

STATE OF MINNESOTA

Journal of the Senate

SEVENTY-NINTH LEGISLATURE

NINETY-SIXTH DAY

St. Paul, Minnesota, Tuesday, March 12, 1996

The Senate met at 10:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Marilyn Saure Breckenridge.

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

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

The President declared a quorum present.

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

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. 2624: A bill for an act relating to insurance; clarifying coverage under homeowner's insurance for day care services; amending Minnesota Statutes 1994, section 65A.27, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 65A.

Senate File No. 2624 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 11, 1996

CONCURRENCE AND REPASSAGE

Ms. Wiener moved that the Senate concur in the amendments by the House to S.F. No. 2624 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2624 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.

They were yeas 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Hottinger	Langseth	Neuville	Robertson
Beckman	Janezich	Larson	Novak	Runbeck
Belanger	Johnson, D.E.	Lesewski	Oliver	Sams
Berg	Johnson, D.J.	Lessard	Olson	Samuelson
Betzold	Johnson, J.B.	Limmer	Pappas	Solon
Cohen	Johnston	Marty	Pariseau	Spear
Dille	Kleis	Merriam	Piper	Stumpf
Fischbach	Knutson	Metzen	Pogemiller	Terwilliger
Frederickson	Kramer	Moe, R.D.	Price	Vickerman
Hanson	Kroening	Morse	Reichgott Junge	Wiener

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce 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. 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.

Senate File No. 1902 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 11, 1996

Ms. Pappas moved that the Senate do not concur in the amendments by the House to S.F. No. 1902, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee 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. 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.

Senate File No. 2116 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 11, 1996

Mr. Solon moved that the Senate do not concur in the amendments by the House to S.F. No. 2116, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee 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 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1872: A bill for an act relating to peace officer training; requiring peace officers to undergo training in community policing techniques; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Wejcman, Clark and Stanek.

Senate File No. 1872 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 11, 1996

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 referred

H.F. No. 2256 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

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

CONSENT CALENDAR

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

CALENDAR

H.F. No. S.F. No.
2256 2056

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2256 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2256 and insert the language after the enacting clause of S.F. No. 2056, the second engrossment; further, delete the title of H.F. No. 2256 and insert the title of S.F. No. 2056, the second engrossment.

And when so amended H.F. No. 2256 will be identical to S.F. No. 2056, and further recommends that H.F. No. 2256 be given its second reading and substituted for S.F. No. 2056, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2565 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
				2565	2636

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2565 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2565 and insert the language after the enacting clause of S.F. No. 2636, the first engrossment; further, delete the title of H.F. No. 2565 and insert the title of S.F. No. 2636, the first engrossment.

And when so amended H.F. No. 2565 will be identical to S.F. No. 2636, and further recommends that H.F. No. 2565 be given its second reading and substituted for S.F. No. 2636, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1922 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1922	1708				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1922 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1922 and insert the language after the enacting clause of S.F. No. 1708, the first engrossment; further, delete the title of H.F. No. 1922 and insert the title of S.F. No. 1708, the first engrossment.

And when so amended H.F. No. 1922 will be identical to S.F. No. 1708, and further recommends that H.F. No. 1922 be given its second reading and substituted for S.F. No. 1708, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2841 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2841	2397				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2841 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2841 and insert the language after the enacting clause of S.F. No. 2397, the second engrossment; further, delete the title of H.F. No. 2841 and insert the title of S.F. No. 2397, the second engrossment.

And when so amended H.F. No. 2841 will be identical to S.F. No. 2397, and further recommends that H.F. No. 2841 be given its second reading and substituted for S.F. No. 2397, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 1800 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1800	1655				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 1800 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1800 and insert the language after the enacting clause of S.F. No. 1655, the first engrossment; further, delete the title of H.F. No. 1800 and insert the title of S.F. No. 1655, the first engrossment.

And when so amended H.F. No. 1800 will be identical to S.F. No. 1655, and further recommends that H.F. No. 1800 be given its second reading and substituted for S.F. No. 1655, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2419 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2419	2238				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2419 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2419 and insert the language after the enacting clause of S.F. No. 2238, the first engrossment; further, delete the title of H.F. No. 2419 and insert the title of S.F. No. 2238, the first engrossment.

And when so amended H.F. No. 2419 will be identical to S.F. No. 2238, and further recommends that H.F. No. 2419 be given its second reading and substituted for S.F. No. 2238, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2493 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2493	2126				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2493 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2493 and insert the language after the enacting clause of S.F. No. 2126, the first engrossment; further, delete the title of H.F. No. 2493 and insert the title of S.F. No. 2126, the first engrossment.

And when so amended H.F. No. 2493 will be identical to S.F. No. 2126, and further recommends that H.F. No. 2493 be given its second reading and substituted for S.F. No. 2126, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2816 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2816	2454				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2816 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2816 and insert the language after the enacting clause of S.F. No. 2454, the first engrossment; further, delete the title of H.F. No. 2816 and insert the title of S.F. No. 2454, the first engrossment.

And when so amended H.F. No. 2816 will be identical to S.F. No. 2454, and further recommends that H.F. No. 2816 be given its second reading and substituted for S.F. No. 2454, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2402 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2402	2209				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2402 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2402 and insert the language after the enacting clause of S.F. No. 2209, the first engrossment; further, delete the title of H.F. No. 2402 and insert the title of S.F. No. 2209, the first engrossment.

And when so amended H.F. No. 2402 will be identical to S.F. No. 2209, and further recommends that H.F. No. 2402 be given its second reading and substituted for S.F. No. 2209, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 2588 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS

CONSENT CALENDAR

CALENDAR

H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2588	2120				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 2588 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2588 and insert the language after the enacting clause of S.F. No. 2120, the third engrossment; further, delete the title of H.F. No. 2588 and insert the title of S.F. No. 2120, the third engrossment.

And when so amended H.F. No. 2588 will be identical to S.F. No. 2120, and further recommends that H.F. No. 2588 be given its second reading and substituted for S.F. No. 2120, and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 2256, 2565, 1922, 2841, 1800, 2419, 2493, 2816, 2402 and 2588 were read the second time.

MOTIONS AND RESOLUTIONS

Ms. Johnston moved that the name of Mr. Kleis be added as a co-author to S.F. No. 1865. The motion prevailed.

Mr. Larson introduced--

Senate Resolution No. 108: A Senate resolution congratulating Karla Rose on being chosen Young Career Woman for 1996.

Referred to the Committee on Rules and Administration.

Mr. Kelly moved that S.F. No. 2871 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules and Administration. The motion prevailed.

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. 2720: A bill for an act relating to elections; permitting simultaneous candidacy for nomination by major and minor parties with their consent under certain conditions; amending Minnesota Statutes 1994, sections 200.02, subdivision 7, and by adding a subdivision; 204B.04, subdivision 2, and by adding a subdivision; 204D.12; and 204D.13, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 204B.06, subdivision 1; repealing Minnesota Statutes 1994, section 204D.10, 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 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Ms. Pappas voted in the negative.

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2643: A bill for an act relating to health; authorizing the dispensing of a prescription written by a physician, osteopath, podiatrist, dentist, or veterinarian licensed in any state or jurisdiction of the United States; amending Minnesota Statutes 1994, section 152.11, by adding subdivisions.

Pursuant to Rule 22, Mr. Johnson, D.J. moved to be excused from voting on all questions relating to S.F. No. 2643. The motion prevailed.

S.F. No. 2643 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 53 and nays 4, as follows:

Those who voted in the affirmative were:

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

Ms. Anderson, Mr. Betzold, Ms. Pappas and Robertson voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2778: A bill for an act relating to courts; authorizing a pilot project court combining family, probate, and juvenile court matters in the second judicial district.

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 56 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2532: A bill for an act relating to the Minneapolis park and recreation board; providing for the appointment of various employees; amending Laws 1969, chapter 1024, section 1, as amended.

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2059: A bill for an act relating to veterinarians; changing the veterinary practice act; amending Minnesota Statutes 1994, sections 156.001, subdivisions 3 and 6; 156.01, subdivisions 1, 2, 5, and by adding a subdivision; 156.02; 156.04; 156.05; 156.06; 156.07; 156.071; 156.072; 156.081; 156.10; 156.12, subdivisions 2, 3, and 4; 156.16, subdivisions 3 and 14; 156.17; and 156.18, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapter 156; repealing Minnesota Statutes 1994, section 156.12, subdivision 5.

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 53 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Betzold	Flynn	Merriam	Reichgott Junge	Spear
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So the bill passed and its title was agreed to.

H.F. No. 1540: A bill for an act relating to retirement; the Minneapolis teachers retirement fund association; providing for purchase of allowable service credit for public school employment outside the state of Minnesota; proposing coding for new law in Minnesota Statutes, chapter 354A.

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	Berg	Cohen	Flynn	Hottinger
Beckman	Berglin	Dille	Frederickson	Janezich
Belanger	Betzold	Fischbach	Hanson	Johnson, D.E.

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2381: A bill for an act relating to telecommunications; regulating intrastate interLATA telecommunications services; proposing coding for new law in Minnesota Statutes, chapter 237.

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2152: A bill for an act relating to transportation; abolishing specific highway service sign program and directing commissioner of transportation to adopt rules to administer highway service signs; eliminating limitation on funding advances for completing county state-aid

highways in cities; prohibiting motor vehicle from closely following ambulance responding to emergency; providing for turnbacks to local governments of legislative routes Nos. 232, 261, 300, 326, and 385; amending Minnesota Statutes 1994, sections 162.08, subdivision 5; 169.18, subdivision 8; and 169.59, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 160; repealing Minnesota Statutes 1994, sections 160.292, subdivisions 1, 2, 3, 4, 5, 8, 9, and 10; 160.293; 160.294; 160.295; 160.296; and 160.297; Minnesota Statutes 1995 Supplement, section 160.292, subdivisions 6, 7, and 7a.

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

So the bill passed and its title was agreed to.

S.F. No. 2123: A bill for an act relating to children; clarifying the procedures peace officers must follow when deciding where to place a child placed on a health and welfare hold; requiring certain notices; clarifying the duties of related persons receiving a child on a 72-hour health and welfare hold; clarifying the reporting procedures and requirements for the placing officer to notify the county agency and the court; changing certain emergency licensing procedures; authorizing certain petitions and appearances; specifying review in certain cases; amending Minnesota Statutes 1994, sections 257.02; 257.03; 260.015, subdivision 14; 260.165, subdivision 3, and by adding a subdivision; 260.171, subdivision 2; 260.173, subdivision 2; Minnesota Statutes 1995 Supplement, section 245A.035, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 257.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1704: A bill for an act relating to commerce; making various technical and conforming changes related to limited liability companies; regulating investment securities;

amending Minnesota Statutes 1994, sections 322B.105; 322B.115, subdivisions 2, 3, and 4; 322B.125, subdivision 1; 322B.135, subdivision 3; 322B.145; 322B.15, subdivisions 1, 3, and 4; 322B.155; 322B.175; 322B.20, subdivision 2; 322B.30, subdivision 3; 322B.313, subdivision 2; 322B.33, subdivisions 4 and 9; 322B.34, subdivisions 1 and 3; 322B.346, subdivision 2; 322B.36, subdivisions 2 and 3; 322B.363, subdivision 1; 322B.373, subdivision 2; 322B.376; 322B.383, subdivision 1; 322B.386, subdivisions 4 and 7; 322B.40, subdivision 6; 322B.42, subdivisions 2 and 4; 322B.54, subdivision 1; 322B.56, subdivision 1; 322B.60, subdivision 2; 322B.643, subdivision 3; 322B.646; 322B.653; 322B.666, subdivision 2; 322B.693, subdivision 1; 322B.699, subdivision 6; 322B.72, subdivisions 2 and 3; 322B.75, subdivision 1; 322B.77, subdivision 1; 322B.803, subdivisions 1 and 2; 322B.813, subdivision 5; 322B.833, subdivisions 1, 2, and 4; Minnesota Statutes 1995 Supplement, sections 322B.12, subdivision 1; 336.8-103; and 336.8-603.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 236: A bill for an act relating to civil actions; including occupational therapists in the limitation period for bringing suit against health care professionals; amending Minnesota Statutes 1994, section 541.07.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 1662: A bill for an act relating to alcoholic beverages; requiring retail establishments to post signs warning of the dangers of alcohol consumption by pregnant women; amending Minnesota Statutes 1994, section 340A.410, by adding a subdivision; repealing Minnesota Statutes 1994, sections 144.3871; and 340A.410, 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 42 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Johnson, D.J.	Marty	Pariseau	Solon
Beckman	Johnson, J.B.	Mondale	Piper	Spear
Belanger	Kelly	Morse	Pogemiller	Stumpf
Berglin	Kramer	Murphy	Price	Terwilliger
Dille	Kroening	Neuville	Ranum	Vickerman
Flynn	Laidig	Novak	Reichgott Junge	Wiener
Frederickson	Langseth	Oliver	Runbeck	
Hottinger	Lessard	Olson	Sams	
Johnson, D.E.	Limmer	Pappas	Samuelson	

Those who voted in the negative were:

Berg	Janezich	Krentz	Metzen	Scheevel
Betzold	Johnston	Larson	Moe, R.D.	Stevens
Fischbach	Kleis	Lesewski	Ourada	
Hanson	Knutson	Merriam	Robertson	

So the bill passed and its title was agreed to.

S.F. No. 2203: A bill for an act relating to waters; requiring the Minnesota river basin joint powers board to coordinate cleanup efforts; proposing coding for new law in Minnesota Statutes, chapter 103F.

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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2196: A bill for an act relating to housing; permitting a mortgagee to provide a resident caretaker for a premises; authorizing entry into tenant's premises under certain circumstances; amending Minnesota Statutes 1994, section 582.031, subdivision 2; Minnesota Statutes 1995 Supplement, section 504.183, subdivision 3.

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

So the bill passed and its title was agreed to.

S.F. No. 1905: A bill for an act relating to parks and recreation; adding to and deleting from state parks.

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

So the bill passed and its title was agreed to.

H.F. No. 3217: A bill for an act relating to claims against the state; providing for payment of various claims; appropriating money.

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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2413: A bill for an act relating to cemeteries; clarifying procedures for examination of certain accounts and records by the state auditor; providing for transfer of cemeteries to and from local units of government; amending Minnesota Statutes 1994, sections 149.13, subdivision 5; 306.02, subdivision 2; 306.025; 306.243, by adding a subdivision; and 306.97.

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

So the bill passed and its title was agreed to.

H.F. No. 2040: A bill for an act relating to housing; providing for waiver of fees and surcharges imposed on motor vehicle registration data requests under certain circumstances; requiring the tenant's full name and date of birth in a written lease; requiring tenant screening reports and unlawful detainer case files to include certain information; requesting a study; amending Minnesota Statutes 1994, sections 168.345, subdivision 3, and by adding a subdivision; 504.012; 504.181, subdivision 1; 504.30, subdivision 4, and by adding a subdivision; and 566.05.

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2380: A bill for an act relating to motor vehicles; specifying percentages of the motorcycle safety fund that may be spent on administration and motorcycle safety instruction; amending Minnesota Statutes 1995 Supplement, section 126.115, subdivision 3.

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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2376: A bill for an act relating to state land; modifying provisions for the establishment of boundary lines; modifying provisions relating to the sale of trust lands; authorizing the commissioner of natural resources to pay certain outstanding real estate taxes and assessments; authorizing the commissioner of natural resources to transfer improvements on state-owned land; authorizing the commissioner of natural resources to sell certain land; authorizing the private sale of certain land; amending Minnesota Statutes 1994, sections 84.0273; 92.06, subdivisions 1 and 4; 92.16, subdivision 1; and 94.10, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 92; and 94.

Mr. Laidig moved that S.F. No. 2376, No. 25 on the Calendar, be stricken and placed at the top of General Orders. The motion prevailed.

S.F. No. 1775: A bill for an act relating to game and fish; requiring a turkey stamp; setting a fee; directing use of proceeds; amending Minnesota Statutes 1994, sections 97A.055, subdivisions 4 and 4a; 97A.075, by adding a subdivision; 97A.475, subdivision 5; 97B.603; and 97B.721.

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 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Dille, Sams and Samuelson voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 2415: A bill for an act relating to housing; modifying procedures for allocating bonding authority to cities for single-family housing; making technical corrections; amending Minnesota Statutes 1994, sections 474A.061, subdivision 2b; 474A.131, subdivisions 1 and 1a; and 474A.14; Minnesota Statutes 1995 Supplement, sections 474A.061, subdivisions 2a and 2c; and 474A.091, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 474A.

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

So the bill passed and its title was agreed to.

S.F. No. 2457: A bill for an act relating to public employees; regulating the salaries of certain higher education officers; prescribing the form and use of uniform collective bargaining settlement forms; allowing certain students to work for department of transportation for 48 months; ratifying certain labor agreements and compensation plans; appropriating money; amending Minnesota Statutes 1994, sections 3.855, subdivision 4; 43A.08, subdivision 4; 43A.17, subdivision 1; 179A.03, subdivision 4; and 179A.07, by adding a subdivision; Minnesota Statutes 1995 Supplement, sections 15A.081, subdivision 7b; 43A.18, subdivision 2; and 179A.04, subdivision 3.

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

So the bill passed and its title was agreed to.

S.F. No. 1865: A bill for an act relating to motor vehicles; allowing special motorcycle license plates for Vietnam veterans; imposing conditions on issuance of driver's licenses to persons under age 18; amending Minnesota Statutes 1994, sections 168.123, subdivisions 1 and 4; and 171.05, by adding a subdivision; Minnesota Statutes 1995 Supplement, section 171.04, 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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2205: A bill for an act relating to agriculture; changing provisions of the consolidated food licensing law; amending Minnesota Statutes 1994, sections 28A.04, subdivision 1; 28A.09, subdivision 1; 28A.15, subdivisions 7 and 8; 28A.16; and 28A.17; Minnesota Statutes 1995 Supplement, sections 28A.03; and 28A.08, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 2284: A bill for an act relating to the military; changing the reenlistment bonus program; amending Minnesota Statutes 1994, section 192.501, as amended.

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

So the bill passed and its title was agreed to.

H.F. No. 2116: A bill for an act relating to agriculture; changing provisions of plant pests, fertilizer, and lime; changing licensing requirements for aquatic pest control applicators; amending Minnesota Statutes 1994, sections 18.52, subdivisions 2 and 5; 18.53; 18B.32; 18B.33, subdivision 1; 18B.34, subdivision 1; 18C.005, subdivisions 6, 13, 20, 22, 33, 34, and by adding a subdivision; 18C.115, subdivision 2; 18C.215, subdivisions 1 and 2; 18C.415, subdivision 1; 18C.531, subdivision 8, and by adding a subdivision; 18C.545, subdivision 2; and 18E.03, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 18B; repealing Minnesota Statutes 1994, section 18C.531, subdivision 26.

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

So the bill passed and its title was agreed to.

S.F. No. 2093: A bill for an act relating to agriculture; reducing and eliminating penalties for violating the adulterated dairy products law; authorizing a dairy assistance program; requiring inspection and permits of bulk milk pick-up tankers; changing certain standards for milk used for manufacturing purposes; appropriating money; amending Minnesota Statutes 1994, sections 32.21, subdivision 4; 32.394, subdivision 8d, and by adding a subdivision; and 32.415.

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

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

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

So the bill passed and its title was agreed to.

H.F. No. 2321: A bill for an act relating to the metropolitan airports commission; prohibiting free parking; amending Minnesota Statutes 1994, section 473.608, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

Those who voted in the affirmative were:

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

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

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

So the bill passed and its title was agreed to.

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

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

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

So the bill passed and its title was agreed to.

S.F. No. 1861: A bill for an act relating to the environment; modifying provisions relating to the management of waste and solid waste assessments and taxes; modifying provisions relating to toxics in products; amending Minnesota Statutes 1994, sections 115A.03, subdivision 21, and by adding subdivisions; 115A.50; 115A.916; 115A.919, by adding a subdivision; 115A.923, subdivision 1a; 115A.93, subdivision 3; 115A.9301, by adding a subdivision; 115A.965, subdivision 3; 115A.9651, as amended; and 115D.09; Minnesota Statutes 1995 Supplement, sections 115A.072, subdivision 1; 115A.411, subdivision 2; 115A.554; 115A.965, subdivision 1; 115A.981, subdivision 3; 116.07, subdivision 10; and 297A.45, subdivisions 2 and 3; proposing coding for new law in Minnesota Statutes, chapter 115A; repealing Minnesota Statutes 1994, sections 115A.072, subdivision 3; 115A.154; 115A.156; 115A.48, subdivisions 2 and 5; 115A.53; 115A.913, subdivision 5; 115A.9162; and 115A.991; Minnesota Statutes 1995 Supplement, sections 115A.0715; 115A.55, subdivision 3; and 115D.05.

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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 2630: A bill for an act relating to health; allowing a director of nursing to serve as a licensed nursing home administrator under certain circumstances; amending Minnesota Statutes 1994, section 144A.04, 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

Limmer
Marty
Merriam
Metzen
Moe, R.D.
Mondale
Morse

Murphy
Neuville
Novak
Oliver
Olson
Ourada
Pappas

Pariseau
Piper
Pogemiller
Price
Ranum
Reichgott Junge
Robertson

Runbeck
Sams
Samuelson
Scheevel
Solon
Spear
Stevens

Stumpf
Terwilliger
Vickerman
Wiener

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 H.F. No. 2206 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2206: A bill for an act relating to education; removing mandates from higher education; requiring increased accountability and performance for funding; amending Minnesota Statutes 1994, sections 15.43, subdivisions 2 and 3; 16B.01, subdivision 2; 16B.21, subdivisions 1 and 3; 16B.33, subdivisions 1, 3, 4, and by adding a subdivision; 16B.35, by adding a subdivision; 16B.41, subdivision 2; 16B.482; 16B.49; 16B.531; 16B.54, subdivision 1; 16B.85, subdivision 2; 43A.05, subdivision 4; 43A.10, subdivision 3; 123.70, subdivision 10; 135A.033; 135A.14, as amended; 137.37; 169.448, subdivision 2; 201.1611; and 248.07, subdivision 7; Minnesota Statutes 1995 Supplement, sections 16B.17, subdivision 6; 16B.465, subdivision 4; 43A.06, subdivision 1; 135A.181; 136A.101, subdivision 10; 136F.06, subdivisions 1 and 2; 136F.12; 136F.16, subdivision 3; 136F.18; 136F.30; 136F.36, subdivision 2; 136F.44; 136F.50; 136F.53, subdivisions 1 and 3; 136F.58; 136F.71, by adding a subdivision; 136F.72, subdivision 3; 136F.80, subdivision 2; and 169.441, subdivision 5; Laws 1995, chapter 212, article 2, sections 15; and 20, subdivisions 1 and 2; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A; and 136F; repealing Minnesota Statutes 1994, sections 137.03; 137.05; 137.06; 137.07; 137.08; 137.11; 137.14; 137.15; and 137.33; Minnesota Statutes 1995 Supplement, sections 135A.08; 136F.25; and 136F.59, subdivision 1; Laws 1995, chapter 212, article 1, section 6, subdivision 1.

Ms. Flynn moved to amend H.F. No. 2206, the unofficial engrossment, as follows:

Page 15, lines 24 and 25, reinstate the stricken language

Page 15, lines 28 to 32, reinstate the stricken language

Page 15, line 33, reinstate the stricken language and delete the new language

Page 15, lines 34 to 36, delete the new language

Page 16, lines 1 to 7, delete the new language

CALL OF THE SENATE

Mr. Murphy imposed a call of the Senate for the balance of the proceedings on H.F. No. 2206. The Sergeant at Arms was instructed to bring in the absent members.

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

The roll was called, and there were yeas 33 and nays 25, as follows:

Those who voted in the affirmative were:

Belanger
Berg

Berglin
Cohen

Dille
Fischbach

Flynn
Frederickson

Johnson, D.E.
Johnson, D.J.

Johnston	Laidig	Neuville	Pariseau	Spear
Kiscaden	Langseth	Oliver	Ranum	Stevens
Knutson	Lesewski	Olson	Reichgott Junge	Terwilliger
Kramer	Limmer	Ourada	Runbeck	
Kroening	Merriam	Pappas	Scheevel	

Those who voted in the negative were:

Anderson	Janezich	Marty	Piper	Samuelson
Beckman	Kelly	Metzen	Pogemiller	Solon
Betzold	Kleis	Mondale	Price	Stumpf
Hanson	Krentz	Morse	Riveness	Vickerman
Hottinger	Lessard	Murphy	Sams	Wiener

The motion prevailed. So the amendment was adopted.

Mr. Stumpf moved to amend H.F. No. 2206, the unofficial engrossment, as follows:

Page 29, line 15, delete "one-third" and insert "two-thirds"

The motion prevailed. So the amendment was adopted.

Mr. Cohen moved to amend H.F. No. 2206, the unofficial engrossment, as follows:

Page 8, lines 7 and 8, delete ", in consultation with the arts board"

The motion prevailed. So the amendment was adopted.

H.F. No. 2206 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 0, as follows:

Those who voted in the affirmative were:

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

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Cohen moved that the following members be excused for a Conference Committee on S.F. No. 1996 at 12:30 p.m.:

Messrs. Cohen, Kelly and Ms. Robertson. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 2783 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 2783: A bill for an act relating to state government; permitting state employees to donate vacation leave for the benefit of a certain state employee.

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 51 and nays 3, as follows:

Those who voted in the affirmative were:

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

Ms. Johnston, Messrs. Merriam and Scheevel voted in the negative.

So the bill passed and its title was agreed to.

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. Belanger in the chair.

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

S.F. No. 1117 and H.F. Nos. 2375, 732, which the committee recommends to pass.

S.F. No. 1956, which the committee recommends to pass with the following amendment offered by Mr. Dille:

Page 2, line 34, after the first comma, insert "or" and after the first "other" insert "Minnesota citizens or" and delete ", or other" and insert a period

Page 2, delete line 35

Page 3, line 23, before "The" insert "(a)"

Page 3, line 30, after the period, insert "A power generation facility may not be selected to participate in the project or be issued a Minnesota XL permit unless its proposal includes a plan for significantly reducing mercury emissions."

(b)"

Page 3, line 33, after the period, insert "The proposal must address the major pollution impact from the facility or facilities included in the proposal."

(c)"

Page 4, line 14, after "without" insert ": (i)" and delete "any" and insert "the"

Page 4, line 16, after the semicolon, insert "or (ii) transferring pollution impacts into the product;"

Page 7, line 7, delete "the" and delete "of types"

Page 7, line 8, delete "and" and delete everything after "that" and insert "emphasizes participation by members from the local community but does not exclude other stakeholders;"

Page 7, delete line 9

Page 9, line 1, after the period, insert "The agency or the commissioner may order a public informational meeting if the comments received during the comment period demonstrate considerable public interest in the proposed permit action."

Page 9, after line 13, insert:

"(d) The commissioner shall have the discretion to issue, amend, or revoke a Minnesota XL permit if:

(1) the commissioner has included in the public notice information notifying persons of their right to request that the decision to issue, amend, or revoke the Minnesota XL permit be presented to the agency; and

(2) neither the permit applicant, a member of the stakeholders group, or any person commenting on the proposed issuance, amendment, or revocation of the Minnesota XL permit has requested, during the comment period, that the decision be made by the agency or requested a contested case hearing.

If the conditions in clauses (1) and (2) have not been met, or if, prior to the commissioner's decision, one or more members of the agency request that the decision to issue, amend, or revoke the Minnesota XL permit be made by the agency, then the agency shall have the sole authority to make that decision."

The motion prevailed. So the amendment was adopted.

H.F. No. 2298, which the committee recommends to pass with the following amendment offered by Mr. Marty:

Mr. Marty moved to amend H.F. No. 2298, as amended pursuant to Rule 49, adopted by the Senate March 1, 1996, as follows:

(The text of the amended House File is identical to S.F. No. 2529.)

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 1994, section 122.23, subdivision 2, is amended to read:

Subd. 2. (a) Upon a resolution of a school board in the area proposed for consolidation or upon receipt of a petition therefor executed by 25 percent of the voters resident in the area proposed for consolidation or by 50 such voters, whichever is lesser, the county auditor of the county which contains the greatest land area of the proposed new district shall forthwith cause a plat to be prepared. The resolution or petition shall show the approximate area proposed for consolidation.

(b) The resolution or petition may propose the following:

(1) that the bonded debt of the component districts will be paid according to the levies previously made for that debt under chapter 475, or that the taxable property in the newly created district will be taxable for the payment of all or a portion of the bonded debt previously incurred by any component district as provided in subdivision 16;

(2) that obligations for a capital loan or an energy loan made according to section 216C.37 or sections 298.292 to 298.298 outstanding in a preexisting district as of the effective date of consolidation remain solely with the preexisting district that obtained the loan, or that all or a portion of the loan obligations will be assumed by the newly created or enlarged district and paid by the newly created or enlarged district on behalf of the preexisting district that obtained the loan;

(3) that referendum levies previously approved by voters of the component districts pursuant to section 124A.03, subdivision 2, or its predecessor provision, be combined as provided in section 122.531, subdivision 2a or 2b, or that the referendum levies be discontinued;

(4) that the board of the newly created district consist of the number of members determined by the component districts, which may be six or seven members elected according to subdivision 18, or any number of existing school board members of the component districts, and a method to gradually reduce the membership to six or seven; or

(5) that separate election districts from which school board members will be elected, the boundaries of these election districts, and the initial term of the member elected from each of these election districts be established.

The resolution must provide for election of board members from one of the following options: single-member districts; multimember districts; at large; or a combination of these options. The resolution must include a plan for the orderly transition to the option chosen.

A group of districts that operates a cooperative secondary facility funded under section 124.494 may also propose a temporary school board structure as specified in section 124.494, subdivision 7.

If a county auditor receives more than one request for a plat and the requests involve parts of identical districts, the auditor shall forthwith prepare a plat which in the auditor's opinion best serves the educational interests of the inhabitants of the districts or areas affected.

(c) The plat shall show:

(1) Boundaries of the proposed district, as determined by the county auditor, and present district boundaries,

(2) The location of school buildings in the area proposed as a new district and the location of school buildings in adjoining districts,

(3) The boundaries of any proposed separate election districts, and

(4) Other pertinent information as determined by the county auditor.

Sec. 2. Minnesota Statutes 1994, section 122.23, subdivision 18, is amended to read:

Subd. 18. (a) The county auditor shall determine a date, not less than 20 nor more than 60 days from the date that the order setting the effective date of the consolidation according to subdivision 13 was issued, upon which date shall be held a special election in the district for the purpose of electing a board of six members for terms as follows: ~~two until the July 1 one year after the effective date of the consolidation, two until the expiration of one year from said July 1, and two until the expiration of two years from said July 1, to hold office of four years and until a successor is elected and qualifies according to provisions of law governing the election of board members in independent districts. If the resolution or petition for consolidation pursuant to subdivision 2 proposed that the board of the newly created district consists of seven members, then seven members shall be elected at this election for the terms provided in this clause except that three members shall hold office until the expiration of two years from said July 1. Notwithstanding the foregoing, three members of the first board must be elected to terms that expire on the first Monday in January following the first regularly scheduled school district general election that occurs more than six months after the election of the first board and three members must be elected to terms that expire on the first Monday in January following the second school district general election that occurs more than six months after the election of the first board. If the first board consists of seven members, then four members may be elected at either the first or second~~

regularly scheduled school district general election following the election of the first board. If the resolution or petition for consolidation pursuant to subdivision 2 proposed the establishment of separate election districts, these members shall be elected from separate election districts according to the provisions of that resolution or petition and of chapter 205A.

(b) The county auditor shall give ten days' posted notice of election in the area in which the election is to be held and also if there be a newspaper published in the proposed new district, one weeks' published notice shall be given. The notice shall specify the time, place, and purpose of the election.

(c) Any person desiring to be a candidate for a school election shall file an application with the county auditor to have the applicant's name placed on the ballot for such office, specifying the term for which the application is made. The application shall be filed not less than ~~12~~ 21 days before the election.

(d) The county auditor shall prepare, at the expense of the county, necessary ballots for the election of officers, placing thereon the names of the proposed candidates for each office. The ballots shall be marked and signed as official ballots and shall be used exclusively at the election. The county auditor shall determine the number of voting precincts and the boundaries of each. The county auditor shall determine the location of polling places and the hours the polls shall be open and shall appoint three election judges for each polling place who shall act as clerks of election. Election judges shall certify ballots and results to the county auditor for tabulation and canvass.

(e) After making a canvass and tabulation, the county auditor shall issue a certificate of election to the candidate for each office who received the largest number of votes cast for the office. The county auditor shall deliver such certificate to the person entitled thereto by certified mail, and each person so certified shall file an acceptance and oath of office with the county auditor within 30 days of the date of mailing of the certificate. A person who fails to qualify prior to the time specified shall be deemed to have refused to serve, but such filing may be made at any time before action to fill vacancy has been taken.

(f) The board of each district included in the new enlarged district shall continue to maintain school therein until the effective date of the consolidation. Such boards shall have power and authority only to make such contracts, to do such things as are necessary to maintain properly the schools for the period prior to that date, and to certify to the county auditor according to levy limitations applicable to the component districts the taxes collectible in the calendar year when the consolidation becomes effective.

(g) It shall be the immediate duty of the newly elected board of the new enlarged district, when the members thereof have qualified and the board has been organized, to plan for the maintenance of the school or schools of the new district for the next school year, to enter into the necessary negotiations and contracts for the employment of personnel, purchase of equipment and supplies, and other acquisition and betterment purposes, when authorized by the voters to issue bonds under the provisions of chapter 475; and on the effective date of the consolidation to assume the full duties of the care, management and control of the new enlarged district. The board of the new enlarged district shall give due consideration to the feasibility of maintaining such existing attendance centers and of establishing such other attendance centers, especially in rural areas, as will afford equitable and efficient school administration and assure the convenience and welfare of the pupils residing in the enlarged district. The obligations of the new board to teachers employed by component districts shall be governed by the provisions of section 122.532. The obligations of the new board to nonlicensed employees employed by component districts is governed by subdivision 18a.

Sec. 3. Minnesota Statutes 1994, section 205A.12, subdivision 2, is amended to read:

Subd. 2. [ELECTION.] Except in a school district located wholly or partly within a city of the first class, upon resolution of the board, made on its own motion or on presentation of a petition substantially in the form required in section 205A.13, signed by at least 50 electors of the district or ten percent of the number of votes cast in the most recent regular school board election, whichever is larger, the board shall adopt a proposal to divide the district into ~~as many~~ separate election districts ~~as there are members of the board, which.~~ The proposal must designate one of the

following options for election of members: single-member districts, from which one board member each must be elected; multimember districts, from which two or three members each must be elected; a combination of single-member and multimember districts; or a combination of single-member or multimember districts, or both, and election of one or more members at large. The proposal must be submitted to an election under this chapter. If the election is initiated by petition, the resolution calling the election must be adopted within six months after the date of receipt of the petition. Only one election within any two-year period may be held under this section.

Sec. 4. Minnesota Statutes 1994, section 205A.12, subdivision 5, is amended to read:

Subd. 5. [BOARD ELECTIONS.] If the proposal for the establishment of election districts is approved by the voters, the board shall specify the election districts from which vacancies shall be filled as they occur until such time as each board member represents an election district. A candidate for school board in a subsequent election must file an affidavit of candidacy to be elected as a school board member for the election district in which the candidate resides. If there are as many election districts as there are members of the board, one and only one member of the board shall be elected from each election district. In school districts where one or more board members are elected by election districts, candidates must indicate on the affidavit of candidacy the number of the district from which they seek election or, if appropriate, that they seek election from one of the offices elected at large. If the election districts have two or three members each, the terms of the members must be staggered. Each board member must be a resident of the election district for which elected but the creation of an election district or a change in election district boundaries shall not disqualify a board member from serving for the remainder of a term."

Pages 1 and 2, delete sections 2 and 3 and insert:

"Sec. 6. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, delete lines 5 and 6 and insert "authorizing multimember school board election districts"

Page 1, line 7, delete "elections" and delete "section" and insert "sections 122.23, subdivisions 2 and 18; 205A.12, subdivisions 2 and 5; and"

The motion prevailed. So the amendment was adopted.

S.F. No. 2283, which the committee reports progress, subject to the following motions:

Mr. Johnson, D.J. moved to amend S.F. No. 2283 as follows:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1994, section 202A.14, subdivision 1, is amended to read:

Subdivision 1. [TIME AND MANNER OF HOLDING; POSTPONEMENT.] At 7:00 p.m. on the first last Tuesday in March February in every state general election year there shall be held for every election precinct a party caucus in the manner provided in sections 202A.14 to 202A.19, except that in the event of severe weather a major political party may request the secretary of state to postpone caucuses. If a major political party makes a request, or upon the secretary of state's own initiative, after consultation with all major political parties and on the advice of the federal weather bureau and the department of transportation, the secretary of state may declare precinct caucuses to be postponed for a week in counties where weather makes travel especially dangerous. The secretary of state shall submit a notice of the postponement to news media covering the affected counties by 6:00 p.m. on the scheduled day of the caucus. A postponed caucus may also be postponed pursuant to this subdivision."

Page 1, after line 17, insert:

"Sec. 3. Minnesota Statutes 1994, section 204B.45, is amended by adding a subdivision to read:

Subd. 1b. [PRESIDENTIAL PRIMARY.] The secretary of state shall conduct the presidential primary by mail, in the manner provided in this section, to the extent practicable, and chapter 207A.

Sec. 4. Minnesota Statutes 1994, section 204B.45, subdivision 3, is amended to read:

Subd. 3. [ELECTION LAW APPLIED; RULES.] The Minnesota election law is applicable to mail balloting except as provided by this section or by rules adopted by the secretary of state, ~~but only paper ballots may be used.~~ The secretary of state shall adopt rules for the conduct of mail balloting, including instructions to voters, procedures for challenge of voters, public observation of the counting of ballots, and procedures for proper handling and safeguarding of ballots to ensure the integrity of the election.

Sec. 5. Minnesota Statutes 1995 Supplement, section 207A.01, is amended to read:

207A.01 [PRESIDENTIAL PRIMARY.]

~~A presidential primary must be held on the first Tuesday in April of same day as the day precinct caucuses are held under section 202A.14, subdivision 1, in each year after 1999 in which a president and vice president of the United States are to be nominated and elected, at which the voters of this state may express their preference among the candidates of the major political party of their choice, for that party's nomination to be president of the United States or may vote for uncommitted delegates to the national party convention. For the purposes of sections 207A.01 to 207A.07 207A.09, "political party" or "party" means a political party as defined in section 200.02, subdivision 7.~~

Sec. 6. Minnesota Statutes 1994, section 207A.02, subdivision 1a, is amended to read:

Subd. 1a. [TIME FOR FILING; FEE.] The period for filing an affidavit of candidacy for the presidential primary must begin 16 weeks before the primary and end 14 weeks before the primary. The filing fee is ~~\$500~~ \$1,000. The period for signing nominating petitions must begin 16 weeks before the primary and end ten weeks before the primary.

Sec. 7. Minnesota Statutes 1994, section 207A.03, is amended to read:

207A.03 [PRESIDENTIAL PRIMARY; HOW CONDUCTED.]

Subdivision 1. [GENERAL RULE.] Except as otherwise provided in sections 207A.01 to ~~207A.07~~ 207A.09, the presidential primary must be conducted, and the results canvassed and returned in the manner provided by law for the state primary. ~~If a municipality which uses lever voting machines or an electronic voting system determines that the use of the machines or voting system would not be practical in the presidential primary, the municipality may use a paper ballot for the presidential primary.~~

Subd. 2. [VOTER CERTIFICATION; BALLOT.] An individual seeking to vote at the presidential primary shall ~~request~~ choose the ballot of the party for whose candidates the individual wishes to vote and must indicate this choice on the mail voter's certificate. ~~The voter registration certificate or duplicate registration file for the presidential primary must list the names of the political parties appearing on the ballot at the presidential primary. Before receiving a ballot, a voter shall sign the voter's certificate or duplicate registration file and shall place a check mark beside the name of the political party whose ballot the voter requested.~~

Subd. 3. [PROCEDURES.] At least 14 days before the presidential primary, the secretary of state shall mail ballots to each person registered to vote on the 21st day before the presidential primary, except that no ballot may be mailed to a challenged voter. Voted ballots may be returned to either the secretary of state or the county auditor no later than 8:00 p.m. on the day of the presidential primary. The secretary of state may begin processing and counting ballots immediately as the ballots are received from the voters, except that no vote totals or other election results may be disclosed until 8:00 p.m. on the day of the presidential primary.

Subd. 4. [COUNTY AUDITOR'S DUTIES.] Each county auditor shall designate one or more places for voters to deliver their voted ballots, to return spoiled ballots, to obtain assistance in marking the ballots, and to register and vote on election day. The county auditor shall appoint a sufficient number of election judges to perform duties related to the administration of the presidential primary. At the conclusion of voting, the county auditor shall count all ballots delivered to the auditor and report them immediately to the secretary of state.

Subd. 5. [COSTS.] The secretary of state shall pay the costs related to the conduct of the presidential primary. The county auditor shall document costs incurred by the county and shall report these costs in the manner provided by the secretary of state. The secretary of state shall reimburse the county for the costs incurred in the administration of the presidential primary.

Sec. 8. Minnesota Statutes 1994, section 207A.04, subdivision 3, is amended to read:

Subd. 3. [BALLOT PREPARATION DUTIES OF SECRETARY OF STATE.] The secretary of state shall prepare paper mailing enclosures, ballots, absentee ballot envelopes, ballot return envelopes, election return envelopes, and summary statements, and other needed forms for use in the presidential primary. The ballots must be printed on white paper with A separate ballot must be prepared for the names of the candidates of each political party.

Sec. 9. [207A.05] [EXPERIMENTAL PROCEDURES.]

Subdivision 1. [PROCESSING VOTING MATERIALS.] The secretary of state may authorize the use of computers and related equipment for the processing of election materials and the counting of ballots on an experimental basis.

Subd. 2. [FORMS.] The secretary of state may develop special forms for mailing enclosures, ballots, and other printed materials required for the presidential primary on an experimental basis.

Subd. 3. [POLLING PLACES.] The secretary of state, in cooperation with the county auditors, may designate experimental polling places where voters from one or more counties may vote in the presidential primary. Experimental voting procedures for polling places established as provided in this section may be used, as provided in the rules of the secretary of state. Any costs incurred as a result of establishment of polling places under this subdivision must be paid by the secretary of state.

Sec. 10. Minnesota Statutes 1994, section 207A.06, subdivision 2, is amended to read:

Subd. 2. [CHOSEN DELEGATES.] Delegates to the national convention of each political party appearing on the presidential primary ballot must be chosen by the state convention or congressional district convention of that party, except as otherwise provided in this subdivision. The secretary of each party's state convention or congressional district convention shall promptly notify the secretary of state of the names of the delegates to the national convention chosen as supporters of each presidential candidate and the names of the candidates to which the delegates have been apportioned by July 1 of each year in which a presidential primary is held. A political party whose apportionment of delegates does not conform to the results of the presidential primary ceases to be eligible for the ten-percent political party checkoff in section 10A.31, subdivision 5, clause (6), and ceases to be eligible to issue political contribution refund receipt forms under section 290.06, subdivision 23, until it notifies the secretary of state of an apportionment that does conform to the results of the presidential primary.

Sec. 11. Minnesota Statutes 1994, section 207A.08, is amended to read:

207A.08 [INFORMATION ON PARTY CHOICE.]

Notwithstanding section 204C.18, subdivision 1, or other law to the contrary, a person entitled to inspect the duplicate registration file or receive a copy of a current precinct the public information list under section 201.091 must also be informed of indicate the party choice of any voter who voted in the most recent presidential primary under this chapter.

Sec. 12. Minnesota Statutes 1994, section 207A.09, is amended to read:

207A.09 [RULEMAKING AUTHORITY.]

The secretary of state shall adopt rules to implement the provisions of this chapter as follows:

- (1) to implement ~~section~~ sections 207A.01 to 207A.08;
- (2) to determine a method for verifying the signatures on nominating petitions and petitions in place of filing fees for the presidential primary;
- (3) to determine the format of the presidential primary ballots; and
- (4) to determine the manner of paying or reimbursing the costs to the counties of conducting the presidential primary.

Sec. 13. [REPEALER.]

Minnesota Statutes 1994, section 207A.07, is repealed."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "requiring the presidential primary to be conducted by mail on the same date as precinct caucuses; moving the date of precinct caucuses to the last Tuesday in February;"

Page 1, line 4, delete "section" and insert "sections 202A.14, subdivision 1;"

Page 1, delete line 5 and insert "subdivisions 1, 3, and by adding a subdivision; 207A.02, subdivision 1a; 207A.03; 207A.04, subdivision 3; 207A.06, subdivision 2; 207A.08; 207A.09; Minnesota Statutes 1995 Supplement, section 207A.01; proposing coding for new law in Minnesota Statutes, chapter 207A; repealing Minnesota Statutes 1994, section 207A.07."

Ms. Reichgott Junge moved to amend the Johnson, D.J. amendment to S.F. No. 2283 as follows:

Page 1, delete lines 23 to 36

Page 2, delete lines 1 to 3

Page 2, delete lines 27 to 36

Page 3, delete lines 1 to 36

Page 4, delete lines 1 to 14

Page 6, delete lines 3 and 4

Amend the title amendment accordingly

The question was taken on the adoption of the Reichgott Junge amendment to the Johnson, D.J. amendment.

The roll was called, and there were yeas 36 and nays 24, as follows:

Those who voted in the affirmative were:

Belanger	Janezich	Kroening	Oliver	Spear
Berg	Johnson, D.E.	Larson	Olson	Stevens
Betzold	Johnston	Lesewski	Ourada	Terwilliger
Cohen	Kiscaden	Limmer	Pariseau	Wiener
Dille	Kleis	Marty	Reichgott Junge	
Fischbach	Knutson	Merriam	Runbeck	
Frederickson	Kramer	Neuville	Sams	
Hanson	Krentz	Novak	Scheevel	

Those who voted in the negative were:

Anderson	Hottinger	Metzen	Pappas	Samuelson
Beckman	Johnson, D.J.	Moe, R.D.	Pogemiller	Solon
Berglin	Laidig	Mondale	Price	Stumpf
Chandler	Langseth	Morse	Ranum	Vickerman
Flynn	Lessard	Murphy	Riveness	

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

Mr. Betzold moved to amend the Johnson, D.J. amendment to S.F. No. 2283 as follows:

Page 2, after line 26, insert:

"Sec. 5. Minnesota Statutes 1994, section 207A.03, is amended by adding a subdivision to read:

Subd. 3. [COSTS.] The secretary of state shall pay the costs related to the conduct of the presidential primary. The county auditor shall document costs incurred by the county and shall report these costs in the manner provided by the secretary of state. The secretary of state shall reimburse the county for the costs incurred in the administration of the presidential primary."

Renumber the sections in sequence and correct the internal references

Amend the title amendment accordingly

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

Ms. Reichgott Junge moved to amend the Johnson, D.J. amendment to S.F. No. 2283 as follows:

Pages 4 and 5, delete section 10

Renumber the sections in sequence and correct the internal references

Amend the title amendment accordingly

The question was taken on the adoption of the Reichgott Junge amendment to the Johnson, D.J. amendment.

The roll was called, and there were yeas 26 and nays 36, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Krentz	Pappas	Spear
Berglin	Janezich	Limmer	Piper	Wiener
Chandler	Johnson, J.B.	Marty	Pogemiller	
Cohen	Kelly	Merriam	Ranum	
Fischbach	Kiscaden	Morse	Reichgott Junge	
Flynn	Knutson	Novak	Riveness	

Those who voted in the negative were:

Beckman	Johnston	Metzen	Pariseau	Stevens
Belanger	Kleis	Moe, R.D.	Price	Stumpf
Berg	Kramer	Mondale	Robertson	Terwilliger
Betzold	Kroening	Murphy	Runbeck	Vickerman
Dille	Laidig	Neuville	Sams	
Hottinger	Langseth	Oliver	Samuelson	
Johnson, D.E.	Larson	Olson	Scheevel	
Johnson, D.J.	Lessard	Ourada	Solon	

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

Mr. Ourada moved to amend the Johnson, D.J. amendment to S.F. No. 2283 as follows:

Page 5, line 8, after "A" insert "state"

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

The question recurred on the Johnson, D.J. amendment, as amended.

The roll was called, and there were yeas 37 and nays 27, as follows:

Those who voted in the affirmative were:

Beckman	Johnson, D.E.	Larson	Olson	Samuelson
Belanger	Johnson, D.J.	Lessard	Ourada	Solon
Berg	Johnston	Metzen	Pappas	Stevens
Betzold	Knutson	Moe, R.D.	Pariseau	Stumpf
Cohen	Kramer	Mondale	Riveness	Vickerman
Dille	Kroening	Murphy	Robertson	
Hottinger	Laidig	Neuville	Runbeck	
Janezich	Langseth	Oliver	Sams	

Those who voted in the negative were:

Anderson	Hanson	Lesewski	Piper	Spear
Berglin	Johnson, J.B.	Limmer	Pogemiller	Terwilliger
Chandler	Kelly	Marty	Price	Wiener
Fischbach	Kiscaden	Merriam	Ranum	
Flynn	Kleis	Morse	Reichgott Junge	
Frederickson	Krentz	Novak	Scheevel	

The motion prevailed. So the Johnson, D.J. amendment, as amended, was adopted.

Mrs. Pariseau moved to amend S.F. No. 2283 as follows:

Page 1, delete section 1

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 42, as follows:

Those who voted in the affirmative were:

Berg	Johnston	Lessard	Pariseau	Terwilliger
Dille	Kleis	Limmer	Runbeck	
Fischbach	Knutson	Neuville	Sams	
Frederickson	Kramer	Oliver	Scheevel	
Johnson, D.E.	Laidig	Olson	Stevens	

Those who voted in the negative were:

Anderson	Hottinger	Lesewski	Ourada	Samuelson
Beckman	Janezich	Marty	Pappas	Solon
Belanger	Johnson, D.J.	Merriam	Piper	Spear
Berglin	Johnson, J.B.	Metzen	Pogemiller	Stumpf
Betzold	Kiscaden	Moe, R.D.	Price	Vickerman
Chandler	Krentz	Mondale	Ranum	Wiener
Cohen	Kroening	Morse	Reichgott Junge	
Flynn	Langseth	Murphy	Riveness	
Hanson	Larson	Novak	Robertson	

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

The question was taken on the recommendation to pass S.F. No. 2283.

The roll was called, and there were yeas 30 and nays 33, as follows:

Those who voted in the affirmative were:

Beckman	Hottinger	Laidig	Mondale	Runbeck
Belanger	Janezich	Langseth	Murphy	Sams
Berg	Johnson, D.E.	Larson	Oliver	Samuelson
Betzold	Johnson, D.J.	Lessard	Pappas	Solon
Cohen	Kiscaden	Metzen	Riveness	Stumpf
Dille	Kroening	Moe, R.D.	Robertson	Vickerman

Those who voted in the negative were:

Anderson	Johnson, J.B.	Limmer	Ourada	Scheevel
Berglin	Johnston	Marty	Pariseau	Spear
Chandler	Kleis	Merriam	Piper	Stevens
Fischbach	Knutson	Morse	Pogemiller	Terwilliger
Flynn	Kramer	Neuville	Price	Wiener
Frederickson	Krentz	Novak	Ranum	
Hanson	Lesewski	Olson	Reichgott Junge	

The motion did not prevail.

S.F. No. 2283 was then progressed.

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

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees, Second Reading of Senate Bills and Second Reading of House 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. 918: A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article V, sections 1, 3, and 4; article VIII, section 2; article XI, sections 7 and 8; abolishing the office of state treasurer; transferring or repealing the powers, responsibilities, and duties of the state treasurer; amending Minnesota Statutes 1994, sections 9.011, subdivision 1; and 11A.03.

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

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

H.F. No. 14: A resolution urging the United Nations to admit the Republic of Taiwan as a full member.

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

Page 1, lines 5, 8, 11, 18, and 22, delete "Taiwan" and insert "China"

Page 2, lines 1 and 7, delete "Taiwan" and insert "China"

Amend the title as follows:

Page 1, line 3, delete "Taiwan" and insert "China"

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

SECOND READING OF SENATE BILLS

S.F. No. 918 was read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 14 was read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Betzold moved that H.F. No. 2008 be taken from the table. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H.F. NO. 2008

A bill for an act relating to insurance; health; regulating childbirth and postpartum care benefits; proposing coding for new law in Minnesota Statutes, chapter 62A.

March 6, 1996

The Honorable Irv Anderson
Speaker of the House of Representatives

The Honorable Allan H. Spear
President of the Senate

We, the undersigned conferees for H.F. No. 2008, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H.F. No. 2008 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [62A.0411] [MATERNITY CARE.]

Every health plan as defined in section 62Q.01, subdivision 3, that provides maternity benefits must, consistent with other coinsurance, copayment, deductible, and related contract terms, provide coverage of a minimum of 48 hours of inpatient care following a vaginal delivery and a minimum of 96 hours of inpatient care following a caesarean section for a mother and her newborn. The health plan shall not provide any compensation or other nonmedical remuneration to encourage a mother and newborn to leave inpatient care before the duration minimums specified in this section.

The health plan must also provide coverage for postdelivery care to a mother and her newborn if the duration of inpatient care is less than the minimums provided in this section.

Postdelivery care consists of a minimum of one home visit by a registered nurse. Services provided by the registered nurse include, but are not limited to, parent education, assistance and training in breast and bottle feeding, and conducting any necessary and appropriate clinical tests. The home visit must be conducted within four days following the discharge of the mother and her child.

Sec. 2. [EFFECTIVE DATE; APPLICATION.]

Section 1 is effective the day following final enactment and applies to health plans issued or renewed to provide coverage to a Minnesota resident on or after that date."

Delete the title and insert:

"A bill for an act relating to insurance; health; regulating childbirth and postpartum care benefits; proposing coding for new law in Minnesota Statutes, chapter 62A."

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Joe Opatz, Betty McCollum, Gregory M. Davids

Senate Conferees: (Signed) Don Betzold, Deanna Wiener, Warren Limmer

Mr. Betzold moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2008 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 2008 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 53 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnston	Merriam	Pappas	Robertson	Runbeck
Kiscaden				

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

RECESS

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

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

APPOINTMENTS

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

S.F. No. 2116: Mr. Solon, Ms. Wiener and Mr. Larson.

S.F. No. 1902: Ms. Pappas, Mr. Terwilliger and Ms. Wiener.

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

MEMBERS EXCUSED

Messrs. Chmielewski, Day and Finn were excused from the Session of today. Ms. Krentz was excused from the Session of today from 10:00 to 10:40 a.m. Ms. Ranum was excused from the Session of today from 10:00 to 10:50 a.m. Ms. Kiscaden was excused from the Session of today from 10:00 to 10:45 a.m. Ms. Berglin was excused from the Session of today from 10:15 to 10:30 a.m. Mr. Riveness was excused from the Session of today from 10:00 to 12:00 noon. Mr. Chandler was excused from the Session of today from 10:00 a.m. to 12:45 p.m. Ms. Johnson, J.B. was excused from the Session of today from 12:10 to 1:45 p.m. Mr. Kelly was excused from the Session of today from 12:00 noon to 12:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Wednesday, March 13, 1996. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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