

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

NINETY-THIRD DAY

St. Paul, Minnesota, Thursday, March 7, 1996

The Senate met at 9:30 a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Kleis 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. Jerry Vandrovec.

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

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

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. 2167: A bill for an act relating to the organization and operation of state government; appropriating money and modifying provisions relating to the environment, natural resources, and agriculture; supplementing, reducing, and modifying earlier appropriations; establishing a board; establishing an off-highway vehicle recreation area; authorizing and modifying state trails; providing for reports and fees; amending Minnesota Statutes 1994, sections 17.117, subdivision 3; 17B.15, subdivision 1; 18E.02, subdivision 5; 85.015, by adding a subdivision; 85.052, subdivision 3; 85.054, by adding a subdivision; 85.055, subdivision 1; 94.16, subdivision 3; and 97A.028, subdivision 3; Minnesota Statutes 1995 Supplement, sections 85.015, subdivision 7; 103F.725, subdivision 1a; and 446A.07, subdivision 8; Laws 1995, chapters 207, article 1, section

2, subdivision 7; 220, section 19, subdivisions 4, 6, 10, and 19; and 254, article 1, section 93; proposing coding for new law in Minnesota Statutes, chapters 17 and 21; repealing Laws 1995, chapter 224, section 18, subdivision 4.

Senate File No. 2167 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 6, 1996

Mr. Morse moved that the Senate do not concur in the amendments by the House to S.F. No. 2167, 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 Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 2856: A bill for an act relating to criminal justice; appropriating money for the judicial branch, public safety, corrections, criminal justice, crime prevention programs, and other related purposes; providing for community notification of the release of certain sex offenders, expanding the sex offender registration act; reconciling various provisions on criminal history background checks; implementing, clarifying, and modifying certain criminal and juvenile provisions; prohibiting the possession or use of tobacco by inmates of state correctional facilities; implementing, clarifying, and modifying certain penalty provisions; establishing and expanding pilot programs, grant programs, task forces, committees, and studies; providing for the retention of consultants; amending Minnesota Statutes 1994, sections 8.01; 15.86, by adding a subdivision; 84.91, by adding a subdivision; 86B.331, by adding a subdivision; 144A.46, subdivision 5; 168.041, subdivision 6; 168.042, subdivisions 8, 12, and by adding a subdivision; 169.121, subdivisions 2, 3, and 4; 169.123, subdivision 4; 171.17, subdivision 1; 171.29, subdivision 1; 171.30, subdivisions 1 and 2a; 181.9412; 244.17, subdivision 2, and by adding a subdivision; 244.172, subdivision 2; 268.30, subdivision 2; 299A.35, as amended; 609.115, by adding a subdivision; 609.52, subdivision 2; 611.271; 611A.25, subdivision 3; and 611A.361, subdivision 3; Minnesota Statutes 1995 Supplement, sections 16B.181; 144.057, subdivisions 1, 3, and 4; 171.29, subdivision 2; 243.166, subdivisions 1 and 7; 245A.04, subdivision 3; 299A.326, subdivision 1; 299C.67, subdivision 5; 299C.68, subdivisions 2, 5, and 6; and 609.2325, subdivision 3; Laws 1995, chapter 229, article 3, section 17; proposing coding for new law in Minnesota Statutes, chapters 15; 168; 168A; 243; 244; 299A; and 609.

Senate File No. 2856 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 6, 1996

Mr. Beckman moved that the Senate do not concur in the amendments by the House to S.F. No. 2856, 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 that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 2849: A bill for an act relating to education; appropriating money for education and related purposes to the higher education services office, the board of trustees of the Minnesota state colleges and universities, and the board of regents of the University of Minnesota; amending Laws 1994, chapter 643, section 69, subdivision 1.

There has been appointed as such committee on the part of the House:

Kinkel, Kelso, Pelowski, Kraus and Dehler.

Senate File No. 2849 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 6, 1996

MOTIONS AND RESOLUTIONS

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.

SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate take up the Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

CALENDAR

S.F. No. 1902: A bill for an act relating to the council on affairs of Spanish-speaking people, the council on Asian-Pacific Minnesotans, the council on Black Minnesotans, and the Indian affairs council; changing the name of the council on affairs of Spanish-speaking people; changing the composition and certain powers of the councils on affairs of Spanish-speaking people and Asian-Pacific Minnesotans; providing for appointments; changing statutory references; eliminating an expiration date; amending Minnesota Statutes 1994, sections 3.922, subdivisions 3 and 8; 3.9223; 3.9225, subdivision 1; and 3.9226, subdivisions 1, 2, 3, and 5.

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 1, as follows:

Those who voted in the affirmative were:

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

Ms. Berglin voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2449: A bill for an act relating to human services; allowing the state and county to establish a county store.

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

So the bill passed and its title was agreed to.

S.F. No. 1702: A bill for an act relating to civil actions; providing limits on liability of certain private corrections treatment facilities that receive patients under court or administrative order; proposing coding for new law in Minnesota Statutes, chapter 604A.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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; 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; 574.02; and 574.03.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Robertson voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1906: A bill for an act relating to human rights; eliminating the requirement that charges filed with the commissioner be verified; amending Minnesota Statutes 1994, section 363.06, 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 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Berg voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2445: A bill for an act relating to natural resources; clarifying status of game refuge designations; removing the residency requirement for youth hunting; permitting nonresident students to take big game; modifying provisions relating to short-term fishing licenses, special permits, commercial fishing, taking deer, moose licenses, blaze orange, trout and salmon stamps, and sturgeon and paddlefish; removing certain provisions relating to wild rice; requiring a review; amending Minnesota Statutes 1994, sections 97A.015, by adding a subdivision; 97A.401, subdivision 4; 97A.411, subdivision 1; 97A.431, subdivision 2; 97A.451, by adding a subdivision; 97A.455; 97A.475, subdivisions 30, 31, 32, 33, 34, 35, 36, and 37; 97A.535, by adding a subdivision; 97B.021, subdivision 1; 97B.071; 97B.311; 97C.035, subdivision 3; 97C.305, subdivision 2; 97C.411; 97C.811, subdivision 6; 97C.815, subdivision 4; 97C.835 subdivisions 1 and 5; 97C.841; Minnesota Statutes 1995 Supplement, sections 14.387; and 97A.451, subdivision 3; Laws 1995, chapter 220, section 137; repealing Minnesota Statutes 1994, section 84.09; and Laws 1995, chapter 220, section 136.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Robertson voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1788: A bill for an act relating to the lottery; requiring certain information to be included in lottery publications, prize announcement signs, electronic messages, and on-line lottery tickets; amending Minnesota Statutes 1994, section 349A.09, 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 58 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Berg, Lessard, Samuelson and Vickerman voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2668: A bill for an act relating to civil actions; creating a state court action for relief for damages caused by a federal court action that affects public participation by the plaintiff; proposing coding for new law in Minnesota Statutes, chapter 554.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Anderson	Chandler	Flynn	Johnson, D.J.	Knutson
Beckman	Cohen	Frederickson	Johnson, J.B.	Kramer
Belanger	Day	Hanson	Johnston	Krentz
Berg	Dille	Hottinger	Kelly	Kroening
Berglin	Finn	Janezich	Kiscaden	Laidig
Betzold	Fischbach	Johnson, D.E.	Kleis	Langseth

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

So the bill passed and its title was agreed to.

S.F. No. 1803: A bill for an act relating to civil actions; extending the municipal tort claims protections to nonprofit firefighting corporations; amending Minnesota Statutes 1994, section 466.01, subdivisions 1 and 6.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2284: A bill for an act relating to family law; regulating reductions in monthly payments for overpayment of support or maintenance; requiring the commissioner of human services to present to the legislature a proposal regarding child support payments; amending Minnesota Statutes 1995 Supplement, section 518.611, 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2420: A bill for an act relating to cities; authorizing the cities of Duluth, Proctor, Cloquet, Hermantown, Scanlon, and Thomson to establish a program to prevent the inflow and

infiltration of storm water into each city's sanitary sewer system; authorizing each city to make loans and grants to property owners in connection with the program; providing for financing of the program.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2752: 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.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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; 518.611, by adding a subdivision; and 548.091, by adding a subdivision; Minnesota Statutes 1995 Supplement, sections 256.998, subdivisions 1 and 9; 257.62, subdivision 1; and 518.5511, subdivision 4.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2116: A bill for an act relating to liquor; allowing persons holding either the proper license or permit to charge for possession; exempting certain types of wine tastings from authorized testings; regulating malt liquor furnished for sampling; providing for authority of the cities of Wadena, Eagan, and West St. Paul to issue on-sale licenses; authorizing certain cities to issue a temporary license for a certain wine auction; amending Minnesota Statutes 1994, sections 340A.418, subdivision 2; and 340A.510; Minnesota Statutes 1995 Supplement, sections 340A.401; and 340A.404, subdivision 10; Laws 1994, chapter 611, section 32; proposing coding for new law in Minnesota Statutes, chapter 340A; repealing Laws 1974, chapter 452.

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 4, as follows:

Those who voted in the affirmative were:

Anderson	Berglin	Dille	Hottinger	Johnson, J.B.
Beckman	Betzold	Fischbach	Janezich	Johnston
Belanger	Cohen	Frederickson	Johnson, D.E.	Kelly
Berg	Day	Hanson	Johnson, D.J.	Kiscaden

Kleis	Lesewski	Novak	Reichgott Junge	Spear
Knutson	Lessard	Oliver	Riveness	Stevens
Kramer	Limmer	Ourada	Robertson	Stumpf
Krentz	Merriam	Pappas	Runbeck	Terwilliger
Kroening	Metzen	Pariseau	Sams	Vickerman
Laidig	Mondale	Piper	Samuelson	Wiener
Langseth	Morse	Pogemiller	Scheevel	
Larson	Neuville	Price	Solon	

Messrs. Chandler, Finn, Ms. Flynn and Ranum voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2558: A bill for an act relating to professions; modifying provisions governing the practice of nursing; amending Minnesota Statutes 1994, section 148.231, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 148.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2310: A bill for an act relating to highways; providing for exemption from liability for rustic roads under certain conditions; amending Minnesota Statutes 1994, section 160.83, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2714: A bill for an act relating to crime prevention; clarifying the misdemeanor-manslaughter statute; amending Minnesota Statutes 1995 Supplement, section 609.20.

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 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnston	Lesewski	Neuville	Pariseau	Robertson
Kiscaden	Limmer	Olson		

So the bill passed and its title was agreed to.

S.F. No. 2275: A bill for an act relating to crime; requiring victim's account of domestic assault or harassment to be considered in determining arrested person's release; requiring notice to certain law enforcement agencies, battered women's programs, and sexual assault programs of release of arrested persons; requiring notice of bail hearings to victims of domestic assault and harassment; amending Minnesota Statutes 1994, section 629.72, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 629.72, subdivisions 2 and 6.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2363: A bill for an act relating to juveniles; clarifying the definition of juvenile petty offense; modifying provisions relating to appointment of counsel and contempt; amending Minnesota Statutes 1994, section 260.301; Minnesota Statutes 1995 Supplement, sections 260.015, subdivision 21; 260.132, subdivision 3a; 260.155, subdivision 2; and 260.195, subdivision 2a.

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 65 and nays 1, 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	Janezich	Larson	Oliver	Sams
Berglin	Johnson, D.E.	Lesewski	Olson	Samuelson
Betzold	Johnson, D.J.	Lessard	Ourada	Scheevel
Chandler	Johnson, J.B.	Limmer	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

Ms. Kiscaden voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2889: A bill for an act relating to local government; the cities of Norwood and Young America in Carver county and their consolidation into the city of Norwood-Young America; repealing Extra Session Laws 1857, chapter 18, section 50; Special Laws 1874, chapter 78; Special Laws 1879, chapters 4 and 152; Special Laws 1881, chapters 31 and 101; Special Laws 1889, chapter 24; and Special Laws 1891, chapters 211 and 272.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kiscaden	Neuville	Oliver	Ourada	Runbeck
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So the bill passed and its title was agreed to.

H.F. No. 2670: A bill for an act relating to the Minnesota municipal board; clarifying authority and procedures; amending Minnesota Statutes 1994, sections 414.01, subdivisions 1, 2, 6a, 7a, 8, 12, and 16; 414.02, subdivision 3; 414.031, subdivision 4; 414.0325, subdivisions 1, 1a, and 3; 414.033, subdivision 5, and by adding a subdivision; 414.041, subdivisions 3 and 5; and 414.061, subdivisions 4 and 5; repealing Minnesota Statutes 1994, sections 414.01, subdivisions 3, 3a, and 4; and 414.061, subdivision 4a.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berglin	Day	Flynn	Janezich
Beckman	Betzold	Dille	Frederickson	Johnson, D.E.
Belanger	Chandler	Finn	Hanson	Johnson, D.J.
Berg	Cohen	Fischbach	Hottinger	Johnson, J.B.

Johnston	Larson	Murphy	Price	Spear
Kelly	Lesewski	Neuville	Ranum	Stevens
Kiscaden	Lessard	Novak	Reichgott Junge	Stumpf
Kleis	Limmer	Oliver	Riveness	Terwilliger
Knutson	Marty	Olson	Robertson	Vickerman
Kramer	Merriam	Ourada	Runbeck	Wiener
Krentz	Metzen	Pappas	Sams	
Kroening	Moe, R.D.	Pariseau	Samuelson	
Laidig	Mondale	Piper	Scheevel	
Langseth	Morse	Pogemiller	Solon	

So the bill passed and its title was agreed to.

S.F. No. 2499: A bill for an act relating to the environment; delaying the effective date for certain used motor oil and motor oil filter provisions; requiring a plan for collection and recycling of used motor oil and used motor oil filters; amending Laws 1995, chapter 220, section 142.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2580: 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.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2687: A bill for an act relating to county fee lands; ratifying certain sales of county fee lands in Lake 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 65 and nays 1, 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

Mr. Chandler voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2349: A bill for an act relating to utilities; increasing penalty for violation of law regulating utilities; amending Minnesota Statutes 1994, section 216B.57.

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 65 and nays 1, 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	Janezich	Larson	Oliver	Sams
Berglin	Johnson, D.E.	Lesewski	Olson	Samuelson
Betzold	Johnson, D.J.	Lessard	Ourada	Scheevel
Chandler	Johnson, J.B.	Limmer	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

Ms. Kiscaden voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2322: A bill for an act relating to motor carriers; authorizing the transportation regulation board to issue charter carrier permits for operation within the city of St. Paul; amending Minnesota Statutes 1994, section 221.121, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Belanger	Berglin	Chandler	Day
Beckman	Berg	Betzold	Cohen	Dille

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

Those who voted in the negative were:

Johnston	Kiscaden	Knutson	Kramer	Lesewski
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So the bill passed and its title was agreed to.

S.F. No. 2342: A bill for an act relating to motor carriers; providing for deregulation of motor carriers of property; establishing a carrier registration system; allowing relief from safety regulations during declared emergency; creating exemptions from certain workplace drug and alcohol testing; requiring alcohol testing; changing the definition of warehouse operator; amending Minnesota Statutes 1994, sections 221.011, subdivision 15, and by adding a subdivision; 221.031, by adding a subdivision; 221.605, subdivision 1; and 231.01, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 221.

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 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Hanson voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2346: A bill for an act relating to corrections; defining the term criminal justice agency in the law governing the data communications network to include detention facilities licensed by the commissioner of corrections; providing appropriate persons with broader access to the detention information system that is supported by the state operated computer network under control of the commissioner of public safety; amending Minnesota Statutes 1994, section 299C.46, 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 65 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Pappas voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1864: A bill for an act relating to data practices; classifying data on members of the criminal alert network; amending Minnesota Statutes 1994, section 13.99, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 299A.61.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2319: A bill for an act relating to public safety; providing for response to state emergencies; making technical and style changes; amending Minnesota Statutes 1994, sections 12.01; 12.02; 12.03; 12.04; 12.11; 12.13; 12.14; 12.21, as amended; 12.22; 12.221; 12.23; 12.24; 12.25; 12.26; 12.27; 12.28; 12.29; 12.301; 12.31; 12.32; 12.33; 12.34; 12.35; 12.36; 12.37; 12.42; 12.43; 12.44; 12.45; and 12.46; proposing coding for new law in Minnesota Statutes, chapter 12; repealing Minnesota Statutes 1994, sections 12.06; 12.07; and 12.08.

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 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Cohen	Frederickson	Johnson, J.B.	Kramer
Beckman	Day	Hanson	Johnston	Krentz
Berg	Dille	Hottinger	Kelly	Kroening
Berglin	Finn	Janezich	Kiscaden	Laidig
Betzold	Fischbach	Johnson, D.E.	Kleis	Langseth
Chandler	Flynn	Johnson, D.J.	Knutson	Larson

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

Ms. Pappas voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 2193: A bill for an act relating to drinking and driving; creating a separate law to prohibit persons under 21 years of age to drive a motor vehicle while consuming or after consuming any amount of alcoholic beverages; providing for license suspension; amending Minnesota Statutes 1995 Supplement, sections 171.18, subdivision 1; and 340A.503, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 169.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Berg, Finn, Janezich and Metzen voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 840: A bill for an act relating to elections; campaign finance; changing the treatment of spending limits and public subsidy in certain cases; amending Minnesota Statutes 1994, section 10A.25, subdivision 10; repealing Minnesota Statutes 1994, section 10A.324, subdivision 5.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1888: A bill for an act relating to human services; requiring notification of placement or adoption of a child to the other birth parent; requiring background checks for adoption; requiring affidavits for an emergency order requiring updates to adoption study; defining content of postplacement assessment and report; permitting court-ordered grandparent visitation with an adopted child; recognition of adoption which occurred in a foreign country; defining when adoption records shall become public records; amending Minnesota Statutes 1994, sections 245A.04, subdivision 10; 257.022, subdivision 2, and by adding a subdivision; 259.20, subdivision 2; 259.22, subdivision 4; 259.24, subdivision 2a; 259.41; 259.47, subdivisions 3, 6, 7, 8, and 10; 259.53, subdivision 2; 259.55, subdivision 1; 259.59, subdivision 1; 259.67, subdivision 7; 259.79, subdivision 3; 259.83, subdivision 3; and 259.89, subdivisions 1, 5, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 259; repealing Minnesota Statutes 1994, section 259.47, subdivision 9.

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 65 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Pappas voted in the negative.

So the bill passed and its title was agreed to.

S.F. No. 1875: A bill for an act directing the Minnesota health care commission to establish a task force to study health care taxes.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2044: 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.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2526: A bill for an act relating to crime; making it a crime to obtain cellular telephone service through cellular counterfeiting; requiring forfeiture of cloning paraphernalia used to create cloned cellular telephones; prescribing penalties; amending Minnesota Statutes 1994, section 609.531, subdivision 1; 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2192: A bill for an act relating to crime prevention; clarifying the application of consecutive sentencing provisions to impaired driving and driver's license offenses arising out of a single course of conduct; adding cross-references; amending Minnesota Statutes 1994, sections 169.121, subdivisions 1c and 3; 169.791, by adding a subdivision; 169.797, subdivision 4; and 629.471, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 171.

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 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Janezich voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2938: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 1994, sections 10A.27, subdivision 1; 13.99, subdivisions 8a and 19c; 14.47, subdivision 1; 17.03, subdivision 10; 18.54, subdivisions 1 and 2; 18B.39; 18E.05, subdivision 1; 21.92; 32.417; 41A.023; 41A.04, subdivision 4; 44A.0311; 48.301; 60B.39, subdivision 5; 62D.02, subdivision 4; 62D.12, subdivisions 12 and 13; 62E.04, subdivision 8; 62E.09; 62I.22, subdivision 6; 72C.07, subdivision 1; 83.23, subdivisions 2 and 3; 83.24, subdivisions 3 and 5; 83.26, subdivision 1; 83.28, subdivision 2; 83.30, subdivision 1; 83.31, subdivisions 1 and 3; 83.39, subdivision 1; 85A.02, subdivision 5b; 97B.025; 103G.301, subdivision 3; 103I.101, subdivision 5; 103I.525, subdivisions 8 and 9; 103I.531, subdivisions 8 and 9; 103I.535, subdivision 8; 103I.541, subdivisions 4 and 5; 115A.156, subdivision 3; 115B.223, subdivision 2; 115C.07, subdivision 3; 116C.834, subdivision 1; 116J.403; 116J.63, subdivision 2; 116J.68, subdivision 2; 129D.14, subdivision 5; 136D.23, subdivisions 1 and 2; 136D.83, subdivisions 1 and 2; 144.98, subdivision 4; 145.61, subdivision 5; 145.889; 145.97; 148B.17; 148B.61, subdivision 2; 148B.64, subdivision 2; 148B.69, subdivision 1; 160.265, subdivision 2; 161.1231, subdivision 5; 169.128; 176.021, subdivision 7; 176.129, subdivisions 4a and 13; 176.225, subdivision 2; 176.83, subdivision 7; 177.24, subdivisions 1 and 4; 177.27, subdivision 6; 182.675; 183.375, subdivision 5; 183.411, subdivisions 2a and 3; 183.545; 197.447; 198.002, subdivision 2; 198.003, subdivision 1; 205A.13; 216A.037, subdivision 3; 216B.164, subdivision 6; 216C.10; 216C.14, subdivision 3; 216C.15, subdivision 2; 216C.37, subdivision 7; 223.17, subdivision 3; 239.101, subdivision 4; 240.24, subdivision 2; 240A.03, subdivision 10; 254B.041, subdivision 2; 256.871, subdivision 7; 256.9753, subdivision 3; 256.991; 256B.431, subdivision 22; 256B.501, subdivisions 5a and 10; 256B.502; 256B.503; 256B.74, subdivision 10; 268.166; 268.37, subdivision 3; 270.84, subdivision 1; 270A.12; 270B.07, subdivision 4; 284.28, subdivisions 5 and 6; 298.39; 299L.07, subdivision 8; 299M.04; 308A.135, subdivision 3; 325D.01, subdivision 1; 325D.69, subdivision 2; 325D.70; 325F.20, subdivision 1; 326.47, subdivision 6; 326.86, subdivision 1; 349A.02, subdivision 6; 352.75, subdivision 1; 352B.26, subdivision 3; 353.271, subdivision 2; 353.84; 354.094, as amended; 354.53, subdivision 1; 354.55, subdivisions 14 and 15; 354.66, subdivisions 1 and 6; 354A.092; 354A.093; 355.391, subdivision 1; 355.392, subdivisions 2 and 3; 356.86, subdivision 2; 356.865, subdivision 2; 363.06, subdivision 4a; 402.01, subdivision 1; 422A.06, subdivision 5; 462A.06, subdivision 11; 462A.07, subdivision 14; 462A.08, subdivision 3; 462A.236; 469.141, subdivision 2; 473.446, subdivision 2; 473.516, subdivision 3; 473.545; 473.639; 480A.06, subdivision 3; 524.3-101; 524.3-108; 524.3-901; 524.3-1204; 525.712; 550.15; 583.285; 624.7132, subdivision 8; 626A.13, subdivision 4; and 629.68; Minnesota Statutes 1995 Supplement, sections 13.99, subdivision 19h; 15.0591, subdivision 2; 15.991, subdivision 1; 16A.6701, subdivision 1; 16B.43, subdivision 1; 16B.748; 41A.066, subdivision 1; 43A.191, subdivision 3; 43A.24, subdivision 2; 47.60, subdivision 4; 62A.307, subdivision 2; 62L.045, subdivision 1; 62M.09, subdivision 5; 72C.03; 79A.31, subdivision 1; 83.26, subdivision 2; 84.9691; 97A.0453; 103B.231, subdivision 3;

103G.301, subdivision 2; 116.07, subdivisions 4 and 4d; 121.703, subdivision 2; 144.057, subdivision 1; 144A.071, subdivision 2; 144A.073, subdivision 8; 144D.06; 148C.03, subdivision 1; 151.37, subdivision 2; 237.16, subdivision 11; 256.737, subdivision 1a; 256D.01, subdivision 1b; 275.065, subdivision 6; 276.04, subdivision 2; 295.50, subdivision 4; 297A.25, subdivision 11; 326.50; 336.9-411; 354.05, subdivision 5; 354.63, subdivision 2; 354A.094, subdivision 4; 354D.01, subdivision 2; 354D.06; 462A.201, subdivision 2; 474.191; 525.6197; 609.101, subdivision 2; 609.485, subdivisions 2 and 4; and 626.557, subdivision 16; Laws 1995, chapters 159, section 1; 202, article 4, section 24; and 212, article 4, section 65; First Special Session chapter 3, article 8, section 25, subdivision 6; repealing Minnesota Statutes 1994, sections 13.99, subdivisions 2 and 39a; 148B.60, subdivision 6; 177.28, subdivision 4; 222.61; 254B.041, subdivision 1; 289A.60, subdivision 9; 349.218; 471.6161, subdivision 7; 473.604, subdivision 7; and 473.704, subdivision 6; Laws 1991, chapter 354, article 6, section 7, subdivisions 2 and 3; Laws 1995, chapters 186, sections 38 and 78; 224, sections 117, 118, 119, 120, and 121; 234, article 3, section 3; 247, article 1, section 44; 248, article 10, section 15; and 259, article 3, section 7, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2401: A bill for an act relating to counties; Itasca; exempting the county from certain bidding requirements on the sale of the Itasca County Medical Center.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 3, as follows:

Those who voted in the affirmative were:

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

Mr. Chandler, Ms. Johnston and Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2788: A bill for an act relating to liquor; modifying restrictions for temporary on-sale licenses; amending Minnesota Statutes 1995 Supplement, sections 340A.404, subdivision 10; and 340A.410, subdivision 10.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2054: A bill for an act relating to traffic regulations; requiring driver to stop to yield right-of-way to pedestrian within crosswalk; increasing penalty for failure to yield to pedestrian in crosswalk; directing commissioner to include information pertaining to crosswalk right-of-way in driver's manual; requiring preparation and distribution of publicity concerning traffic regulations; amending Minnesota Statutes 1994, section 171.13, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 169.21, 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2509: A bill for an act relating to public nuisance; clarifying definition of acts constituting a nuisance; amending Minnesota Statutes 1995 Supplement, section 617.81, 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 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Spear voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2483: 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; proposing coding for new law in Minnesota Statutes, chapter 543.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2391: A bill for an act relating to commerce; petroleum tank release cleanup; regulating reimbursement; providing enforcement authority to the commissioner of commerce; making various technical changes; amending Minnesota Statutes 1994, sections 115C.02, by adding a subdivision; 115C.03, subdivision 8; 115C.06; and 115C.09, as amended; Minnesota Statutes 1995 Supplement, sections 115C.02, subdivision 11a; 115C.092, subdivision 1; 115C.10, subdivision 1; 115C.11, subdivision 1; and 115C.12; proposing coding for new law in Minnesota Statutes, chapter 115C; repealing Minnesota Statutes 1994, section 115C.11, subdivisions 3 and 4; Minnesota Statutes 1995 Supplement, section 115C.11, 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 63 and nays 2, as follows:

Those who voted in the affirmative were:

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

Mses. Robertson and Runbeck voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2285: A bill for an act relating to the metropolitan airports commission; clarifying and extending noise mitigation spending requirements; requiring a report; amending Minnesota Statutes 1994, section 473.661, subdivision 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

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

Ms. Johnston, Mr. Oliver and Ms. Runbeck voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2858: A bill for an act relating to Camp Ripley; providing for use of the National Guard Education Center as the state education and training center; proposing coding for new law in Minnesota Statutes, chapter 15.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dille	Johnson, D.J.	Kroening	Metzen
Beckman	Finn	Johnson, J.B.	Laidig	Moe, R.D.
Belanger	Fischbach	Johnston	Langseth	Mondale
Berg	Flynn	Kelly	Larson	Morse
Berglin	Frederickson	Kiscaden	Lesewski	Neuville
Betzold	Hanson	Kleis	Lessard	Novak
Chandler	Hottinger	Knutson	Limmer	Oliver
Cohen	Janezich	Kramer	Marty	Olson
Day	Johnson, D.E.	Krentz	Merriam	Ourada

Pappas
Pariseau
Piper
Pogemiller

Price
Ranum
Reichgott Junge
Riveness

Robertson
Runbeck
Sams
Samuelson

Scheevel
Solon
Spear
Stevens

Stumpf
Terwilliger
Vickerman
Wiener

So the bill passed and its title was agreed to.

H.F. No. 2846: A bill for an act relating to tax-forfeited lands; authorizing the conveyance of certain tax-forfeited land in Faribault county; authorizing public sale of certain tax-forfeited land that borders public water in Hubbard 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 62 and nays 2, as follows:

Those who voted in the affirmative were:

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

Frederickson
Hanson
Hottinger
Janezich
Johnson, D.E.
Johnson, D.J.
Johnson, J.B.
Kelly
Kiscaden
Kleis
Knutson
Kramer
Krentz

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

Novak
Oliver
Olson
Ourada
Pappas
Pariseau
Piper
Pogemiller
Price
Ranum
Reichgott Junge
Riveness
Runbeck

Sams
Samuelson
Scheevel
Solon
Spear
Stevens
Stumpf
Terwilliger
Vickerman
Wiener

Mses. Johnston and Robertson voted in the negative.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 2852 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2852: A bill for an act relating to the organization and operation of state government; appropriating money for economic development and certain agencies of state government; amending Minnesota Statutes 1994, sections 116J.873, as amended; 138.664, by adding a subdivision; 216B.16, by adding a subdivision; 469.056, subdivision 2; and 469.303; Minnesota Statutes 1995 Supplement, sections 79.561, subdivision 3; and 473.252; Laws 1980, chapter 595, section 3, as amended; Laws 1994, chapter 573, sections 1, subdivisions 6 and 7; 4; 5, subdivisions 1 and 2; Laws 1995, chapter 231, article 1, section 33; repealing Minnesota Statutes 1994, sections 138.662, subdivision 5; and 268.9783, subdivision 8.

Ms. Runbeck moved to amend S.F. No. 2852 as follows:

Page 10, after line 26, insert:

"The public utility must at least once annually notify each customer of the cost to the customer of the assistance provided under this section. The notice may appear as a line item on a customer's bill."

CALL OF THE SENATE

Mr. Kroening imposed a call of the Senate for the balance of the proceedings on S.F. No. 2852. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Moe, R.D. moved to amend the Runbeck amendment to S.F. No. 2852 as follows:

Page 1, line 3, delete "must" and insert "may"

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

Mr. Chandler moved to amend the Runbeck amendment to S.F. No. 2852 as follows:

Page 1, line 6, after the period, insert "A public utility must include on its customers' monthly billing statement a line item that states the annual salary of its chief executive officer."

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

Ms. Flynn moved to amend the Runbeck amendment to S.F. No. 2852 as follows:

Page 1, line 3, delete "at least once annually"

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

Ms. Runbeck moved to amend the Chandler amendment to S.F. No. 2852, adopted by the Senate March 7, 1996, as follows:

Page 1, line 4, delete "must" and insert "may"

The question was taken on the adoption of the Runbeck amendment to the Chandler amendment.

The roll was called, and there were yeas 22 and nays 37, as follows:

Those who voted in the affirmative were:

Belanger	Johnson, D.E.	Kramer	Oliver	Scheevel
Berg	Johnston	Larson	Olson	Stevens
Dille	Kiscaden	Lesewski	Ourada	
Fischbach	Kleis	Limmer	Robertson	
Frederickson	Knutson	Neuville	Runbeck	

Those who voted in the negative were:

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

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

Ms. Runbeck withdrew her first amendment.

Mr. Riveness moved to amend S.F. No. 2852 as follows:

Page 9, line 16, after "grant" insert "or loan"

Page 9, line 19, after "receiving" insert "grants or"

The motion prevailed. So the amendment was adopted.

Ms. Runbeck moved to amend S.F. No. 2852 as follows:

Pages 7 to 9, delete section 20 and insert:

"Sec. 20. [116J.8731] [MINNESOTA INVESTMENT FUND.]

Subdivision 1. [PURPOSE.] The Minnesota investment fund is created to provide financial assistance, through partnership with communities, for the creation of new employment or to maintain existing employment, and for business start-up, expansions, and retention. It shall accomplish these goals by the following means:

(1) creation or retention of permanent private-sector jobs in order to create above-average economic growth consistent with environmental protection;

(2) stimulation or leverage of private investment to ensure economic renewal and competitiveness;

(3) increasing the local tax base, based on demonstrated measurable outcomes, to guarantee a diversified industry mix;

(4) improvement of employment and economic opportunity for citizens in the region to create a reasonable standard of living, consistent with federal and state guidelines on low- to moderate-income persons; and

(5) stimulation of productivity growth through improved manufacturing or new technologies.

Subd. 2. [ADMINISTRATION.] The commissioner shall administer the fund as part of the small cities development block grant program. Funds shall be made available to local communities and recognized Indian tribal governments in accordance with the rules adopted for economic development grants in the small cities community development block grant program, except that all units of general purpose local government are eligible applicants for Minnesota investment funds. A home rule charter or statutory city, county, or town may loan or grant money under this section to a regional development commission to provide the local match required for capitalization of a regional revolving loan fund.

Subd. 3. [GRANT LIMITS.] Grants made to local units of government may not be approved for an amount over \$500,000. If the amount of the grant is less than \$500,000, the reasons for the reduction must be given to the applicant. The portion of a grant to a unit of government that exceeds \$100,000 must be repaid to the state when it is repaid to the local government or recognized Indian tribal government by the person or entity to which it was loaned. Money repaid to the state must be credited to the general fund.

Sec. 21. [116J.8732] [PROJECTS.]

Subdivision 1. [ELIGIBLE PROJECTS.] Assistance provided under this section must be used to do the following:

(1) create new jobs or retain existing jobs;

(2) increase or maintain the tax base;

(3) induce investment of private funds;

(4) provide wages and benefits that are comparable to those already being paid in the affected community by businesses of similar size and industry;

(5) retain or expand an existing business; or

(6) attract an out-of-state business.

Subd. 2. [ELIGIBLE EXPENDITURES.] The money appropriated for this section may be used to provide grants for infrastructure, loans, loan guarantees, interest buy-downs, and other forms of participation with private sources of financing, provided that a loan to a private enterprise must be for a principal amount not to exceed one-half of the cost of the project for which financing is sought.

Subd. 3. [CONTRACTUAL OBLIGATIONS.] Any business receiving funds under this program must demonstrate why public dollars are necessary for the project, including private investment that will be made available for the project. The project must have specific goals with respect to employment and the wages and benefits that will be paid. Any recipient that does not meet the negotiated terms of the agreement must repay the assistance in terms specified in the agreement. The commissioner must report annually to the senate jobs, energy and community development finance division and the house of representatives economic development, infrastructure and regulation finance committee on the assistance granted and the wage, benefits, and employment results achieved."

Page 15, line 13, after "sections" insert "116J.873, subdivisions 1, 2, and 4;"

Page 15, line 14, after the period, insert "Minnesota Statutes 1995 Supplement, section 116J.873, subdivisions 3 and 5, are repealed."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Limmer moved to amend the Runbeck amendment to S.F. No. 2852 as follows:

Page 3, delete lines 5 to 7

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

Ms. Runbeck withdrew her amendment.

Mr. Kroening moved to amend S.F. No. 2852 as follows:

Page 2, line 53, delete "to offset anticipated" and insert "for summer youth employment programs."

Page 2, delete lines 54 to 56

Page 15, line 19, delete "Section 23 is effective July 1, 1997."

The motion prevailed. So the amendment was adopted.

Mr. Janezich moved to amend S.F. No. 2852 as follows:

Page 11, after line 9, insert:

"Sec. 23. Minnesota Statutes 1994, section 298.22, is amended by adding a subdivision to read:

Subd. 6. [EQUITY PARTICIPATION.] The board may acquire an equity interest in any project for which it provides funding."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Mr. Finn moved to amend S.F. No. 2852 as follows:

Page 9, line 19, delete "their employees" and insert "each employee"

The motion prevailed. So the amendment was adopted.

Mr. Kroening moved to amend S.F. No. 2852 as follows:

Page 15, after line 14, insert:

"Laws 1988, chapter 684, article 1, section 23, is repealed."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Ms. Runbeck reoffered her second amendment.

Pages 7 to 9, delete section 20 and insert:

"Sec. 20. [116J.8731] [MINNESOTA INVESTMENT FUND.]

Subdivision 1. [PURPOSE.] The Minnesota investment fund is created to provide financial assistance, through partnership with communities, for the creation of new employment or to maintain existing employment, and for business start-up, expansions, and retention. It shall accomplish these goals by the following means:

(1) creation or retention of permanent private-sector jobs in order to create above-average economic growth consistent with environmental protection;

(2) stimulation or leverage of private investment to ensure economic renewal and competitiveness;

(3) increasing the local tax base, based on demonstrated measurable outcomes, to guarantee a diversified industry mix;

(4) improvement of employment and economic opportunity for citizens in the region to create a reasonable standard of living, consistent with federal and state guidelines on low- to moderate-income persons; and

(5) stimulation of productivity growth through improved manufacturing or new technologies.

Subd. 2. [ADMINISTRATION.] The commissioner shall administer the fund as part of the small cities development block grant program. Funds shall be made available to local communities and recognized Indian tribal governments in accordance with the rules adopted for economic development grants in the small cities community development block grant program, except that all units of general purpose local government are eligible applicants for Minnesota investment funds. A home rule charter or statutory city, county, or town may loan or grant money under this section to a regional development commission to provide the local match required for capitalization of a regional revolving loan fund.

Subd. 3. [GRANT LIMITS.] Grants made to local units of government may not be approved for an amount over \$500,000. If the amount of the grant is less than \$500,000, the reasons for the reduction must be given to the applicant. The portion of a grant to a unit of government that exceeds \$100,000 must be repaid to the state when it is repaid to the local government or recognized Indian tribal government by the person or entity to which it was loaned. Money repaid to the state must be credited to the general fund.

Sec. 21. [116J.8732] [PROJECTS.]

Subdivision 1. [ELIGIBLE PROJECTS.] Assistance provided under this section must be used to do the following:

(1) create new jobs or retain existing jobs;

(2) increase or maintain the tax base;

(3) induce investment of private funds;

(4) provide wages and benefits that are comparable to those already being paid in the affected community by businesses of similar size and industry;

(5) retain or expand an existing business; or

(6) attract an out-of-state business.

Subd. 2. [ELIGIBLE EXPENDITURES.] The money appropriated for this section may be used to provide grants for infrastructure, loans, loan guarantees, interest buy-downs, and other forms of participation with private sources of financing, provided that a loan to a private enterprise must be for a principal amount not to exceed one-half of the cost of the project for which financing is sought.

Subd. 3. [CONTRACTUAL OBLIGATIONS.] Any business receiving funds under this program must demonstrate why public dollars are necessary for the project, including private investment that will be made available for the project. The project must have specific goals with respect to employment and the wages and benefits that will be paid. Any recipient that does not meet the negotiated terms of the agreement must repay the assistance in terms specified in the agreement. The commissioner must report annually to the senate jobs, energy and community development finance division and the house of representatives economic development, infrastructure and regulation finance committee on the assistance granted and the wage, benefits, and employment results achieved."

Page 15, line 13, after "sections" insert "116J.873, subdivisions 1, 2, and 4;"

Page 15, line 14, after the period, insert "Minnesota Statutes 1995 Supplement, section 116J.873, subdivisions 3 and 5, are repealed."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Limmer moved to amend the second Runbeck amendment to S.F. No. 2852 as follows:

Page 2, line 25, after the period, insert "Assistance provided under this section cannot be used for a project related to a sports facility. For the purpose of this subdivision, "sports facility" means a building that has a professional sports team as a principal tenant."

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

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The question recurred on the second Runbeck amendment, as amended.

The roll was called, and there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

Beckman	Janezich	Kramer	Oliver	Sams
Belanger	Johnson, D.E.	Laidig	Olson	Samuelson
Berg	Johnson, D.J.	Larson	Ourada	Scheevel
Dille	Johnston	Lesewski	Pariseau	Stevens
Fischbach	Kiscaden	Limmer	Robertson	Vickerman
Frederickson	Knutson	Neuville	Runbeck	

Those who voted in the negative were:

Anderson	Hanson	Langseth	Morse	Ranum
Berglin	Hottinger	Lessard	Murphy	Reichgott Junge
Betzold	Johnson, J.B.	Marty	Novak	Riveness
Chandler	Kelly	Merriam	Pappas	Solon
Cohen	Kleis	Metzen	Piper	Spear
Finn	Krentz	Moe, R.D.	Pogemiller	Stumpf
Flynn	Kroening	Mondale	Price	Wiener

The motion did not prevail. So the second Runbeck amendment, as amended, was not adopted.

Mr. Dille moved to amend S.F. No. 2852 as follows:

Page 9, line 18, after the period, insert "Within two years of the receipt of a grant or loan"

Page 9, line 19, after "pay" insert "at least 75 percent of"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

Beckman	Johnson, D.E.	Langseth	Olson	Stevens
Belanger	Kelly	Lesewski	Ourada	Stumpf
Berg	Kiscaden	Lessard	Pariseau	Vickerman
Dille	Kleis	Limmer	Robertson	
Fischbach	Knutson	Murphy	Runbeck	
Frederickson	Kramer	Neuville	Sams	
Hanson	Laidig	Oliver	Scheevel	

Those who voted in the negative were:

Anderson	Hottinger	Marty	Pappas	Samuelson
Berglin	Janezich	Merriam	Piper	Solon
Betzold	Johnson, D.J.	Metzen	Pogemiller	Spear
Chandler	Johnson, J.B.	Moe, R.D.	Price	Wiener
Cohen	Johnston	Mondale	Ranum	
Finn	Krentz	Morse	Reichgott Junge	
Flynn	Kroening	Novak	Riveness	

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

Mr. Johnson, D.J. moved to amend S.F. No. 2852 as follows:

Page 8, lines 32 to 36, delete the new language and reinstate the stricken language

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 35 and nays 23, as follows:

Those who voted in the affirmative were:

Beckman	Hottinger	Kramer	Neuville	Sams
Belanger	Janezich	Laidig	Oliver	Samuelson
Berg	Johnson, D.E.	Lesewski	Olson	Scheevel
Dille	Johnson, D.J.	Lessard	Ourada	Solon
Finn	Johnson, J.B.	Limmer	Pariseau	Stevens
Frederickson	Kleis	Moe, R.D.	Robertson	Stumpf
Hanson	Knutson	Mondale	Runbeck	Vickerman

Those who voted in the negative were:

Anderson	Flynn	Marty	Pappas	Riveness
Berglin	Johnston	Merriam	Piper	Spear
Betzold	Kelly	Metzen	Price	Wiener
Chandler	Krentz	Morse	Ranum	
Cohen	Kroening	Novak	Reichgott Junge	

The motion prevailed. So the amendment was adopted.

S.F. No. 2852 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 46 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Kroening	Novak	Solon
Beckman	Hanson	Laidig	Pappas	Spear
Berg	Hottinger	Lesewski	Piper	Stevens
Berglin	Janezich	Lessard	Pogemiller	Stumpf
Betzold	Johnson, D.J.	Marty	Price	Vickerman
Chandler	Johnson, J.B.	Metzen	Ranum	Wiener
Cohen	Kelly	Moe, R.D.	Reichgott Junge	
Dille	Knutson	Mondale	Riveness	
Finn	Kramer	Morse	Sams	
Flynn	Krentz	Murphy	Samuelson	

Those who voted in the negative were:

Belanger	Kiscaden	Limmer	Oliver	Robertson
Johnson, D.E.	Kleis	Merriam	Olson	Runbeck
Johnston	Larson	Neuville	Pariseau	Scheevel

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. 2347 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 2347: A bill for an act relating to human services; proposing reform measures; making changes to the Minnesota family investment plan program; case management services to caregivers; defining "intensive ESL"; requiring family support agreement for some families on assistance; providing recovery of AFDC due to an ATM error; defining case manager and two-parent families; adding provisions for employment and training services; adding provisions to food stamp employment and training program; establishing the MNJOBS program; requiring the commissioner to take steps to prevent assistance recipients from obtaining assistance via an ATM or cashing assistance checks at gambling establishments; providing injury protection for tribal JOBS programs; appropriating money to the sliding fee child care program; appropriating money for the AFDC child care entitlement program; amending Minnesota Statutes 1994, sections 53A.09; 256.031, by adding a subdivision; 256.033, by adding a subdivision; 256.034, by adding a subdivision; 256.035, subdivisions 1 and 6a; 256.73, subdivision 1, and by adding subdivisions; 256.736, subdivisions 1a, 3b, 4, and 12; 256D.06, by adding a subdivision; 256D.10; 256D.49, subdivision 3; 256E.08, subdivision 8; and 336.3-206; Minnesota Statutes 1995 Supplement, sections 256.0475, by adding a subdivision; 256.048, subdivisions 1, 4, 6, and 13; 256.73, subdivision 8; 256.736, subdivisions 10, 10a, 14, and 16; 256.737, subdivision 7; 256.76, subdivision 1; 256.81; 256D.02, subdivision 12a; 256D.03, subdivisions 2, 2a, and 3; 256D.05, subdivision 1; 256D.051, subdivisions 1 and 6; 256D.055; and 256D.09, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 1994, section 256.736, subdivisions 10b and 11; Minnesota Statutes 1995 Supplement, section 256.736, subdivision 13.

Mr. Samuelson moved to amend S.F. No. 2347 as follows:

Page 75, after line 20, insert:

"The appropriation for general assistance in Laws 1995, chapter 207, article 1, section 2, subdivision 5, paragraph (c), for fiscal year 1997, is reduced by \$441,000."

The motion prevailed. So the amendment was adopted.

Ms. Kiscaden moved to amend S.F. No. 2347 as follows:

Page 25, line 22, after the period, insert "The county agency shall not deny an application solely because the applicant does not meet at least one of the criterion in this subdivision, but shall continue to process the application and leave the application pending until the residency requirement is met or until eligibility or ineligibility is established."

Page 59, line 35, after the period, insert "The county agency shall not deny an application solely because the applicant does not meet at least one of the criterion in this subdivision, but shall continue to process the application and leave the application pending until the residency requirement is met or until eligibility or ineligibility is established."

Mr. Merriam moved to amend the Kiscaden amendment to S.F. No. 2347 as follows:

Page 1, lines 4 and 10, delete "criterion" and insert "criteria"

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

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

Ms. Kiscaden moved to amend S.F. No. 2347 as follows:

Page 59, line 7, reinstate the stricken "in" and after the stricken "any" insert "either" and reinstate the stricken "of the following ways:"

Page 59, line 8, reinstate the stricken language

Page 59, line 15, reinstate the stricken semicolon and delete the new language and insert "or (2) by providing other persuasive evidence to show that the applicant is a resident of the state, according to rules adopted by the commissioner.

An applicant who"

Page 59, line 19, delete the paragraph coding and delete the new language and strike the old language

Page 59, strike line 20

Page 59, line 21, delete "(2)" and insert "(1)"

Page 59, line 28, delete "(3)" and insert "(2)"

The motion prevailed. So the amendment was adopted.

Mr. Knutson moved to amend S.F. No. 2347 as follows:

Page 1, line 40, delete "MNJOBS PROGRAM" and insert "PILOT PROGRAMS"

Page 13, after line 6, insert:

"Sec. 8. [256.7396] [BONUS FOR SCHOOL ATTENDANCE.]

Subdivision 1. [WAIVER.] The commissioner of human services in collaboration with the commissioner of children, families, and learning shall, using federal waivers if necessary, establish a pilot program in one or more counties selected by the commissioners to provide bonuses and sanctions according to this section to encourage teenagers under the age of 20 who are receiving AFDC to receive a high school diploma or equivalency degree.

Subd. 2. [MANDATORY PARTICIPANTS.] In counties selected for participation in the pilot program, any of the following individuals who do not have a high school diploma or an equivalency degree and are not exempt under subdivision 3 shall be required to participate in the program:

(1) teenagers who are receiving assistance as part of an AFDC household; and

(2) all custodial parents under the age of 20 who are receiving AFDC benefits.

Subd. 3. [EXEMPTIONS.] Teenagers are exempt from mandatory participation in the pilot program when any of the following circumstances apply:

(1) the teenager is pregnant and the pregnancy is in the third month or later;

(2) the teenager is the primary caregiver of a child who is younger than three months old;

(3) the child care needed by the teenager to attend school is not available;

(4) the teenager or the teenager's child has an illness that is expected to last one month or longer; or

(5) in the opinion of the county social worker, there are exceptional circumstances which make participation impossible.

Subd. 4. [ASSESSMENT.] All teenagers required to participate under subdivision 2 must attend an assessment interview. If the teenager misses two scheduled assessments without good reason, the family will lose \$65 of the family's AFDC grant for each month the teenager fails to complete the required assessment.

Subd. 5. [SCHOOL ATTENDANCE REQUIRED; BONUS; SANCTION.] (a) All teenagers participating in the pilot program are required to attend a school or education program leading to a high school diploma or equivalent according to a plan developed during the assessment interview.

(b) Sixty-five dollars shall be added to a family's monthly AFDC grant on behalf of all teenagers attending a regular high school or GED program under an education plan, for every month in which they have two or fewer unexcused absences and no more than four total absences.

(c) If a teenager has more than two unexcused absences in a month, the family AFDC grant shall be reduced by \$65.

(d) If a teenager has two or fewer unexcused absences but more than four total absences, there is no bonus paid and no sanctions imposed.

Subd. 6. [EXCUSED ABSENCES.] Absence from school shall be excused in the following circumstances:

(1) the teenager or the teenager's child was ill, injured, or incapacitated;

(2) the teenager's normal child care arrangement was unavailable and no alternative was available;

(3) the teenager's normal transportation to school or child care was unavailable and no alternative was available;

(4) the teenager or the teenager's child had a scheduled or emergency appointment for medical, dental, or vision care;

(5) the teenager was needed to care for an ill family member;

(6) a member of the teenager's family died;

(7) the teenager had a scheduled or emergency appointment at a court or social services agency; or

(8) other exceptional circumstances.

In addition, absences caused by an illness or injury of the teenager or the teenager's child are not counted if verified by a physician's statement. The determination of whether or not an absence is excused shall be made by the local school administrator.

Subd. 7. [SUPPORT SERVICES PROVIDED.] Teenagers participating in the project are

entitled to child care as necessary to attend school. They must also be provided with transportation assistance for this purpose. Each teenager shall be assigned to a case manager, who is responsible for helping the teenager remove barriers to school attendance.

Subd. 8. [TRANSFER OF ATTENDANCE DATA.] Notwithstanding the requirements of section 13.32, the commissioners of children, families, and learning and human services shall develop procedures to implement the transmittal of data on necessary student attendance to county social services agencies to implement the program authorized by this section."

Page 13, line 13, delete "8" and insert "9"

Page 13, after line 16, insert:

"After obtaining federal waivers for purposes of implementing section 8, the commissioner shall provide written notice to the chairs of the house of representatives and senate health and human services committees, the revisor of statutes, and publish a notice in the State Register to that effect."

Page 13, line 23, delete "9" and insert "10"

Page 13, line 24, delete "8" and insert "7 and 9"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Mr. Samuelson imposed a call of the Senate for the balance of the proceedings on S.F. No. 2347. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the Knutson amendment.

The roll was called, and there were yeas 18 and nays 42, as follows:

Those who voted in the affirmative were:

Belanger	Johnston	Laidig	Oliver	Runbeck
Dille	Kiscaden	Larson	Olson	Stevens
Frederickson	Kleis	Lesewski	Pariseau	
Johnson, D.E.	Knutson	Neuville	Robertson	

Those who voted in the negative were:

Anderson	Flynn	Langseth	Ourada	Samuelson
Beckman	Hanson	Lessard	Pappas	Scheevel
Berg	Hottinger	Limmer	Piper	Solon
Berglin	Janezich	Marty	Pogemiller	Spear
Betzold	Johnson, D.J.	Merriam	Price	Vickerman
Chandler	Johnson, J.B.	Moe, R.D.	Ranum	Wiener
Cohen	Kramer	Mondale	Reichgott Junge	
Finn	Krentz	Morse	Riveness	
Fischbach	Kroening	Murphy	Sams	

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

S.F. No. 2347 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 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Belanger	Berglin	Chandler	Dille
Beckman	Berg	Betzold	Cohen	Finn

Fischbach	Kiscaden	Lessard	Ourada	Runbeck
Flynn	Kleis	Limmer	Pappas	Sams
Frederickson	Knutson	Marty	Pariseau	Samuelson
Hanson	Kramer	Moe, R.D.	Piper	Scheevel
Hottinger	Krentz	Morse	Pogemiller	Solon
Janezich	Kroening	Murphy	Price	Spear
Johnson, D.E.	Laidig	Neuville	Ranum	Stevens
Johnson, D.J.	Langseth	Novak	Reichgott Junge	Stumpf
Johnson, J.B.	Larson	Oliver	Riveness	Vickerman
Johnston	Lesewski	Olson	Robertson	Wiener

Mr. Merriam voted in the negative.

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

MOTIONS AND RESOLUTIONS - CONTINUED

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 Reports 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. 1111: A bill for an act proposing an amendment to the Minnesota Constitution, article XIII, by adding a section; affirming the right of citizens to hunt or take game and fish.

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

Page 1, lines 13 and 22, after "methods" insert ", times, and locations"

Page 1, lines 14 and 23, after "for" insert "public safety and"

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

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

S.F. No. 2115: A bill for an act relating to the operation and financing of state and local government; proposing an amendment to the Minnesota Constitution to limit local property taxes for the funding of primary and secondary education; proposing an amendment to the Minnesota Constitution to establish a property taxpayers' trust fund to receive certain sales tax proceeds; changing property tax class rates; adjusting the computation and payment of the homestead and agricultural credit aid and other aids to local units of government; revising the computation of the property tax refund and renters credit; extending the targeting credit; imposing the sales tax on new clothing and providing sales tax exemptions; adjusting the amounts of certain education levies; imposing a business activity tax; making technical and administrative changes in income, property, sales and use, MinnesotaCare, motor fuels taxes, the dry cleaning facility use fee, and the solid waste generation assessment; providing credits against the income tax; authorizing imposition of sales taxes in the cities of Little Falls and Hermantown; extending the use of the proceeds of the sales tax in the city of Mankato and Cook county; providing a five-week redemption period for certain abandoned properties; allowing certain counties to abate taxes; authorizing the issuance of obligations; authorizing levies by Carlton county and the Valley Branch watershed district; providing for establishment of the Virginia area ambulance district; modifying requirements and limitations that apply to tax increment financing districts; providing

for establishment of special service districts and multiunit residential improvement areas; extending the duration of certain border city enterprise zones; authorizing the cities of Minneapolis, Duluth, and Little Canada to establish special service districts; authorizing the city of Duluth to establish a housing replacement project; authorizing the establishment of distressed rental property districts in the city of Brooklyn Park; authorizing variations from general law for tax increment financing districts in Breckenridge, East Grand Forks, Mountain Iron, South St. Paul, and Woodbury; providing an enterprise zone allocation to the city of Duluth; modifying the distribution of taconite production tax proceeds; authorizing the iron range resources and rehabilitation board to provide certain grants and loans; establishing a tax base sharing mechanism in the taconite tax relief area; removing certain obsolete provisions from the tax law; providing for the effect of certain bond covenants; adjusting the tax base for the tax imposed on pari-mutuel pools and modifying the treatment of unredeemed pari-mutuel tickets; providing for a refund of taxes on unplayed pull-tabs and tipboards; authorizing certain expenditures of gambling proceeds; increasing the tax on motor fuels and providing for distribution of the proceeds of the tax increase; adjusting the base value of motor vehicles subject to the motor vehicle registration tax; authorizing the metropolitan council to impose a sales and use tax to finance transit in the metropolitan area; providing penalties; appropriating money; amending Minnesota Statutes 1994, sections 10A.31, subdivision 3a; 103E.611, subdivision 7; 124.2716, subdivision 3; 124.2727, subdivision 6b; 161.082, subdivision 2a; 162.07, subdivisions 1 and 3; 162.081, subdivision 4; 165.08, subdivision 5; 239.761, subdivision 5; 240.15, subdivisions 1 and 5; 256.025, subdivision 4; 270.067, subdivision 2; 270.07, subdivision 1; 270.102, subdivisions 1, 2, and 3; 270.70, subdivision 2; 270A.03, subdivision 2; 270B.02, by adding a subdivision; 272.01, subdivision 2; 273.02, subdivision 3; 273.11, subdivisions 1a and 14; 273.111, subdivision 3; 273.13, subdivisions 23 and 32; 273.1398, subdivisions 2, 4, and by adding a subdivision; 273.1399, subdivision 5; 275.07, subdivisions 1a and 4; 275.61; 276.111, as amended; 278.01, by adding a subdivision; 278.08; 279.06, subdivision 1; 279.37, by adding a subdivision; 281.17; 287.06; 289A.31, by adding a subdivision; 289A.50, by adding subdivisions; 289A.55, subdivision 5; 289A.56, subdivisions 4 and 6; 290.01, subdivision 4a; 290.06, subdivisions 1, 2c, 22, and by adding a subdivision; 290.091, subdivision 2; 290.0922, subdivisions 1 and 3; 290.095, subdivision 3; 290.17, subdivision 2; 290A.03, subdivision 14; 290A.04, subdivisions 2 and 2h, as amended; 290A.07, subdivision 3, as amended; 290A.10; 290A.14; 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; 296.01, subdivisions 2 and 13; 296.02, subdivision 8, and by adding a subdivision; 296.025, subdivision 6; 296.141, subdivisions 4 and 5; 296.15, by adding a subdivision; 296.17, subdivision 7; 297.04, subdivision 9; 297A.01, subdivision 16; 297A.09; 297A.14, by adding a subdivision; 297A.15, subdivisions 4, 5, and 6; 297A.21, subdivision 4; 297A.211, subdivisions 1 and 3; 297A.24, subdivision 1; 297A.25, subdivisions 8, 14, 28, and by adding subdivisions; 297A.256, subdivision 1; 297A.2572; 297A.2573; 297A.44, subdivision 1; 297A.46; 297E.02, subdivisions 4 and 10; 298.01, subdivision 4e; 298.28, subdivisions 2, 5, and 10; 298.75, subdivision 1; 349.15, by adding a subdivision; 349.154, subdivision 2; 375.192, subdivision 2, and by adding a subdivision; 414.067, subdivision 2; 428A.01, subdivisions 2 and 3; 428A.02, subdivision 1; 444.075, by adding a subdivision; 458A.32, subdivision 4; 465.71; 469.040, by adding a subdivision; 469.167, subdivision 2; 469.173, subdivision 7; 469.176, subdivision 4f; 469.1761, subdivision 1; 469.177, subdivision 3; 471.59, by adding a subdivision; 473.39, subdivision 1, and by adding a subdivision; 473.608, by adding a subdivision; 473.625; 477A.011, subdivisions 3, 20, 27, 32, 34, 35, and by adding subdivisions; and 477A.013, subdivisions 6, 8, and 9; Minnesota Statutes 1995 Supplement, sections 16A.67, subdivision 5; 41A.09, subdivision 2a; 115B.48, by adding subdivisions; 115B.49, subdivisions 2 and 4; 116.07, subdivision 10; 124.226, subdivision 10; 124.2711, subdivision 2a; 124.83, subdivision 4; 124.95, subdivision 4; 124A.03, subdivision 2; 124A.23, subdivision 1; 168.013, subdivision 1a; 256.026; 273.11, subdivision 16; 273.124, subdivisions 1, 3, and 13; 273.13, subdivision 25; 273.1398, subdivisions 1, 6, and 8; 273.1399, subdivision 6; 275.065, subdivisions 3 and 6; 275.08, subdivision 1b; 276.012; 276.04, subdivision 2; 289A.40, subdivision 1; 290.191, subdivisions 5 and 6; 290A.03, subdivision 6; 290A.04, subdivisions 2h and 6; 295.50, subdivisions 3 and 4; 295.53, subdivisions 1 and 5; 296.02, subdivisions 1 and 1b; 296.025, subdivisions 1 and 1b; 296.12, subdivision 3; 297A.02, subdivision 4; 297A.25, subdivisions 57, 59, and 61; 297A.45, subdivisions 2, 3, and 4; 297B.01, subdivision 8; 298.227; 298.24, subdivision 1; 298.28, subdivision 9a; 298.296, subdivision 4; 349.12, subdivision 25; 428A.05; 465.82, subdivision 2; 469.169, subdivisions 9 and 10; 469.175, subdivision 5; 469.176, subdivisions 2, 4c, and 7; 473.253, subdivision 1;

473.39, subdivision 1b; 473.446, subdivisions 1 and 8; 473.448; 473.711, subdivision 2; 477A.0121, subdivision 4; 477A.0132; 477A.03, subdivision 2; and 501B.38, subdivision 1a; Laws 1971, chapter 869, sections 2, subdivisions 2, as amended, 14, and 17, as amended; 3, subdivisions 5, 6, and 9; 4, subdivisions 1, 2, and 5, as amended; 5, subdivisions 1 and 3; 8; 10, subdivision 3b, as amended; 12, subdivisions 1, as amended, and 2, as amended; 17, subdivision 11; 19; 20, subdivision 2; 21; and 24; Laws 1985, chapter 302, section 2, subdivision 1, as amended; Laws 1989, chapter 211, section 4, subdivision 1; Laws 1991, chapter 291, article 8, section 27; Laws 1992, chapter 511, article 8, section 39; Laws 1993, chapter 375, article 9, section 45, subdivisions 2 and 3; Laws 1994, chapter 587, articles 3, section 21; and 5, section 27, subdivisions 1, as amended, 5, as amended, 6, as amended, 8, as amended, 9, as amended, and 10, as amended; and Laws 1995, chapter 264, articles 2, sections 40; 42, subdivision 1; and 44; 3, section 45; and 5, sections 40, subdivision 1; 44, subdivision 4; and 45, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 103D; 115B; 116G; 124; 162; 273; 276; 281; 287; 290; 290A; 297A; 375; 428A; 473; 475; and 477A; proposing coding for new law as Minnesota Statutes, chapter 276A; repealing Minnesota Statutes 1994, sections 162.07, subdivision 4; 290.06, subdivision 21; 290.092; 290.0921; 290.0922; 290A.04, subdivisions 2a and 2b; 290A.091; 290A.23, subdivision 1; 295.37; 295.39; 295.40; 295.41; 295.42; 295.43; 295.50, subdivisions 8, 9, 9a, 11, 12, and 12a; 296.25, subdivision 1a; 297A.01, subdivisions 17 and 20; 297A.02, subdivisions 2 and 5; 297A.14, subdivision 3; 297A.24, subdivision 2; 297A.25, subdivision 53; 473.39, subdivision 1a; 473.446, subdivision 3; 477A.011, subdivisions 35 and 37; 477A.013, subdivision 6; and 477A.014, subdivision 1a; Minnesota Statutes 1995 Supplement, sections 473.39, subdivision 1b; 473.446, subdivision 1a; and 477A.011, subdivision 36; Laws 1971, chapter 869, section 6, subdivision 3; and Laws 1987, chapter 285.

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

Page 6, after line 15, insert:

"Sec. 2. Minnesota Statutes 1995 Supplement, section 273.13, subdivision 24, is amended to read:

Subd. 24. [CLASS 3.] (a) Commercial and industrial property and utility real and personal property, except class 5 property as identified in subdivision 31, clause (1), is class 3a. It has a class rate of ~~three~~ 2.5 percent of the first \$100,000 of market value ~~for taxes payable in 1993 and thereafter, and 5.06~~ four percent of the market value over \$100,000 ~~for taxes payable in 1997 and thereafter~~. In the case of state-assessed commercial, industrial, and utility property owned by one person or entity, only one parcel has a reduced class rate on the first \$100,000 of market value. In the case of other commercial, industrial, and utility property owned by one person or entity, only one parcel in each county has a reduced class rate on the first \$100,000 of market value, except that:

(1) if the market value of the parcel is less than \$100,000, and additional parcels are owned by the same person or entity in the same city or town within that county, the reduced class rate shall be applied up to a combined total market value of \$100,000 for all parcels owned by the same person or entity in the same city or town within the county;

(2) in the case of grain, fertilizer, and feed elevator facilities, as defined in section 18C.305, subdivision 1, or 232.21, subdivision 8, the limitation to one parcel per owner per county for the reduced class rate shall not apply, but there shall be a limit of \$100,000 of preferential value per site of contiguous parcels owned by the same person or entity. Only the value of the elevator portion of each parcel shall qualify for treatment under this clause. For purposes of this subdivision, contiguous parcels include parcels separated only by a railroad or public road right-of-way; and

(3) in the case of property owned by a nonprofit charitable organization that qualifies for tax exemption under section 501(c)(3) of the Internal Revenue Code of 1986, as amended through December 31, 1993, if the property is used as a business incubator, the limitation to one parcel per owner per county for the reduced class rate shall not apply, provided that the reduced rate applies only to the first \$100,000 of value per parcel owned by the organization. As used in this clause, a "business incubator" is a facility used for the development of nonretail businesses, offering access

to equipment, space, services, and advice to the tenant businesses, for the purpose of encouraging economic development, diversification, and job creation in the area served by the organization.

To receive the reduced class rate on additional parcels under clause (1), (2), or (3), the taxpayer must notify the county assessor that the taxpayer owns more than one parcel that qualifies under clause (1), (2), or (3).

(b) Employment property defined in section 469.166, during the period provided in section 469.170, shall constitute class 3b and has a class rate of 2.3 percent of the first \$50,000 of market value and 3.6 percent of the remainder, except that for employment property located in a border city enterprise zone designated pursuant to section 469.168, subdivision 4, paragraph (c), the class rate of the first \$100,000 of market value and the class rate of the remainder is determined under paragraph (a), unless the governing body of the city designated as an enterprise zone determines that a specific parcel shall be assessed pursuant to the first clause of this sentence. The governing body may provide for assessment under the first clause of the preceding sentence only for property which is located in an area which has been designated by the governing body for the receipt of tax reductions authorized by section 469.171, subdivision 1.

(c) Structures which are (i) located on property classified as class 3a, (ii) constructed under an initial building permit issued after January 2, 1996, (iii) located in a transit zone as defined under section 473.3915, subdivision 3, (iv) located within the boundaries of a school district, and (v) not primarily used for retail or transient lodging purposes, shall have a class rate of four percent on that portion of the market value in excess of \$100,000 and any market value under \$100,000 that does not qualify for the three percent class rate under paragraph (a). As used in item (v), a structure is primarily used for retail or transient lodging purposes if over 50 percent of its square footage is used for those purposes. The four percent rate shall also apply to improvements to existing structures that meet the requirements of items (i) to (v) if the improvements are constructed under an initial building permit issued after January 2, 1996, even if the remainder of the structure was constructed prior to January 2, 1996. For the purposes of this paragraph, a structure shall be considered to be located in a transit zone if any portion of the structure lies within the zone. If any property once eligible for treatment under this paragraph ceases to remain eligible due to revisions in transit zone boundaries, the property shall continue to receive treatment under this paragraph for a period of three years."

Page 6, line 34, delete "3.0" and insert "2.5"

Page 12, line 27, strike "1.9" and insert "1.5" and strike "and 1.8"

Page 12, line 28, strike "percent for taxes payable in 1998"

Pages 15 and 16, delete section 3 and insert:

"Sec. 4. Minnesota Statutes 1994, section 273.13, subdivision 31, is amended to read:

Subd. 31. [CLASS 5.] Class 5 property includes:

(1) tools, implements, and machinery of an electric generating, transmission, or distribution system or a pipeline system transporting or distributing water, gas, crude oil, or petroleum products or mains and pipes used in the distribution of steam or hot or chilled water for heating or cooling buildings, which are fixtures;

(2) unmined iron ore and low-grade iron-bearing formations as defined in section 273.14; and

(3) all other property not otherwise classified.

Class 5 property has a class rate of ~~5.06~~ four percent of market value."

Page 16, line 16, after the third "class" insert "rate of three percent for taxes payable in 1996 shall be three percent, the class rate applicable to that portion of class 3a with a class"

Page 16, line 18, after "percent" insert ", and the class rate applicable to the first \$72,000 of market value of seasonal residential recreational property with a class rate of two percent for taxes

payable in 1996 shall be 1.9 percent for taxes payable in 1997 and 1.8 percent for taxes payable in 1998 and thereafter"

Page 22, line 29, delete "other than a school district"

Page 23, line 2, delete "other than a school district" and insert "subdivision"

Page 23, line 8, after "2" insert ", and sections 124.975 and 124A.03, subdivision 2a"

Page 23, line 11, delete "3.5 percent," and insert "∴"

(1) the product of:

(i) one plus 3.5 percent; and

(ii) in the case of a local government subdivision other than a school district, one plus the percentage change in its population as defined under section 477A.011, subdivision 3, or in the case of a school district, one plus the percentage change in its resident pupils in average daily membership as defined under section 124.17. In either case, the percentage change shall be calculated using the most immediately available year's and the second most immediately available year's data. In no case shall the percentage change be less than zero;

minus

(2) one,"

Page 23, line 12, after "levy" insert "the portion of" and delete "entire"

Page 23, line 13, delete "increase for the year" and insert "after deduction of the amounts required to be extended against referendum market value under subdivisions 1 and 2 and sections 124.975 and 124A.03, subdivision 2a, that is in excess of the local government subdivision's prior year's levy after deduction of the amount required to be extended against referendum market value under subdivisions 1 and 2 and sections 124.975 and 124A.03, subdivision 2a,"

Page 23, line 15, after the first "the" insert "population"

Page 23, line 17, after the period, insert "The commissioner of children, families, and learning shall certify the pupils in average daily membership factors in clause (1) to the respective county auditors at the same time."

Page 31, line 1, delete "17" and insert "18"

Page 44, delete lines 3 to 10 and insert "December 31, 1996. The first inflation adjustment under section 1, subdivision 6, must be made for the taxable years beginning after December 31, 1997. Sections 2, 3, and 6 are effective for sales made after July 1, 1997. Section 4 is effective"

Page 89, lines 35 and 36, delete "the boundary of"

Page 90, line 11, delete "within" and insert "outside of"

Renumber the sections in sequence

Amend the title as follows:

Page 2, line 30, delete "32" and insert "31"

Page 3, line 10, delete "subdivision" and insert "subdivisions 24 and"

And when so amended the bill be reported to the Senate without recommendation.
Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 1111 and 2115 were read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate take up the General Orders Calendar. The motion prevailed.

GENERAL ORDERS

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

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

S.F. Nos. 2571, 2227, 2636 and H.F. Nos. 2155, 168, 2478, 2222, 2154, 3162, 1998, which the committee recommends to pass.

H.F. No. 2525, which the committee recommends to pass, after the following motion:

The question was taken on the recommendation to pass H.F. No. 2525.

The roll was called, and there were yeas 33 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Krentz	Murphy	Robertson
Belanger	Janezich	Kroening	Olson	Sams
Berglin	Johnson, D.J.	Larson	Pappas	Scheevel
Cohen	Johnson, J.B.	Lesewski	Pogemiller	Solon
Finn	Johnston	Lessard	Price	Spear
Flynn	Kelly	Marty	Reichgott Junge	
Hanson	Kleis	Morse	Riveness	

Those who voted in the negative were:

Betzold	Kiscaden	Laidig	Neuville	Pariseau
Fischbach	Knutson	Limmer	Oliver	Runbeck
Frederickson	Kramer	Merriam	Ourada	Stevens

The motion prevailed. So H.F. No. 2525 was recommended to pass.

H.F. No. 2377, which the committee recommends to pass, subject to the following motions:

Ms. Wiener moved to amend H.F. No. 2377, as amended pursuant to Rule 49, adopted by the Senate March 5, 1996, as follows:

(The text of the amended House File is identical to S.F. No. 2092.)

Page 2, line 53, delete "17B.02,"

Page 2, line 54, delete "subdivision 4;" and delete "subdivisions 8 and" and insert "subdivision"

Page 2, delete line 55 and insert "subdivision 2; 18B.01,"

Page 2, delete line 57

Page 2, line 58, delete everything after the first semicolon

Page 3, line 1, delete everything before "18C.531,"

Page 3, line 2, delete everything after the semicolon

Page 3, line 3, delete "3; 18C.575; 18D.01, subdivision 8;"

Page 3, line 4, delete "subdivisions 6 and" and insert "subdivision"

Page 3, line 6, after "27.01" insert ", subdivisions 1, 3, 6, and 9" and after "6," insert "and" and delete ", and 10"

Page 3, line 7, delete "31.01,"

Page 3, line 8, delete "subdivision 2;"

Page 3, line 35, delete "216C.33;"

Page 4, line 17, delete "469.124;"

Delete the title and insert:

"A bill for an act relating to state government; repealing obsolete laws; repealing Minnesota Statutes 1994, sections 1.17; 1.25; 1.331; 3.85, subdivision 7; 4.02; 4.45; 6.26; 10.05; 10.38; 15.07; 15.09; 15.14; 15.15; 15.793; 15A.083, subdivisions 2 and 3; 15A.15; 17.14, subdivision 2; 17.351, subdivision 2; 17.47, subdivision 5; 17.53, subdivisions 4 and 11; 17.693, subdivisions 3 and 7; 17.81, subdivision 6; 17.981; 17A.03, subdivision 4; 18.46, subdivision 14; 18.58; 18.77, subdivision 2; 18B.01, subdivision 16; 18C.105; 18C.531, subdivisions 6, 11, 19, 20, and 27; 19.50, subdivision 16; 19.64, subdivision 5; 21.72, subdivision 2; 21.81, subdivision 18; 24.135, subdivisions 6 and 7; 24.165; 25.33, subdivision 2; 25.44; 25.46; 27.01, subdivisions 1, 3, 6, and 9; 27.137, subdivisions 2, 3, 4, 6, and 8; 27.15; 29.21, subdivision 2; 30.01, subdivision 2; 31.51, subdivisions 10 and 12; 31.782, subdivision 2; 31.92, subdivision 1a; 31A.02, subdivision 3; 31A.30; 32.01, subdivisions 3 and 4; 32.077; 32.101; 32.201; 32.205; 32.207; 32.398, subdivision 2; 32.401, subdivision 4; 32.411, subdivision 6; 32.471, subdivision 2; 32.485; 32.531, subdivisions 2, 3, and 4; 35.01; 35.73; 42.02, subdivision 2; 42.06, subdivision 4; 42.09, subdivision 3; 43A.082; 43A.27, subdivision 6; 43A.317, subdivision 11; 43A.47; 47.202; 62D.12, subdivision 12; 84.024; 84.083, subdivision 2; 87.01; 89.013; 89.014; 90.005, subdivisions 1, 4, and 5; 115A.06, subdivision 4; 115A.08; 115A.09; 115A.14, subdivisions 1, 2, and 3; 115A.201; 115A.21; 115A.22; 115A.241; 115A.25; 115A.26; 115A.27; 115A.28, subdivision 1; 115A.29; 115A.291; 115A.97, subdivision 4; 116J.974; 116J.981; 116J.986; 118.02; 118.08; 119.04, subdivision 4; 124B.02; 124B.10; 124B.20, subdivisions 2 and 3; 136A.179; 137.03; 137.05; 137.06; 137.07; 137.08; 137.11; 137.14; 137.15; 137.33; 137.34, subdivision 2; 141.33; 141.34; 148B.34; 152.151; 161.041; 161.086; 166.01; 166.02; 166.03; 166.05; 166.06; 166.07; 166.08; 166.09; 166.10; 169.72, subdivision 3; 175.001, subdivision 5; 175.002; 175.003; 175.004; 175.005; 175.006, subdivision 4; 175.34; 176.1011; 177.34; 186.01; 186.02; 186.03; 186.04; 186.05; 186.06; 186.07; 186.08; 190.10; 191.09; 193.145, subdivision 1; 196.06, subdivision 2; 196.10; 196.11; 196.14; 196.15; 197.971; 197.972; 197.973; 197.974; 197.975; 197.976; 197.977; 197.978; 197.979; 197.98; 197.981; 197.982; 197.983; 197.984; 197.985; 197.986; 198.002, subdivision 4; 202A.17; 216C.19, subdivisions 10, 11, and 12; 216C.21; 216C.22; 216C.23; 216C.24; 246.44; 246.45; 246.46; 251.011, subdivisions 1, 4, 4a, 7, and 8; 254.02; 256B.56; 256B.57; 256B.58; 256B.59; 256B.60; 256B.61; 256B.62; 256B.63; 256E.07, subdivision 1a; 256E.08, subdivision 9; 261.251; 275.064; 280.12; 280.13; 280.25; 280.26; 281.15; 281.26; 281.27; 295.01; 298.226; 298.244; 299D.01, subdivision 5; 299F.01, subdivision 3; 345.20, subdivision 6; 352B.265; 353.011; 367.411; 367.43; 373.013; 373.045; 374.03; 374.04; 374.06; 374.07; 374.22; 374.23; 375.24; 375.383; 375.435; 377.01; 377.03; 377.05; 383A.07, subdivisions 11, 21, 22, and 25; 383A.09; 383A.10; 383A.15; 383A.34; 383A.44; 383B.227; 383B.233; 383B.69; 383C.054; 383C.057; 383C.058; 383D.15; 383D.34; 383D.67; 386.375, subdivision 6; 388.19, subdivision 2; 390.26; 397.05; 397.06; 397.07; 397.08; 397.09; 397.10; 397.101; 397.102; 412.015, subdivision 1; 412.018, subdivision 2; 412.023, subdivision 4; 412.092; 441.01; 441.02; 441.03; 441.04; 441.05; 441.06; 441.07; 441.08; 441.09; 446A.10; 457.13; 458.1931; 458D.13; 465.681; 466.10; 466.12, subdivision 4; 471.74, subdivisions 1 and 3; 471.9975; 471.998; 471A.07; 473.204; 473.418; 473.608, subdivision 20; 473.855; 474.22; 475.75; 477A.011, subdivision 2; 477A.012, subdivisions 1, 3, 4, 7, and 8; 477A.013, subdivision 6; 477A.014, subdivision 1a; 487.12; 515B.1-110; 515B.1-111; 557.022; 611A.07, subdivision 2; 611A.23; 611A.42; 611A.44; 626.559, subdivision 4; 626.563, as amended; 626.855; and 641.111; Minnesota Statutes 1995 Supplement, sections 17A.091, subdivision 2; 115A.14, subdivision 4;

124B.01; 124B.03; 124B.20, subdivision 1; 135A.10, subdivision 1; 136A.043; 471.74, subdivision 2; 474.191; and 477A.012, subdivision 2."

The motion prevailed. So the amendment was adopted.

Ms. Wiener then moved that the amendment made to H.F. No. 2377 by the Committee on Rules and Administration in the report adopted March 5, 1996, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

S.F. No. 2056, which the committee recommends to pass with the following amendment offered by Mr. Novak:

Page 2, after line 10, insert:

"Sec. 2. Minnesota Statutes 1994, section 116J.01, subdivision 4, is amended to read:

Subd. 4. [APPOINTMENT OF DIRECTOR OF THE OFFICE OF TOURISM.] The director of the office of tourism shall be appointed by the governor. The director is under the supervision of the commissioner and serves in the unclassified service."

Page 2, lines 20 to 22, delete the new language

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 9, delete "subdivision" and insert "subdivisions 4 and"

The motion prevailed. So the amendment was adopted.

S.F. No. 2517, which the committee recommends to pass with the following amendment offered by Mr. Stumpf:

Page 1, line 25, strike everything after "council"

Page 1, line 26, delete the new language and strike "terms"

Page 3, line 22, strike everything after "council"

Page 3, line 23, delete the new language and strike everything before the period

The motion prevailed. So the amendment was adopted.

H.F. No. 2330, which the committee recommends to pass with the following amendments offered by Messrs. Kleis and Stevens:

Mr. Kleis moved to amend H.F. No. 2330, the unofficial engrossment, as follows:

Page 1, line 15, delete from "chairs" through page 1, line 18, to "legislators" and insert "state representatives and senators representing the affected legislative districts"

Page 2, delete lines 15 to 17

Mr. Kleis requested division of the amendment as follows:

First portion:

Page 2, delete lines 15 to 17

Second portion:

Page 1, line 15, delete from "chairs" through page 1, line 18, to "legislators" and insert "state representatives and senators representing the affected legislative districts"

The question was taken on the adoption of the first portion of the amendment. The motion prevailed. So the first portion of the amendment was adopted.

Mr. Kleis withdrew the second portion of his amendment.

Mr. Stevens moved to amend H.F. No. 2330, the unofficial engrossment, as follows:

Page 1, line 24, after the semicolon, insert "and"

Page 2, line 3, delete the semicolon

Page 2, delete lines 4 to 13

Page 2, line 14, delete "organization"

The motion prevailed. So the amendment was adopted.

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

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Mr. Moe, R.D. moved that the vote whereby S.F. No. 2852 was passed by the Senate on March 7, 1996, be now reconsidered. The motion prevailed.

S.F. No. 2852: A bill for an act relating to the organization and operation of state government; appropriating money for economic development and certain agencies of state government; amending Minnesota Statutes 1994, sections 116J.873, as amended; 138.664, by adding a subdivision; 216B.16, by adding a subdivision; 469.056, subdivision 2; and 469.303; Minnesota Statutes 1995 Supplement, sections 79.561, subdivision 3; and 473.252; Laws 1980, chapter 595, section 3, as amended; Laws 1994, chapter 573, sections 1, subdivisions 6 and 7; 4; 5, subdivisions 1 and 2; Laws 1995, chapter 231, article 1, section 33; repealing Minnesota Statutes 1994, sections 138.662, subdivision 5; and 268.9783, subdivision 8.

Mr. Moe, R.D. moved that S.F. No. 2852 be laid on the table. The motion prevailed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 3243.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 7, 1996

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

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.

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. 3243 and that the rules of the Senate be so far suspended as to give H.F. No. 3243 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 3243 was read the second time.

Mr. Kroening moved to amend H.F. No. 3243 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 3243, and insert the language after the enacting clause, and the title, of S.F. No. 2852, the first engrossment, as amended by the Senate March 7, 1996.

The motion prevailed. So the amendment was adopted.

H.F. No. 3243 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 45 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Krentz	Morse	Sams
Beckman	Hanson	Kroening	Murphy	Samuelson
Berg	Hottinger	Laidig	Novak	Solon
Betzold	Janezich	Langseth	Pappas	Spear
Cohen	Johnson, D.J.	Lesewski	Piper	Stevens
Day	Johnson, J.B.	Lessard	Pogemiller	Stumpf
Dille	Kelly	Marty	Price	Terwilliger
Finn	Knutson	Moe, R.D.	Ranum	Vickerman
Flynn	Kramer	Mondale	Reichgott Junge	Wiener

Those who voted in the negative were:

Belanger	Kiscaden	Merriam	Olson	Robertson
Fischbach	Kleis	Neuville	Ourada	Runbeck
Johnson, D.E.	Limmer	Oliver	Pariseau	Scheevel
Johnston				

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

MEMBERS EXCUSED

Mr. Chmielewski was excused from the Session of today. Mr. Metzen was excused from the Session of today at 2:30 p.m. Mr. Larson was excused from the Session of today from 9:30 to 10:50 a.m. and at 4:40 p.m. Mr. Mondale was excused from the Session of today from 9:30 to 10:45 a.m. Mr. Terwilliger was excused from the Session of today from 9:30 to 10:45 a.m. and 12:00 noon to 4:40 p.m. Mr. Novak was excused from the Session of today from 2:20 to 3:00 p.m. Mr. Chandler was excused from the Session of today at 3:45 p.m. Mr. Day was excused from the Session of today at 12:00 noon. Mr. Stumpf was excused from the Session of today at 2:00 to 2:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Friday, March 8, 1996.
The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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