

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

EIGHTY-SIXTH DAY

St. Paul, Minnesota, Tuesday, February 27, 1996

The Senate met at 12:00 noon 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 Senator Pat Piper.

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

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

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

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

S.F. No. 2584: A bill for an act relating to veterans; eliminating certain duties of the board of directors of the Minnesota veterans homes; amending Minnesota Statutes 1994, section 198.003, subdivision 1.

Senate File No. 2584 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 26, 1996

Mr. Metzen moved that S.F. No. 2584 be laid on the table. The motion prevailed.

Mr. President:

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

S.F. No. 2813: A bill for an act relating to commerce; regulating heavy and utility equipment manufacturers and dealers; modifying the definition of truck parts; amending Minnesota Statutes 1994, section 325E.068, subdivision 7.

Senate File No. 2813 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 26, 1996

CONCURRENCE AND REPASSAGE

Mr. Janezich moved that the Senate concur in the amendments by the House to S.F. No. 2813 that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2813 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Flynn	Knutson	Moe, R.D.	Robertson
Beckman	Hanson	Kramer	Murphy	Runbeck
Belanger	Hottinger	Krentz	Neuville	Sams
Berg	Janezich	Kroening	Novak	Samuelson
Berglin	Johnson, D.E.	Larson	Olson	Scheevel
Betzold	Johnson, D.J.	Lesewski	Ourada	Solon
Cohen	Johnson, J.B.	Lessard	Pariseau	Spear
Day	Johnston	Limmer	Piper	Stevens
Dille	Kelly	Marty	Pogemiller	Vickerman
Finn	Kiscaden	Merriam	Price	Wiener
Fischbach	Kleis	Metzen	Ranum	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2207:

H.F. No. 2207: A bill for an act relating to the environment; adopting changes to the Midwest Interstate Compact on Low-Level Radioactive Waste; making conforming changes; amending Minnesota Statutes 1994, sections 116C.831; 116C.832, subdivision 1, and by adding a subdivision; 116C.833, subdivision 2; 116C.834, subdivision 1, and by adding a subdivision; 116C.835, subdivision 6; 116C.836, subdivision 2; and 116C.842, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 116C; repealing Minnesota Statutes 1994, sections 116C.832, subdivisions 2, 7, and 8; 116C.837; 116C.839; 116C.840, subdivision 3; 116C.841; 116C.842, subdivisions 1, 2, and 3; 116C.845; 116C.846; 116C.847; and 116C.848.

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

Trimble; Johnson, V. and Bakk have been appointed as such committee on the part of the House.

House File No. 2207 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 February 26, 1996

Mr. Novak moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2207, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 2757 and 2156.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 26, 1996

FIRST READING OF HOUSE BILLS

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

H.F. No. 2757: A bill for an act relating to metropolitan government; authorizing the metropolitan airports commission to issue revenue bonds; regulating parking privileges; amending Minnesota Statutes 1994, section 473.608, by adding subdivisions.

Referred to the Committee on Taxes and Tax Laws.

H.F. No. 2156: A bill for an act relating to education; prekindergarten through grade 12; providing for general education; transportation; special programs; community education; facilities; organization and cooperation; education excellence; other education programs and financing; education policy provisions; libraries; state agencies; technology; conforming amendments; budget reserve and cost management; appropriating money; amending Minnesota Statutes 1994, sections 120.06, subdivision 1; 120.08, subdivision 3; 120.101, by adding a subdivision; 120.17, subdivision 9; 120.1701, subdivision 10; 120.73, subdivision 1; 121.11, subdivision 15; 121.8355, subdivision 1; 121.906; 121.914, subdivision 1; 121.915; 122.32, subdivision 1; 122.535, subdivision 6; 122.895, subdivision 2; 123.35, subdivision 19a; 123.351, subdivision 10; 123.3514, subdivision 9; 123.37, subdivision 1a; 123.38, subdivisions 2 and 2b; 123.932, subdivisions 1b, 1c, 1e, and 11; 123.933, as amended; 123.935, subdivisions 2 and 7; 123.951; 124.09; 124.155, subdivision 1; 124.17, subdivision 1e, and by adding subdivisions; 124.19, subdivision 1; 124.195, subdivision 8; 124.239, subdivision 5, and by adding subdivisions; 124.2711, subdivision 6; 124.2713, subdivision 10; 124.273, by adding subdivisions; 124.311, subdivisions 2, 3, 5, and 7; 124.48, subdivision 3; 124.573, subdivisions 2e, 2f, and 3; 124.86, subdivision 1; 124.91, subdivision 1, and by adding a subdivision; 124.912, subdivision 6; 124.916, subdivision 4; 124A.02, subdivision 25; 124A.029, subdivision 4; 124A.03, subdivisions 2b, 3b, and by adding a subdivision; 124A.0311, subdivision 3; 124A.035, subdivision 4; 124A.036, by adding a subdivision; 124A.22, by adding a subdivision; 124A.26, subdivision 1; 125.05, subdivision 1a, and by adding a subdivision; 125.09, subdivision 4; 125.1385, subdivision 1; 125.185, subdivision 4; 125.60, subdivision 2; 125.611, subdivision 1; 126.151, subdivision 2; 127.29, subdivision 2; 134.34, by adding a subdivision; 136D.23, subdivision 1; 136D.83, subdivision 1; 144.4165; 169.4504, by adding a subdivision; and 256.736, subdivision 11; Minnesota Statutes 1995 Supplement, sections 13.46, subdivision 2; 43A.316, subdivision 2; 65B.132; 120.064, subdivision 9; 120.1045; 120.17, subdivisions 3a, 3b, and 6; 120.1701, subdivision 20; 120.181; 120.74, subdivision 1; 121.11, subdivision 7c; 121.15, subdivision 1; 121.904, subdivisions 4a and 4c; 121.911, subdivision 5; 121.917, subdivision 4; 121.935, subdivision 1a; 123.3514, subdivisions 6 and 6b; 124.155, subdivision 2; 124.17, subdivisions 1 and 1d; 124.195, subdivision 12; 124.223, subdivision 4; 124.225, subdivisions 8l, 14, 16, and 17; 124.227; 124.243, subdivision 2; 124.2445; 124.2455; 124.248, subdivisions 1, 1a, 2, and 3;

124.273, subdivisions 1c and 1d; 124.314, subdivision 2; 124.32, subdivision 12; 124.3201, subdivisions 1, 2, 3, and by adding subdivisions; 124.3202; 124.323, subdivisions 1 and 2; 124.574, subdivisions 2f and 2g; 124.71, subdivision 2; 124.912, subdivision 1; 124.961; 124A.0311, subdivision 2; 124A.22, subdivisions 2a, 10, and 13b; 124A.23, subdivision 4; 124C.74, subdivisions 2 and 3; 125.05, subdivision 1; 126.12, subdivision 2; 126.151, subdivision 1; 126.22, subdivisions 2 and 5; 126.70, subdivision 1; 134.46; 169.01, subdivision 6; 237.065; and 631.40, subdivision 1a; Laws 1993, chapter 224, article 1, section 34; article 12, sections 32, as amended; 39, as amended; and 41, as amended; Laws 1995, First Special Session chapter 3, article 1, sections 61; and 63; article 3, section 19, subdivision 15; article 4, section 29, subdivision 5; article 5, section 20, subdivisions 5 and 6; article 6, section 17, subdivisions 2, 4, and by adding subdivisions; article 8, sections 25, subdivision 2; and 27; article 11, sections 21, subdivision 2; 22; and 23; article 12, sections 8, subdivision 1; and 12, subdivision 7; article 14, section 5; and article 15, section 26, subdivisions 7 and 10; proposing coding for new law in Minnesota Statutes, chapters 120; 121; 123; 124; 124A; 124C; 125; 126; and 136D; repealing Minnesota Statutes 1994, sections 124A.03, subdivision 3b; 124B.02; 124B.10; 124B.20, subdivisions 2 and 3; and 136D.75; Minnesota Statutes 1995 Supplement, sections 120.1045, subdivision 3; 124B.01; 124B.03; and 124B.20, subdivision 1; Minnesota Rules, parts 8700.7700; 8700.7710; 8750.9000; 8750.9100; 8750.9200; 8750.9300; 8750.9400; 8750.9500; 8750.9600; and 8750.9700.

Mr. Moe, R.D. moved that H.F. No. 2156 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Metzen moved that S.F. No. 2584 be taken from the table. The motion prevailed.

S.F. No. 2584: A bill for an act relating to veterans; eliminating certain duties of the board of directors of the Minnesota veterans homes; amending Minnesota Statutes 1994, section 198.003, subdivision 1.

CONCURRENCE AND REPASSAGE

Mr. Metzen moved that the Senate concur in the amendments by the House to S.F. No. 2584 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2584: A bill for an act relating to veterans; eliminating certain duties of the board of directors of the Minnesota veterans homes; changing certain board membership requirements; amending Minnesota Statutes 1994, sections 198.002, subdivision 2; and 198.003, subdivision 1.

Was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 50 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Fischbach	Kramer	Moe, R.D.	Ranum
Beckman	Flynn	Krentz	Morse	Sams
Belanger	Hanson	Kroening	Murphy	Samuelson
Berg	Hottinger	Laidig	Neuville	Scheevel
Berglin	Johnson, D.E.	Langseth	Novak	Solon
Betzold	Johnson, D.J.	Lesewski	Oliver	Spear
Cohen	Johnson, J.B.	Lessard	Ourada	Stevens
Day	Kiscaden	Limmer	Piper	Stumpf
Dille	Kleis	Marty	Pogemiller	Vickerman
Finn	Knutson	Metzen	Price	Wiener

Those who voted in the negative were:

Frederickson	Larson	Olson	Robertson	Runbeck
Johnston	Merriam	Pariseau		

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Riveness moved that his name be stricken as chief author, shown as a co-author and the name of Mr. Morse be added as chief author to S.F. No. 2126. The motion prevailed.

Mr. Solon moved that his name be stricken as a co-author to S.F. No. 2568. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 1884 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1884: A bill for an act relating to education; clarifying education finance statutes; clarifying school transportation statutes; clarifying revenue used in calculation of community education and early childhood education reserve accounts; modifying name of high school graduation incentives program; repealing law addressing relationship between technical colleges and school districts; modifying fall payment date of endowment fund earnings; clarifying adjustment of aids and levies for reduced pupil unit weight for secondary students; modifying funding adjustment for open enrollment and other alternative attendance programs; converting referendum authority to an allowance per pupil unit; clarifying that district may convert to ongoing referendum; allowing county apportionment amounts to be recovered from state aids; adjusting general education aid for pupils attending charter schools; clarifying the elimination of the capital expenditure and transportation funds; modifying the special education due process hearing; modifying the LEP funding formula to allow the base year to roll forward; modifying calculation of assurance of mastery aid to use fund balance pupil units; clarifying tuition for special education excess cost revenue; providing for adjustments for alternative attendance programs in general revenue for purposes of computing excess cost revenue; providing for the computation of secondary vocational-disabled revenue using current year data; modifying the interagency early childhood intervention system; requiring that community action programs participate in family services collaboratives; removing exclusion of school buses from bonding authority and limiting total levy for equipment and facilities bonds; providing for clarification and consistency of facilities bonding; repealing the open enrollment transportation appeal requirement; modifying post-secondary enrollment options program to include no payment for no student attendance in class; expanding the number of districts receiving year-round school/extended week or day pilot program grants; eliminating the private alternative program report; excluding transportation revenue from general education revenue for charter schools; providing for changes in transportation funding for charter schools; removing obsolete references to equipment revenue; modifying special education and limited English proficiency aid for a charter school; clarifying approved costs for a magnet school facility; clarifying statutory operating debt and adjusting the reporting date; appropriating money; amending Minnesota Statutes 1994, sections 120.062, subdivision 9; 120.17, subdivision 9, and by adding a subdivision; 120.1701, subdivision 10; 120.73, subdivision 1; 121.8355, subdivision 1; 121.906; 123.35, by adding a subdivision; 123.39, subdivision 8b; 123.932, subdivisions 1b, 1c, 1e, and 11; 123.933, as amended; 123.935, subdivisions 2 and 7; 124.09; 124.155, subdivision 1; 124.17, subdivision 1e, and by adding subdivisions; 124.195, subdivision 8; 124.239, subdivision 5, and by adding subdivisions; 124.2711, subdivision 6; 124.2713, subdivision 10; 124.273, by adding subdivisions; 124.276; 124.311, subdivisions 1, 4, and 5; 124.86, subdivisions 1, 2, and by adding subdivisions; 124.91, subdivision 1, and by adding a subdivision; 124A.02, subdivision 25; 124A.03, subdivision 3b, and by adding a subdivision; 124A.0311, subdivision 3; 124A.035, subdivision 4; 124A.036, by adding a subdivision; 124A.22, by adding a subdivision; 124A.28, subdivision 1, and by adding a subdivision; 124A.291; 124C.45, by adding a subdivision; 124C.498, subdivision 3; 125.05, subdivision 1a, and by adding a subdivision; 125.70; 125.701; 125.703; 125.704; 125.705, subdivision 1; 126.22, subdivision 1; 126.531, subdivision 3; 126.83; 128D.11, subdivisions 3, 5, 8, and 10; 169.4504, by adding a subdivision; 256.736, subdivision 11; 276.11, by adding a

subdivision; Minnesota Statutes 1995 Supplement, sections 120.064, subdivision 9; 120.17, subdivisions 3a, 3b, and 6; 120.1701, subdivision 20; 120.181; 120.74, subdivision 1; 121.904, subdivisions 4a and 4c; 121.911, subdivision 5; 121.917, subdivision 4; 123.3514, subdivisions 6 and 6b; 123.39, subdivision 6; 123.7991, subdivision 2; 124.155, subdivision 2; 124.17, subdivisions 1 and 1d; 124.195, subdivision 12; 124.223, subdivision 4; 124.225, subdivisions 8l, 14, 16, and 17; 124.243, subdivision 2; 124.2445; 124.2455; 124.248, subdivisions 1, 1a, and 3; 124.2727, subdivision 6d; 124.273, subdivisions 1c and 1d; 124.314, subdivision 2; 124.3201, subdivisions 1, 2, 3, and by adding a subdivision; 124.3202; 124.323, subdivisions 1 and 2; 124.574, subdivisions 2f and 2g; 124.918, subdivision 2; 124A.03, subdivision 2; 124A.0311, subdivision 2; 124A.22, subdivisions 2a, 10, and 13b; 124A.23, subdivision 4; 124C.498, subdivision 2; 124C.74, subdivisions 2 and 3; 126.22, subdivisions 3, 5, and 8; 126.23; 128B.03, subdivision 3a; 134.46; 169.01, subdivision 6; 237.065; 325G.203, subdivision 11; and 631.40, subdivision 1a; Laws 1993, chapter 224, article 1, section 34, subdivisions 2 and 3; article 12, sections 39, as amended, and 41, as amended; Laws 1995, First Special Session chapter 3, article 1, section 61; article 2, sections 51, subdivision 7; 52; and 53; article 5, section 20, subdivisions 5, 6, and 7; article 6, section 17, subdivisions 2, 4, and by adding subdivisions; article 7, section 5, subdivision 4; article 8, sections 25, subdivisions 2 and 18; and 27; article 12, sections 8, subdivision 1; and 12, subdivision 7; article 14, section 5; article 15, section 26, subdivisions 7 and 8; proposing coding for new law in Minnesota Statutes, chapters 120; 121; and 125; repealing Minnesota Statutes 1995 Supplement, section 124.155, subdivision 2; Laws 1991, chapter 265, article 4, section 27; and Laws 1993, chapter 224, article 1, section 34, subdivision 1.

Mr. Pogemiller moved to amend S.F. No. 1884 as follows:

Page 45, after line 32, insert:

"Sec. 19. [APPROPRIATION.]

\$150,000 is appropriated to the St. Paul school district to contract with the Metropolitan Council Transit Organization for a one-year pilot program during the 1996-1997 school year to transport students to and from Arlington High School. The MCTO and the St. Paul school district shall submit a joint preliminary report by March 1, 1997, to the chairs of the education committees of the senate and the house of representatives, the chair of the metropolitan and local government committee of the senate, and the chair of the local government and metropolitan affairs committee of the house of representatives. The MCTO may not charge the district any more than \$150,000 for the school year."

Page 85, line 24, delete "\$1,250,000" and insert "\$1,000,000"

Page 124, after line 6, insert:

"Subd. 5. [WEST ST. PAUL GRANT.] For a grant to independent school district No. 197, West St. Paul, for a project investigating the development of multiple pathways for students to meet graduation standards.

<u>\$20,000</u>	<u>.....</u>	<u>1997 "</u>
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Page 141, after line 33, insert:

"(f) \$80,000 in fiscal year 1997 for the programs advanced by the Minnesota school-to-work student organization foundation."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Johnson, D.J. moved to amend S.F. No. 1884 as follows:

Page 140, after line 22, insert:

"Sec. 22. [LOLA AND RUDY PERPICH SCHOOL FOR THE ARTS AND RESOURCE CENTER.]

It is the desire of the Minnesota legislature to recognize the many contributions of Lola and Rudy Perpich to the state and people of Minnesota, including the instrumental role Lola and Rudy Perpich played in establishing and supporting the Minnesota school for the arts and resource center. The legislature understands that the school's critical early successes were due in large measure to Lola and Rudy Perpich and greatly appreciates their efforts."

Page 140, after line 26, insert:

"Sec. 24. [REVISOR INSTRUCTION.]

In the next and subsequent editions of Minnesota Statutes, the revisor shall change all references from "Minnesota center for arts education" to "Lola and Rudy Perpich Minnesota center for arts education."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Vickerman moved to amend S.F. No. 1884 as follows:

Page 118, line 5, delete "\$4,500,000" and insert "4,000,000"

Page 118, line 7, delete "\$500,000" and insert "\$1,000,000"

The motion prevailed. So the amendment was adopted.

Mr. Stumpf moved to amend S.F. No. 1884 as follows:

Page 148, line 19, after "request" insert "by a school, school district, library service provider, agent, or other entity acting on behalf of a school, school district, or library"

The motion prevailed. So the amendment was adopted.

Ms. Mondale moved to amend S.F. No. 1884 as follows:

Page 124, after line 14, insert:

"Section 1. Minnesota Statutes 1995 Supplement, section 115A.072, subdivision 1, is amended to read:

Subdivision 1. [WASTE ENVIRONMENTAL EDUCATION COALITION ADVISORY BOARD.] (a) The director shall provide for the development and implementation of a program of general public environmental education on waste management in cooperation and coordination with the pollution control agency, department of children, families, and learning, department of agriculture, environmental quality board, environmental education board, educational institutions, other public agencies with responsibility for waste management or public education, and three other persons who represent private industry and who have knowledge of or expertise in recycling and solid waste management issues. The objectives of the program are to: develop increased public awareness of and interest in environmentally sound waste management methods; encourage better informed decisions on waste management issues by business, industry, local governments, and the public; and disseminate practical information about ways in which households and other institutions and organizations can improve the management of waste programs that are designed to meet the goals listed in section 126A.01.

(b) The director shall appoint an environmental education advisory task force, to be called the waste education coalition, of up to 18 members to board shall advise the director in carrying out the director's responsibilities under this section and whose membership represents the agencies and entities listed in this subdivision. The board consists of 20 members as follows:

(1) a representative of the pollution control agency, appointed by the commissioner of the agency;

(2) a representative of the department of children, families, and learning, appointed by the commissioner of children, families, and learning;

(3) a representative of the department of agriculture, appointed by the commissioner of agriculture;

(4) a representative of the department of health, appointed by the commissioner of health;

(5) a representative of the department of natural resources, appointed by the commissioner of natural resources;

(6) a representative of the board of water and soil resources, appointed by that board;

(7) a representative of the environmental quality board, appointed by that board;

(8) a representative of the board of teaching, appointed by that board;

(9) a representative of the University of Minnesota extension service, appointed by the director of the service;

(10) a citizen member from each congressional district, of which two must be licensed teachers currently teaching in the K-12 system, appointed by the director; and

(11) three at-large citizen members, appointed by the director.

The citizen members shall serve two-year terms. Compensation of board members is governed by section 15.059, subdivision 6. The task force expires on June 30, 1997 2003."

Page 140, line 24, before "Minnesota" insert "(a)"

Page 140, after line 26, insert:

"(b) Minnesota Statutes 1995 Supplement, section 126A.02, subdivision 2, is repealed."

Page 140, line 29, after "Sections" insert "1," and delete "and" and after "21" insert ", and section 22, paragraph (b)."

Page 140, line 33, after "22" insert ", paragraph (a),"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Janezich moved to amend S.F. No. 1884 as follows:

Page 102, line 5, delete "19 and" and insert "18 to"

The motion prevailed. So the amendment was adopted.

Mr. Frederickson moved to amend S.F. No. 1884 as follows:

Page 140, line 9, before "and" insert "No. 84, Sleepy Eye,"

Page 140, line 13, after "renovated" insert "elementary or" and delete "building" and insert "buildings"

Page 140, line 16, before "and" insert "No. 84, Sleepy Eye,"

Mr. Frederickson then moved to amend the Frederickson amendment to S.F. No. 1884 as follows:

Page 1, after line 1, insert:

"Page 140, line 6, before "SCHOOL" insert "SLEEPY EYE;"

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the adoption of the Frederickson amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Mr. Merriam moved to amend S.F. No. 1884 as follows:

Page 4, after line 9, insert:

"Notwithstanding the foregoing, the levy recognition percentage for the referendum levy certified according to section 124A.03, subdivision 2, is 37.4 percent."

Page 31, delete section 39

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms. Ranum moved to amend S.F. No. 1884 as follows:

Page 83, after line 28, insert:

"Sec. 19. Laws 1995, chapter 3, article 4, section 29, subdivision 10, is amended to read:

Subd. 10. [FAMILY COLLABORATIVES.] For family collaboratives:

\$6,000,000		1996
\$6,000,000		1997

Of the appropriation, \$150,000 each year is for grants targeted to assist in providing collaborative children's library service programs. To be eligible, a family collaborative grant recipient must collaborate with at least one public library and one children's or family organization. The public library must involve the regional public library system and multitype library system to which it belongs in the planning and provide for an evaluation of the program.

No more than 2.5 percent of the appropriation is available to the state to administer and evaluate the grant program.

Any balance in the first year does not cancel but is available in the second year. These sums are available until June 30, 1998."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms Ranum then moved to amend S.F. No. 1884 as follows:

Page 56, after line 22, insert:

"Sec. 10. Minnesota Statutes 1994, section 121.8355, subdivision 1, is amended to read:

Subdivision 1. [ESTABLISHMENT.] (a) In order to qualify as a family services collaborative, a minimum of one school district, one county, and one public health entity must agree in writing to provide coordinated family services and commit resources to an integrated fund. Collaboratives are expected to have broad community representation, which may include other local providers, including additional school districts, counties, and public health entities, other municipalities, public libraries, existing culturally specific community organizations, tribal entities, local health organizations, private and nonprofit service providers, child care providers, local foundations,

community-based service groups, businesses, local transit authorities or other transportation providers, community action agencies under section 268.53, senior citizen volunteer organizations, parent organizations, parents, and sectarian organizations that provide nonsectarian services.

(b) Community-based collaboratives composed of representatives of schools, local businesses, local units of government, parents, students, clergy, health and social services providers, youth service organizations, and existing culturally specific community organizations may plan and develop services for children and youth. A community-based collaborative must agree to collaborate with county, school district, and public health entities. Their services may include opportunities for children or youth to improve child health and development, reduce barriers to adequate school performance, improve family functioning, provide community service, enhance self esteem, and develop general employment skills.

(c) Members of the governing bodies of political subdivisions involved in the establishment of a family services collaborative shall select representatives of the nongovernmental entities listed in paragraph (a) to serve on a joint board established under section 471.59, subdivision 11. The governing body members shall determine the number of representatives of the nongovernmental entities.

Sec. 11. Minnesota Statutes 1994, section 121.8355, is amended by adding a subdivision to read:

Subd. 2a. [DUTIES OF CERTAIN COORDINATING BODIES.] By mutual agreement of the collaborative and a coordinating body listed in this subdivision, a family services collaborative may assume the duties of a community transition interagency committee established under section 120.17, subdivision 16; an interagency early intervention committee established under section 120.1701, subdivision 5; a local advisory council established under section 245.4875, subdivision 5; or a local coordinating council established under section 245.4875, subdivision 6."

Page 68, after line 35, insert:

"Sec. 36. Minnesota Statutes 1994, section 466.01, subdivision 1, is amended to read:

Subdivision 1. [MUNICIPALITY.] For the purposes of sections 466.01 to 466.15, "municipality" means any city, whether organized under home rule charter or otherwise, any county, town, public authority, public corporation, special district, school district, however organized, county agricultural society organized pursuant to chapter 38, joint powers board or organization created under section 471.59 or other statute, public library, regional public library system, multicounty multitype library system, family services collaborative established under section 121.8355, other political subdivision, or community action agency.

Sec. 37. Minnesota Statutes 1994, section 471.59, subdivision 11, is amended to read:

Subd. 11. [JOINT POWERS BOARD.] (a) Two or more governmental units, through action of their governing bodies, by adoption of a joint powers agreement that complies with the provisions of subdivisions 1 to 5, may establish a joint board to issue bonds or obligations ~~pursuant to~~ under any law by which any of the governmental units establishing the joint board may independently issue bonds or obligations and may use the proceeds of the bonds or obligations to carry out the purposes of the law under which the bonds or obligations are issued. A joint board ~~created pursuant to~~ established under this section may issue obligations and other forms of indebtedness only ~~pursuant to~~ in accordance with express authority granted by the action of the governing bodies of the governmental units ~~which that~~ established the joint board. Except as provided in paragraph (b), the joint board established ~~pursuant to~~ under this subdivision ~~shall must~~ be composed solely of members of the governing bodies of the governmental unit ~~which that~~ established the joint board, ~~and the~~. A joint board established under this subdivision may not pledge the full faith and credit or ~~taxing~~ power of any of the governmental units ~~which that~~ established the joint board. The obligations or other forms of indebtedness ~~shall must~~ be obligations of the joint board issued on behalf of the governmental units creating the joint board. The obligations or other forms of indebtedness ~~shall must~~ be issued in the same manner and subject to the same conditions and limitations ~~which that~~ would apply if the obligations were issued or indebtedness incurred by one of the governmental units ~~which that~~ established the joint

board, provided that any reference to a governmental unit in the statute, law, or charter provision authorizing the issuance of the bonds or the incurring of the indebtedness ~~shall be~~ is considered a reference to the joint board.

(b) Notwithstanding paragraph (a), two or more governmental units may establish a joint board to establish and govern a family services collaborative under section 121.8355. The membership of a board established under this paragraph, in addition to members of the governing bodies of the participating units, must include the representation required by section 121.8355, subdivision 1, paragraph (a), selected in accordance with section 121.8355, subdivision 1, paragraph (c)."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms. Runbeck moved to amend S.F. No. 1884 as follows:

Page 118, line 9, after the period, insert "Reading mentorship programs may be included in the plan for grants under this section."

The motion prevailed. So the amendment was adopted.

Ms. Lesewski moved to amend S.F. No. 1884 as follows:

Page 152, after line 1, insert:

"Sec. 12. [COMPUTER HARDWARE AND TELECOMMUNICATIONS HARDWARE GRANTS.]

Subdivision 1. [ESTABLISHMENT.] A program is established to promote public and private partnership with school districts for the purchase of computer hardware, network hardware, and telecommunications hardware.

Subd. 2. [PROCEDURE.] The commissioner of the department of children, families, and learning shall establish guidelines and an application process to distribute funds to school districts that obtain matching funds from either a public or private source for the purchase of new computer, network, or telecommunications hardware. Hardware purchased under this program must be used for support of classroom instruction, the implementation of computer networks, or support of telecommunications connectivity. Funding for this program will be provided to school districts on the basis of a per pupil formula. School districts shall provide 40 percent of the purchase costs of equipment through local or private matching funds and the department shall provide 60 percent of the purchase costs through the per pupil formula. The commissioner shall establish a process to distribute any unallocated funds."

Page 153, after line 13, insert:

"Subd. 7. [HARDWARE GRANTS.] For computer hardware and telecommunications hardware grants under section 12:

\$12,000,000 1997 "

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 12 and nays 52, as follows:

Those who voted in the affirmative were:

Belanger
Kleis
Knutson

Larson
Lesewski
Limmer

Neuville
Oliver

Pariseau
Runbeck

Stevens
Terwilliger

Those who voted in the negative were:

Anderson	Frederickson	Krentz	Novak	Sams
Beckman	Hanson	Kroening	Olson	Samuelson
Berg	Hottinger	Laidig	Ourada	Scheevel
Berglin	Janezich	Lessard	Pappas	Solon
Betzold	Johnson, D.E.	Marty	Piper	Spear
Cohen	Johnson, D.J.	Merriam	Pogemiller	Stumpf
Day	Johnson, J.B.	Metzen	Price	Vickerman
Dille	Johnston	Moe, R.D.	Ranum	Wiener
Finn	Kelly	Mondale	Reichgott Junge	
Fischbach	Kiscaden	Morse	Riveness	
Flynn	Kramer	Murphy	Robertson	

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

Ms. Olson moved to amend S.F. No. 1884 as follows:

Page 15, after line 23, insert:

"Sec. 16. Minnesota Statutes 1995 Supplement, section 124.248, subdivision 4, is amended to read:

Subd. 4. [OTHER AID, GRANTS, REVENUE.] (a) A charter school is eligible to receive other aids, grants, and revenue according to chapters 120 to 129, as though it were a school district except that, notwithstanding section 124.195, subdivision 3, the payments shall be of an equal amount on each of the 23 payment dates unless a charter school is in its first year of operation in which case it shall receive on its first payment date 15 percent of its cumulative amount guaranteed for the year and 22 payments of an equal amount thereafter the sum of which shall be 85 percent of the cumulative amount guaranteed. However, it may not receive aid, a grant, or revenue if a levy is required to obtain the money, except as otherwise provided in this section. Federal aid received by the state must be paid to the school, if it qualifies for the aid as though it were a school district.

(b) ~~Any revenue received from any source, other than revenue that is specifically allowed for operational, maintenance, capital facilities revenue under paragraph (c), and capital expenditure equipment costs under this section, may be used only for the planning and operational start-up costs of a charter school. Any unexpended revenue from any source under this paragraph must be returned to that revenue source or conveyed to the sponsoring school district, at the discretion of the revenue source.~~

(c) A charter school may receive money from any source for operational or capital facilities needs. ~~Any unexpended capital facilities revenue must be reserved and shall be expended only for future capital facilities purposes."~~

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Stevens moved to amend S.F. No. 1884 as follows:

Page 31, after line 24, insert:

"Sec. 40. [UNFUNDED SCHOOL MANDATE PROHIBITION.]

Subdivision 1. [DEFINITION.] As used in this section, "mandate" means those programs and procedures required by state law or rule to be financed, delivered, or performed by school districts. Mandate includes federal programs to the extent the state elects to impose them as a mandate on school districts but does not include federal mandates for which there is no substantial state discretion.

Subd. 2. [FUNDING OF THE COST OF MANDATES.] If the fiscal note prepared by the commissioner of finance under Minnesota Statutes, section 3.982, indicates that a new or

expanded mandate in a bill introduced in the legislature will impose a statewide cost on school districts in excess of \$500,000, the school districts are not required to implement the mandate unless the legislature, by appropriation enacted before the mandate is required to be implemented, provides reimbursement to the school districts for the costs incurred."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 23 and nays 36, as follows:

Those who voted in the affirmative were:

Berg	Johnston	Larson	Ourada	Stevens
Finn	Kiscaden	Lesewski	Pariseau	Terwilliger
Fischbach	Kleis	Limmer	Runbeck	Vickerman
Frederickson	Knutson	Neuville	Sams	
Johnson, D.E.	Kramer	Oliver	Scheevel	

Those who voted in the negative were:

Anderson	Hottinger	Marty	Piper	Solon
Beckman	Janezich	Merriam	Pogemiller	Spear
Berglin	Johnson, D.J.	Moe, R.D.	Price	Stumpf
Betzold	Johnson, J.B.	Mondale	Ranum	Wiener
Cohen	Kelly	Morse	Reichgott Junge	
Day	Krentz	Murphy	Riveness	
Flynn	Kroening	Novak	Robertson	
Hanson	Laidig	Pappas	Samuelson	

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

Mrs. Pariseau moved to amend S.F. No. 1884 as follows:

Page 134, after line 22, insert:

"Sec. 15. [126.091] [MOMENT OF SILENCE.]

Each day in all public schools the teacher in charge of the room in which the first class of the day is held may announce that a moment of silence may be observed and during this moment silence may be maintained and no activity engaged in."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Ms. Krentz moved to amend the Pariseau amendment to S.F. No. 1884 as follows:

Page 1, line 5, delete "in which the first class of the day is held"

The question was taken on the adoption of the Krentz amendment to the Pariseau amendment.

The roll was called, and there were yeas 36 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Kroening	Murphy	Robertson
Beckman	Hottinger	Langseth	Novak	Samuelson
Berglin	Janezich	Limmer	Pappas	Spear
Betzold	Johnson, D.J.	Marty	Piper	Stumpf
Cohen	Johnson, J.B.	Merriam	Pogemiller	
Dille	Kelly	Metzen	Ranum	
Finn	Kiscaden	Mondale	Reichgott Junge	
Flynn	Krentz	Morse	Riveness	

Those who voted in the negative were:

Belanger	Kleis	Lessard	Price	Terwilliger
Berg	Knutson	Neuville	Runbeck	Vickerman
Day	Kramer	Oliver	Sams	Wiener
Fischbach	Laidig	Olson	Scheevel	
Frederickson	Larson	Ourada	Solon	
Johnston	Lesewski	Pariseau	Stevens	

The motion prevailed. So the amendment to the amendment was adopted.

Ms. Kiscaden moved to amend the Pariseau amendment to S.F. No. 1884 as follows:

Page 1, line 4, delete "Each day"

The motion prevailed. So the amendment to the amendment was adopted.

Mr. Neuville moved to amend the Pariseau amendment to S.F. No. 1884 as follows:

Page 1, line 7, delete "and no activity engaged in"

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the Pariseau amendment, as amended.

The roll was called, and there were yeas 43 and nays 21, as follows:

Those who voted in the affirmative were:

Beckman	Johnson, D.E.	Laidig	Neuville	Samuelson
Belanger	Johnson, D.J.	Langseth	Novak	Scheevel
Berg	Johnston	Larson	Oliver	Solon
Day	Kelly	Lesewski	Olson	Stevens
Dille	Kiscaden	Lessard	Ourada	Stumpf
Fischbach	Kleis	Limmer	Pariseau	Terwilliger
Frederickson	Knutson	Metzen	Robertson	Vickerman
Hanson	Kramer	Morse	Runbeck	
Hottinger	Kroening	Murphy	Sams	

Those who voted in the negative were:

Anderson	Flynn	Merriam	Pogemiller	Wiener
Berglin	Janezich	Moe, R.D.	Price	
Betzold	Johnson, J.B.	Mondale	Ranum	
Cohen	Krentz	Pappas	Reichgott Junge	
Finn	Marty	Piper	Spear	

The motion prevailed. So the Pariseau amendment, as amended, was adopted.

Mr. Limmer moved to amend S.F. No. 1884 as follows:

Page 81, line 1, after the comma, insert "or a student who has been expelled in the current school year for initiating and being willfully engaged in violent behavior,"

Page 108, after line 13, insert:

"Section 1. Minnesota Statutes 1994, section 120.062, subdivision 7, is amended to read:

Subd. 7. [BASIS FOR DECISIONS.] The school board must adopt, by resolution, specific standards for acceptance and rejection of applications. Standards may include the capacity of a program, class, grade level, or school building, or a disciplinary proceeding during the current school year that resulted in the expulsion of a student for initiating and being willfully engaged in violent behavior. Standards may not include previous academic achievement, athletic or other extracurricular ability, disabling conditions, proficiency in the English language, or previous disciplinary proceedings except previous disciplinary proceedings provided for in this section."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Ms. Reichgott Junge requested division of the amendment as follows:

First portion:

Page 81, line 1, after the comma, insert "or a student who has been expelled in the current school year for initiating and being willfully engaged in violent behavior,"

Second portion:

Page 108, after line 13, insert:

"Section 1. Minnesota Statutes 1994, section 120.062, subdivision 7, is amended to read:

Subd. 7. [BASIS FOR DECISIONS.] The school board must adopt, by resolution, specific standards for acceptance and rejection of applications. Standards may include the capacity of a program, class, grade level, or school building, or a disciplinary proceeding during the current school year that resulted in the expulsion of a student for initiating and being willfully engaged in violent behavior. Standards may not include previous academic achievement, athletic or other extracurricular ability, disabling conditions, proficiency in the English language, or previous disciplinary proceedings except previous disciplinary proceedings provided for in this section."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the first portion of the Limmer amendment.

The roll was called, and there were yeas 52 and nays 10, as follows:

Those who voted in the affirmative were:

Beckman	Johnson, D.E.	Langseth	Neuville	Samuelson
Belanger	Johnson, D.J.	Larson	Novak	Scheevel
Berg	Johnson, J.B.	Lesewski	Oliver	Solon
Betzold	Johnston	Lessard	Olson	Stevens
Day	Kelly	Limmer	Ourada	Stumpf
Dille	Kleis	Marty	Pariseau	Terwilliger
Finn	Knutson	Merriam	Price	Vickerman
Fischbach	Kramer	Metzen	Riveness	Wiener
Frederickson	Krentz	Mondale	Robertson	
Hanson	Kroening	Morse	Runbeck	
Hottinger	Laidig	Murphy	Sams	

Those who voted in the negative were:

Anderson	Cohen	Pappas	Pogemiller	Reichgott Junge
Berglin	Flynn	Piper	Ranum	Spear

The motion prevailed. So the first portion of the Limmer amendment was adopted.

The question was taken on the adoption of the second portion of the Limmer amendment.

The roll was called, and there were yeas 52 and nays 9, as follows:

Those who voted in the affirmative were:

Beckman	Johnson, D.E.	Langseth	Novak	Samuelson
Belanger	Johnson, D.J.	Larson	Oliver	Scheevel
Berg	Johnson, J.B.	Lesewski	Olson	Solon
Betzold	Johnston	Lessard	Ourada	Stevens
Day	Kelly	Limmer	Pariseau	Stumpf
Dille	Kleis	Marty	Price	Terwilliger
Finn	Knutson	Merriam	Reichgott Junge	Vickerman
Fischbach	Kramer	Metzen	Riveness	Wiener
Frederickson	Krentz	Mondale	Robertson	
Hanson	Kroening	Morse	Runbeck	
Hottinger	Laidig	Neuville	Sams	

Those who voted in the negative were:

Anderson	Cohen	Pappas	Pogemiller	Spear
Berglin	Flynn	Piper	Ranum	

The motion prevailed. So the second portion of the Limmer amendment was adopted.

RECONSIDERATION

Having voted on the prevailing side, Mr. Johnson, D.E. moved that the vote whereby the Lesewski amendment to S.F. No. 1884 was not adopted on February 27, 1996, be now reconsidered. The motion prevailed.

The question recurred on the Lesewski amendment.

Ms. Lesewski moved to amend S.F. No. 1884 as follows:

Page 152, after line 1, insert:

"Sec. 12. [COMPUTER HARDWARE AND TELECOMMUNICATIONS HARDWARE GRANTS.]

Subdivision 1. [ESTABLISHMENT.] A program is established to promote public and private partnership with school districts for the purchase of computer hardware, network hardware, and telecommunications hardware.

Subd. 2. [PROCEDURE.] The commissioner of the department of children, families, and learning shall establish guidelines and an application process to distribute funds to school districts that obtain matching funds from either a public or private source for the purchase of new computer, network, or telecommunications hardware. Hardware purchased under this program must be used for support of classroom instruction, the implementation of computer networks, or support of telecommunications connectivity. Funding for this program will be provided to school districts on the basis of a per pupil formula. School districts shall provide 40 percent of the purchase costs of equipment through local or private matching funds and the department shall provide 60 percent of the purchase costs through the per pupil formula. The commissioner shall establish a process to distribute any unallocated funds."

Page 153, after line 13, insert:

"Subd. 7. [HARDWARE GRANTS.] For computer hardware and telecommunications hardware grants under section 12:

\$12,000,000 1997 "

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 17 and nays 47, as follows:

Those who voted in the affirmative were:

Belanger	Kiscaden	Lesewski	Olson	Terwilliger
Frederickson	Kleis	Limmer	Pariseau	
Johnson, D.E.	Knutson	Neuville	Runbeck	
Johnston	Larson	Oliver	Stevens	

Those who voted in the negative were:

Anderson	Betzold	Finn	Hottinger	Kelly
Beckman	Cohen	Fischbach	Janezich	Kramer
Berg	Day	Flynn	Johnson, D.J.	Krentz
Berglin	Dille	Hanson	Johnson, J.B.	Kroening

Laidig
Langseth
Lessard
Marty
Merriam
Metzen

Moe, R.D.
Mondale
Morse
Murphy
Novak
Ourada

Pappas
Piper
Pogemiller
Price
Ranum
Reichgott Junge

Riveness
Robertson
Sams
Samuelson
Scheevel
Solon

Stumpf
Vickerman
Wiener

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

Mr. Scheevel moved to amend S.F. No. 1884 as follows:

Page 134, after line 14, insert:

"Sec. 14. [125.122] [PERFORMANCE-BASED COMPENSATION.]

The school board and the exclusive representative of the teachers may negotiate an agreement to provide compensation based on teacher compliance with performance standards. This compensation may be in addition to any other compensation to which the employee would be entitled under contract or board policy. Compensation provided under this section shall be final and shall not be subject to review by an arbitrator through any grievance or other process or by a court through any appeal process. Failing to successfully negotiate such an agreement, section 124A.22, subdivision 2a, shall not apply."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Neuville moved to amend S.F. No. 1884 as follows:

Page 134, after line 22, insert:

"Sec. 15. [126.85] [PROHIBITION AGAINST PROGRAMS ADVOCATING SEXUAL ACTIVITY BY MINORS.]

A public elementary, middle, or secondary school, or state agency shall not implement or carry out a program, activity, or curriculum that has the purpose or demonstrable effect of encouraging sexual activity by minors."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson
Beckman
Belanger
Berg
Berglin
Betzold
Cohen
Day
Dille
Finn
Fischbach
Flynn
Frederickson

Hanson
Hottinger
Janezich
Johnson, D.J.
Johnson, J.B.
Johnston
Kelly
Kiscaden
Kleis
Knutson
Kramer
Krentz
Kroening

Laidig
Langseth
Larson
Lesewski
Lessard
Limmer
Marty
Merriam
Metzen
Moe, R.D.
Mondale
Morse
Murphy

Neuville
Novak
Oliver
Olson
Ourada
Pappas
Pariseau
Piper
Pogemiller
Price
Ranum
Reichgott Junge
Robertson

Runbeck
Sams
Samuelson
Scheevel
Solon
Spear
Stevens
Stumpf
Terwilliger
Vickerman
Wiener

The motion prevailed. So the amendment was adopted.

Mr. Moe, R.D. moved that S.F. No. 1884 be laid on the table. The motion prevailed.

Mr. Moe, R.D. moved that H.F. No. 2156 be taken from the table. The motion prevailed.

H.F. No. 2156: A bill for an act relating to education; prekindergarten through grade 12; providing for general education; transportation; special programs; community education; facilities; organization and cooperation; education excellence; other education programs and financing; education policy provisions; libraries; state agencies; technology; conforming amendments; budget reserve and cost management; appropriating money; amending Minnesota Statutes 1994, sections 120.06, subdivision 1; 120.08, subdivision 3; 120.101, by adding a subdivision; 120.17, subdivision 9; 120.1701, subdivision 10; 120.73, subdivision 1; 121.11, subdivision 15; 121.8355, subdivision 1; 121.906; 121.914, subdivision 1; 121.915; 122.32, subdivision 1; 122.535, subdivision 6; 122.895, subdivision 2; 123.35, subdivision 19a; 123.351, subdivision 10; 123.3514, subdivision 9; 123.37, subdivision 1a; 123.38, subdivisions 2 and 2b; 123.932, subdivisions 1b, 1c, 1e, and 11; 123.933, as amended; 123.935, subdivisions 2 and 7; 123.951; 124.09; 124.155, subdivision 1; 124.17, subdivision 1e, and by adding subdivisions; 124.19, subdivision 1; 124.195, subdivision 8; 124.239, subdivision 5, and by adding subdivisions; 124.2711, subdivision 6; 124.2713, subdivision 10; 124.273, by adding subdivisions; 124.311, subdivisions 2, 3, 5, and 7; 124.48, subdivision 3; 124.573, subdivisions 2e, 2f, and 3; 124.86, subdivision 1; 124.91, subdivision 1, and by adding a subdivision; 124.912, subdivision 6; 124.916, subdivision 4; 124A.02, subdivision 25; 124A.029, subdivision 4; 124A.03, subdivisions 2b, 3b, and by adding a subdivision; 124A.0311, subdivision 3; 124A.035, subdivision 4; 124A.036, by adding a subdivision; 124A.22, by adding a subdivision; 124A.26, subdivision 1; 125.05, subdivision 1a, and by adding a subdivision; 125.09, subdivision 4; 125.1385, subdivision 1; 125.185, subdivision 4; 125.60, subdivision 2; 125.611, subdivision 1; 126.151, subdivision 2; 127.29, subdivision 2; 134.34, by adding a subdivision; 136D.23, subdivision 1; 136D.83, subdivision 1; 144.4165; 169.4504, by adding a subdivision; and 256.736, subdivision 11; Minnesota Statutes 1995 Supplement, sections 13.46, subdivision 2; 43A.316, subdivision 2; 65B.132; 120.064, subdivision 9; 120.1045; 120.17, subdivisions 3a, 3b, and 6; 120.1701, subdivision 20; 120.181; 120.74, subdivision 1; 121.11, subdivision 7c; 121.15, subdivision 1; 121.904, subdivisions 4a and 4c; 121.911, subdivision 5; 121.917, subdivision 4; 121.935, subdivision 1a; 123.3514, subdivisions 6 and 6b; 124.155, subdivision 2; 124.17, subdivisions 1 and 1d; 124.195, subdivision 12; 124.223, subdivision 4; 124.225, subdivisions 8l, 14, 16, and 17; 124.227; 124.243, subdivision 2; 124.2445; 124.2455; 124.248, subdivisions 1, 1a, 2, and 3; 124.273, subdivisions 1c and 1d; 124.314, subdivision 2; 124.32, subdivision 12; 124.3201, subdivisions 1, 2, 3, and by adding subdivisions; 124.3202; 124.323, subdivisions 1 and 2; 124.574, subdivisions 2f and 2g; 124.71, subdivision 2; 124.912, subdivision 1; 124.961; 124A.0311, subdivision 2; 124A.22, subdivisions 2a, 10, and 13b; 124A.23, subdivision 4; 124C.74, subdivisions 2 and 3; 125.05, subdivision 1; 126.12, subdivision 2; 126.151, subdivision 1; 126.22, subdivisions 2 and 5; 126.70, subdivision 1; 134.46; 169.01, subdivision 6; 237.065; and 631.40, subdivision 1a; Laws 1993, chapter 224, article 1, section 34; article 12, sections 32, as amended; 39, as amended; and 41, as amended; Laws 1995, First Special Session chapter 3, article 1, sections 61; and 63; article 3, section 19, subdivision 15; article 4, section 29, subdivision 5; article 5, section 20, subdivisions 5 and 6; article 6, section 17, subdivisions 2, 4, and by adding subdivisions; article 8, sections 25, subdivision 2; and 27; article 11, sections 21, subdivision 2; 22; and 23; article 12, sections 8, subdivision 1; and 12, subdivision 7; article 14, section 5; and article 15, section 26, subdivisions 7 and 10; proposing coding for new law in Minnesota Statutes, chapters 120; 121; 123; 124; 124A; 124C; 125; 126; and 136D; repealing Minnesota Statutes 1994, sections 124A.03, subdivision 3b; 124B.02; 124B.10; 124B.20, subdivisions 2 and 3; and 136D.75; Minnesota Statutes 1995 Supplement, sections 120.1045, subdivision 3; 124B.01; 124B.03; and 124B.20, subdivision 1; Minnesota Rules, parts 8700.7700; 8700.7710; 8750.9000; 8750.9100; 8750.9200; 8750.9300; 8750.9400; 8750.9500; 8750.9600; and 8750.9700.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 2156 and that the rules of the Senate be so far suspended as to give H.F. No. 2156 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 2156 was read the second time.

Mr. Pogemiller moved to amend H.F. No. 2156 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 2156, and insert the language after the enacting clause, and the title, of S.F. No. 1884, the third engrossment, as amended by the Senate February 27, 1996.

The motion prevailed. So the amendment was adopted.

H.F. No. 2156 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill, as amended, was passed and its title was agreed to.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 2702 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2702: A bill for an act relating to transportation; appropriating money for metropolitan area and transportation purposes.

Mr. Moe, R.D. moved to amend S.F. No. 2702 as follows:

Amend the title as follows:

Page 1, line 3, delete "metropolitan area and"

The motion prevailed. So the amendment was adopted.

Mr. Mondale moved to amend S.F. No. 2702 as follows:

Page 4, after line 17, insert:

"Sec. 5. [REPORT ON IMPACT OF STILLWATER BRIDGE.]

By January 15, 1997, the metropolitan council shall submit a report to the legislature concerning the construction of the bridge across the St. Croix river in or near the city of Stillwater. The report must include:

(1) an analysis of the impact of the bridge on the preferred future urban development pattern for the metropolitan area;

(2) a discussion of the relationship of the construction of the bridge to each of the five goals of the metropolitan council's regional blueprint: economic growth and job creation, reinvestment in

distressed areas, strengthened sense of community, preservation of the natural environment, and sound regional infrastructure investments; and

(3) an analysis of economic development impacts for the state of Wisconsin.

Sec. 6. [PROHIBITION OF CONTRACTS CONCERNING STILLWATER BRIDGE.]

The commissioner of transportation may not enter into an equitable agreement with authorities of the state of Wisconsin regarding the purchase, construction, maintenance, repair, or operation of the Stillwater bridge or for a division of costs and responsibilities with respect to the bridge before June 1, 1997. Neither the commissioner of transportation, the commissioner of administration, nor the attorney general may execute or approve a contract related to the construction of the bridge before June 1, 1997."

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 15 and nays 49, as follows:

Those who voted in the affirmative were:

Anderson	Johnson, J.B.	Merriam	Pappas	Ranum
Berglin	Kroening	Mondale	Piper	Spear
Flynn	Marty	Morse	Price	Wiener

Those who voted in the negative were:

Beckman	Hanson	Krentz	Neuville	Runbeck
Belanger	Hottinger	Laidig	Novak	Sams
Berg	Janezich	Langseth	Oliver	Samuelson
Betzold	Johnson, D.E.	Larson	Olson	Scheevel
Cohen	Johnson, D.J.	Lesewski	Ourada	Solon
Day	Johnston	Lessard	Pariseau	Stevens
Dille	Kiscaden	Limmer	Pogemiller	Stumpf
Finn	Kleis	Metzen	Reichgott Junge	Terwilliger
Fischbach	Knutson	Moe, R.D.	Riveness	Vickerman
Frederickson	Kramer	Murphy	Robertson	

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

S.F. No. 2702 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berglin	Kiscaden	Limmer	Ourada	Robertson
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So the bill, as amended, was passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Neuville, Mrs. Pariseau, Mr. Knutson and Ms. Johnston introduced--

S.F. No. 2861: A bill for an act relating to taxation; income; allowing a credit for children; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes and Tax Laws.

Mr. Stumpf introduced--

S.F. No. 2862: A bill for an act relating to public administration; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of bonds; requiring payment for debt service; directing a land transfer; appropriating money, with certain conditions; amending Minnesota Statutes 1994, section 135A.046, subdivision 3; Laws 1994, chapter 643, section 11, subdivision 11, as amended.

Referred to the Committee on Finance.

Mr. Marty introduced--

S.F. No. 2863: A bill for an act relating to taxation; establishing a legislative task force to study the property tax and local government aid systems; requiring a report to the legislature; providing for appointments.

Referred to the Committee on Taxes and Tax Laws.

MEMBERS EXCUSED

Messrs. Chandler and Chmielewski were excused from the Session of today. Mr. Terwilliger was excused from the Session of today from 12:00 noon to 1:30 p.m. Mr. Lessard was excused from the Session of today from 2:00 to 2:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 12:00 noon, Wednesday, February 28, 1996. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

