

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

SEVENTIETH DAY

St. Paul, Minnesota, Monday, January 29, 1996

The Senate met at 11:30 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Patrick L. Hall.

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

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

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

December 21, 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 COMMERCE

Dave Gruenes, 5651 W. Oakes Dr., St. Cloud, Stearns County, effective December 26, 1995, for a term expiring on the first Monday in January, 1999.

(Referred to the Committee on Commerce and Consumer Protection.)

January 5, 1996

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:

MINNESOTA HOUSING FINANCE AGENCY

Jo Van Hovel, Rt. 1, Box 193A, Battle Lake, Otter Tail County, effective January 10, 1996, for a term expiring on the first Monday in January, 2000.

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

Warmest regards,
Arne H. Carlson, Governor

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 697:

H.F. No. 697: A bill for an act relating to insurance; long-term care; permitting the sale of policies with longer waiting periods with disclosure to the purchaser; amending Minnesota Statutes 1994, sections 62A.48, subdivision 1; and 62A.50, subdivision 3.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Kalis, Osthoff and Onnen have been appointed as such committee on the part of the House.

House File No. 697 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 25, 1996

Mr. Moe, R.D. moved that H.F. No. 697 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

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

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

S.F. No. 1866: A bill for an act relating to health; providing for the isolation and detention of persons with active tuberculosis who pose an endangerment to the public health; establishing standards and procedures for isolation and detention; requiring reporting by licensed health professionals; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Pages 1 and 2, delete section 1

Page 2, lines 25 and 29, delete "144.4201" and insert "144.4199"

Page 2, line 30, before the period, insert "with regard to a tuberculosis health threat"

Page 3, line 12, after "physician" insert "and is reasonable"

Page 3, line 20, before "diagnose" insert "reasonably" and after "tuberculosis" insert "according to currently accepted standards of medical practice"

Page 4, lines 12 and 13, delete "refers to conduct by a carrier who:" and insert "means a carrier who engages in any of the following conduct:"

Page 4, lines 15, 18, 24, and 27, after "physician" insert "that is reasonable"

Page 5, line 1, after "expose" insert "or may have exposed"

Page 5, line 32, delete "the" and after "knowledge" insert "of a reportable person as"

Page 5, line 33, delete everything after "VOLUNTARY" and insert "REPORTING.] Any person other than a licensed health professional"

Page 5, line 34, delete "person" and delete "the health or human" and insert "that"

Page 5, line 35, delete "services" and delete "the" and after "knowledge" insert "of a reportable person as"

Page 6, line 31, before the period, insert ", including why the carrier is an endangerment to the public health or to the health of any other person"

Page 6, line 33, delete "a" and insert "any other"

Page 6, line 34, delete "health or human services"

Page 7, line 1, delete "subdivision 3" and insert "this section"

Page 7, line 9, before "paragraphs" insert "subdivision 1,"

Page 7, line 11, delete "subdivision 2" and insert "this section"

Page 8, line 2, delete "If"

Page 8, line 3, delete "decides to" and insert "may" and after the comma, insert "if the court determines at the summary hearing that the carrier is not an endangerment to the public health or to the health of any other person."

Page 8, delete line 12

Page 8, line 13, delete "144.4198" and insert "state"

Page 9, lines 3, 5, and 8, before "a" insert "if the respondent is a carrier,"

Page 9, line 27, delete "respondent's" and insert "commissioner's petition"

Page 9, line 28, delete "request" and after "hearing" insert "is filed"

Page 10, line 13, delete "Without a court order, a"

Page 10, delete lines 14 and 15

Page 10, line 16, delete "hearing. If the carrier does not request a hearing,"

Page 10, line 18, delete everything after the period

Page 10, delete lines 19 and 20 and insert "If the carrier requests a hearing, the carrier may not be detained for more than five business days from the day the commissioner files a petition for a hearing."

Page 10, lines 23 and 31, delete "144.4201" and insert "144.4199"

Page 10, line 35, before "and" insert "4.03(a) and 4.05"

Page 11, lines 22, 26, and 32, after "physician" insert "that is reasonable"

Page 12, line 33, delete "be"

Page 13, line 9, delete everything after the period

Page 13, delete line 10 and insert "If a room is not available at the hospital or treatment facility, the court may designate another location for the hearing."

Page 13, line 27, delete everything after the period

Page 13, delete lines 28 to 30

Page 13, line 36, delete "carrier" and insert "respondent"

Page 14, line 2, delete "30" and insert "90"

Page 14, line 8, delete "to the carrier"

Page 14, line 27, delete "carrier's conduct" and insert "carrier"

Page 15, line 5, delete "county in which the carrier resides" and insert "state"

Page 15, line 8, delete "county" and insert "state"

Page 15, line 9, delete "county-paid" and insert "state-paid"

Page 15, line 23, delete "144.4201" and insert "144.4199"

Page 15, delete section 12

Renumber the sections in sequence

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

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

S.F. No. 1879: A bill for an act relating to medical assistance; combining the alternative care program and the home- and community-based services waiver for the elderly program.

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

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

S.F. No. 1932: A bill for an act relating to economic security; providing for the administration of certain employment and training services; proposing coding for new law in Minnesota Statutes, chapter 268.

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

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

S.F. No. 1800: A bill for an act relating to the military; providing for disposition of closed armories; requiring a report.

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 1995 Supplement, section 193.36, subdivision 2, is amended to read:

Subd. 2. [MAY SELL AND CONVEY PROPERTY IN CERTAIN CASES.] In any case when the adjutant general finds it advantageous for military training, the adjutant general may sell and convey property to the municipality or county in which the same property is located at a price to be determined by ~~a board of three appraisers~~ an appraiser to be selected by the adjutant general, ~~the commissioner of administration, and the commissioner of finance.~~ The money received shall must be credited to the general fund and is appropriated to the adjutant general to be used: (1) as a contribution for the construction or acquisition of an armory, armories, or armory facilities to replace the one sold; or (2) for the maintenance, operation, repair, rehabilitation, or improvement of existing armory facilities. The money may also be transferred to the Minnesota state armory commission: (1) for the replacement of an armory, armories, or armory facilities constructed or acquired by the commission; or (2) for the maintenance, operation, repair, rehabilitation, or improvement of facilities owned by the commission. If the money received is not expended for the purposes stated in this subdivision within ten years after the old armory has been sold, the appropriation to the adjutant general as provided in this subdivision ~~shall lapse~~ lapses. In the event that both the municipality and the county desire to purchase the armory, the municipality ~~shall must~~ be given first priority to purchase the armory.

If the municipality or county ~~shall~~ does not purchase such the property after a reasonable opportunity, the adjutant general may sell and convey ~~the same~~ it to any person after a public sale thereof at public sale, and in the same manner as certain state property is sold at public sale under the provisions of chapter 16B of the property by first advertising for bids or proposals for three consecutive weeks in a newspaper of general circulation in the area that the property is located and accepting the proposal most favorable to the department. The adjutant general may reject all proposals. The proceeds of the sale must be credited as provided in this subdivision. The adjutant general may lease any such armory remaining unsold to the municipality for public purposes at an annual rental which ~~shall~~ that may not be less than ten percent of the appraised value of the property."

Delete the title and insert:

"A bill for an act relating to the military; changing procedures for disposition of closed armories; amending Minnesota Statutes 1995 Supplement, section 193.36, subdivision 2."

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

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 1982: A bill for an act relating to veterinarians; changing the veterinary practice act; amending Minnesota Statutes 1994, sections 156.001, subdivisions 3 and 6; 156.01, subdivisions 1, 2, 5, and by adding a subdivision; 156.02; 156.04; 156.05; 156.06; 156.07; 156.071; 156.072; 156.081; 156.10; 156.12, subdivisions 2, 3, and 4; 156.16, subdivisions 3 and 14; 156.17; and 156.18, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 156; repealing Minnesota Statutes 1994, section 156.12, subdivision 5.

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

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 2071: A bill for an act relating to agriculture; changing provisions of plant pests, fertilizer, and lime; changing licensing requirements for aquatic pest control applicators; amending Minnesota Statutes 1994, sections 18.52, subdivisions 2 and 5; 18.53; 18B.32; 18B.33, subdivision 1; 18B.34, subdivision 1; 18C.005, subdivisions 6, 13, 20, 22, 33, 34, and by adding a subdivision; 18C.115, subdivision 2; 18C.215, subdivisions 1 and 2; 18C.531, subdivision 8, and by adding a subdivision; 18C.545, subdivision 2; and 18E.03, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 18B; repealing Minnesota Statutes 1994, section 18C.531, subdivision 26.

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

Page 10, line 14, strike "a commercial" and insert "an"

Page 15, after line 2, insert:

"Sec. 18. Minnesota Statutes 1994, section 18C.415, subdivision 1, is amended to read:

Subdivision 1. [LICENSE REQUIRED.] (a) A person may not sell or distribute bulk fertilizers for use on agricultural lands, custom apply fertilizers, or manufacture, blend, or otherwise manipulate fertilizers without obtaining a license from the commissioner from each fixed location where the person does business within the state and one license for all fixed locations that are located outside of the state.

(b) A distributor may not manipulate fertilizer by means of a mobile mechanical unit without a license from the commissioner for each mobile mechanical unit. For the purposes of this section, fertilizer application equipment owned or operated by a person licensed under paragraph (a) is not considered a mobile mechanical unit."

Page 17, after line 26, insert:

"Sec. 24. [EFFECTIVE DATE.]

Section 18 is effective December 30, 1995."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after the semicolon, insert "18C.415, subdivision 1;"

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

Mr. Moe, R.D. from the Committee on Agriculture and Rural Development, to which was referred

S.F. No. 1801: A bill for an act relating to agriculture; exempting certain food sellers from the food licensing law; amending Minnesota Statutes 1994, section 28A.15, by adding a subdivision.

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 28A.15, is amended by adding a subdivision to read:

Subd. 9. An individual who prepares and sells food that is not potentially hazardous food as defined in Minnesota Rules, part 1547.0002, subpart 16, at a community event or farmer's market on ten or fewer days in a calendar year and with gross receipts of \$1,000 or less in a calendar year. If food is prepared in a kitchen that is not licensed or inspected, the seller must post a visible sign or placard stating that: "These products are homemade and not inspected." This exclusion applies only when the places of preparation and sale are in an unincorporated area or statutory or home

rule charter city or town with a population of 15,000 or less and are outside the metropolitan area as defined in section 473.121, subdivision 2."

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

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

S.F. No. 1945: A bill for an act relating to elevators; regulating persons who may do elevator work; amending Minnesota Statutes 1995 Supplement, sections 16B.747, subdivisions 1 and 2; and 16B.748; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Page 2, after line 7, insert:

" (3) to set a fee for the issuance and renewal for an elevator mechanic registration;"

Page 2, line 8, strike "(3)" and insert "(4)"

Page 2, line 14, strike "(4)" and insert "(5)"

Page 2, line 16, strike "(5)" and insert "(6)"

Page 2, line 18, strike "(6)" and insert "(7)"

Page 2, line 24, strike "(7)" and insert "(8)"

Page 3, after line 4, insert:

" A registration expires two years after the date of registration and may be renewed.

The commissioner may revoke, suspend, or refuse to renew a registration for violation of a law or rule related to the work of an elevator mechanic or if the revocation, suspension, or refusal to renew is necessary to protect public safety."

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

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

S.F. No. 2051: A bill for an act relating to economic development; permitting the department of economic development to receive donations for economic development training; amending Minnesota Statutes 1994, section 10A.071, subdivision 3; Minnesota Statutes 1995 Supplement, section 116J.58, subdivision 1.

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

Pages 2 to 5, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 1994, section 116J.58, is amended by adding a subdivision to read:

Subd. 1a. [CONFERENCES AND SEMINARS.] The commissioner may solicit and receive public and private contributions to support conferences and seminars on economic development."

Amend the title as follows:

Page 1, line 3, after "of" insert "trade and"

Page 1, line 5, delete "section" and insert "sections"

Page 1, delete lines 6 and 7 and insert "3; and 116J.58, by adding a subdivision."

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

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

S.F. No. 2148: A bill for an act relating to utilities; holding a task force to study the effects of stray voltage in the earth immune from suit based on its report; indemnifying task force members for court costs.

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

Page 1, line 7, delete "TASK FORCE" and insert "SCIENCE ADVISORS"

Page 1, lines 9 and 12, delete "task force" and insert "team of science advisors"

Page 1, line 17, after the period, insert "This section does not provide immunity for negligence or intentional misconduct of a member or a liaison."

Amend the title as follows:

Page 1, line 2, delete "a task force" and insert "members of a team of science advisors"

Page 1, line 4, delete "task force"

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

Mr. Kelly from the Committee on Judiciary, to which was referred

S.F. No. 1500: A bill for an act relating to civil actions; enacting uniform correction or clarification of defamation act; proposing coding for new law as Minnesota Statutes, chapter 553A.

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

Page 7, after line 2, insert:

"Sec. 12. [REPEALER.]

Minnesota Statutes 1994, section 548.06, is repealed."

Page 7, line 4, delete "11" and insert "12" and delete "1995" and insert "1996"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after "553A" insert "; repealing Minnesota Statutes 1994, section 548.06"

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

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

S.F. No. 1592: A bill for an act relating to elections; requiring candidates for attorney general to be learned in the law; proposing an amendment to the Minnesota Constitution, article V, section 1; amending Minnesota Statutes 1994, section 204B.06, subdivision 4.

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

Page 1, line 19, delete "learned in the law" and insert "licensed to practice law in this state"

Page 2, lines 13 and 14, delete "learned in the law" and insert "licensed to practice law in this state"

Page 2, line 29, delete "learned in the law" and insert "licensed to practice law in this state"

Amend the title as follows:

Page 1, line 3, delete "learned in the law" and insert "licensed to practice law in this state"

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

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

S.F. No. 2004: A bill for an act relating to capital improvements; public safety; authorizing issuance of bonds for the initial phase of the metropolitan regionwide public safety radio communications system; appropriating money.

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

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1995 Supplement, section 473.901, subdivision 1, is amended to read:

Subdivision 1. [COSTS COVERED BY FEE.] Beginning July 1, 1995, the amount necessary to pay the following costs shall be paid from money is appropriated to the commissioner of administration for those costs from the 911 emergency telephone service account established under section 403.11:

- (1) debt service costs and reserves for bonds issued pursuant to section 473.898;
- (2) repayment of the right-of-way acquisition loans;
- (3) costs of design, construction, maintenance of, and improvements to those elements of the first phase that support mutual aid communications and emergency medical services; or
- (4) recurring charges for leased sites and equipment for those elements of the first phase that support actual aid and emergency medical communication services.

Money appropriated from the 911 emergency telephone service fee account This appropriation shall be used to pay annual debt service costs and reserves for bonds issued pursuant to section 473.898 prior to use of fee money to pay other costs eligible under this subdivision. In no event shall the money appropriated from the 911 emergency telephone service fee account for the first phase radio system this appropriation exceed an amount equal to four cents a month for each customer access line or other basic access service, including trunk equivalents as designated by the public utilities commission for access charge purposes and including cellular and other nonwire access services."

Page 1, after line 19, insert:

"Sec. 3. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, before the period, insert "; amending Minnesota Statutes 1995 Supplement, section 473.901, subdivision 1"

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

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

S.F. No. 2166: A bill for an act relating to capital improvements; permitting a 40-year term for certain bonds; amending Minnesota Statutes 1994, sections 429.091, subdivision 3; and 475.54, subdivisions 1 and 3.

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

Page 1, line 20, strike the first comma and insert a semicolon and after "years" insert "or the useful life of the asset, whichever is less"

Page 1, line 21, delete "system loans" and insert "systems and essential community facilities"

Page 2, lines 23 and 34, after "years" insert "or the useful life of the asset, whichever is less"

Page 2, lines 24 and 35, delete "system loans" and insert "systems and essential community facilities"

Page 3, after line 8, insert:

"Sec. 4. [EFFECTIVE DATE.]

Sections 1 to 3 are effective the day following final enactment."

Amend the title as follows:

Page 1, line 2, after "permitting" insert "up to"

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

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

S.F. No. 2047: A bill for an act relating to health and human services; reconciling various provisions on criminal history background checks; amending Minnesota Statutes 1994, section 13.99, subdivision 39; Minnesota Statutes 1995 Supplement, sections 144.057, subdivisions 1 and 4; 245A.04, subdivision 3; 299C.67, subdivision 5; 299C.68, subdivisions 2, 5, and 6; and 609.2325, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 147; repealing Minnesota Statutes 1994, section 144A.46, subdivision 5.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1995 Supplement, section 144.057, subdivision 1, is amended to read:

Subdivision 1. [BACKGROUND STUDIES REQUIRED.] The commissioner of health shall contract with the commissioner of human services to conduct background studies of:

(1) individuals providing services which have direct contact, as defined under section 245A.04, subdivision 3, with patients and residents in hospitals, boarding care homes, outpatient surgical centers licensed under sections 144.50 to 144.58; nursing homes and home care agencies licensed under chapter 144A; residential care homes licensed under chapter 144B, and board and lodging establishments that are registered to provide supportive or health supervision services under section ~~157.034~~ 157.17; and

(2) all other employees in nursing homes and home care agencies licensed under chapter 144A, and boarding care homes licensed under sections 144.50 to 144.58. A disqualification of the

individual in this section shall disqualify the individual from positions allowing direct contact or access to patients or residents receiving services.

If a facility or program is licensed by the department of human services and subject to the background study provisions of chapter 245A and is also licensed by the department of health, the department of human services is solely responsible for the background studies of individuals in the jointly licensed programs.

Sec. 2. Minnesota Statutes 1995 Supplement, section 144.057, subdivision 4, is amended to read:

Subd. 4. [RESPONSIBILITIES OF FACILITIES.] Facilities described in subdivision 1 shall be responsible for cooperating with the departments in implementing the provisions of this section. The responsibilities imposed on applicants and licensees under chapter 245A and Minnesota Rules, parts 9543.3000 to 9543.3090, shall apply to these facilities. The provision of section 245A.04, subdivision 3, paragraph (d) (e), shall apply to applicants, licensees, or an individual's refusal to cooperate with the completion of the background studies.

Sec. 3. Minnesota Statutes 1994, section 144A.46, subdivision 5, is amended to read:

Subd. 5. [PRIOR CRIMINAL CONVICTIONS.] ~~(a) All persons who have or will have direct contact with clients, including the home care provider, employees of the provider, and applicants for employment shall be required to disclose all criminal convictions. The commissioner may adopt rules that may require a person who must disclose criminal convictions under this subdivision to provide fingerprints and releases that authorize law enforcement agencies, including the bureau of criminal apprehension and the Federal Bureau of Investigation, to release information about the person's criminal convictions to the commissioner and home care providers. The bureau of criminal apprehension, county sheriffs, and local chiefs of police shall, if requested, provide the commissioner with criminal conviction data available from local, state, and national criminal record repositories, including the criminal justice data communications network. No person may be employed by a home care provider in a position that involves contact with recipients of home care services nor may any person be involved in the management, operation, or control of a provider, if the person has been convicted of a crime that relates to the provision of home care services or to the position, duties, or responsibilities undertaken by that person in the operation of the home care provider, unless the person can provide sufficient evidence of rehabilitation. The commissioner shall adopt rules for determining what types of employment positions, including volunteer positions, involve contact with recipients of home care services, and whether a crime relates to home care services and what constitutes sufficient evidence of rehabilitation. The rules must require consideration of the nature and seriousness of the crime; the relationship of the crime to the purposes of home care licensure and regulation; the relationship of the crime to the ability, capacity, and fitness required to perform the duties and discharge the responsibilities of the person's position; mitigating circumstances or social conditions surrounding the commission of the crime; the length of time elapsed since the crime was committed; the seriousness of the risk to the home care client's person or property; and other factors the commissioner considers appropriate. Data collected under this subdivision shall be classified as private data under section 13.02, subdivision 12.~~

(a) Before the commissioner issues a license, the applicant for a license and, as defined in Minnesota Rules, part 4668.0003, an owner or managerial official shall be subject to the background study required by section 144.057. The commissioner shall not issue a license if the applicant for license, an owner or a managerial official, has a disqualifying characteristic under the provisions of chapter 245A, Minnesota Rules, parts 9543.3000 to 9543.3090. Until October 1, 1997, grounds for disqualification shall also include the crimes specified under Minnesota Rules, part 4668.0020, subpart 14, or a comparable crime or act in another jurisdiction, unless the disqualification is set aside under the recommendation process provided in section 144.057.

(b) Employees, contractors, volunteers of a home care provider or hospice are subject to the background study required by section 144.057. These individuals shall be disqualified under the provisions of chapter 245A, Minnesota Rules, parts 9543.3000 to 9543.3090. Until October 1, 1997, grounds for disqualification shall also include the crimes specified under Minnesota Rules,

part 4668.0020, subpart 14, or a comparable crime or act in another jurisdiction. Nothing in this section shall be construed to prohibit a home care provider from requiring self-disclosure of criminal conviction information; however, compliance with the provisions of section 144.057 constitutes compliance with the provisions of Minnesota Rules, part 4668.0020, subpart 8.

(c) Notwithstanding the provisions of Minnesota Rules, part 4668.0020, subparts 12, 13, and 15, disqualifications under paragraph (a) or (b), removal from a direct care position and the process for reconsiderations shall be governed by the provisions of section 144.057.

(d) Unless superceded by the provisions of section 144.057 or this section, the provisions of Minnesota Rules, part 4668.0020, remain in effect.

~~(b)~~ (e) Termination of an employee in good faith reliance on information or records obtained under paragraph (a) (b) regarding a confirmed conviction does not subject the home care provider to civil liability or liability for reemployment insurance benefits.

Sec. 4. Minnesota Statutes 1995 Supplement, section 245A.04, subdivision 3, is amended to read:

Subd. 3. [STUDY OF THE APPLICANT.] (a) Before the commissioner issues a license, the commissioner shall conduct a study of the individuals specified in paragraph (c), clauses (1) to (5), according to rules of the commissioner.

The commissioner shall also conduct a study of employees providing direct contact services for nonlicensed personal care provider organizations described in paragraph (c), clause (5).

The commissioner shall recover the cost of these background studies through a fee charged to the personal care provider organization.

(b) Beginning July 1, 1997, when a background study is initiated by either a nursing home or a home care agency licensed under chapter 144A or a boarding care home licensed under sections 144.50 to 144.58, and the subject of the study resides outside Minnesota; the study must be at least as comprehensive as that of a Minnesota resident and include a search of information from the criminal justice data communications network in the state where the subject of the study resides.

(c) The applicant, license holder, the bureau of criminal apprehension, the commissioner of health and county agencies, after written notice to the individual who is the subject of the study, shall help with the study by giving the commissioner criminal conviction data and reports about ~~abuse or neglect~~ the maltreatment of adults in licensed programs substantiated under section 626.557 and the ~~maltreatment of minors~~ in licensed programs substantiated under section 626.556. The individuals to be studied shall include:

(1) the applicant;

(2) persons over the age of 13 living in the household where the licensed program will be provided;

(3) current employees or contractors of the applicant who will have direct contact with persons served by the facility, agency, or program and all other employees in nursing homes and home care agencies licensed under chapter 144A, and boarding care homes licensed under sections 144.50 to 144.58;

(4) volunteers who have direct contact with persons served by the program to provide program services, if the contact is not directly supervised by the individuals listed in clause (1) or (3); and

(5) any person who, as an individual or as a member of an organization, exclusively offers, provides, or arranges for personal care assistant services under the medical assistance program as authorized under sections 256B.04, subdivision 16, and 256B.0625, subdivision 19.

The juvenile courts shall also help with the study by giving the commissioner existing juvenile court records on individuals described in clause (2) relating to delinquency proceedings held within either the five years immediately preceding the application or the five years immediately

preceding the individual's 18th birthday, whichever time period is longer. The commissioner shall destroy juvenile records obtained pursuant to this subdivision when the subject of the records reaches age 23.

For purposes of this section and Minnesota Rules, part 9543.3070, a finding that a delinquency petition is proven in juvenile court shall be considered a conviction in state district court.

For purposes of this subdivision, "direct contact" means providing face-to-face care, training, supervision, counseling, consultation, or medication assistance to persons served by a program. For purposes of this subdivision, "directly supervised" means an individual listed in clause (1), (3), or (5) is within sight or hearing of a volunteer to the extent that the individual listed in clause (1), (3), or (5) is capable at all times of intervening to protect the health and safety of the persons served by the program who have direct contact with the volunteer.

A study of an individual in clauses (1) to (5) shall be conducted at least upon application for initial license and reapplication for a license. The commissioner is not required to conduct a study of an individual at the time of reapplication for a license, other than a family day care or foster care license, if: (i) a study of the individual was conducted either at the time of initial licensure or when the individual became affiliated with the license holder; (ii) the individual has been continuously affiliated with the license holder since the last study was conducted; and (iii) the procedure described in paragraph (b) (d) has been implemented and was in effect continuously since the last study was conducted.

The commissioner may also conduct studies on individuals specified in clauses (3) and (4) when the studies are initiated by:

- (i) personnel pool agencies;
- (ii) temporary personnel agencies;
- (iii) educational programs that train persons by providing direct contact services in licensed programs; and
- (iv) professional services agencies that are not licensed and which contract with licensed programs to provide direct contact services or individuals who provide direct contact services. Studies on individuals must be initiated annually by these agencies, programs, and individuals. Except for personal care provider organizations, no applicant, license holder, or individual who is the subject of the study shall pay any fees required to conduct the study;

(1) at the option of the licensed facility, rather than initiating another background study on an individual required to be studied who has indicated to the licensed facility that a background study by the commissioner was previously completed, the facility may make a request to the commissioner for documentation of the individual's background study status, provided that:

- (i) the facility makes this request using a form provided by the commissioner;
- (ii) in making the request the facility informs the commissioner that either:
 - (A) the individual has been continuously affiliated with a licensed facility since the individual's previous background study was completed, or since October 1, 1995, whichever is shorter; or
 - (B) the individual is affiliated only with a personnel pool agency, a temporary personnel agency, an educational program that trains persons by providing direct contact services in licensed programs, or a professional services agency that is not licensed and which contracts with licensed programs to provide direct contact services or individuals who provide direct contact services; and
- (iii) the facility provides notices to the individual as required in paragraphs (a) to (d), and that the facility is requesting written notification of the individual's background study status from the commissioner;

(2) the commissioner shall respond to each request with a written notice to the facility and the study subject. If the commissioner determines that a background study is necessary, the study shall

be completed without further request from a licensed agency or notifications to the study subject; and

(3) when a background study is being initiated by a licensed facility, a study subject affiliated with multiple licensed facilities may attach to the background study form a cover letter indicating the additional facilities' names, addresses, and background study identification numbers. When the commissioner receives such notices, each facility identified by the background study subject shall be notified of the study results. The background study notice sent to the subsequent agencies shall satisfy those facilities' responsibilities for initiating a background study on that individual.

~~(b)~~ (d) If an individual who is affiliated with a program or facility regulated by the department of human services or department of health is convicted of a crime constituting a disqualification under Minnesota Rules, parts 9543.3000 to 9543.3090, the probation officer or corrections agent shall notify the commissioner of the conviction. The commissioner, in consultation with the commissioner of corrections, shall develop forms and information necessary to implement this paragraph and shall provide the forms and information to the commissioner of corrections for distribution to local probation officers and corrections agents. The commissioner shall inform individuals subject to a background study that criminal convictions for disqualifying crimes will be reported to the commissioner by the corrections system. A probation officer, corrections agent, or corrections agency is not civilly or criminally liable for disclosing or failing to disclose the information required by this paragraph. Upon receipt of disqualifying information, the commissioner shall provide the notifications required in paragraph (c), as appropriate to agencies on record as having initiated a background study or making a request for documentation of the background study status of the individual. This paragraph does not apply to family day care and foster care programs.

~~(e)~~ (e) The individual who is the subject of the study must provide the applicant or license holder with sufficient information to ensure an accurate study including the individual's first, middle, and last name; home address, city, county, and state of residence for the past five years; zip code; sex; date of birth; and driver's license number. The applicant or license holder shall provide this information about an individual in paragraph (a) (c), clauses (1) to (5), on forms prescribed by the commissioner. The commissioner may request additional information of the individual, which shall be optional for the individual to provide, such as the individual's social security number or race.

~~(d)~~ (f) Except for child foster care, adult foster care, and family day care homes, a study must include information from the county agency's record of substantiated abuse or neglect maltreatment of adults in licensed programs, and the maltreatment of minors in licensed programs, information from juvenile courts as required in paragraph (a) (c) for persons listed in paragraph (a) (c), clause (2), and information from the bureau of criminal apprehension. For child foster care, adult foster care, and family day care homes, the study must include information from the county agency's record of substantiated abuse or neglect of adults related to names of substantiated perpetrators of maltreatment of vulnerable adults that has been received by the commissioner as required under section 626.557, subdivision 9c, paragraph (i), and the commissioner's records relating to the maltreatment of minors, information from juvenile courts as required in paragraph (a) (c) for persons listed in paragraph (a) (c), clause (2), and information from the bureau of criminal apprehension. The commissioner may also review arrest and investigative information from the bureau of criminal apprehension, the commissioner of health, a county attorney, county sheriff, county agency, local chief of police, other states, the courts, or a national criminal record repository the Federal Bureau of Investigation if the commissioner has reasonable cause to believe the information is pertinent to the disqualification of an individual listed in paragraph (a) (c), clauses (1) to (5). The commissioner is not required to conduct more than one review of a subject's records from the national criminal record repository Federal Bureau of Investigation if a review of the subject's criminal history with the national criminal record repository Federal Bureau of Investigation has already been completed by the commissioner and there has been no break in the subject's affiliation with the license holder who initiated the background studies.

When the commissioner has reasonable cause to believe that further pertinent information may exist on the subject, the subject shall provide a set of classifiable fingerprints obtained from an authorized law enforcement agency. For purposes of requiring fingerprints, the commissioner shall

be considered to have reasonable cause under, but not limited to, the following circumstances: (1) information from the bureau of criminal apprehension indicates that the subject is a multistate offender; (2) information from the bureau of criminal apprehension indicates that multistate offender status is undetermined; or (3) the commissioner has received a report from the subject or a third party indicating that the subject has a criminal history in a jurisdiction other than Minnesota.

(e) (g) An applicant's or license holder's failure or refusal to cooperate with the commissioner is reasonable cause to deny an application or immediately suspend, suspend, or revoke a license. Failure or refusal of an individual to cooperate with the study is just cause for denying or terminating employment of the individual if the individual's failure or refusal to cooperate could cause the applicant's application to be denied or the license holder's license to be immediately suspended, suspended, or revoked.

(f) (h) The commissioner shall not consider an application to be complete until all of the information required to be provided under this subdivision has been received.

(g) (i) No person in paragraph (a) (c), clause (1), (2), (3), (4), or (5) who is disqualified as a result of this section may be retained by the agency in a position involving direct contact with persons served by the program.

(h) (j) Termination of persons in paragraph (a) (c), clause (1), (2), (3), (4), or (5), made in good faith reliance on a notice of disqualification provided by the commissioner shall not subject the applicant or license holder to civil liability.

(i) (k) The commissioner may establish records to fulfill the requirements of this section.

(j) (l) The commissioner may not disqualify an individual subject to a study under this section solely because that person has, or has had, a mental illness as defined in section 245.462, subdivision 20.

(k) (m) An individual who is subject to an applicant background study under this section and whose disqualification in connection with a license would be subject to the limitations on reconsideration set forth in subdivision 3b, paragraph (c), shall be disqualified for conviction of the crimes specified in the manner specified in subdivision 3b, paragraph (c). The commissioner of human services shall amend Minnesota Rules, part 9543.3070, to conform to this section.

~~(l) An individual must be disqualified if it has been determined that the individual failed to make required reports under section 626.556, subdivision 3, or 626.557, subdivision 3, for incidents in which: (1) the final disposition under section 626.556 or 626.557 was substantiated maltreatment, and (2) the maltreatment was recurring or serious as defined in Minnesota Rules, part 9543.3020, subpart 10.~~

~~(m) (n)~~ (n) An individual subject to disqualification under this subdivision has the applicable rights in subdivision 3a, 3b, or 3c.

Sec. 5. Minnesota Statutes 1995 Supplement, section 299C.67, subdivision 5, is amended to read:

Subd. 5. [OWNER.] "Owner" has the meaning given in section 566.18, subdivision 3. However, "owner" does not include a person who owns, operates, or is in control of a health care facility or a home health agency licensed by the commissioner of health or human services under chapter 144, 144A, ~~or 144B~~, 245A, or a board and lodging establishment with special services registered under section 157.17.

Sec. 6. Minnesota Statutes 1995 Supplement, section 299C.68, subdivision 2, is amended to read:

Subd. 2. [PROCEDURES.] The superintendent shall develop procedures to enable an owner to request a background check to determine whether a manager is the subject of a reported conviction for a background check crime. The superintendent shall perform the background check by

retrieving and reviewing data on background check crimes maintained in the CJIS computers. The superintendent shall notify the owner in writing of the results of the background check. If the manager has resided in Minnesota for less than five years or upon request of the owner, the superintendent shall also either: (1) conduct a search of the national criminal records repository, including the criminal justice data communications network; or (2) conduct a search of the criminal justice data communications network records in the state or states where the manager has resided for the preceding five years. The superintendent is authorized to exchange fingerprints with the Federal Bureau of Investigation for purposes of the criminal history check. The superintendent shall recover the cost of a background check through a fee charged to the owner.

Sec. 7. Minnesota Statutes 1995 Supplement, section 299C.68, subdivision 5, is amended to read:

Subd. 5. [RESPONSE OF BUREAU.] The superintendent shall respond in writing to a background check request within a reasonable time not to exceed ten working days after receiving the signed form under subdivision 3. If a search is being done of the national criminal records repository and that portion of the background check is not completed, the superintendent shall notify the owner that the background check is not complete and shall provide that portion of the background check to the owner as soon as it is available. The superintendent's response must clearly indicate whether the manager has ever been convicted of a background check crime and, if so, a description of the crime, date and jurisdiction of conviction, and date of discharge of the sentence.

Sec. 8. Minnesota Statutes 1995 Supplement, section 299C.68, subdivision 6, is amended to read:

Subd. 6. [EQUIVALENT BACKGROUND CHECK.] (a) An owner may satisfy the requirements of this section: (1) by obtaining a copy of a completed background check that was required to be performed by the department of human services as provided for under sections 144.057 and 245A.04, and then placing the copy on file with the owner; (2) in the case of a background check performed on a manager for one residential setting when multiple residential settings are operated by one owner, by placing the results in a central location; or (3) by obtaining a background check from a private business or a local law enforcement agency rather than the superintendent if the scope of the background check provided by the private business or local law enforcement agency is at least as broad as that of a background check performed by the superintendent and the response to the background check request occurs within a reasonable time not to exceed ten working days after receiving the signed form described in subdivision 3. Local law enforcement agencies may access the criminal justice data network to perform the background check.

(b) A private business or local law enforcement agency providing a background check under this section must use a notification form similar to the form described in subdivision 3, except that the notification form must indicate that the background check will be performed by the private business or local law enforcement agency using records of the superintendent and other data sources.

Sec. 9. Minnesota Statutes 1995 Supplement, section 609.2325, subdivision 3, is amended to read:

Subd. 3. [PENALTIES.] (a) A person who violates subdivision 1, paragraph (a), ~~clause (1),~~ may be sentenced as follows:

(1) if the act results in the death of a vulnerable adult, imprisonment for not more than 15 years or payment of a fine of not more than \$30,000, or both;

(2) if the act results in great bodily harm, imprisonment for not more than ten years or payment of a fine of not more than \$20,000, or both;

(3) if the act results in substantial bodily harm or the risk of death, imprisonment for not more than five years or payment of a fine of not more than \$10,000, or both; or

(4) in other cases, imprisonment for not more than one year or payment of a fine of not more than \$3,000, or both.

(b) A person who violates subdivision 1, paragraph (a), ~~clause (2), or paragraph (b)~~, may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both.

Sec. 10. Laws 1995, chapter 229, article 3, section 17, is amended to read:

Sec. 17. [REPORT.]

By January 15, 1997, the commissioner of human services shall report to the legislature on the implementation of the process for reporting convictions under Minnesota Statutes, section 245A.04, subdivision 3, paragraph (b) (d). The report must include an analysis of any reduction in the cost of performing background studies resulting from implementing the process and any recommendations for modification of the fee increases in article 4, section 21, based on a reduction in costs.

As part of this report, the commissioner shall make recommendations for using any cost savings to begin conducting comparable background studies of individuals who reside outside Minnesota but are employed or perform direct contact services in a nursing home, home care agency, or boarding care home located in Minnesota.

Sec. 11. [UNCODIFIED LANGUAGE CHANGES AND RULE CHANGES.]

The commissioner shall amend Minnesota Rules, part 9543.3070, subpart 1, to include the following offenses to disqualify a person applying for a license for a program serving children or adults:

(a) An individual must be disqualified if it has been determined that the individual failed to make required reports under Minnesota Statutes, section 626.556, subdivision 3, or 626.557, subdivision 3, for incidents in which: (1) the final disposition under Minnesota Statutes, section 626.556 or 626.557, was substantiated maltreatment, and (2) the maltreatment was recurring or serious as defined in Minnesota Rules, part 9543.3020, subpart 10.

(b) An individual must be disqualified if the individual has been convicted for any of the following reasons: (1) criminal abuse of a vulnerable adult under Minnesota Statutes, section 609.2325; (2) criminal neglect of a vulnerable adult under Minnesota Statutes, section 609.233; (3) financial exploitation of a vulnerable adult under Minnesota Statutes, section 609.2335; (4) failure to report under Minnesota Statutes, section 609.234; or (5) stalking under Minnesota Statutes, section 609.749.

(c) Both the commissioner's authority to make the rule changes and the substantive language in paragraphs (a) and (b) are effective the day following final enactment. The rule changes described in paragraphs (a) and (b) are not subject to the rulemaking provisions of Minnesota Statutes, chapter 14, but the commissioner must comply with Minnesota Statutes, section 14.38, subdivision 7, in adopting the amendment.

Sec. 12. [STANDARDIZING OF CRIMINAL DISQUALIFICATION PLAN.]

The commissioner of health, in consultation with the commissioner of human services and the attorney general, shall convene an advisory workgroup to develop a plan for presentation to the 1997 legislature to standardize, as appropriate, the criminal disqualification classifications for application to those required to comply with the applicant background study requirements under the human services licensing act, Minnesota Statutes, chapter 245A, the Kari Koskinen act, Minnesota Statutes, sections 299C.67 and 299C.71, the home care rule, Minnesota Rules, part 4668.0020, and the personal care provider organizations, Minnesota Statutes, sections 256B.04, subdivision 16, and 256B.0625, subdivision 19a, and make recommendations for legislation to replace current disqualification crimes under all systems.

The plan shall provide for a review of the appropriateness of standardizing disqualification

classifications relative to type of care setting, the nature of the crime, and time from the date of discharge for the crime for which an individual can be disqualified.

The advisory workgroup shall include representatives of health care providers, state agencies, the attorney general's office, and consumer groups.

The plan must be reported to the chairs of the senate crime prevention committee and the house of representatives judiciary committee by January 15, 1997.

Sec. 13. [EFFECTIVE DATE.]

(a) Background studies for personal care provider organizations described in section 4 are effective January 1, 1997.

(b) Sections 2, 8, 9, and 11 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to health and human services; reconciling various provisions on criminal history background checks; amending Minnesota Statutes 1994, section 144A.46, subdivision 5; Minnesota Statutes 1995 Supplement, sections 144.057, subdivisions 1 and 4; 245A.04, subdivision 3; 299C.67, subdivision 5; 299C.68, subdivisions 2, 5, and 6; and 609.2325, subdivision 3; Laws 1995, chapter 229, article 3, section 17."

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

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

S.F. No. 1856: A bill for an act relating to insurance; Medicare supplement insurance; requiring applicants to be offered long-term care insurance; amending Minnesota Statutes 1994, section 62A.31, subdivision 1q.

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

Page 2, delete lines 5 to 11 and insert:

"(vi) provide a prospective applicant or enrollee for Medicare supplement insurance with a brochure describing the availability of long-term care insurance if the prospective applicant or enrollee does not have long-term care insurance; and"

Page 2, after line 33, insert:

"Sec. 2. [LONG-TERM CARE INSURANCE BROCHURE.]

The department of commerce must prepare a prototype brochure on long-term care insurance for insurance agents to provide to a prospective applicant or enrollee who is interested in purchasing Medicare supplement insurance. The brochure must include a description of financial situations where long-term care insurance would or would not be advisable."

Page 2, line 34, delete "2" and insert "3"

Amend the title as follows:

Page 1, line 3, delete "requiring applicants to be offered" and insert "providing applicants with a brochure on"

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. 1903: A bill for an act relating to motor vehicles; establishing automobile theft

prevention program and creating board; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168A.

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

Page 3, after line 32, insert:

"Sec. 2. Minnesota Statutes 1994, section 609.52, subdivision 2, is amended to read:

Subd. 2. [ACTS CONSTITUTING THEFT.] Whoever does any of the following commits theft and may be sentenced as provided in subdivision 3:

(1) intentionally and without claim of right takes, uses, transfers, conceals or retains possession of movable property of another without the other's consent and with intent to deprive the owner permanently of possession of the property; or

(2) having a legal interest in movable property, intentionally and without consent, takes the property out of the possession of a pledgee or other person having a superior right of possession, with intent thereby to deprive the pledgee or other person permanently of the possession of the property; or

(3) obtains for the actor or another the possession, custody, or title to property of or performance of services by a third person by intentionally deceiving the third person with a false representation which is known to be false, made with intent to defraud, and which does defraud the person to whom it is made. "False representation" includes without limitation:

(a) the issuance of a check, draft, or order for the payment of money, except a forged check as defined in section 609.631, or the delivery of property knowing that the actor is not entitled to draw upon the drawee therefor or to order the payment or delivery thereof; or

(b) a promise made with intent not to perform. Failure to perform is not evidence of intent not to perform unless corroborated by other substantial evidence; or

(c) the preparation or filing of a claim for reimbursement, a rate application, or a cost report used to establish a rate or claim for payment for medical care provided to a recipient of medical assistance under chapter 256B, which intentionally and falsely states the costs of or actual services provided by a vendor of medical care; or

(d) the preparation or filing of a claim for reimbursement for providing treatment or supplies required to be furnished to an employee under section 176.135 which intentionally and falsely states the costs of or actual treatment or supplies provided; or

(e) the preparation or filing of a claim for reimbursement for providing treatment or supplies required to be furnished to an employee under section 176.135 for treatment or supplies that the provider knew were medically unnecessary, inappropriate, or excessive; or

(4) by swindling, whether by artifice, trick, device, or any other means, obtains property or services from another person; or

(5) intentionally commits any of the acts listed in this subdivision but with intent to exercise temporary control only and:

(a) the control exercised manifests an indifference to the rights of the owner or the restoration of the property to the owner; or

(b) the actor pledges or otherwise attempts to subject the property to an adverse claim; or

(c) the actor intends to restore the property only on condition that the owner pay a reward or buy back or make other compensation; or

(6) finds lost property and, knowing or having reasonable means of ascertaining the true owner, appropriates it to the finder's own use or to that of another not entitled thereto without first having made reasonable effort to find the owner and offer and surrender the property to the owner; or

(7) intentionally obtains property or services, offered upon the deposit of a sum of money or tokens in a coin or token operated machine or other receptacle, without making the required deposit or otherwise obtaining the consent of the owner; or

(8) intentionally and without claim of right converts any article representing a trade secret, knowing it to be such, to the actor's own use or that of another person or makes a copy of an article representing a trade secret, knowing it to be such, and intentionally and without claim of right converts the same to the actor's own use or that of another person. It shall be a complete defense to any prosecution under this clause for the defendant to show that information comprising the trade secret was rightfully known or available to the defendant from a source other than the owner of the trade secret; or

(9) leases or rents personal property under a written instrument and who with intent to place the property beyond the control of the lessor conceals or aids or abets the concealment of the property or any part thereof, or any lessee of the property who sells, conveys, or encumbers the property or any part thereof without the written consent of the lessor, without informing the person to whom the lessee sells, conveys, or encumbers that the same is subject to such lease and with intent to deprive the lessor of possession thereof. Evidence that a lessee used a false or fictitious name or address in obtaining the property or fails or refuses to return the property to lessor within five days after written demand for the return has been served personally in the manner provided for service of process of a civil action or sent by certified mail to the last known address of the lessee, whichever shall occur later, shall be evidence of intent to violate this clause. Service by certified mail shall be deemed to be complete upon deposit in the United States mail of such demand, postpaid and addressed to the person at the address for the person set forth in the lease or rental agreement, or, in the absence of the address, to the person's last known place of residence; or

(10) alters, removes, or obliterates numbers or symbols placed on movable property for purpose of identification by the owner or person who has legal custody or right to possession thereof with the intent to prevent identification, if the person who alters, removes, or obliterates the numbers or symbols is not the owner and does not have the permission of the owner to make the alteration, removal, or obliteration; or

(11) with the intent to prevent the identification of property involved, so as to deprive the rightful owner of possession thereof, alters or removes any permanent serial number, permanent distinguishing number or manufacturer's identification number on personal property or possesses, sells or buys any personal property ~~with knowledge~~ knowing or having reason to know that the permanent serial number, permanent distinguishing number or manufacturer's identification number has been removed or altered; or

(12) intentionally deprives another of a lawful charge for cable television service by:

(i) making or using or attempting to make or use an unauthorized external connection outside the individual dwelling unit whether physical, electrical, acoustical, inductive, or other connection, or by

(ii) attaching any unauthorized device to any cable, wire, microwave, or other component of a licensed cable communications system as defined in chapter 238. Nothing herein shall be construed to prohibit the electronic video rerecording of program material transmitted on the cable communications system by a subscriber for fair use as defined by Public Law Number 94-553, section 107; or

(13) except as provided in paragraphs (12) and (14), obtains the services of another with the intention of receiving those services without making the agreed or reasonably expected payment of money or other consideration; or

(14) intentionally deprives another of a lawful charge for telecommunications service by:

(i) making, using, or attempting to make or use an unauthorized connection whether physical, electrical, by wire, microwave, radio, or other means to a component of a local telecommunication system as provided in chapter 237; or

(ii) attaching an unauthorized device to a cable, wire, microwave, radio, or other component of a local telecommunication system as provided in chapter 237.

The existence of an unauthorized connection is prima facie evidence that the occupier of the premises:

(i) made or was aware of the connection; and

(ii) was aware that the connection was unauthorized; or

(15) with intent to defraud, diverts corporate property other than in accordance with general business purposes or for purposes other than those specified in the corporation's articles of incorporation; or

(16) with intent to defraud, authorizes or causes a corporation to make a distribution in violation of section 302A.551, or any other state law in conformity with it; or

(17) intentionally takes or drives a motor vehicle without the consent of the owner or an authorized agent of the owner."

Page 3, line 35, after "the" insert "automobile theft prevention"

Page 4, line 14, delete "1 to 3" and insert "1, 3, and 4" and after the period, insert "Section 2 is effective July 1, 1996, and applies to crimes committed on or after that date."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "amending Minnesota Statutes 1994, section 609.52, subdivision 2;"

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

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

S.F. No. 1919: A bill for an act relating to reemployment insurance; making technical and administrative changes; amending Minnesota Statutes 1994, sections 268.04, subdivisions 2, 4, and by adding a subdivision; 268.06, subdivisions 5 and 24; 268.07; 268.072, subdivisions 2, 3, and 5; 268.073, subdivisions 3, 4, and 7; 268.074, subdivision 4; 268.08, as amended; 268.09, subdivision 2; 268.16, subdivision 4; 268.164, subdivisions 1 and 2; and 268.23; Minnesota Statutes 1995 Supplement, sections 268.041; 268.06, subdivision 20; 268.09, subdivision 1; 268.105, by adding a subdivision; 268.12, subdivision 12; 268.161, subdivision 9; and 268.18, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 1994, sections 268.04, subdivisions 18 and 24; 268.10, subdivision 1; and 268.231; Minnesota Statutes 1995 Supplement, section 268.10, subdivision 2; Laws 1994, chapter 503, section 5.

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

Page 1, after line 20, insert:

"Section 1. Minnesota Statutes 1994, section 268.0122, is amended by adding a subdivision to read:

Subd. 2a. [OATHS; SUBPOENAS.] The commissioner or any duly authorized representative is authorized to administer oaths and affirmations, take depositions, certify to official acts, and issue subpoenas to compel the attendance of persons and the production of books, papers, correspondence, memoranda, and other records necessary for the administration of chapter 268. A subpoena is enforceable through the district court in the district in which the subpoena is issued."

Page 13, line 36, after "be" insert "established"

Page 34, line 6, delete "made" and insert "communicated"

Page 34, line 7, after "shall" insert "be found" and delete "apply"

Page 35, line 11, delete "with" and insert "within"

Pages 40 to 43, delete section 23

Page 44, line 21, delete "such" and insert "a compromise"

Page 48, line 23, delete "the provisions of"

Page 51, delete section 31

Page 51, line 28, delete "268.232" and insert "268.23"

Page 52, line 3, delete everything before "29" and insert:

" Sections 2 to 4, 6, 8 to 17, 19 to 23," and delete "33" and insert "32"

Page 52, line 5, delete "4, 6, 23 to 28, and 30 to 32" and insert "1, 5, 7, 24 to 28, 30, and 31"

Page 52, line 7, delete "17" and insert "18"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after "sections" insert "268.0122, by adding a subdivision;"

Page 1, line 13, delete "268.12, subdivision 12;"

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

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

S.F. No. 1882: A bill for an act relating to human services; amending Minnesota Statutes 1994, sections 256C.22; 256C.23; and 256C.28, as amended; proposing coding for new law in Minnesota Statutes, chapter 256C; repealing Minnesota Statutes 1994, sections 256C.24, subdivisions 1 and 2; 256C.25; 256C.26; and 256C.27; Minnesota Statutes 1995 Supplement, section 256C.24, subdivision 3.

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 256C.23, is amended to read:

256C.23 [DEFINITIONS.]

Subdivision 1. For the purposes of sections 256C.21 to 256C.27 the terms defined in this section shall have the meanings given them, unless the context clearly indicates otherwise.

Subd. 2. "Deaf" means a hearing loss of such severity that the individual must depend primarily on visual communication such as writing, lip reading, manual communication, and gestures.

Subd. 2a. "Hard-of-hearing" means a hearing loss resulting in a functional loss of hearing, but not to the extent that the individual must depend primarily upon visual communication.

Subd. 2b. "Deaf-blind" means any combination of vision and hearing loss which interferes with acquiring information from the environment to the extent that compensatory strategies and skills are necessary to access that or other information.

Subd. 3. "Regional service center" means a facility designed to provide an entry point for deaf and hard-of-hearing persons of that region in need of education, employment, social, human, or other services.

Subd. 4. ~~"Human services" means correctional, educational, occupational, health, mental health, financial and social services.~~

Subd. 5. ~~"Human services agency" means a state, regional or local agency that provides human services.~~

Sec. 2. [256C.233] [DUTIES OF STATE AGENCIES.]

Subdivision 1. [DEAF AND HARD-OF-HEARING DIVISION.] The commissioners of human services, children, families, and learning, and economic security shall create a distinct and separate organizational unit to be known as the deaf and hard-of-hearing services division to address the developmental, social, educational, and occupational needs of deaf and hard-of-hearing persons through a statewide network of collaborative services and by coordinating the promulgation of public policies, regulations, legislation, and programs affecting deaf, deaf-blind, and hard-of-hearing persons. An interdepartmental management team shall supervise the activities of the deaf and hard-of-hearing services division.

Subd. 2. [RESPONSIBILITIES.] The deaf and hard-of-hearing services division shall:

(1) establish and maintain a statewide network of regional service centers for deaf, deaf-blind, and hard-of-hearing Minnesotans;

(2) assist the departments of human services, children, families, and learning, and economic security to coordinate the promulgation and implementation of public policies, regulations, legislation, programs, and services affecting deaf, deaf-blind, and hard-of-hearing persons; and

(3) provide a coordinated system of statewide interpreter referral services.

Subd. 3. [HEALTH.] The commissioner of health shall establish standards for screening for hearing loss with special emphasis on screening of persons from birth through school age and persons over age 65.

Subd. 4. [STATE COMMISSIONERS.] The commissioners of all state agencies shall consult with the deaf and hard-of-hearing services division concerning the promulgation of public policies, regulations, and programs necessary to address the needs of deaf, deaf-blind, and hard-of-hearing Minnesotans. Each state agency shall consult with the deaf and hard-of-hearing services division concerning the need to forward legislative initiatives to the governor to address the concerns of deaf, deaf-blind, and hard-of-hearing Minnesotans.

Sec. 3. Minnesota Statutes 1994, section 256C.24, as amended by Laws 1995, chapter 190, section 14, is amended to read:

256C.24 [REGIONAL SERVICE CENTERS.]

Subdivision 1. [LOCATION.] ~~The commissioner of human deaf and hard-of-hearing services division shall establish up to eight regional service centers for deaf and hard-of-hearing persons. The centers shall be distributed regionally to provide access for deaf, deaf-blind, and hard-of-hearing persons in all parts of the state. The center shall maintain a current registry of those persons having or suspected of having a hearing loss who live in that region. A special task of the registry is to assure that referrals and follow-up services are completed with respect to persons in the register.~~

Subd. 2. [RESPONSIBILITIES.] The Each regional service center shall:

(a) serve as the central entry point for deaf, deaf-blind, and hard-of-hearing persons in need of human services and make referrals to the services needed;

(b) employ staff trained to work with deaf, deaf-blind, and hard-of-hearing persons;

(c) provide to all deaf, deaf-blind, and hard-of-hearing persons access to interpreter services which are necessary to help them obtain human services;

(d) implement a plan to provide ~~loan~~ loaned equipment and resource materials to deaf, deaf-blind, and hard-of-hearing persons; and

(e) cooperate with responsible departments and administrative authorities to provide access for deaf, deaf-blind, and hard-of-hearing persons to services provided by state, county, and regional agencies;

(f) collaborate with the resource center for the deaf and hard-of-hearing persons, other divisions of the department of children, families, and learning, and local school districts to develop and deliver programs and services for families with deaf, deaf-blind, or hard-of-hearing children and to support school personnel serving these children;

(g) when possible, provide training to the social service or income maintenance staff employed by counties or by organizations with whom counties contract for services to ensure that communication barriers which prevent deaf, deaf-blind, and hard-of-hearing persons from using services are removed;

(h) when possible, provide training to state and regional human service agencies regarding program access for deaf, deaf-blind, and hard-of-hearing persons; and

(i) assess the ongoing need and supply of services for deaf, deaf-blind, and hard-of-hearing persons in all parts of the state and cooperate with public and private service providers to develop these services.

Subd. 3. ~~[ADVISORY COMMITTEE.] The commissioner of human~~ director of the deaf and hard-of-hearing services division shall appoint an advisory committee of up to nine persons for each regional service area. Members shall include persons who are deaf, deaf-blind, and hard-of-hearing, persons who are communication-impaired, parents of children who are deaf and hard-of-hearing, parents of communication-impaired children, and representatives of county and regional human services, including representatives of private service providers. At least 50 percent of the members must be deaf or hard-of-hearing or communication-impaired. Committee members shall serve for a three-year term and shall serve no more than two consecutive terms. The ~~commissioner of human services~~ Each advisory committee shall designate one member as elect a chair. The commissioner of human director of the deaf and hard-of-hearing services division shall assign staff to serve as ex officio members of the committee. Members shall not receive a per diem. Otherwise, the compensation, removal of members, and filling of vacancies on the committee shall be as provided in section 15.0575.

Sec. 4. Minnesota Statutes 1994, section 256C.25, subdivision 1, is amended to read:

Subdivision 1. ~~[ESTABLISHMENT.] The commissioner of human~~ deaf and hard-of-hearing services division shall maintain and coordinate statewide interpreter referral services for use by any public or private agency or individual in the state. Within the seven-county metro area, the commissioner division shall contract for these services; outside the metro area, the commissioner division shall directly coordinate these services but may contract with an appropriate agency to provide this service. The commissioner division may collect a \$3 fee per referral for interpreter referral services and the actual costs of interpreter services provided by department staff. Fees and payments collected shall be deposited in the general fund. The \$3 referral fee shall not be collected from state agencies or local units of government or deaf or hard-of-hearing consumers or interpreters.

Sec. 5. Minnesota Statutes 1994, section 256C.26, is amended to read:

256C.26 [EMPLOYMENT SERVICES.]

~~The commissioner of economic security shall develop a plan to deal with the underemployment of deaf and hard-of-hearing persons. The plan shall provide for training regarding the nature of hearing handicaps for department staff who consult with prospective employers or who provide~~

job placement services work with the deaf and hard-of-hearing services division to develop and implement a plan to deal with the underemployment of deaf and hard-of-hearing persons.

Sec. 6. Minnesota Statutes 1994, section 256C.28, as amended by Laws 1995, First Special Session chapter 3, article 16, section 13, is amended to read:

256C.28 [COMMISSION SERVING DEAF AND HARD-OF-HEARING PEOPLE.]

Subdivision 1. [MEMBERSHIP.] The Minnesota commission serving deaf and hard-of-hearing people consists of seven members appointed at large and one member from each advisory committee established under section 256C.24, subdivision 3. At least 50 percent of the members must be deaf or hard of hearing. Members shall include persons who are deaf and hard of hearing, parents of children who are deaf and hard of hearing, and representatives of county and regional human services, including representatives of private service providers. Commission members are appointed by the ~~commissioner of human services~~ governor for a three-year term and shall serve no more than two consecutive terms. The ~~commissioner of human services~~ commission shall ~~appoint~~ select one member as chair.

Subd. 2. [REMOVAL; VACANCIES.] The compensation, removal of members, and filling of vacancies on the commission are as provided in section 15.0575.

Subd. 3. [MISSION.] The commission shall serve as the principal agency of the state to advocate on behalf of deaf, deaf-blind, and hard-of-hearing Minnesotans by working to ensure those persons have equal access to the services, programs, and opportunities available to others.

Subd. 3a. [DUTIES.] The commission shall:

(1) ~~advise the governor, the legislature, and the commissioners of the departments of human services, children, families, and learning, economic security, and health on the nature of the issues and disabilities confronting deaf and hard-of-hearing persons in Minnesota assist deaf, deaf-blind, and hard-of-hearing persons and parents of deaf and hard-of-hearing students in advocating for equal access to services, programs, and opportunities;~~

(2) advise the governor, the legislature, and the commissioners of the departments of human services, children, families, and learning, economic security, and health on the development of policies, programs, and services affecting deaf, deaf-blind, and hard-of-hearing persons, and on the use of appropriate federal and state money;

(3) create a public awareness of the special needs and potential of deaf, deaf-blind, and hard-of-hearing persons;

(4) provide the governor, the legislature, and the commissioners of the departments of human services, children, families, and learning, economic security, and health with a review of ongoing services, programs, and proposed legislation affecting deaf, deaf-blind, and hard-of-hearing persons;

(5) advise the governor, the legislature, and the commissioners of the departments of human services, children, families, and learning, economic security, and health on statutes ~~or~~ rules, and policies necessary to ensure that deaf, deaf-blind, and hard-of-hearing persons have equal access to benefits and services provided to individuals in Minnesota;

(6) recommend to the governor, the legislature, and the commissioners of the departments of human services, children, families, and learning, economic security, and health legislation designed to improve the economic and social conditions of deaf, deaf-blind, and hard-of-hearing persons in Minnesota;

(7) propose solutions to problems of deaf, deaf-blind, and hard-of-hearing persons in the areas of education, employment, human rights, human services, health, housing, and other related programs;

(8) recommend to the governor and the legislature any needed revisions in the state's affirmative action program and any other steps necessary to eliminate the underemployment or unemployment of deaf, deaf-blind, and hard-of-hearing persons in the state's work force;

(9) work with other state and federal agencies and organizations to promote economic development for deaf, deaf-blind, and hard-of-hearing Minnesotans; and

(10) coordinate its efforts with other state and local agencies serving deaf, deaf-blind, and hard-of-hearing persons.

Subd. 4. [STAFF.] The commission may appoint, subject to the approval of the governor, an executive director who must be experienced in administrative activities and familiar with the problems and needs of deaf, deaf-blind, and hard-of-hearing persons. The commission may delegate to the executive director any powers and duties under this section that do not require commission approval. The executive director serves in the unclassified service and may be removed at any time by a majority vote of the commission. The executive director shall coordinate the provision of necessary support services to the commission with the state department of human services deaf and hard-of-hearing services division. The executive director may employ and direct staff necessary to carry out commission mandates, policies, activities, and objectives.

Subd. 5. [POWERS.] The commission may contract in its own name. Contracts must be approved by a majority of the members of the commission and executed by the chair and the executive director. The commission may apply for, receive, and expend in its own name grants and gifts of money consistent with the powers and duties specified in this section.

Subd. 6. [REPORT.] The commission shall may prepare and distribute ~~a report to the commissioner, the governor, and the legislature by December 31 of each even-numbered year~~ periodic reports to the state agency commissioners, the governor, and the legislature concerning the activities of the commission and the needs and concerns of deaf, deaf-blind, and hard-of-hearing Minnesotans. ~~The report must summarize the activities of the commission since its prior report, list receipts and expenditures, identify the major problems and issues confronting deaf and hard of hearing persons, make recommendations regarding needed policy and program development on behalf of deaf and hard of hearing individuals in Minnesota, and list the specific objectives the commission seeks to attain during the next biennium.~~

Sec. 7. [REPEALER.]

Minnesota Statutes 1994, sections 256C.22 and 256C.27, are repealed."

Delete the title and insert:

"A bill for an act relating to human services; amending Minnesota Statutes 1994, sections 256C.23; 256C.24, as amended; 256C.25, subdivision 1; 256C.26; and 256C.28, as amended; proposing coding for new law in Minnesota Statutes, chapter 256C; repealing Minnesota Statutes 1994, sections 256C.22; and 256C.27."

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

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

S.F. No. 1893: A bill for an act relating to human services; adding provisions for child support enforcement; amending Minnesota Statutes 1994, sections 518.5511, subdivision 8; and 518.611, by adding a subdivision; Minnesota Statutes 1995 Supplement, sections 256.998, subdivisions 1 and 9; and 257.62, subdivision 1.

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

Page 1, line 13, after "commissioner" insert "of human services" and delete "January 1" and insert "December 15"

Page 1, line 14, delete "1997" and insert "1996"

Page 2, delete lines 32 and 33 and insert "form, for an employer, satisfies the criteria of an employee under section 3121(d) of the federal tax code except that an employee does not include persons a person"

Page 3, line 6, strike "furloughed,"

Page 3, line 7, strike "granted a leave without pay,"

Page 3, line 9, delete "furlough," and delete "leave,"

Page 3, line 27, delete "payment or"

Page 3, line 29, delete "are" and insert "need" and delete "required to"

Page 4, after line 23, insert:

"Sec. 4. Minnesota Statutes 1995 Supplement, section 518.5511, subdivision 4, is amended to read:

Subd. 4. [CONTESTED ADMINISTRATIVE PROCEEDING.] (a) All counties shall participate in the contested administrative process established in this section as designated in a statewide implementation plan to be set forth by the commissioner of human services. No county shall be required to participate in the contested administrative process until after the county has been trained. The contested administrative process shall be in operation in all counties no later than July 1, 1998, with the exception of Hennepin county which shall have a pilot program in operation begin implementation of the contested administrative process no later than July 1, 1996.

~~The Hennepin county pilot program shall be jointly planned, implemented, and evaluated by the department of human services, the office of administrative hearings, the fourth judicial district court, and Hennepin county. The pilot program shall provide that one-half of the case load use the contested administrative process. The pilot program shall include an evaluation which shall be conducted after one year of program operation. A preliminary evaluation report shall be submitted by the commissioner to the legislature by March 1, 1997. A final evaluation report shall be submitted by the commissioner to the legislature by January 15, 1998. The pilot program shall continue pending final decision by the legislature, or until the commissioner determines that the pilot program shall discontinue and that Hennepin county shall not participate in the contested administrative process.~~

In counties designated by the commissioner, contested hearings required under this section shall be scheduled before administrative law judges, and shall be conducted in accordance with the provisions under this section. In counties not designated by the commissioner, contested hearings shall be conducted in district court in accordance with the rules of civil procedure and the rules of family court.

(b) An administrative law judge may conduct hearings and approve a stipulation reached on a contempt motion brought by the public authority. Any stipulation that involves a finding of contempt and a jail sentence, whether stayed or imposed, shall require the review and signature of a district court judge.

(c) A party, witness, or attorney may appear or testify by telephone, audiovisual means, or other electronic means, at the discretion of the administrative law judge.

(d) Before implementing the process in a county, the chief administrative law judge, the commissioner of human services, the director of the county human services agency, the county attorney, the county court administrator, and the county sheriff shall jointly establish procedures, and the county shall provide hearing facilities for implementing this process in the county. A contested administrative hearing shall be conducted in a courtroom, if one is available, or a conference or meeting room with at least two exits and of sufficient size to permit adequate physical separation of the parties. The court administrator shall, to the extent practical, provide administrative support for the contested hearing. Security personnel shall either be present during the administrative hearings, or be available to respond to a request for emergency assistance.

(e) The contested administrative hearings shall be conducted under the rules of the office of administrative hearings, Minnesota Rules, parts 1400.5275, 1400.5500, 1400.6000 to 1400.6400, 1400.6600 to 1400.7000, 1400.7100 to 1400.7500, 1400.7700, 1400.7800, and 1400.8100, as

adopted by the chief administrative law judge. For matters not initiated under subdivision 2, documents from the moving party shall be served and filed at least 21 days prior to the hearing and the opposing party shall serve and file documents raising new issues at least ten days prior to the hearing. In all contested administrative proceedings, the administrative law judge may limit the extent and timing of discovery. Except as provided under this section, other aspects of the case, including, but not limited to, discovery, shall be conducted under the rules of family court, the rules of civil procedure, and chapter 518.

(f) Pursuant to a contested administrative hearing, the administrative law judge shall make findings of fact, conclusions, and a final decision and issue an order. Orders issued by an administrative law judge may be enforceable by the contempt powers of the district courts.

(g) At the time the matter is scheduled for a contested hearing, the public authority shall file in the district court copies of all relevant documents sent to or received from the parties, in addition to the documents filed under subdivision 2, paragraph (e). For matters scheduled for a contested hearing which were not initiated under subdivision 2, the public authority shall obtain any income information available to the public authority through the department of economic security and serve this information on all parties and file the information with the court at least five days prior to the hearing.

(h) The decision and order of the administrative law judge is appealable to the court of appeals in the same manner as a decision of the district court."

Page 5, delete article 3

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "and" and before the period, insert "; and 518.5511, subdivision 4"

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

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

S.F. No. 1984: A bill for an act relating to natural resources; adding the Watonwan River as a canoe and boating route; amending Minnesota Statutes 1995 Supplement, section 85.32, subdivision 1.

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

Page 1, line 14, after "Terre" insert "within Swift county" and after "Watonwan," insert "Cottonwood, Whitewater,"

Amend the title as follows:

Page 1, delete lines 2 and 3 and insert "relating to natural resources; modifying and adding to the list of canoe and boating routes; amending Minnesota"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1879, 1800, 1500, 2166, 1856, 1919 and 1984 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Hottinger moved that the name of Mr. Vickerman be added as a co-author to S.F. No. 1663. The motion prevailed.

Ms. Runbeck moved that the name of Mr. Metzen be added as a co-author to S.F. No. 1833. The motion prevailed.

Ms. Berglin moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1856. The motion prevailed.

Ms. Berglin moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1857. The motion prevailed.

Mr. Neuville moved that the name of Mr. Scheevel be added as a co-author to S.F. No. 1859. The motion prevailed.

Ms. Berglin moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1876. The motion prevailed.

Ms. Berglin moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1879. The motion prevailed.

Mr. Vickerman moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1880. The motion prevailed.

Mr. Samuelson moved that the names of Mses. Berglin and Runbeck be added as co-authors to S.F. No. 1882. The motion prevailed.

Mr. Frederickson moved that the names of Messrs. Metzen, Lessard, Morse and Dille be added as co-authors to S.F. No. 1890. The motion prevailed.

Mr. Pogemiller moved that the name of Mr. Stevens be added as a co-author to S.F. No. 1916. The motion prevailed.

Ms. Olson moved that the names of Messrs. Pogemiller, Larson, Dille and Solon be added as co-authors to S.F. No. 1934. The motion prevailed.

Ms. Berglin moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1939. The motion prevailed.

Mr. Samuelson moved that the name of Ms. Kiscaden be added as a co-author to S.F. No. 1951. The motion prevailed.

Mr. Beckman moved that the name of Mr. Morse be added as a co-author to S.F. No. 1984. The motion prevailed.

Mr. Merriam moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 2016. The motion prevailed.

Mr. Merriam moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 2017. The motion prevailed.

Mr. Spear moved that the name of Mr. Beckman be added as a co-author to S.F. No. 2064. The motion prevailed. The motion prevailed.

Mr. Knutson moved that his name be stricken as a co-author to S.F. No. 2090. The motion prevailed.

Mr. Hottinger moved that the name of Mr. Marty be added as a co-author to S.F. No. 2133. The motion prevailed.

Mr. Betzold moved that the name of Ms. Johnson, J.B. be added as a co-author to S.F. No. 2134. The motion prevailed.

Ms. Ranum moved that the name of Mr. Marty be added as a co-author to S.F. No. 2137. The motion prevailed.

Ms. Pappas moved that the name of Mr. Morse be added as a co-author to S.F. No. 2169. The motion prevailed.

Mr. Samuelson moved that the name of Ms. Berglin be added as a co-author to S.F. No. 2177. The motion prevailed.

Mr. Morse moved that the name of Mr. Finn be added as a co-author to S.F. No. 2182. The motion prevailed.

Mr. Mondale moved that the name of Mr. Finn be added as a co-author to S.F. No. 2186. The motion prevailed.

Mr. Metzen moved that the name of Mr. Solon be added as a co-author to S.F. No. 2187. The motion prevailed.

Mr. Knutson moved that the name of Mr. Solon be added as a co-author to S.F. No. 2191. The motion prevailed.

Mr. Janezich moved that the name of Mr. Finn be added as a co-author to S.F. No. 2202. The motion prevailed.

Mr. Novak moved that the name of Mr. Marty be added as a co-author to S.F. No. 2237. The motion prevailed.

Mr. Novak moved that the names of Mr. Dille and Ms. Lesewski be added as co-authors to S.F. No. 2238. The motion prevailed.

Mr. Betzold moved that the name of Mr. Finn be added as a co-author to S.F. No. 2253. The motion prevailed.

Mr. Betzold moved that the name of Mr. Finn be added as a co-author to S.F. No. 2254. The motion prevailed.

Mr. Sams moved that the name of Mr. Finn be added as a co-author to S.F. No. 2310. The motion prevailed.

Mr. Samuelson moved that the name of Mr. Finn be added as a co-author to S.F. No. 2347. The motion prevailed.

Ms. Hanson moved that her name be stricken as a co-author to S.F. No. 2350. The motion prevailed.

Mr. Mondale moved that the name of Ms. Robertson be added as a co-author to S.F. No. 2365. The motion prevailed.

Mr. Solon moved that the names of Messrs. Kroening, Novak and Frederickson be added as co-authors to S.F. No. 2389. The motion prevailed.

Ms. Wiener moved that S.F. No. 1034 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Mr. Hottinger moved that S.F. No. 1663 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Metropolitan and Local Government. The motion prevailed.

Mr. Terwilliger moved that S.F. No. 1768 be withdrawn from the Committee on Taxes and Tax laws and returned to its author. The motion prevailed.

Ms. Runbeck moved that S.F. No. 1832 be withdrawn from the Committee on Transportation and Public Transit and returned to its author. The motion prevailed.

Mr. Novak moved that S.F. No. 1147 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Jobs, Energy and Community Development. The motion prevailed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees and Second Reading of Senate Bills.

REPORTS OF COMMITTEES

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

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

S.F. No. 153: A bill for an act proposing an amendment to the Minnesota Constitution, article VIII, section 5; providing for recall of elected state officers.

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

Page 2, line 9, after "officers" insert "for malfeasance or nonfeasance in the performance of the duties of the office"

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

SECOND READING OF SENATE BILLS

S.F. No. 153 was read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that H.F. No. 14 be withdrawn from the Committee on Governmental Operations and Veterans and re-referred to the Committee on Rules and Administration. The motion prevailed.

CALENDAR

S.F. No. 1925: A bill for an act relating to the housing finance agency; making technical changes to requirements under single family housing programs; amending Minnesota Statutes 1994, sections 462A.05, subdivisions 14a and 18; and 462A.07, subdivision 14.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Day	Hottinger	Kiscaden	Laidig
Beckman	Dille	Janezich	Kleis	Langseth
Belanger	Finn	Johnson, D.J.	Knutson	Larson
Berg	Flynn	Johnson, J.B.	Kramer	Lesewski
Berglin	Frederickson	Johnston	Krentz	Lessard
Betzold	Hanson	Kelly	Kroening	Marty

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

So the bill passed and its title was agreed to.

S.F. No. 1812: A bill for an act relating to housing; securing vacant buildings; amending Minnesota Statutes 1994, sections 463.251; and 582.031, subdivision 2.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CONSENT CALENDAR

S.F. No. 1862: A bill for an act relating to state government; authorizing use of unmarked vehicles by the division of disease prevention and control of the department of health; providing that passenger vehicle classification license plates be issued for those vehicles; amending Minnesota Statutes 1994, section 16B.54, subdivision 2; Minnesota Statutes 1995 Supplement, section 168.012, subdivision 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 787: Messrs. Stumpf, Merriam, Mondale, Dille and Stevens.

Mr. Moe, R.D. moved that the foregoing appointments be approved. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Finn introduced--

S.F. No. 2391: A bill for an act relating to highways; appropriating money to the commissioner of transportation for a grant to Shingobee township in Cass county for improvement of a certain road.

Referred to the Committee on Transportation and Public Transit.

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

S.F. No. 2392: A bill for an act relating to capital improvements; appropriating money to construct the Battle Point historic site; authorizing the sale of state bonds; amending Laws 1994, chapter 643, section 19, subdivision 8, as amended.

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

Mr. Finn introduced--

S.F. No. 2393: A bill for an act relating to crime prevention; authorizing the commissioner of corrections to establish a correctional facility at Ah Gwah Ching; authorizing the sale of state bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 243.

Referred to the Committee on Crime Prevention.

Mr. Stevens introduced--

S.F. No. 2394: A bill for an act relating to state government; providing for periodic repeal of administrative rules; proposing coding for new law in Minnesota Statutes, chapter 14.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Olson introduced--

S.F. No. 2395: A bill for an act relating to education; modifying educational aids for nonpublic school children; amending Minnesota Statutes 1994, sections 123.932, subdivisions 1b, 1c, 1e, and 11; 123.933, as amended; and 123.935, subdivisions 2 and 7.

Referred to the Committee on Education.

Mr. Stevens introduced--

S.F. No. 2396: A bill for an act relating to taxation; allowing certain county boards to grant tax abatements for economic development purposes; amending Minnesota Statutes 1994, section 375.192, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 375.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Novak, Kroening, Kelly and Ms. Runbeck introduced--

S.F. No. 2397: A bill for an act relating to employment; modifying provisions regarding minimum wages; increasing penalties; modifying employer liability provisions; imposing a penalty; changing inclusions in earnings statement; amending Minnesota Statutes 1994, sections 177.27, subdivisions 2, 4, and by adding subdivisions; 177.30; and 181.032; proposing coding for new law in Minnesota Statutes, chapter 181; repealing Minnesota Statutes 1994, sections 177.27, subdivision 6; 177.33; and 181.17.

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

Mr. Kelly, Ms. Berglin and Mr. Johnson, D.J. introduced--

S.F. No. 2398: A bill for an act relating to real estate; amending Minnesota Statutes 1994, sections 279.06, subdivision 1; 279.37, by adding a subdivision; and 281.17; proposing coding for new law in Minnesota Statutes, chapter 281.

Referred to the Committee on Taxes and Tax Laws.

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

S.F. No. 2399: A bill for an act relating to retirement; teachers retirement association and public employees retirement association; authorizing a special repayment of previous member contribution refunds by certain former pension plan members.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Hanson, Messrs. Moe, R.D.; Dille; Scheevel and Lessard introduced--

S.F. No. 2400: A bill for an act relating to wetlands; requiring studies on compensation and replacement credits.

Referred to the Committee on Environment and Natural Resources.

Ms. Flynn introduced--

S.F. No. 2401: A bill for an act relating to crime prevention; increasing the penalty for repeated indecent exposure in the presence of a minor; amending Minnesota Statutes 1995 Supplement, section 617.23.

Referred to the Committee on Crime Prevention.

Mr. Finn introduced--

S.F. No. 2402: A bill for an act relating to education; directing the state board of education to create a community education director license for persons serving in small school districts.

Referred to the Committee on Education.

Mr. Cohen, Ms. Pappas, Messrs. Merriam, Frederickson and Moe, R.D. introduced--

S.F. No. 2403: A bill for an act relating to capital improvements; authorizing the sale of state bonds; appropriating money to design, construct, furnish, and equip a science museum in St. Paul.

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

Mr. Kelly, Mses. Anderson; Johnson, J.B.; Messrs. Laidig and Johnson, D.E. introduced--

S.F. No. 2404: A bill for an act relating to capital improvements; authorizing the sale of state bonds; appropriating money to design, construct, furnish, and equip a science museum in St. Paul.

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

Mr. Kelly introduced--

S.F. No. 2405: A bill for an act relating to utilities; requiring electric utilities to disclose the components of their resource portfolio to their retail customers; amending Minnesota Statutes 1994, section 216B.2422, by adding a subdivision.

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

Mr. Betzold introduced--

S.F. No. 2406: A bill for an act relating to the military; providing greater flexibility in appointment of members of the armory building commission; authorizing the state armory building commission to use funds for construction; clarifying which municipalities may provide sites for armories; changing provisions for disposal of unused armory sites; clarifying authority for levying taxes for armory construction; clarifying the authority for conveyance of armories to the state; amending Minnesota Statutes 1994, sections 193.142, subdivisions 1, 2, and 3; 193.143; 193.144, subdivisions 1, 2, and 6; 193.145, subdivisions 2, 4, and 5; and 193.148.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Terwilliger introduced--

S.F. No. 2407: A bill for an act relating to highways; directing commissioner of transportation to erect noise barriers along a segment of marked trunk highway No. 100 as a high priority project.

Referred to the Committee on Transportation and Public Transit.

Messrs. Samuelson, Vickerman, Sams, Ms. Hanson and Mr. Beckman introduced--

S.F. No. 2408: A bill for an act relating to game and fish; modifying the angling and deer license provisions for disabled veterans; amending Minnesota Statutes 1994, section 97A.441, subdivisions 5 and 6.

Referred to the Committee on Environment and Natural Resources.

Mr. Samuelson introduced--

S.F. No. 2409: A bill for an act relating to game and fish; modifying restrictions for nonresident fish houses; amending Minnesota Statutes 1994, section 97C.355, subdivision 6.

Referred to the Committee on Environment and Natural Resources.

Ms. Ranum, Mr. Betzold, Ms. Kiscaden, Messrs. Merriam and Knutson introduced--

S.F. No. 2410: A bill for an act relating to data practices; allowing disclosure of certain personnel data to governmental entities for protection purposes; authorizing disclosure of certain welfare data to the department of children, families, and learning; clarifying status of data relating to state and local economic development; modifying the requirements for health care provider identification numbers; establishing procedures for disclosing certain nonpublic data related to group purchasers; requiring the office of mental health practice to establish procedures for the exchange of information; permitting the commissioner of health to obtain certain arrest and investigative information; allowing disclosure of certain department of economic security data to contractors; providing penalties; amending Minnesota Statutes 1994, sections 13.43, by adding a subdivision; 144.225, by adding a subdivision; 148B.66, by adding a subdivision; 148B.69, subdivision 2; and 148B.70, subdivision 3; Minnesota Statutes 1995 Supplement, sections 13.43, subdivision 2; 13.46, subdivision 2; 62J.54, subdivisions 1 and 2; 144.225, subdivision 2a; and 268.12, subdivision 12; proposing coding for new law in Minnesota Statutes, chapter 13; repealing Minnesota Statutes 1994, sections 13.76, subdivisions 1 and 3; and 13.77.

Referred to the Committee on Judiciary.

Messrs. Limmer, Neuville, Kelly, Knutson and Ms. Runbeck introduced--

S.F. No. 2411: A bill for an act relating to crime; amending the government tort liability law to presume that a peace officer is acting within the scope of employment; providing criminal penalties for persons who knowingly make false allegations of misconduct against peace officers in civil actions; amending Minnesota Statutes 1994, section 466.07, subdivision 1, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

Mr. Dille introduced--

S.F. No. 2412: A bill for an act relating to state lands; authorizing sale of certain tax-forfeited land that borders public water in Meeker county.

Referred to the Committee on Environment and Natural Resources.

Mr. Limmer introduced--

S.F. No. 2413: A bill for an act relating to crime; imposing a 30-day minimum incarceration penalty on minors who unlawfully possess pistols; limiting public assistance benefits to individuals convicted of felonies; increasing sentences for persons who commit felonies for the benefit of a criminal gang; repealing the statutory definition of criminal gang; expanding the obstruction of justice crime to include persons who flee on foot from a peace officer; seeking federal waivers; providing funding for gang resistance education training; appropriating money; amending Minnesota Statutes 1994, sections 256.9354, by adding a subdivision; 256D.05, by adding a subdivision; 260.185, subdivision 1a; 609.229, subdivision 3; 609.50, subdivision 1; and 624.713, subdivision 2; Minnesota Statutes 1995 Supplement, section 256D.03, subdivision 3; repealing Minnesota Statutes 1994, section 609.229, subdivision 1.

Referred to the Committee on Crime Prevention.

Mses. Anderson, Pappas, Messrs. Kelly and Cohen introduced--

S.F. No. 2414: A bill for an act relating to capital improvements; authorizing the issuance of state bonds for metropolitan council regional parks; appropriating money.

Referred to the Committee on Metropolitan and Local Government.

Ms. Ranum, Messrs. Betzold, Finn, Knutson and Ms. Flynn introduced--

S.F. No. 2415: A bill for an act relating to family law; providing for mediated relative care in certain child protection cases; modifying certain child custody provisions; permitting a communication or contact agreement after adoption; amending Minnesota Statutes 1994, sections 259.59, by adding a subdivision; 260.191, subdivision 3b; 260.241, subdivision 1; and 518.158; proposing coding for new law in Minnesota Statutes, chapters 259; and 260.

Referred to the Committee on Judiciary.

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

S.F. No. 2416: A bill for an act relating to capital improvements; transferring an appropriation for the St. Croix Valley Heritage Center.

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

Messrs. Sams; Moe, R.D.; Morse; Dille and Murphy introduced--

S.F. No. 2417: A bill for an act relating to agriculture; increasing general obligation bond authority of the rural finance authority; amending Minnesota Statutes 1994, section 41B.19, subdivision 1.

Referred to the Committee on Agriculture and Rural Development.

Messrs. Riveness, Metzen, Ms. Reichgott Junge, Mrs. Pariseau and Mr. Neuville introduced--

S.F. No. 2418: A bill for an act relating to the legislative auditor; requiring procedures for the appointment process; clarifying audit jurisdiction; protecting privacy of certain audit data; clarifying responsible officers to prosecute violations of law and recover public money; granting rights to witnesses in audit investigations; amending Minnesota Statutes 1994, sections 3.97, subdivisions 4, 5, 9, and 11; 3.971; 3.972; 3.974; 3.975; 3.978; 10.48; 37.06; 37.07; 85A.02, subdivision 5c; 192.551; 256E.05, subdivision 3a; 268.12, subdivision 8; 352.03, subdivision 6; 353.03, subdivision 3a; 353A.05, subdivision 1; 354.06, subdivision 2a; 360.015, subdivision 19; 574.03; and 609.456; Minnesota Statutes 1995 Supplement, section 16B.42, subdivision 1; repealing Minnesota Statutes 1994, sections 3.973; 136A.29, subdivision 19; 256B.04, subdivision 11; 469.207, subdivision 1; and 574.02.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Piper, Mr. Metzen, Mses. Ranum; Johnson, J.B. and Reichgott Junge introduced--

S.F. No. 2419: A bill for an act relating to veterans affairs; authorizing the placement of a plaque on the capitol grounds recognizing the service of women veterans from all wars.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Riveness, Price, Sams, Metzen and Murphy introduced--

S.F. No. 2420: A bill for an act relating to state government; reducing the size of the legislature; amending Minnesota Statutes 1994, sections 2.021; and 2.031, subdivision 1.

Referred to the Committee on Ethics and Campaign Reform.

Messrs. Frederickson, Janezich, Lessard and Stevens introduced--

S.F. No. 2421: A bill for an act relating to governmental operations; providing that the department of natural resources is responsible for administration of the Mississippi river critical area; transferring certain responsibilities of the amateur sports commission to the department of

natural resources; appropriating money; amending Minnesota Statutes 1995 Supplement, section 116G.15.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Frederickson and Mondale introduced--

S.F. No. 2422: A bill for an act relating to state government; appropriating money for the government information access council, changing its name, and requiring report to the legislature; amending Laws 1995, chapter 254, article 1, section 11, subdivision 6.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Runbeck, Messrs. Mondale and Oliver introduced--

S.F. No. 2423: A bill for an act relating to taxation; property; changing classification rates; providing an education homestead credit; requiring certain information on property tax statement; providing a property tax refund for persons over 65; requiring referenda to increase levies in certain instances; providing for a state tax refund in certain instances; limiting the general education levy growth rate; appropriating money; amending Minnesota Statutes 1994, sections 16A.102, by adding a subdivision; 273.13, subdivisions 22, 23, and 31; 273.1398, subdivision 1; 275.065, subdivision 5a; 275.07, by adding subdivisions; and 290A.04, by adding a subdivision; Minnesota Statutes 1995 Supplement, sections 124A.23, subdivision 1; 273.13, subdivisions 24 and 25; 275.065, subdivisions 1, 3, and 6; and 276.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 273; and 275; repealing Minnesota Statutes 1994, section 273.13, subdivision 32.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Belanger, Oliver, Ms. Olson, Messrs. Price and Hottinger introduced--

S.F. No. 2424: A bill for an act relating to taxation; making policy and administrative changes to certain taxes and fees; amending Minnesota Statutes 1994, sections 103E.611, subdivision 7; 270.102, subdivisions 1, 2, and 3; 270.70, subdivision 2; 273.13, subdivision 23; 290.06, subdivision 2c; 290.091, subdivision 2; 290A.25; 295.51, subdivision 1, and by adding a subdivision; 295.52, by adding a subdivision; 295.54, subdivisions 1, 2, and by adding a subdivision; 296.02, subdivision 8; 296.141, subdivision 4; 297.04, subdivision 9; 297A.09; 297A.25, subdivision 14; and 297A.256, subdivision 1; Minnesota Statutes 1995 Supplement, sections 115B.48, by adding subdivisions; 115B.49, subdivisions 2 and 4; 273.124, subdivision 13; 295.50, subdivision 3; and 295.53, subdivisions 1 and 5; proposing coding for new law in Minnesota Statutes, chapters 115B; 287; and 297A; repealing Minnesota Statutes 1994, section 295.50, subdivisions 8, 9, 9a, 11, 12, and 12a.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Limmer, Metzen, Kleis, Kramer and Solon introduced--

S.F. No. 2425: A bill for an act relating to commerce; requiring carbon monoxide detectors in residential buildings; amending Minnesota Statutes 1994, section 16B.61, subdivision 3.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Mondale, Frederickson and Riveness introduced--

S.F. No. 2426: A bill for an act relating to state government; enumerating principles for establishing statewide universal public access to telecommunication and information services; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 15.

Referred to the Committee on Governmental Operations and Veterans.

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

S.F. No. 2427: A bill for an act relating to energy; requiring commissioner of administration to encourage the purchase and development of renewable energy supplies; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Ms. Wiener introduced--

S.F. No. 2428: A bill for an act relating to metropolitan land planning; providing for zoning to supersede a comprehensive plan if they conflict; amending Minnesota Statutes 1995 Supplement, section 473.858, subdivision 1.

Referred to the Committee on Metropolitan and Local Government.

Mr. Sams introduced--

S.F. No. 2429: A bill for an act relating to taxation; property; providing a reduced class rate for retail supply facilities owned by a cooperative; amending Minnesota Statutes 1995 Supplement, section 273.13, subdivision 24.

Referred to the Committee on Taxes and Tax Laws.

Mr. Sams introduced--

S.F. No. 2430: A bill for an act relating to cooperatives; regulating the filings of foreign cooperatives; regulating finance charges imposed by agricultural cooperatives on goods and services; making a technical change; amending Minnesota Statutes 1994, sections 303.02, subdivision 2; and 308A.135, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 334.

Referred to the Committee on Commerce and Consumer Protection.

Messrs. Hottinger, Kroening, Samuelson, Stevens and Ms. Kiscaden introduced--

S.F. No. 2431: A bill for an act relating to vocational rehabilitation; authorizing additional funding for employment support services for persons with mental illness; appropriating money.

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

Messrs. Murphy, Day and Ms. Hanson introduced--

S.F. No. 2432: A bill for an act relating to transportation; providing for a rebate of certain vehicle registration fees; amending Minnesota Statutes 1994, section 168.017, by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

Messrs. Chandler, Betzold, Price, Frederickson and Morse introduced--

S.F. No. 2433: A bill for an act relating to public safety; prescribing permissible motorboat operation by youth under a certain age; amending Minnesota Statutes 1994, section 86B.305, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Mr. Novak introduced--

S.F. No. 2434: A bill for an act relating to solid waste generator assessments; clarifying provisions and making other changes; amending Minnesota Statutes 1995 Supplement, section 116.07, subdivision 10.

Referred to the Committee on Environment and Natural Resources.

Mr. Knutson, Ms. Reichgott Junge and Mr. Kelly introduced--

S.F. No. 2435: A bill for an act relating to courts; authorizing a judge who has resigned in good standing to be appointed to serve as a judge of any court; providing that the fee for the examination to be admitted to practice law be set by the supreme court; amending Minnesota Statutes 1994, section 2.724, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 481.01.

Referred to the Committee on Judiciary.

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

S.F. No. 2436: A bill for an act relating to firearms; providing that a permit to carry is not required when a pistol is possessed or transported in a motor home or travel trailer; amending Minnesota Statutes 1994, section 624.714, subdivisions 1 and 9.

Referred to the Committee on Crime Prevention.

Messrs. Hottinger, Stumpf, Sams, Neuville and Belanger introduced--

S.F. No. 2437: A bill for an act relating to taxation; allowing a credit for gifts to institutions of higher education; amending Minnesota Statutes 1994, section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mses. Anderson, Runbeck, Messrs. Novak, Chandler and Ms. Johnson, J.B. introduced--

S.F. No. 2438: A bill for an act relating to employment; modifying provisions governing school conference and activities leave; amending Minnesota Statutes 1994, section 181.9412.

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

Mr. Morse introduced--

S.F. No. 2439: A bill for an act relating to natural resources; appropriating money.

Referred to the Committee on Environment and Natural Resources.

Mr. Murphy introduced--

S.F. No. 2440: A bill for an act relating to game and fish; authorizing elderly residents to take fish without a license; amending Minnesota Statutes 1994, sections 97A.451, subdivisions 2 and 7; and 97A.475, subdivision 6.

Referred to the Committee on Environment and Natural Resources.

Mr. Novak and Ms. Anderson introduced--

S.F. No. 2441: A bill for an act relating to housing; establishing a state program to supplement the federal emergency shelter grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Messrs. Lessard, Samuelson and Mondale introduced--

S.F. No. 2442: A bill for an act relating to retirement; providing for the use of proceeds from a sale for certain pension plan payments; amending Laws 1995, chapter 262, article 7, section 1.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Samuelson, Sams, Knutson, Ms. Hanson and Mr. Kleis introduced--

S.F. No. 2443: A bill for an act proposing an amendment to the Minnesota Constitution, by adding a section to article XIII; establishing the same constitutional standard for the Minnesota Constitution and the United States Constitution for issues relating to abortion.

Referred to the Committee on Health Care.

Mr. Samuelson introduced--

S.F. No. 2444: A bill for an act relating to education; eliminating a local property tax levy in a school district for a nonresident pupil attending the district under an alternative attendance program; amending Minnesota Statutes 1995 Supplement, section 124A.24.

Referred to the Committee on Education.

Mses. Johnson, J.B.; Krentz; Messrs. Morse, Merriam and Laidig introduced--

S.F. No. 2445: A bill for an act relating to natural resources; modifying provisions for aquatic farms; establishing a season for harvesting ripe wild rice; removing the residency requirement for youth hunting; permitting nonresident students to take big game; modifying priorities for the disposal of state hatchery eggs or fry; modifying the exception for trout and salmon stamps; modifying restrictions on taking sturgeon and paddlefish; removing certain provisions related to wild rice; amending Minnesota Statutes 1994, sections 17.4982, subdivisions 8, 10, 17, 21, and by adding a subdivision; 17.4984, subdivisions 2 and 7; 17.4985, subdivisions 2 and 3; 17.4986; 17.4988, subdivisions 2 and 4; 17.4991, subdivision 3; 17.4992, subdivisions 2 and 3; 17.4993, subdivision 1; 97A.451, by adding a subdivision; 97A.455; 97C.203; 97C.305, subdivision 2; and 97C.411; Minnesota Statutes 1995 Supplement, section 97A.451, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 84; repealing Minnesota Statutes 1994, sections 84.09; and 84.14.

Referred to the Committee on Environment and Natural Resources.

Ms. Johnson, J.B.; Mr. Langseth, Mses. Runbeck, Flynn and Mr. Novak introduced--

S.F. No. 2446: A bill for an act relating to transportation; appropriating money to commissioner of transportation to create a process to promote telecommuting and develop telecommunication resources in an integrated manner.

Referred to the Committee on Transportation and Public Transit.

Messrs. Sams; Morse; Moe, R.D.; Finn and Laidig introduced--

S.F. No. 2447: A bill for an act relating to agriculture; providing a grant for expanded research on potato blight; appropriating money.

Referred to the Committee on Agriculture and Rural Development.

Mr. Vickerman introduced--

S.F. No. 2448: A bill for an act relating to human services; changing the ICF/MR operating cost limitation; amending Minnesota Statutes 1995 Supplement, section 256B.501, subdivision 5b.

Referred to the Committee on Health Care.

Mr. Betzold, Ms. Robertson and Mr. Riveness introduced--

S.F. No. 2449: A bill for an act relating to human services; allowing the state and county to establish a county store and continue the outdoor home chore assistance for seniors program; appropriating money.

Referred to the Committee on Family Services.

Ms. Ranum, Messrs. Janezich, Knutson and Ms. Piper introduced--

S.F. No. 2450: A bill for an act relating to human services; providing for the selection of representatives of nongovernmental entities to take part in operating a family services collaborative; permitting the inclusion of representatives of nongovernmental entities in a joint board established under the joint powers act to operate a family services collaborative; amending Minnesota Statutes 1994, sections 121.8355, subdivision 1, and by adding a subdivision; 466.01, subdivision 1; and 471.59, subdivision 11.

Referred to the Committee on Judiciary.

Messrs. Novak; Moe, R.D.; Johnson, D.E.; Belanger and Vickerman introduced--

S.F. No. 2451: A bill for an act relating to metropolitan government; authorizing the metropolitan airports commission to issue revenue bonds; amending Minnesota Statutes 1994, section 473.608, by adding a subdivision.

Referred to the Committee on Metropolitan and Local Government.

Mr. Beckman introduced--

S.F. No. 2452: A bill for an act relating to capital improvements; appropriating money for capital planning for Blue Earth/Minnesota river trail acquisition; authorizing the sale of state bonds.

Referred to the Committee on Environment and Natural Resources.

Mr. Murphy introduced--

S.F. No. 2453: A bill for an act relating to advertising devices; allowing local governments greater authority to regulate billboards and other advertising devices along highways; making technical changes; amending Minnesota Statutes 1994, sections 173.01; 173.02, subdivisions 1, 2, 6, 10, 14, and by adding a subdivision; 173.04, subdivisions 2 and 3; 173.07; 173.08, subdivision 1; 173.081; 173.10; 173.13, subdivisions 1, 2, 4, 6, and 11; 173.15; 173.16, subdivision 1; 173.171; 173.185, subdivision 2; 173.20; and 173.21; repealing Minnesota Statutes 1994, sections 173.18; and 173.27.

Referred to the Committee on Transportation and Public Transit.

Messrs. Mondale and Merriam introduced--

S.F. No. 2454: A bill for an act relating to consumer privacy; regulating the use and dissemination of personally identifiable information on consumers of computer information services; proposing coding for new law as Minnesota Statutes, chapter 13D.

Referred to the Committee on Judiciary.

Mr. Belanger, Ms. Runbeck, Messrs. Oliver and Johnson, D.E. introduced--

S.F. No. 2455: A bill for an act relating to public finance; decreasing the general education levy; requiring nonschool property tax increases to be levied against market value; amending Minnesota Statutes 1994, section 275.61; Minnesota Statutes 1995 Supplement, sections 124A.23, subdivision 1; and 275.08, subdivision 1b; proposing coding for new law in Minnesota Statutes, chapter 275.

Referred to the Committee on Education.

Ms. Berglin introduced--

S.F. No. 2456: A bill for an act relating to human services; striking a rider related to foster care; amending Laws 1995, chapter 207, article 1, section 2, subdivision 4.

Referred to the Committee on Family Services.

Ms. Flynn, Mr. Merriam and Ms. Johnston introduced--

S.F. No. 2457: A bill for an act relating to public employees; regulating the salaries of certain higher education officers; ratifying certain labor agreements and compensation plans; amending Minnesota Statutes 1994, sections 43A.17, subdivision 1; and 179A.03, subdivision 4; Minnesota Statutes 1995 Supplement, sections 15A.081, subdivision 7b; and 43A.18, subdivision 2.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Ranum and Mr. Merriam introduced--

S.F. No. 2458: A bill for an act relating to data practices; authorizing the release of certain birth information on unwed mothers to family service collaboratives; amending Minnesota Statutes 1994, section 144.225, subdivision 2.

Referred to the Committee on Judiciary.

Mses. Ranum, Pappas, Berglin and Mr. Merriam introduced--

S.F. No. 2459: A bill for an act relating to transportation; increasing tax rates on motor fuels and providing for annual adjustment of tax rates based on changes in state personal income; creating a metropolitan transit assistance fund and appropriating money in the fund to the metropolitan council for transit in the metropolitan area; providing for the deposit of net revenues from motor fuel taxes in the metropolitan transit assistance fund and the highway user tax distribution fund; providing for the deposit of revenue from sales taxes on certain taxable sales related to motor vehicles to be deposited in the metropolitan transit assistance fund; requiring the metropolitan council to reduce transit operating levies in the metropolitan area; proposing an amendment to the Minnesota Constitution, article XIV, sections 5, 6, 7, 8, and 10; permitting the highway user tax distribution fund to be used for public highways and public transit; apportioning the trunk highway fund between the metropolitan area and greater Minnesota; permitting up to 15 percent of the net proceeds from motor fuel taxes to be deposited in a transit assistance fund; amending Minnesota Statutes 1994, sections 296.02, by adding a subdivision; 296.421, by adding a subdivision; 297A.44, subdivision 1; and 473.446, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 296.02, subdivision 1b; proposing coding for new law in Minnesota Statutes, chapter 174.

Referred to the Committee on Transportation and Public Transit.

Mr. Chmielewski introduced--

S.F. No. 2460: A bill for an act relating to education; student housing; authorizing the issuance of state bonds and appropriating money for a residential facility at Fond du Lac community college.

Referred to the Committee on Education.

Mr. Pogemiller introduced--

S.F. No. 2461: A bill for an act relating to retirement; the Minneapolis teachers retirement fund association; providing for purchase of allowable service credit for public school employment outside the state of Minnesota; proposing coding for new law in Minnesota Statutes, chapter 354A.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Lessard, Stumpf, Stevens, Mondale and Johnson, D.E. introduced--

S.F. No. 2462: A bill for an act relating to natural resources; establishing the snowmobile trails board; creating a snowmobile trails fund; providing for distribution of tax proceeds; appropriating money; amending Minnesota Statutes 1994, section 297A.44, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 85.

Referred to the Committee on Environment and Natural Resources.

Messrs. Sams and Samuelson introduced--

S.F. No. 2463: A bill for an act relating to human services; authorizing an increase in the reimbursement rate for day training and habilitation services.

Referred to the Committee on Health Care.

Messrs. Janezich; Moe, R.D.; Johnson, D.E.; Vickerman and Ms. Robertson introduced--

S.F. No. 2464: A bill for an act relating to metropolitan government; providing for a nonbinding referendum on the issue of a stadium in the metropolitan area.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Kelly, Spear, Beckman, Riveness and Limmer introduced--

S.F. No. 2465: A bill for an act relating to crime prevention; creating a grant program to provide funding to various local law enforcement agencies for the hiring of new law enforcement officers to investigate juvenile crime; requiring the commissioner of public safety to administer the grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 299A.

Referred to the Committee on Crime Prevention.

Messrs. Lessard, Langseth, Janezich and Ms. Lesewski introduced--

S.F. No. 2466: A bill for an act relating to traffic regulations; exempting first hauls of farm and forest products from certain additional registration taxes when weight restrictions are not exceeded by more than ten percent; allowing use of safety cables on trailers and semitrailers; providing for maximum civil penalties for gross weight violations when not preceded by two or more violations within 12 months; requiring persons who load or unload goods to keep certain records; amending Minnesota Statutes 1994, sections 168.013, subdivision 3; 169.82, subdivision 3; 169.871, by adding a subdivision; and 169.872, subdivision 1.

Referred to the Committee on Transportation and Public Transit.

Mr. Lessard introduced--

S.F. No. 2467: A bill for an act relating to tourism; economic development; environment;

authorizing the issuance of bonds; appropriating money for development of an interpretive center and conference center regarding the voyageur and related animals.

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

Mr. Lessard introduced--

S.F. No. 2468: A bill for an act relating to economic development; creating a geographic zone; establishing a board.

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

Mr. Lessard introduced--

S.F. No. 2469: A bill for an act relating to cold weather research; requiring a study of cold weather research needs; appropriating money to the commissioner of trade and economic development.

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

Mr. Day introduced--

S.F. No. 2470: A bill for an act relating to taxation; exempting sales of lawn and garden care to cemeteries from the sales tax; amending Minnesota Statutes 1995 Supplement, section 297A.01, subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Mr. Janezich, Ms. Anderson and Mr. Murphy introduced--

S.F. No. 2471: A bill for an act relating to labor relations; modifying provisions regarding mandatory arbitration for charitable hospital employers and employees; amending Minnesota Statutes 1994, section 179.38.

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

Mr. Price and Ms. Reichgott Junge introduced--

S.F. No. 2472: A bill for an act relating to consumer protection; providing for the licensing and regulation of pawnbrokers; providing penalties; amending Minnesota Statutes 1994, sections 471.924, subdivision 1; 471.925; and 471.927; proposing coding for new law as Minnesota Statutes, chapter 325J; repealing Minnesota Statutes 1994, section 609.81.

Referred to the Committee on Commerce and Consumer Protection.

Mr. Berg and Ms. Lesewski introduced--

S.F. No. 2473: A bill for an act relating to agriculture; repealing the Minnesota wetlands conservation law; amending Minnesota Statutes 1994, sections 103E.701, subdivision 6; and 103G.211; repealing Minnesota Statutes 1994, sections 103G.221, subdivision 1; 103G.222; 103G.223; 103G.2241; 103G.2242; 103G.225; 103G.231; 103G.235; 103G.2364; 103G.237; 103G.2372; 103G.2373; Minnesota Statutes 1995 Supplement, section 103G.2365.

Referred to the Committee on Environment and Natural Resources.

Mr. Hottinger introduced--

S.F. No. 2474: A bill for an act relating to refinancing of government in this state; reforming

state and local government finance; eliminating, consolidating, and replacing school district levies; limiting referendum revenue; proposing an amendment to the Minnesota Constitution by adding sections to article X; dedicating a portion of the sales tax to property tax relief for property taxpayers in cities and towns; limiting property taxes levied for public schools; reforming property tax classifications; providing for local government aid; changing property tax refunds and providing a separate property tax refund schedule for farm homesteads; changing the sales tax and providing a refundable credit for sales taxes; reducing the franchise tax rate and imposing a business activity tax; appropriating money; amending Minnesota Statutes 1994, sections 124.2711, subdivisions 1 and 5; 124.2713, subdivision 1; 124.2714; 124.2715, subdivision 1; 124.2716, subdivision 2; 124.2725, subdivision 2; 124.2726, subdivision 3; 124.2727, subdivision 6a; 124.4945; 124.912, subdivisions 3 and 6; 124.914, subdivisions 1, 2, 3, and 4; 124.916, subdivisions 3 and 4; 124.918, subdivision 8; 124A.03, by adding subdivisions; 124A.292, subdivision 2; 273.1398, subdivision 3; 290.06, subdivision 1; 290A.03, by adding a subdivision; 290A.04, subdivisions 1, 2, 2a, and by adding a subdivision; 297A.01, subdivision 16; 297A.15, subdivision 5; 297A.25, subdivision 29; 473F.02, subdivision 5; 473F.08, subdivision 3; 477A.011, subdivision 34, and by adding subdivisions; 477A.013, subdivisions 8 and 9; and Minnesota Statutes 1995 Supplement, sections 122.247, subdivision 3; 122.533; 124.2601, as amended; 124.2725, subdivisions 13, 14, and 15; 124.2726, subdivision 1; 124.312, subdivision 5; 124.313; 124.3201, subdivision 1; 124.912, subdivisions 1 and 7; 124.916, subdivisions 1 and 2; 124A.22, subdivision 1; 273.13, subdivisions 24 and 25; 275.065, subdivision 3; 275.08, subdivision 1b; 276.04, subdivision 2; 290A.03, subdivisions 6 and 13; 290A.04, subdivision 6; 297A.01, subdivision 3; and 477A.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 124A; 290; and 297A; repealing Minnesota Statutes 1994, sections 122.531, subdivision 4a; 124.2711, subdivision 3; 124.2713, subdivisions 6a, 6b, and 7; 124.2715, subdivision 2; 124.2716, subdivisions 3 and 4; 124.2725, subdivision 7; 124.2727, subdivisions 6b and 6c; 124.321, subdivisions 3, 4, and 5; 124.912, subdivision 2; 124A.029; 124A.03, subdivisions 1b, 1d, 1e, 1f, 2b, and 3b; 124A.23, subdivisions 2, 3, and 5; 124A.292, subdivisions 3 and 4; 273.1398, subdivision 2; 290.0921; 290.0922; 297A.01, subdivisions 17 and 20; 297A.02, subdivisions 2 and 5; 297A.25, subdivisions 8, 17, and 53; 477A.011, subdivisions 35 and 37; 477A.013, subdivision 6; and 477A.014, subdivision 1a; Minnesota Statutes 1995 Supplement, sections 124.2711, subdivision 2a; 124.2713, subdivision 6; 124.2715, subdivision 3; 124.2725, subdivisions 3, 4, and 15; 124.2727, subdivision 9; 124.312, subdivision 4; 124.314, subdivision 2; 124.321, subdivisions 1 and 2; 124A.03, subdivisions 1c and 2; 124A.22, subdivisions 13d and 13e; 124A.23, subdivisions 1 and 4; 124A.24; and 477A.011, subdivision 36.

Referred to the Committee on Education.

Mr. Cohen introduced--

S.F. No. 2475: A bill for an act relating to crime prevention; establishing a system for collecting delinquent fines for traffic and parking violations; prohibiting the registration of vehicles of an owner who has not paid a parking or traffic violation fine; imposing a fee; authorizing peace officers to issue citations for truancy; requiring that certain juveniles taken into secure custody be formally booked and fingerprinted; requiring that any known street names or aliases of certain juvenile offenders be included in the statewide juvenile information system; amending Minnesota Statutes 1994, sections 168.36, by adding a subdivision; 169.91, subdivision 3; 169.95; 169.99, subdivision 1; and 260.161, subdivision 1a; Minnesota Statutes 1995 Supplement, sections 260.132, subdivision 1; 260.161, subdivision 3; and 299C.10, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Crime Prevention.

Mr. Cohen introduced--

S.F. No. 2476: A bill for an act relating to courts; clarifying the process for applying for a writ of certiorari; amending Minnesota Statutes 1994, section 606.01.

Referred to the Committee on Judiciary.

Messrs. Chandler, Laidig, Mses. Krentz and Runbeck introduced--

S.F. No. 2477: A bill for an act relating to education; authorizing a fund transfer for independent school district No. 624, White Bear Lake.

Referred to the Committee on Education.

Messrs. Hottinger, Stumpf, Betzold, Neuville and Kelly introduced--

S.F. No. 2478: A bill for an act relating to civil actions; modifying and expanding provisions for sanctions in civil actions; amending Minnesota Statutes 1994, sections 336.2A-108; 566.25; 570.041, subdivision 1; 571.932, subdivision 6; and 609.5314, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 549; repealing Minnesota Statutes 1994, section 549.21.

Referred to the Committee on Judiciary.

Mses. Krentz and Hanson introduced--

S.F. No. 2479: A bill for an act relating to education; expanding use of instructional transformation through technology grants; amending Laws 1995, First Special Session chapter 3, article 12, section 8, subdivision 1.

Referred to the Committee on Education.

Mses. Krentz and Hanson introduced--

S.F. No. 2480: A bill for an act relating to education; expanding eligibility requirements for debt service equalization; amending Minnesota Statutes 1995 Supplement, section 124.95, subdivision 2.

Referred to the Committee on Education.

Ms. Krentz introduced--

S.F. No. 2481: A bill for an act relating to motor vehicles; establishing special Olympic license plates; dedicating fees collected; creating an account in the state treasury; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation and Public Transit.

Ms. Krentz and Mr. Hottinger introduced--

S.F. No. 2482: A bill for an act relating to local government finance; creating a local performance aid program; promoting local government efficiency and effectiveness; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 477A.

Referred to the Committee on Metropolitan and Local Government.

Mses. Krentz and Pappas introduced--

S.F. No. 2483: A bill for an act relating to highways; requiring the commissioner of transportation to inform and cooperate with certified local governments and historic preservation commissions in the conduct of cultural resource surveys related to trunk highway projects; proposing coding for new law in Minnesota Statutes, chapter 161.

Referred to the Committee on Transportation and Public Transit.

Mr. Betzold introduced--

S.F. No. 2484: A bill for an act relating to economic development; authorizing the Brooklyn Park economic development authority to establish a distressed housing district and providing the conditions thereof.

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

Messrs. Murphy; Johnson, D.J. and Morse introduced--

S.F. No. 2485: A bill for an act relating to taxation; tax-exempt bonds; modifying the period allowed for use of single-family housing bond allotments; amending Minnesota Statutes 1995 Supplement, section 474A.061, subdivision 2a.

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

Messrs. Betzold, Limmer, Kramer and Ms. Reichgott Junge introduced--

S.F. No. 2486: A bill for an act relating to education; increasing funding for the low-income concentration grant program; appropriating money; amending Laws 1995, First Special Session chapter 3, article 15, section 26, subdivision 10.

Referred to the Committee on Education.

Messrs. Betzold, Limmer, Kramer and Ms. Reichgott Junge introduced--

S.F. No. 2487: A bill for an act relating to education; allowing independent school district No. 279, Osseo, to levy a tax to provide instructional services for at-risk children.

Referred to the Committee on Education.

Messrs. Murphy, Lessard and Janezich introduced--

S.F. No. 2488: A bill for an act relating to public safety; creating an amateur radio volunteer system; authorizing the purchase of mobile telephones; creating a communications committee; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 12.

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

Ms. Ranum, Mr. Vickerman, Mses. Flynn, Krentz and Johnston introduced--

S.F. No. 2489: A bill for an act relating to highways; providing for hearings related to toll facilities; amending Minnesota Statutes 1994, section 160.85, by adding a subdivision.

Referred to the Committee on Transportation and Public Transit.

Mr. Kroening introduced--

S.F. No. 2490: A bill for an act relating to local government; revising provisions limiting the compensation of local government officials to a percentage of the governor's salary; amending Minnesota Statutes 1995 Supplement, section 43A.17, subdivision 9.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Kroening, Novak and Ms. Reichgott Junge introduced--

S.F. No. 2491: A bill for an act relating to ethics; changing the name of the ethical practices board to the board of public disclosure.

Referred to the Committee on Ethics and Campaign Reform.

Ms. Olson, Mr. Scheevel, Mrs. Pariseau and Ms. Johnston introduced--

S.F. No. 2492: A bill for an act relating to taxation; reducing the tax rate on the gross revenues of hospitals and health care providers; amending Minnesota Statutes 1994, sections 295.52; and 295.54, subdivision 2; Minnesota Statutes 1995 Supplement, section 256.9352, subdivision 3.

Referred to the Committee on Health Care.

Mses. Pappas, Olson and Flynn introduced--

S.F. No. 2493: A bill for an act relating to taxation; providing an income tax credit for contributions to neighborhood assistance programs; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes and Tax Laws.

Ms. Pappas introduced--

S.F. No. 2494: A bill for an act relating to military affairs; capital improvements; authorizing the issuance of state bonds; appropriating money.

Referred to the Committee on Governmental Operations and Veterans.

Messrs. Novak, Dille and Murphy introduced--

S.F. No. 2495: A bill for an act relating to public utilities; modifying provisions relating to dry cask storage of nuclear waste; amending Minnesota Statutes 1994, sections 116C.771; 116C.772, by adding a subdivision; 116C.773; 116C.776; 116C.777; and 116C.778; repealing Minnesota Statutes 1994, sections 116C.779; and 116C.80.

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

Messrs. Price and Chandler introduced--

S.F. No. 2496: A bill for an act relating to capital improvements; authorizing the issuance of state bonds for metropolitan council regional parks; appropriating money.

Referred to the Committee on Metropolitan and Local Government.

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

S.F. No. 2497: A bill for an act relating to property rights; requiring the attorney general to review proposed rules for potential to result in "takings" of private property; establishing a cause of action for reduction in value of private property as a result of governmental regulation; proposing coding for new law in Minnesota Statutes, chapters 14; and 557.

Referred to the Committee on Judiciary.

Mr. Mondale introduced--

S.F. No. 2498: A bill for an act relating to public finance; requiring nonschool property tax increases to be levied against market value; amending Minnesota Statutes 1994, section 275.61; Minnesota Statutes 1995 Supplement, section 275.08, subdivision 1b; proposing coding for new law in Minnesota Statutes, chapter 275.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stevens, Lessard, Berg and Mrs. Pariseau introduced--

S.F. No. 2499: A bill for an act relating to the environment; repealing the used motor oil and used motor oil filter law; amending Minnesota Statutes 1995 Supplement, sections 239.011, subdivision 2; 239.54; 325E.10, subdivision 1; and 325E.11; repealing Minnesota Statutes 1995 Supplement, sections 325E.112; and 325E.113.

Referred to the Committee on Environment and Natural Resources.

Messrs. Morse; Johnson, D.E.; Metzen; Terwilliger and Stumpf introduced--

S.F. No. 2500: A bill for an act relating to retirement; increasing pension benefit accrual rates; adjusting financing for pension plans; adding supplemental financial conditions information for pension funds; authorizing defined contribution early retirement options; reducing appropriations; appropriating money; amending Minnesota Statutes 1994, sections 3A.02, subdivision 4; 3A.07; 11A.18, subdivision 9; 273.1398, by adding a subdivision; 352.04, subdivision 3; 352.115, subdivision 3; 352.72, subdivision 2; 352.92, subdivisions 1 and 2; 352.93, subdivisions 2, 2a, 3, and by adding a subdivision; 352.95, subdivisions 1 and 5; 352C.031, subdivision 4; 352C.033; 353.01, subdivisions 2a and 2b; 353.27, subdivisions 2 and 3a; 353.29, subdivision 3; 353.651, subdivision 3; 353.656, subdivision 1; 353.71, subdivision 2; 353A.08, subdivision 1; 353C.06, subdivisions 3, 4, and by adding a subdivision; 353C.08, subdivision 1; 353C.09; 354.42, subdivisions 2, 3, and 5; 354.53, subdivision 1; 354.55, subdivision 11; 354A.12, subdivision 3c; 356.215, subdivision 4, and by adding a subdivision; 356.25; 356.88, by adding a subdivision; and 490.124, subdivision 1; Minnesota Statutes 1995 Supplement, sections 3A.02, subdivision 1; 352B.08, subdivision 2; 352B.10, subdivision 1; 352D.02, subdivision 1; 353A.083, by adding a subdivision; 354.44, subdivision 6; 356.215, subdivision 4d; and 356.30, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 124A; 352; 352C; and 356; repealing Minnesota Statutes 1994, sections 356.70; and 356.88, subdivision 2.

Referred to the Committee on Governmental Operations and Veterans.

Mr. Morse, Ms. Piper and Mr. Scheevel introduced--

S.F. No. 2501: A bill for an act relating to capital improvements; appropriating money to construct a public television transmitter near Rushford; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Messrs. Riveness, Metzen, Sams and Murphy introduced--

S.F. No. 2502: A bill for an act relating to lawful gambling; permitting veterans organizations to pay real estate taxes and assessments and certain utility bills from receipts from lawful gambling; amending Minnesota Statutes 1995 Supplement, section 349.12, subdivision 25.

Referred to the Committee on Gaming Regulation.

Mr. Price introduced--

S.F. No. 2503: A bill for an act relating to natural resources; modifying the provisions for the control and management of exotic species; providing penalties; amending Minnesota Statutes 1994, section 97A.211, subdivisions 1 and 2; Minnesota Statutes 1995 Supplement, sections 84.027, subdivision 13; 97A.205; and 97A.221, subdivision 1; proposing coding for new law as Minnesota Statutes, chapter 84D; repealing Minnesota Statutes 1994, sections 84.967; 84.968, subdivision 2; 84.969; 84.9692, subdivisions 3, 4, 5, and 6; 84.996; and 103G.617; Minnesota Statutes 1995 Supplement, sections 18.316; 18.317; 84.968, subdivision 1; 84.9691; 84.9692, subdivisions 1, 1a, and 2; and 86B.401, subdivision 11.

Referred to the Committee on Environment and Natural Resources.

Messrs. Riveness, Metzen, Novak and Ms. Anderson introduced--

S.F. No. 2504: A bill for an act relating to economic development; imposing certain conditions for the use of economic recovery grants; amending Minnesota Statutes 1994, section 116J.873, subdivision 4; Minnesota Statutes 1995 Supplement, section 116J.873, subdivision 3.

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

Ms. Pappas and Mr. Novak introduced--

S.F. No. 2505: A bill for an act proposing an amendment to the Minnesota Constitution, article XIV, sections 1, 10, and by adding a section; dedicating revenue from future motor fuel tax increases to multimodal transportation fund; creating a multimodal transportation fund for highways and public transportation purposes.

Referred to the Committee on Transportation and Public Transit.

Mses. Reichgott Junge and Flynn introduced--

S.F. No. 2506: A bill for an act relating to school transportation; establishing school transportation choice program; requiring school districts to allocate transportation funds for choice program and offer transportation choice certificates; establishing procedures for participation in and administration of program; defining eligibility for payments under program; requiring department of public safety to inspect and issue safety certificates for transportation choice vehicles and to conduct driver background checks; exempting transportation choice providers from certain regulations; requiring metropolitan council to issue transit passes; amending Minnesota Statutes 1994, sections 169.451, as amended; 221.025; and 473.408, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 171.321, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 123.

Referred to the Committee on Education.

Ms. Anderson and Mr. Kelly introduced--

S.F. No. 2507: A bill for an act relating to landlord and tenant; requiring the housing finance agency to select a central depository institution for tenant security deposits and for interest earnings to be deposited in the housing trust fund; requiring landlords to deposit tenant security deposits in the central depository institution; amending Minnesota Statutes 1994, sections 462A.201, subdivisions 1 and 4, and by adding subdivisions; and 504.20, subdivision 2, and by adding a subdivision; Minnesota Statutes 1995 Supplement, section 462A.201, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Messrs. Belanger, Oliver, Ms. Runbeck, Mrs. Pariseau and Mr. Dille introduced--

S.F. No. 2508: A bill for an act relating to taxation; providing for the apportionment of income from the lease or rental of certain moving property; providing a property tax refund for small manufacturing businesses; providing for the reduction and exemption of replacement capital equipment from the sales and use tax; repealing provisions providing for the property tax refund on the property tax statement; appropriating money; amending Minnesota Statutes 1994, sections 297A.01, subdivision 16; and 297A.02, subdivision 5; Minnesota Statutes 1995 Supplement, sections 290.191, subdivisions 5 and 6; and 290A.04, subdivision 2h; proposing coding for new law in Minnesota Statutes, chapter 290A; repealing Minnesota Statutes 1994, section 297A.01, subdivision 20; Minnesota Statutes 1995 Supplement, sections 270B.12, subdivision 11; 276.012; 290A.055; and 290A.26; Laws 1995, chapter 264, article 4.

Referred to the Committee on Taxes and Tax Laws.

Ms. Johnston and Mr. Neuville introduced--

S.F. No. 2509: A bill for an act relating to education; authorizing school districts to enter into agreements for building needs for up to five years at a time; amending Minnesota Statutes 1994, section 123.35, subdivision 19a.

Referred to the Committee on Education.

Messrs. Belanger and Riveness introduced--

S.F. No. 2510: A bill for an act relating to state government; authorizing the issuance of state bonds for construction of a ski jump in the Highland Hills/Bush Lake ski area; appropriating money.

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

Mses. Pappas, Flynn, Robertson, Lesewski and Mr. Langseth introduced--

S.F. No. 2511: A bill for an act relating to public safety; establishing process to encourage telecommuting.

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

Messrs. Sams, Morse, Dille and Novak introduced--

S.F. No. 2512: A bill for an act relating to utilities; extending program to research, study, and report on the effects on dairy cattle of electric current in the ground; appropriating money; amending Laws 1994, chapter 573, sections 1, subdivisions 6, and 7; 4; and 5, subdivision 2.

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

Messrs. Samuelson, Solon, Stevens and Ms. Piper introduced--

S.F. No. 2513: A bill for an act relating to human services; modifying prospective reimbursement rates for medical assistance and general assistance medical care; amending Minnesota Statutes 1995 Supplement, section 256B.69, subdivision 5b.

Referred to the Committee on Health Care.

Mr. Hottinger introduced--

S.F. No. 2514: A bill for an act relating to civil commitment; clarifying the financial responsibility for hearings on the use of neuroleptic medications; amending Minnesota Statutes 1994, section 256G.08, subdivision 1.

Referred to the Committee on Judiciary.

Mses. Anderson, Lesewski and Johnson, J.B. introduced--

S.F. No. 2515: A bill for an act relating to labor; protecting interests of employees following railroad acquisitions; imposing a penalty; amending Minnesota Statutes 1994, sections 222.86, subdivision 3; 222.87, subdivision 3, and by adding subdivisions; and 222.88.

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

Ms. Anderson and Mr. Price introduced--

S.F. No. 2516: A bill for an act relating to insurance; group life and health coverages; prohibiting retroactive termination of a person's coverage without the consent of the covered person; proposing coding for new law in Minnesota Statutes, chapter 60A.

Referred to the Committee on Commerce and Consumer Protection.

Mr. Stumpf introduced--

S.F. No. 2517: A bill for an act relating to education; making certain changes in the composition of the board of regents and the Minnesota state college and university board; specifying certain responsibilities of board members; changing the candidate advisory council's membership; amending Minnesota Statutes 1994, sections 137.023; and 137.0245, subdivisions 2 and 4; Minnesota Statutes 1995 Supplement, sections 136F.02, subdivision 1; and 136F.03, subdivisions 2 and 4; proposing coding for new law in Minnesota Statutes, chapters 136F; and 137.

Referred to the Committee on Education.

Messrs. Marty and Metzen introduced--

S.F. No. 2518: A bill for an act relating to governmental audits; establishing a procedure for the investigation and referral by the legislative auditor and the state auditor of indications of illegal or improper activities; amending Minnesota Statutes 1994, sections 3.971, by adding a subdivision; 8.31, by adding a subdivision; and 388.051, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 6.

Referred to the Committee on Governmental Operations and Veterans.

Ms. Pappas introduced--

S.F. No. 2519: A bill for an act relating to Minnesota municipal board; removing county commissioners as ex officio members; raising per diem; changing multiple town or municipality consolidation procedures; amending Minnesota Statutes 1994, sections 414.01, subdivisions 2, 5, and 6a; and 414.041, subdivisions 1, 2, 5, 6, and 7.

Referred to the Committee on Metropolitan and Local Government.

Messrs. Morse, Murphy and Stumpf introduced--

S.F. No. 2520: A bill for an act relating to higher education; authorizing the issuance of state bonds; appropriating money for construction of a chiller plant addition at Winona State University.

Referred to the Committee on Education.

Messrs. Kleis and Scheevel introduced--

S.F. No. 2521: A bill for an act relating to the legislature; defining which members are subject to the legislators' retirement law; proposing coding for new law in Minnesota Statutes, chapter 3A.

Referred to the Committee on Rules and Administration.

Messrs. Kleis, Knutson, Kramer and Larson introduced--

S.F. No. 2522: A bill for an act relating to crime prevention; prohibiting smoking by inmates in correctional facilities; proposing coding for new law in Minnesota Statutes, chapter 243.

Referred to the Committee on Crime Prevention.

Mr. Mondale introduced--

S.F. No. 2523: A bill for an act relating to taxation; providing an income tax credit for wage increases provided to certain employees; amending Minnesota Statutes 1994, section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Laidig introduced--

S.F. No. 2524: A bill for an act relating to natural resources; modifying the penalty for a snowmobile operator fleeing a law enforcement officer; amending Minnesota Statutes 1994, sections 84.873; and 84.88, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Ms. Lesewski introduced--

S.F. No. 2525: A bill for an act relating to taxation; aggregate removal; providing for imposition of the tax in Rock county; amending Minnesota Statutes 1994, section 298.75, subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

MEMBERS EXCUSED

Messrs. Chandler; Johnson, D.E. and Solon were excused from the Session of today. Messrs. Cohen and Novak were excused from the Session of today at 12:00 noon.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 8:30 a.m., Thursday, February 1, 1996. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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