

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

EIGHTY-NINTH DAY

St. Paul, Minnesota, Friday, March 1, 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 the Chaplain, Rev. Judith M. Mattison.

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
Betzold	Johnson, D.J.	Lesewski	Olson	Samuelson
Chandler	Johnson, J.B.	Lessard	Ourada	Scheevel
Cohen	Johnston	Limmer	Pappas	Spear
Day	Kelly	Marty	Pariseau	Stumpf
Dille	Kiscaden	Merriam	Piper	Terwilliger
Finn	Kleis	Metzen	Pogemiller	Vickerman
Fischbach	Knutson	Moe, R.D.	Price	Wiener
Flynn	Kramer	Mondale	Ranum	
Frederickson	Krentz	Morse	Reichgott Junge	

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.

February 28, 1996

The Honorable Allan H. Spear
President of the Senate

Dear President Spear:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1936 and 2111.

Warmest regards,
Arne H. Carlson, Governor

February 28, 1996

The Honorable Irv Anderson
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1996 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 1996	Date Filed 1996
1936		288	11:40 a.m. February 28	February 28
	2188	289	11:48 a.m. February 28	February 28
2111		290	11:52 a.m. February 28	February 28

Sincerely,
Joan Anderson Growe
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House wishes to recall for the purpose of further consideration House File No. 3243:

H.F. No. 3243: A bill for an act relating to the organization and operation of state government; appropriating money for economic development and other purposes; providing for assessments against utilities; amending Minnesota Statutes 1994, sections 116G.151; 138.664, by adding a subdivision; 138.763, subdivision 1; 168.33, subdivision 2; and 469.303; Minnesota Statutes 1995 Supplement, sections 79.561, subdivision 3; 138.01, by adding a subdivision; Laws 1994, chapter 573, sections 1, subdivisions 6 and 7; 4; and 5, subdivisions 1 and 2; Laws 1995, chapters 231, article 1, section 33; and 224, sections 2, subdivision 2; and 5, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 1994, sections 116J.873, subdivisions 1, 2, and 4; 138.662, subdivision 5; and 268.9783, subdivision 8; Minnesota Statutes 1995 Supplement, section 116J.873, subdivisions 3 and 5.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 29, 1996

Mr. Moe, R.D. moved that H.F. No. 3243 be taken from the table. The motion prevailed.

Mr. Moe, R.D. moved that the Senate accede to the request of the House on the return of H.F. No. 3243 for further consideration. 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. 2702: A bill for an act relating to transportation; appropriating money for transportation purposes.

Senate File No. 2702 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 29, 1996

Mr. Langseth moved that the Senate do not concur in the amendments by the House to S.F. No. 2702, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be 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 File, herewith transmitted: H.F. No. 2205.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 29, 1996

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 2058, 2568, 2218 and 3013.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 1, 1996

FIRST READING OF HOUSE BILLS

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

H.F. No. 2205: A bill for an act relating to motor fuels; providing certain exemptions to the mandate for oxygenated gasoline; amending Minnesota Statutes 1994, sections 239.05, by adding subdivisions; and 239.791, subdivision 1, and by adding subdivisions.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2040, now on General Orders.

H.F. No. 2058: A bill for an act relating to education; authorizing the sale of general obligation bonds in the form of college savings bonds; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on Education.

H.F. No. 2568: A bill for an act relating to education; appropriating money to reduce tuition rates.

Referred to the Committee on Education.

H.F. No. 2218: A bill for an act relating to state government; modifying performance report requirements; requiring that interagency bills be paid promptly; prohibiting state agencies from undertaking capital improvements without legislative authority; conforming certain leased space requirements to existing law; requiring that state agencies comply with certain information policy office requirements regarding information systems equipment and data collection; modifying revolving fund authority; increasing resource recovery goals; modifying collection requirements; amending Minnesota Statutes 1994, sections 16A.055, subdivision 1; 16A.124, subdivision 7, and by adding a subdivision; 16B.30; 16B.31, subdivision 6; 16B.41, by adding a subdivision; 16B.48, subdivision 2; and 115A.151; Minnesota Statutes 1995 Supplement, sections 15.91, subdivision 2; and 115A.15, subdivision 9.

Referred to the Committee on Finance.

H.F. No. 3013: A bill for an act relating to the environment; modifying provisions relating to the environmental improvement pilot program; providing penalties; amending Minnesota Statutes 1995 Supplement, section 115B.03, subdivision 9; Laws 1995, chapter 168, sections 9, subdivisions 3, 4, and 7; 13, subdivisions 1, 2, 3, and by adding a subdivision; and 19; repealing Laws 1995, chapter 168, section 11.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2306, now on General Orders.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the reports pertaining to appointments. The motion prevailed.

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

H.F. No. 2670 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
2670	2189

CONSENT CALENDAR

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

H.F. No.	S.F. No.
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and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 2858 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
2858	2564

CONSENT CALENDAR

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

H.F. No.	S.F. No.
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Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2858 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2858 and insert the language after the enacting clause of S.F. No. 2564, the first engrossment; further, delete the title of H.F. No. 2858 and insert the title of S.F. No. 2564, the first engrossment.

And when so amended H.F. No. 2858 will be identical to S.F. No. 2564, and further recommends that H.F. No. 2858 be given its second reading and substituted for S.F. No. 2564, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2115 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
2115	2301

CONSENT CALENDAR

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

H.F. No.	S.F. No.
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and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 1540 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
1540	2461

CONSENT CALENDAR

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

H.F. No.	S.F. No.
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and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 2322 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
2322	2063

CONSENT CALENDAR

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

H.F. No.	S.F. No.
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Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2322 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2322 and insert the language after the enacting clause of S.F. No. 2063, the first engrossment; further, delete the title of H.F. No. 2322 and insert the title of S.F. No. 2063, the first engrossment.

And when so amended H.F. No. 2322 will be identical to S.F. No. 2063, and further recommends that H.F. No. 2322 be given its second reading and substituted for S.F. No. 2063, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2752 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
2752	2472

CONSENT CALENDAR

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

H.F. No.	S.F. No.
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Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2752 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2752 and insert the language after the enacting clause of S.F. No. 2472, the second engrossment; further, delete the title of H.F. No. 2752 and insert the title of S.F. No. 2472, the second engrossment.

And when so amended H.F. No. 2752 will be identical to S.F. No. 2472, and further recommends that H.F. No. 2752 be given its second reading and substituted for S.F. No. 2472, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2298 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2298	2529				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2298 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2298 and insert the language after the enacting clause of S.F. No. 2529, the first engrossment; further, delete the title of H.F. No. 2298 and insert the title of S.F. No. 2529, the first engrossment.

And when so amended H.F. No. 2298 will be identical to S.F. No. 2529, and further recommends that H.F. No. 2298 be given its second reading and substituted for S.F. No. 2529, and that the Senate File be indefinitely postponed.

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which were referred the following appointments as reported in the Journal for March 2, 1995:

BOARD OF INVENTION

John Hawk

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

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred the following appointment as reported in the Journal for May 9, 1995:

**DEPARTMENT OF LABOR AND INDUSTRY
COMMISSIONER**

Gary Bastian

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

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which were referred the following appointments as reported in the Journal for January 16, 1996:

BUREAU OF MEDIATION SERVICES
COMMISSIONER

Lance Teachworth

DEPARTMENT OF TRADE AND ECONOMIC DEVELOPMENT
COMMISSIONER

Jay Novak

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

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

Mr. Novak from the Committee on Jobs, Energy and Community Development, to which was referred the following appointment as reported in the Journal for January 25, 1996:

PUBLIC UTILITIES COMMISSION

R. Marshall Johnson

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

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 2670, 2858, 2115, 1540, 2322, 2752 and 2298 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Kroening moved that the name of Ms. Berglin be added as a co-author to S.F. No. 2793. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 842 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 842: A bill for an act relating to occupations and professions; board of psychology; modifying board duties; changing types of licensure; changing licensure provisions; providing for discipline; providing penalties; amending Minnesota Statutes 1994, sections 148.88; 148.881; 148.89, subdivisions 2a, 5, and by adding a subdivision; 148.90, subdivisions 1 and 2; 148.905, subdivision 1; 148.911; 148.925; 148.941, subdivisions 2, 4, and by adding subdivisions; 148.96; 148.975; 148.98; 253B.02, subdivision 11; Minnesota Statutes 1995 Supplement, section 147.09; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 1994, sections 148.89, subdivisions 6, 7, and 8; 148.91; 148.93; 148.951; and 148.97; Minnesota Statutes 1995 Supplement, section 148.921.

Mr. Betzold moved to amend S.F. No. 842 as follows:

Page 11, line 27, delete "Subdivision 1. [GENERALLY.]"

Page 11, line 36, after the period, insert "The board, at its discretion, may grant a license as a licensed psychologist to a person who at the time of application is licensed, certified, or registered

at the doctoral level for at least 15 years to practice psychology in another jurisdiction, and has had no disciplinary action taken against the license, certificate, or registration during the person's entire period of licensure, certification, or registration, but who has completed fewer than two years of postdegree supervised employment."

Page 12, delete lines 4 to 10

Ms. Robertson moved to amend the Betzold amendment to S.F. No. 842 as follows:

Page 1, delete lines 2 and 13

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

The question recurred on the Betzold amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Mr. Betzold moved to amend S.F. No. 842 as follows:

Page 20, line 16, delete "\$10,000" and insert "\$5,000"

The motion prevailed. So the amendment was adopted.

Ms. Runbeck moved to amend S.F. No. 842 as follows:

Page 20, line 18, delete "(1)"

Page 20, line 19, after "charged" insert a period

Page 20, delete lines 20 to 24

CALL OF THE SENATE

Mr. Betzold imposed a call of the Senate for the balance of the proceedings on S.F. No. 842. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment of Ms. Runbeck.

The roll was called, and there were yeas 44 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Krentz	Mondale	Robertson
Beckman	Johnson, D.J.	Kroening	Morse	Runbeck
Belanger	Johnson, J.B.	Laidig	Murphy	Sams
Berg	Johnston	Langseth	Neuville	Samuelson
Day	Kelly	Larson	Novak	Scheevel
Dille	Kiscaden	Lesewski	Olson	Stumpf
Fischbach	Kleis	Lessard	Pariseau	Vickerman
Frederickson	Knutson	Limmer	Pogemiller	Wiener
Hanson	Kramer	Metzen	Price	

Those who voted in the negative were:

Betzold	Finn	Marty	Pappas	Reichgott Junge
Chandler	Flynn	Merriam	Piper	Spear
Cohen				

The motion prevailed. So the amendment was adopted.

S.F. No. 842 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 0, as follows:

Those who voted in the affirmative were:

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

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 H.F. No. 2672 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2672: A bill for an act relating to landlords and tenants; changing the interest rate on security deposits; providing for a legislative review; amending Minnesota Statutes 1994, section 504.20, subdivision 2; repealing Laws 1992, chapter 555, article 2, section 2.

Mr. Riveness moved to amend H.F. No. 2672, as amended pursuant to Rule 49, adopted by the Senate February 26, 1996, as follows:

(The text of the amended House File is identical to S.F. No. 2135.)

Page 1, line 14, delete "two" and insert "three"

The motion prevailed. So the amendment was adopted.

H.F. No. 2672 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 34 and nays 26, as follows:

Those who voted in the affirmative were:

Beckman	Flynn	Laidig	Murphy	Robertson
Belanger	Frederickson	Larson	Neuville	Runbeck
Berg	Hottinger	Lesewski	Novak	Sams
Cohen	Janezich	Lessard	Olson	Samuelson
Day	Johnson, D.E.	Limmer	Ourada	Scheevel
Dille	Johnston	Metzen	Pariseau	Wiener
Fischbach	Knutson	Mondale	Riveness	

Those who voted in the negative were:

Anderson	Johnson, J.B.	Kroening	Piper	Stumpf
Betzold	Kelly	Langseth	Pogemiller	Vickerman
Chandler	Kiscaden	Marty	Price	
Finn	Kleis	Merriam	Ranum	
Hanson	Kramer	Morse	Reichgott Junge	
Johnson, D.J.	Krentz	Pappas	Spear	

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. 1895 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1895: A bill for an act relating to elections; requiring return of public subsidy by candidates who violate the fair campaign practices act; amending Minnesota Statutes 1994, section 10A.324, by adding a subdivision.

Ms. Reichgott Junge moved that S.F. No. 1895 be laid on the table. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 2066 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2066: A bill for an act relating to criminal justice; requiring mandatory minimum penalties for repeat domestic assault offenders; proposing coding for new law in Minnesota Statutes, chapter 609.

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

So the bill 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. 1945 a Special Order to be heard immediately.

SPECIAL ORDER

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, subdivision 1; and 16B.748; proposing coding for new law in Minnesota Statutes, chapter 16B.

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 33 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Marty	Ourada	Samuelson
Beckman	Johnson, D.J.	Metzen	Piper	Spear
Betzold	Johnson, J.B.	Moe, R.D.	Pogemiller	Stumpf
Cohen	Kelly	Mondale	Price	Vickerman
Finn	Kroening	Morse	Ranum	Wiener
Flynn	Langseth	Murphy	Riveness	
Hanson	Lessard	Novak	Sams	

Those who voted in the negative were:

Berg	Johnston	Laidig	Neuville	Runbeck
Day	Kiscaden	Larson	Oliver	Scheevel
Dille	Kleis	Lesewski	Olson	Terwilliger
Fischbach	Kramer	Limmer	Pariseau	
Frederickson	Krentz	Merriam	Robertson	

So the bill failed to pass.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 2134 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2134: A bill for an act relating to crime prevention; expanding the criminal penalty for fleeing a peace officer to include the forfeiture of motor vehicles used in the offense; providing a penalty; amending Minnesota Statutes 1994, section 609.487, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 1995 Supplement, section 609.5312, subdivision 4.

Mr. Betzold moved that S.F. No. 2134 be laid on the table. The motion prevailed.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 1587 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1587: A bill for an act relating to state lands; authorizing the sale of certain tax-forfeited lands that border public water in Sherburne county.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 32 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Laidig	Oliver	Scheevel
Belanger	Hanson	Larson	Olson	Spear
Berg	Johnson, D.E.	Lesewski	Ourada	Terwilliger
Cohen	Kiscaden	Lessard	Pariseau	Wiener
Day	Kleis	Limmer	Piper	
Dille	Knutson	Merriam	Robertson	
Fischbach	Kramer	Neuville	Runbeck	

Those who voted in the negative were:

Betzold	Johnson, D.J.	Langseth	Murphy	Riveness
Finn	Johnson, J.B.	Metzen	Novak	Sams
Flynn	Johnston	Moe, R.D.	Pogemiller	Samuelson
Hottinger	Kroening	Mondale	Price	Vickerman

So the bill failed to pass.

MEMBERS EXCUSED

Messrs. Chmielewski, Solon, Stevens and Ms. Berglin were excused from the Session of today. Mr. Chandler and Ms. Reichgott Junge were excused from the Session of today at 2:00 p.m. Mr. Riveness was excused from the Session of today from 12:00 noon to 1:40 p.m. Ms. Pappas was excused from the Session of today from 12:00 noon to 1:00 p.m. and at 2:00 p.m. Mr. Terwilliger

was excused from the Session of today from 12:00 noon to 2:00 p.m. Ms. Kiscaden was excused from the Session of today from 1:45 to 2:00 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 11:00 a.m., Monday, March 4, 1996. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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Friday, March 1, 1996

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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MESSAGES FROM THE HOUSE AND FIRST READINGS OF HOUSE FILES

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