ramp in Minneapolis to provide incentives for use of the ramp by high-occupancy vehicles that use highways other than I-394; amending Minnesota Statutes 1994, section 161.1231, subdivision 2, and by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

Messrs. Berg; Janezich; Neuville; Johnson, D.E. and Mondale introduced--

S.F. No. 977: A bill for an act relating to gambling; changing the pull-tab and tipboard tax; modifying the definition of lawful purpose in respect of compulsive gambling and real estate tax expenditures; increasing the number of bingo occasions an organization may hold in a week and clarifying the determination of bingo prizes; changing the term lawful gambling to nonprofit gambling; amending Minnesota Statutes 1994, sections 297E.02, subdivision 4; 297E.031, subdivisions 1 and 2; 349.12, subdivision 25; 349.166, subdivision 2; 349.17, subdivision 1; 349.191, subdivision 1a; and 349.211, subdivision 1; repealing Minnesota Statutes 1994, section 297E.17.

Referred to the Committee on Gaming Regulation.

Ms. Berglin introduced--

S.F. No. 978: A bill for an act relating to health; providing a technical recodification of lead abatement law; amending Minnesota Statutes 1994, sections 16B.61, subdivision 3; 115C.082, subdivision 2; 116.87, subdivision 2; 144.99, subdivision 1; and 268.92, subdivisions 1, 3, 4, 6, and 7; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 1994, sections 144.871; 144.872; 144.873; 144.874; 144.876; 144.877; 144.8771; 144.878; 144.8781; 144.8782; and 144.879.

Referred to the Committee on Health Care.

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

S.F. No. 979: A bill for an act relating to motor carriers; regulating hazardous material transporters; requiring fingerprints of motor carrier managers for criminal background checks; making technical changes related to calculating proportional mileage under the international registration plan; specifying violations that may result in suspension or revocation of permit; making technical changes relating to hazardous waste transporter licenses; providing for disposition of fees collected for hazardous material registration, licensing, and permitting; abolishing a sunset provision; amending Minnesota Statutes 1994, section 221.0355, subdivisions 3, 5, 6, 12, 15, and by adding a subdivision; Laws 1994, chapter 589, section 8.

Referred to the Committee on Transportation and Public Transit.

Ms. Johnston, Mr. Day, Mrs. Pariseau and Ms. Hanson introduced--

S.F. No. 980: A bill for an act relating to metropolitan government; clarifying language and changing obsolete references; allowing additional communities in the metropolitan area to operate their own transit programs; defining available local transit funds; establishing conditions for use of funds by communities providing replacement service; providing application procedure; establishing reserve accounts; amending Minnesota Statutes 1994, section 473.388.

Referred to the Committee on Metropolitan and Local Government.

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

S.F. No. 981: A bill for an act relating to state agencies; providing that state agencies and local units of government need not certify all pages of architectural and engineering documents; amending Minnesota Statutes 1994, section 326.12, subdivision 3.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Moe, R.D. introduced--

S.F. No. 982: A bill for an act relating to public contractors' performance bonds; exempting certain manufacturers from requirements for posting bonds; amending Minnesota Statutes 1994, section 574.26, by adding a subdivision.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Kiscaden, Messrs. Kramer, Ourada and Knutson introduced--

S.F. No. 983: A bill for an act relating to data practices; providing for disclosure of certain hospital and health care provider tax data to the commissioner of human services and the United States Department of Health and Human Services; amending Minnesota Statutes 1994, section 270B.14, subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Kelly, Lessard, Knutson, Mrs. Pariseau and Mr. Novak introduced--

S.F. No. 984: A bill for an act relating to motor fuels; prescribing standards for oxygenated gasoline; amending Minnesota Statutes 1994, section 239.791, subdivision 1, and by adding a subdivision.

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

Messrs. Berg, Stevens, Ms. Lesewski and Mr. Dille introduced--

S.F. No. 985: A bill for an act relating to agriculture; changing the law limiting corporate farming; expanding the definition of authorized farm corporation; clarifying enforcement; amending Minnesota Statutes 1994, section 500.24, subdivisions 2, 3, and 5.

Referred to the Committee on Agriculture and Rural Development.

Mr. Betzold introduced--

S.F. No. 986: A bill for an act relating to health; providing comprehensive regulation of mortuary science; establishing enforcement mechanisms; providing penalties; amending Minnesota Statutes 1994, sections 13.99, subdivision 52a; 52.04, subdivision 1; 116J.70, subdivision 2a; 169.71, subdivision 4; and 524.1-201; proposing coding for new law as Minnesota Statutes, chapter 149A; repealing Minnesota Statutes 1994, sections 149.01; 149.02; 149.03; 149.04; 149.05; 149.06; 149.08; 149.09; 149.10; 149.11; 149.12; 149.13; 149.14; and 149.15.

Referred to the Committee on Health Care.

Mr. Betzold introduced--

S.F. No. 987: A bill for an act relating to health; defining and regulating first responders; requiring permits and licenses; providing penalties; amending Minnesota Statutes 1994, section 144.801, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health Care.

Mr. Betzold introduced--

S.F. No. 988: A bill for an act relating to health; establishing health risk values for pollutants in ambient air; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health Care.

Mr. Betzold introduced--

S.F. No. 989: A bill for an act relating to health; modifying provisions relating to the plumbing code advisory council; establishing a work group; amending Minnesota Statutes 1994, section 326.41.

Referred to the Committee on Health Care.

Mr. Betzold, Ms. Berglin and Mr. Marty introduced--

S.F. No. 990: A bill for an act relating to human services; changing absent parent's liability for child support; adding provisions relating to recognition of parentage; adding provisions for administrative proceedings; adding provisions for child support collection; amending Minnesota Statutes 1994, sections 256.87, subdivision 5; 257.34, subdivision 1; 257.67, subdivision 1; 257.75, subdivision 3, and by adding a subdivision; 518.5511, subdivisions 1, 2, 3, 4, 5, 7, and 9; 518.611, subdivision 5; 518.64, by adding a subdivision; and 595.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 257; and 518; repealing Minnesota Statutes 1994, section 518.64, subdivision 6.

Referred to the Committee on Judiciary.

Messrs. Betzold and Finn introduced--

S.F. No. 991: A bill for an act relating to health; modifying provisions relating to access to certain data; amending Minnesota Statutes 1994, sections 144.225, by adding a subdivision; 144.3351; 144.651, subdivisions 21 and 26; 253B.03, subdivisions 3 and 4; proposing coding for new law in Minnesota Statutes, chapter 13; repealing Minnesota Statutes 1994, section 13.38, subdivision 4.

Referred to the Committee on Health Care.

Ms. Kiscaden, Messrs. Betzold and Hottinger introduced--

S.F. No. 992: A bill for an act relating to health; reinstating certain advisory councils and a task force.

Referred to the Committee on Health Care.

Mr. Spear and Ms. Ranum introduced--

S.F. No. 993: A bill for an act relating to alcoholic beverages; authorizing the Minneapolis city council to issue an on-sale wine license and an on-sale 3.2 percent malt liquor license to a restaurant.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Solon, Metzen and Stumpf introduced--

S.F. No. 994: A bill for an act relating to retirement; providing certain members of the public employees retirement association police and fire fund with service credit for prior military service; proposing coding for new law in Minnesota Statutes, chapter 353.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Vickerman introduced--

S.F. No. 995: A bill for an act relating to motor carriers; deregulating and conforming state motor carrier laws to federal regulations and conditions; increasing registration fees for motor carrier vehicles; making technical changes; appropriating money; amending Minnesota Statutes 1994, sections 168.013, subdivision 1e; 168.126, subdivisions 1 and 2; 174A.02, subdivision 4; 174A.06; 221.011, subdivisions 1, 7, 8, 9, 14, 15, 16, 26, 29, 37, and by adding subdivisions; 221.021; 221.022; 221.025; 221.031, subdivisions 1 and 5; 221.033, subdivisions 2 and 2a; 221.035, subdivision 2; 221.036, subdivisions 1 and 3; 221.041; 221.051, subdivision 1; 221.061; 221.071; 221.081; 221.091; 221.121, subdivisions 1, 4, and 6a; 221.122, subdivision 1; 221.131, subdivisions 2 and 3; 221.141, subdivisions 1 and 5; 221.151, subdivisions 1 and 2; 221.161, subdivisions 1 and 4; 221.171, subdivision 2; 221.172, subdivisions 3, 9, and 10; 221.221, subdivision 2; 221.281; 221.291, subdivisions 4 and 5; 221.60, subdivision 3a; 221.605, subdivision 1; 221.81, subdivision 3e; 221.84, subdivision 4; 221.85, subdivision 3; and 609.671, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 221; repealing Minnesota Statutes 1994, sections 221.011, subdivisions 10, 12, 18, 24, 25, 27, 28, 35, 36, 38, 39, 40, 41, 43, 44, 45, and 46; 221.031, subdivisions 2, 2a, 2b, 3, 3a, 3b, 3c, 6, 7, 8, and 9; 221.0313; 221.0314; 221.037; 221.072; 221.101; 221.111; 221.121, subdivisions 3, 6c, 6d, 6e, 6f, and 6g; 221.131, subdivisions 6 and 7; 221.141, subdivision 6; 221.151, subdivision 3; 221.152; 221.153; 221.172, subdivisions 1, 2, 4, 5, 6, 7, and 8; 221.185; and 221.296.

Referred to the Committee on Transportation and Public Transit.

Messrs. Sams, Samuelson, Ms. Kiscaden, Messrs. Terwilliger and Moe, R.D. introduced--

S.F. No. 996: A bill for an act relating to housing; providing for registration of housing with services primarily for persons 55 years of age or older; amending Minnesota Statutes 1994, sections 144A.46, subdivision 1; and 144B.01, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 144A; proposing coding for new law as Minnesota Statutes, chapter 144D.

Referred to the Committee on Health Care.

Mr. Moe, R.D. introduced--

S.F. No. 997: A bill for an act relating to elections; fair campaign practices; requiring campaign material to contain specified identifying information about a candidate in certain cases; amending Minnesota Statutes 1994, section 211B.04.

Referred to the Committee on Ethics and Campaign Reform.

Mses. Flynn, Pappas, Messrs. Belanger, Mondale and Hottinger introduced--

S.F. No. 998: A bill for an act relating to property taxes; providing a reduced class rate to new or expanded commercial/industrial properties locating in transit zones; amending Minnesota Statutes 1994, section 273.13, subdivision 24; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Riveness, Samuelson, Sams and Kramer introduced--

S.F. No. 999: A bill for an act relating to state finance; adding certain human services obligations to the requirement that state agencies promptly pay their bills; amending Minnesota Statutes 1994, section 16A.124, subdivision 8.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Flynn, Messrs. Belanger, Mondale, Kelly and Kroening introduced--

S.F. No. 1000: A bill for an act relating to metropolitan government; creating a contaminated site cleanup loan program within the metropolitan council; levying taxes; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Metropolitan and Local Government.

Mr. Finn introduced--

S.F. No. 1001: A bill for an act relating to education; allowing a pupil to participate in an extracurricular activity in a school the pupil does not attend in certain circumstances; amending Minnesota Statutes 1994, section 123.38, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Cohen, Kelly and Ms. Flynn introduced--

S.F. No. 1002: A bill for an act relating to property; providing remedies for graffiti vandalism; authorizing release of names of certain juvenile offenders; imposing parental liability; imposing penalties; amending Minnesota Statutes 1994, sections 13.84, subdivision 5a; and 260.161, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 611A.

Referred to the Committee on Crime Prevention.

Mr. Samuelson, Ms. Berglin and Mr. Sams introduced--

S.F. No. 1003: A bill for an act relating to health; creating the prescription drug purchasing authority; establishing a drug purchasing benefit program for senior citizens; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health Care.

Mses. Berglin, Krentz, Messrs. Stevens, Samuelson and Kramer introduced--

S.F. No. 1004: A bill for an act relating to human services; applying disregards to stepparents' needs; adding persons who may register in employment and training services; adding to the assistance unit other persons not otherwise eligible for AFDC; amending Minnesota Statutes 1994, sections 16B.08, subdivision 5; 171.07, by adding a subdivision; 256.014, subdivision 1; 256.025, subdivisions 1 and 2; 256.026; 256.73, subdivision 3a; 256.736, subdivisions 3 and 13; 256.74, subdivision 1; 256D.05, subdivision 7; 256D.36, subdivision 1; 256D.385; 256D.405, subdivision 3; 256D.425, subdivision 1; 256D.435, subdivisions 1, 3, 4, 5, 6, and by adding a subdivision; 256D.44, subdivisions 1, 2, 3, 4, 5, and 6; 256D.45, subdivision 1; 256D.46, subdivisions 1 and 2; 256D.48, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 1994, sections 256.851; 256D.35, subdivisions 14 and 19; 256D.36, subdivision 1a; 256D.37; 256D.425, subdivision 3; 256D.435, subdivisions 2, 7, 8, 9, and 10; and 256D.44, subdivision 7.

Referred to the Committee on Family Services.

Ms. Flynn, Messrs. Merriam, Metzen, Ms. Kiscaden and Mr. Beckman introduced--

S.F. No. 1005: A bill for an act relating to labor; modifying provisions relating to public employment labor relations; amending Minnesota Statutes 1994, sections 124A.22, subdivision 2a; 179A.03, subdivisions 7, 17, and by adding a subdivision; 179A.04, subdivision 3; 179A.051; 179A.06, subdivision 2; 179A.09; 179A.16; 179A.18, subdivision 1; 353C.02; 549.09, subdivision 1; and 572.15.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Morse, Laidig and Price introduced--

S.F. No. 1006: A bill for an act relating to the environment; conforming the definition of sewage sludge to federal language; providing for mediation of wastewater treatment disputes; providing for rules regarding permit fee increases; amending Minnesota Statutes 1994, sections 115.49, subdivision 1; 115A.03, subdivision 29; and 116.07, subdivision 4d.

Referred to the Committee on Environment and Natural Resources.

Messrs. Morse and Laidig introduced--

S.F. No. 1007: A bill for an act relating to the environment; pollution control agency; modifying air quality fees; amending Minnesota Statutes 1994, sections 116.07, subdivision 4d; 116.96, subdivision 5; 116C.69, subdivision 3; and 325E.0951, subdivision 5.

Referred to the Committee on Environment and Natural Resources.

Messrs. Morse, Merriam, Novak, Frederickson and Ms. Johnson, J.B. introduced--

S.F. No. 1008: A bill for an act relating to the environment; requiring, as part of the environmental review of proposed projects and activities, an analysis of the effect of the projects or activities on total carbon dioxide emissions in the state in order to minimize the burden on existing industry to reduce carbon dioxide emissions; proposing coding for new law in Minnesota Statutes, chapter 116D.

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

Messrs. Metzen, Riveness and Ms. Runbeck introduced--

S.F. No. 1009: A bill for an act relating to employment; modifying provisions relating to data classification; workers' compensation premium collection; employment classifications and procedures; and benefits; providing penalties; amending Minnesota Statutes 1994, sections 13.67; 43A.04, subdivision 1; 43A.08, subdivision 1; 43A.10, subdivision 8; 43A.13, subdivision 6; 43A.15, by adding a subdivision; 43A.18, subdivision 4; 43A.19, subdivision 1; 43A.191, subdivisions 1, 2, and 3; 43A.24, subdivision 2; 43A.27, subdivision 3; 43A.316; 62J.45, subdivision 8; 256B.0644; and 356.87; repealing Laws 1987, chapter 186, section 11; and Laws 1994, chapter 560, article 2, section 15.

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

Mr. Metzen introduced--

S.F. No. 1010: A bill for an act relating to state government; efficiency and openness of government; requiring heads of state agencies to operate these agencies efficiently and to encourage public participation in government; including in the missions of major state agencies the goals of efficiency, innovation, and encouraging public participation; amending Minnesota Statutes 1994, sections 16A.055, by adding a subdivision; 16B.04, by adding a subdivision; 17.03, by adding a subdivision; 43A.04, by adding a subdivision; 45.012; 84.027, by adding a subdivision; 116.03, by adding a subdivision; 116J.011; 120.0111; 135A.052, subdivision 1; 144.05; 174.02, by adding a subdivision; 175.001, by adding a subdivision; 190.09; 196.05; 216A.07, by adding a subdivision; 241.01, by adding a subdivision; 245.03; 268.0122, by adding a subdivision; 270.02, by adding a subdivision; 299A.01, by adding a subdivision; and 363.05, by adding a subdivision.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Neuville and Scheevel introduced--

S.F. No. 1011: A bill for an act relating to gambling; repealing authorization for certain forms of gambling; abolishing the Minnesota racing commission and the Minnesota state lottery and transferring their functions to the commissioner of public safety; declaring legislative findings and intent with respect to gambling on Indian land; providing penalties; amending Minnesota Statutes 1994, sections 10A.01, subdivision 18; 10A.09, subdivision 1; 16B.54, subdivision 2; 43A.08, subdivision 1a; 245.98, subdivision 4; 290.17, subdivision 2; 299L.02, subdivision 5; 299L.03, subdivisions 1, 2, 4, 5, and 7; 299L.05; 299L.07, subdivision 2a; 340A.410, subdivision 5; 541.20; 541.21; 609.75, subdivisions 3 and 8; 609.755; 609.76, subdivision 1; and 609.761, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 240; and 349A; repealing Minnesota Statutes 1994, sections 3.9221; 240.01; 240.011; 240.02; 240.03; 240.04; 240.05; 240.06; 240.07; 240.08; 240.09; 240.10; 240.11; 240.12; 240.13; 240.14; 240.15; 240.155; 240.16; 240.17; 240.18; 240.19; 240.20; 240.21; 240.22; 240.23; 240.24; 240.25; 240.26; 240.27; 240.28; 240.29; 270B.14, subdivision 7; 290.92, subdivisions 27, 28, and 29; 297A.259; 299L.02, subdivisions 1, 3, and 7; 349.61; 349A.01; 349A.02; 349A.03; 349A.04; 349A.05; 349A.06; 349A.07; 349A.08; 349A.09; 349A.10; 349A.11; 349A.12; 349A.13; 349A.14; 349A.15; 609.651; and 609.761, subdivision 2.

Referred to the Committee on Gaming Regulation.

Messrs. Neuville, Scheevel and Johnson, D.E. introduced--

S.F. No. 1012: A bill for an act relating to gambling; abolishing the Minnesota racing commission, the gambling control board, and the state lottery board; creating a gambling regulation board and transferring the responsibilities of the abolished commission and boards to it; providing for the regulation and control of the state lottery and its employees by the gambling regulation board; making conforming changes; amending Minnesota Statutes 1994, sections 10A.01, subdivision 18; 10A.09, subdivision 1; 240.01, by adding a subdivision; 240.011; 240.04; 349.12, subdivision 10; 349.152, subdivisions 1 and 2; 349A.01, subdivisions 2 and 5; 349A.03, subdivision 2, and by adding a subdivision; 349A.04; 349A.05; proposing coding for new law in Minnesota Statutes, chapter 349A; proposing coding for new law as Minnesota Statutes, chapter 349C; repealing Minnesota Statutes 1994, sections 240.01, subdivision 4; 240.02; 349.151, subdivisions 1, 2, 3a, and 5; 349A.02; and 349A.03, subdivision 1.

Referred to the Committee on Gaming Regulation.

Messrs. Neuville and Knutson introduced--

S.F. No. 1013: A bill for an act relating to family law; child support; providing for consideration of other children in setting or modifying a child support order; making the existence of other children a ground for modification of child support; amending Minnesota Statutes 1994, sections 518.551, subdivision 5; and 518.64, subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Neuville, Larson, Ourada and Stumpf introduced--

S.F. No. 1014: A bill for an act relating to education; changing the definition of satisfactory progress; amending Minnesota Statutes 1994, section 136A.101, subdivision 10.

Referred to the Committee on Education.

Messrs. Neuville and Knutson introduced--

S.F. No. 1015: A bill for an act relating to traffic regulations; prohibiting radar jammers; amending Minnesota Statutes 1994, section 169.14, by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

Messrs. Kramer, Belanger and Ms. Flynn introduced--

S.F. No. 1016: A bill for an act relating to taxation; property; excluding the value of improvements made to certain residential property; amending Minnesota Statutes 1994, section 273.11, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Cohen introduced--

S.F. No. 1017: A bill for an act relating to drivers' licenses; providing for suspension of a driver's license for failure to pay child support; appropriating money; amending Minnesota Statutes 1994, sections 518.551, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 171.

Referred to the Committee on Judiciary.

Mr. Knutson, Mses. Krentz, Kiscaden, Flynn and Mr. Betzold introduced--

S.F. No. 1018: A bill for an act relating to courts; guardians ad litem; specifying the responsibilities of a guardian ad litem in juvenile and family court; requiring a report by the state court administrator; amending Minnesota Statutes 1994, sections 260.155, subdivision 4; and 518.165, by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Mondale and Ms. Flynn introduced--

S.F. No. 1019: A bill for an act relating to metropolitan government; establishing the metropolitan livable communities advisory board; establishing the metropolitan livable communities fund and providing for fund distribution; reducing the levy authority of the metropolitan mosquito control commission; requiring the metropolitan mosquito control district to liquidate certain assets; providing for certain revenue sharing; amending Minnesota Statutes 1994, sections 116J.556; 473.167, subdivisions 2, 3, and by adding a subdivision; 473.702; 473.704, subdivisions 2, 3, 5, 6, 7, 8, 13, and 17; 473.711, subdivision 2; and 473F.08, subdivisions 5, 7a, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Novak, Chandler, Kelly and Metzen introduced--

S.F. No. 1020: A bill for an act relating to workers' compensation; modifying provisions relating to insurance, procedures and benefits; providing penalties; appropriating money; amending Minnesota Statutes 1994, sections 79.01, subdivision 1; 79.074, by adding subdivisions; 79.252, subdivisions 2, 5, and by adding subdivisions; 79.50; 79.59, subdivision 4; 79A.01, subdivision 4; 79A.02, subdivisions 1 and 2; 79A.04, subdivisions 2 and 9; 79A.15; 175.007, subdivisions 1 and 3; 176.011, subdivisions 15 and 18; 176.021, subdivisions 3 and 3a; 176.061, subdivision 10; 176.101, subdivisions 1, 2, 5, 6, and by adding a subdivision; 176.102, subdivisions 1, 2, 4, 11, and by adding a subdivision; 176.105, subdivisions 2 and 4; 176.106, subdivision 7; 176.135, subdivision 2; 176.178; 176.179; 176.221, subdivision 6a; 176.225, by adding subdivisions; 176.238, subdivision 6; 176.645, subdivision 1; 176.66, subdivision 11; 176.83, subdivisions 1, 2, and 5; and 268.08, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 79; and 79A; repealing Minnesota Statutes 1994, sections 176.011, subdivisions 25 and 26; and 176.101, subdivisions 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3j, 3k, 3l, 3m, 3n, 3o, 3p, 3q, 3r, 3s, 3t, and 3u; Minnesota Rules, parts 5220.0100 to 5220.1900; 5220.2500 to 5220.2940; 5221.0100 to 5221.0700; 5221.6010 to 5221.8900; and 5223.0300 to 5223.0650.

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

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

MOTIONS AND RESOLUTIONS

Mr. Novak moved that S.F. No. 937 be withdrawn from the Committee on Jobs, Energy and Community Development and returned to its author. The motion prevailed.

MEMBERS EXCUSED

Ms. Hanson, Messrs. Langseth and Murphy were excused from the Session of today.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, March 13, 1995. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate